

**CITY OF IOWA FALLS
REGULAR MEETING
SEPTEMBER 16, 2019**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, September 16, 2019 with Mayor Gene Newgaard presiding over the meeting. Council Members Steve Klein, Roger Nissly, Bruce Thies and Rob Wohlert were present. Council Member Michelle Gritsch was absent. Also present was City Manager Jody Anderson.

ACCEPTANCE OF THE AGENDA

Klein moved and Nissly seconded to accept the agenda as written.
Vote: Klein, Nissly, Thies and Wohlert voting aye.

APPROVAL OF MINUTES

Thies moved and Nissly seconded to approve the minutes of the regular meeting of August 19, 2019, and the special meetings of August 26, 2019 and September 10, 2019.
Vote: Thies, Nissly, Klein and Wohlert voting aye.

APPROVAL OF MONTHLY CLAIMS AND FINANCIALS

Nissly moved and Klein seconded to approve the monthly claims and financials.
Roll Vote: Nissly, Klein, Wohlert and Thies voting aye.

CONSENT AGENDA

Nissly moved and Thies seconded to approve the following items:

1. **IFA Homecoming Activities**

- a. Resolution No. 2019-46 closing certain streets for the parade route on Thursday, October 3 from approximately 5:00 p.m. until 6:30 p.m.
- b. Resolution No. 2019-47 closing Estes from Main to Stevens on Thursday, October 3 from 5:00 p.m. until 10:00 p.m. for Homecoming activities.
- c. No parking on the north side of Estes Park on Thursday, October 3 from 6:00 a.m. until 10:00 p.m.

2. **Street Finance Report**

Resolution No. 2019-48 approving the Street Finance Report.

Roll Vote: Nissly, Thies, Wohlert and Klein voting aye.

OLD BUSINESS

3. **Union Street Project**

Klein moved and Nissly seconded to approve Progress Payment #3 in the amount of \$307,113.10 for Gehrke Inc.

Roll Vote: Klein, Nissly, Thies and Wohlert voting aye.

4. **US 65 Project**

Wohlert moved and Thies seconded to approve Change Order 19 in the amount of \$17,960.90 which replaces all the sod with seed.

Roll Vote: Wohlert, Thies, Nissly and Klein voting aye.

5. **Test Wells**

Jenny Ruddy with FOX Engineering presented the test well results and the recommendation that none of the three test wells appeared to produce the amount of water desired. They will continue to work with IGS to possibly try and find a location closer to the Pine Street wells.

6. **Water and Sewer Service Extension**

Nissly moved and Thies seconded to direct staff to work with Mitch Holtz, FOX Engineering, to meet with property owners in the area to see if there is any interest in developing housing in this area.

Vote: Nissly, Thies, Wohlert and Klein voting aye.

7. **North Cadet Trail Project**

Thies moved and Wohlert seconded to withhold the \$119,700.72 progress payment and direct staff to contact WHKS Engineers and Heartland Asphalt to let them know that this will not be paid until the water issue on the trail by Rock Run Elementary has been repaired.

Roll Vote: Thies, Wohlert, Klein and Nissly voting aye.

8. **Library Roof**

Nissly moved and Klein seconded to table approval of the bid for replacement of the library roof to allow time to research the issues and to contact an architect about specifications for this type of roof.

Roll Vote: Nissly, Klein, Wohlert and Thies voting aye.

9. **346 Sarah**

a. No bids were received for the property.

b. Wohlert moved and Thies seconded to authorize the City Manager to have an asbestos inspection and abate that and advertise for bids for the removal of the structure with payment coming from 80% LOST funds.

Roll Vote: Wohlert, Thies, Nissly and Klein voting aye.

10. **ITC Midwest LLC**

The Ordinance in regard to franchise authority for ITC Midwest LLC died for lack of a motion.

11. **City Hall Construction**

a. Klein moved and Thies seconded to approve temporarily closing the parking on the west side of River Street from Washington to Railroad.

Roll Vote: Klein, Thies, Wohlert and Nissly voting aye.

b. Wohlert moved and Thies seconded to approve temporarily closing the parking on the north side of Railroad from River to the west.

Roll Vote: Wohlert, Thies, Nissly and Klein voting aye.

c. Wohlert moved and Nissly seconded to approve temporarily closing Railroad from River Street to the west for public use.

Roll Vote: Wohlert, Nissly, Thies and Klein voting aye.

d. Wohlert moved and Klein seconded to remove the trees and replace them with new ones once the construction is complete.

Roll Vote: Wohlert, Klein, Nissly and Thies voting aye.

NEW BUSINESS

12. **Mowing Invoice**

Wohlert moved to reduce the mowing invoice for Beckie Fitz from \$980 to \$750. The motion died for lack of a second.

13. **Ellsworth Neighborhood Investment Group**

Thies moved and Wohlert seconded to approve the agreement with the changes noted.

Roll Vote: Thies, Wohlert, Klein and Nissly voting aye.

14. **Stop / Yield Railroad Intersections**

a. Klein moved and Nissly seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by repealing Section 65.10.2 and 65.10.15, pertaining to stop at certain railroad crossings.

Roll Vote: Klein, Nissly, Thies and Wohlert voting aye.

b. Thies moved and Wohlert seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to yield required.

Roll Vote: Thies, Wohlert, Klein and Nissly voting aye.

15. **Halloween Trick or Treat**

Wohlert moved and Klein seconded to set Halloween Trick or Treat for Thursday, October 31 from 5:30 p.m. until 7:30 p.m.

Vote: Wohlert, Klein, Nissly and Thies voting aye.

16. **Liquor Licenses**

a. Klein moved and Thies seconded to approve the Special Class C Liquor License for Chuong Garden.

Roll Vote: Klein, Thies, Wohlert and Nissly voting aye.

b. Thies moved and Wohlert seconded to table the Class C Liquor License for Plaza Veracruz 2.

Roll Vote: Thies, Wohlert, Klein and Nissly voting aye.

17. **Closed Session**

Klein moved and Nissly seconded to go into closed session as allowed in Iowa Code Section 21.5.1.j to discuss land acquisition and disposal and Iowa Code Section 21.5.1.c. to discuss possible litigation.

Roll Vote: Klein, Nissly, Thies and Wohlert voting aye.

Wohlert moved and Nissly seconded to go back into open session having taken no action in closed session.

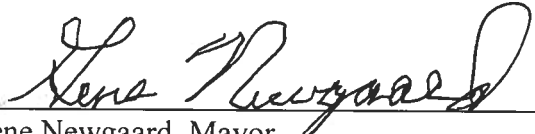
Roll Vote: Wohlert, Nissly, Thies and Klein voting aye.

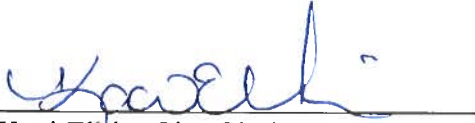
ADJOURNMENT

Klein moved and Wohlert seconded to adjourn.

Vote: Klein, Wohlert, Thies and Nissly voting aye.

The meeting adjourned at 8:50 p.m.


Gene Newgaard, Mayor


Kaci Elkin, City Clerk