

**CITY OF IOWA FALLS
REGULAR MEETING
FEBRUARY 21, 2012**

The Mayor and City Council of the City of Iowa Falls met in regular session on Tuesday, February 21, 2012 with Mayor Jerrold Welden presiding over the meeting. Council Members David Hampe, Kurt Knudson, Mark Messa, Roger Nissly and Bruce Thies were present. Also present was City Manager Jody Anderson.

ACCEPTANCE OF THE AGENDA

Thies moved and Knudson seconded to accept the agenda as written.
Vote: Thies, Knudson, Nissly, Messa and Hampe voting aye.

APPROVAL OF MINUTES

Messa moved and Hampe seconded to approve the minutes of the regular meeting of January 23, 2012 and special meetings of February 6, 2012, February 7, 2012, February 9, 2012 and February 13, 2012.
Vote: Messa, Hampe, Thies, Knudson and Nissly voting aye.

APPROVAL OF MONTHLY CLAIMS

Knudson moved and Hampe seconded to approve the monthly claims.
Roll Vote: Knudson, Hampe, Thies, Nissly and Messa voting aye.

CONSENT AGENDA

Thies moved and Nissly seconded to approve the following items:

1. **Liquor Licenses**

- a. Class C Liquor License for Highland Golf Club.
- b. Class C Liquor License for Las Flores.
- c. Class C Beer Permit for Dollar General Store.
- d. Class E Liquor License for Wal-Mart.

2. **Labor Day Car Show**

a. Resolution No. 2012-08 closing Stevens Street from Estes to Washington on Sunday, September 2, 2012 for Car Show activities.

b. Resolution No. 2012-09 closing Railroad from College to Oak, Washington from Main to Oak, Estes from Main to Oak, College from Washington to Railroad, Main from Washington to Railroad and Stevens from Rocksylvania to Railroad for the Car Show on Monday, September 3, 2012.

3. **Ellis Avenue Street & Utility Reconstruction**

Pay Request No. 1 to Geislinger & Sons in the amount of \$128,652.15.

Roll Vote: Thies, Nissly, Messa, Hampe and Knudson voting aye.

OLD BUSINESS

4. **Trail Project**

a. Hampe moved and Messa seconded to approve Change Order No. 1 in the amount of \$15,552.50, payable with TIF funds.

Roll Vote: Hampe, Messa and Nissly voting aye, Knudson and Thies voting no.

b. Nissly moved and Messa seconded to approve partial payment estimate in the amount of \$33,333.54.

Roll Vote: Nissly, Messa and Hampe voting aye, Thies and Knudson voting no.

c. Knudson moved and Nissly seconded to approve the project schedule for Recreation Trail Bridges.

Vote: Knudson, Nissly, Messa, Hampe and Thies voting aye.

5. **Insurance Bids**

Hampe moved and Knudson seconded to accept the bid from Green Belt Insurance with ICAP.

Roll Vote: Hampe and Knudson voting aye, Thies, Messa and Nissly voting no.

A committee of two council members, the mayor, city manager and city clerk will meet with the insurance representatives to review the bids.

6. **Water and Sewer Rates**

a. Knudson moved and Thies seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to water user rates.

Roll Vote: Knudson, Thies, Hampe, Messa and Nissly voting aye.

b. Messa moved and Hampe seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to rates for sanitary sewer service.

Roll Vote: Messa, Hampe, Thies, Knudson and Nissly voting aye.

7. **Sewer Revenue Capital Loan Notes**

a. Mayor Welden opened the public hearing on the authorization of a Loan Agreement and the issuance of Notes to evidence the obligations of the City thereunder. There were no oral or written comments. Mayor Welden closed the public hearing.

b. Hampe moved and Thies seconded to approve Resolution No. 2012-10 instituting proceedings to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$1,300,000 Sewer Revenue Capital Loan Notes.
Roll Vote: Hampe, Thies, Knudson, Nissly and Messa voting aye.

8. **Flood Plain Regulations**

Messa moved and Knudson seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to flood plain regulations.
Roll Vote: Messa, Knudson, Thies, Hampe and Nissly voting aye.

9. **Zoning Ordinances**

a. Nissly moved and Messa seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to Residential Single-Family District.
Roll Vote: Nissly, Messa, and Thies voting aye, Hampe and Knudson voting no.

b. Nissly moved and Thies seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to Residential Multi-Family District.
Roll Vote: Nissly, Thies and Messa voting aye, Hampe and Knudson voting no.

c. Messa moved and Nissly seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to Neighborhood Commercial District.
Roll Vote: Messa, Nissly and Thies voting aye, Hampe and Knudson voting no.

10. **FY2012-2013 Budget**

Nissly moved and Knudson seconded to schedule a public hearing on the FY2012-2013 Budget for Monday, March 5, 2012 at 12:00 noon in the City Manager's office.
Vote: Nissly, Knudson, Thies, Hampe and Messa voting aye.

11. **Load and Weight Restrictions**

The Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to load and weight restrictions died for lack of a motion.

NEW BUSINESS

12. Tuskegee Airman Sculpture

Ray Langhammer gave a presentation in regard to a sculpture of Joe Gomer, a Tuskegee Airman and possibly obtaining one for the Airport. The Council told Mr. Langhammer that as long as it didn't cost the city any money it was okay for him to proceed with trying to obtain the sculpture.

13. Wastewater Treatment Plant Digester Cover

Messa moved and Nissly seconded to approve option #2, the stainless steel slide assemblies to be used with the existing guides for the digester cover in the amount of \$47,443.00.

Roll Vote: Messa, Nissly, Knudson, Thies and Hampe voting aye.

14. Midland Power Cooperative

a. Knudson moved and Thies seconded to approve the Nondisclosure Agreement with Midland Power Cooperative.

Roll Vote: Knudson, Thies, Hampe, Messa and Nissly voting aye.

b. Hampe moved and Nissly seconded to approve on first reading an Ordinance granting to Midland Power Cooperative ("Company"), its successors and assigns, the right and franchise to acquire, construct, reconstruct, erect, maintain and operate in the City of Iowa Falls, Hardin County, Iowa, works and plants for the manufacture and generation of electricity and a distribution system for electric light, heat and power and the right to erect and maintain the necessary poles, lines, wires, conduits and other appliances for the distribution of electric current along, under and upon the streets, alleys and public places in the City of Iowa Falls, Hardin County, Iowa, to supply individuals, corporations, communities and municipalities both inside and outside of said City with electric light, heat and power for the period of twenty-five (25) years and granting to said Company the right of eminent domain.

Roll Vote: Hampe, Nissly, Messa, Thies and Knudson voting aye.

c. Messa moved and Knudson seconded to suspend the rules and place on third and final reading.

Roll Vote: Messa, Knudson, Thies, Hampe and Nissly voting aye.

d. Knudson moved and Thies seconded to approve on third and final reading Ordinance No. 1010 granting to Midland Power Cooperative ("Company"), its successors and assigns, the right and franchise to acquire, construct, reconstruct, erect, maintain and operate in the City of Iowa Falls, Hardin County, Iowa, works and plants for the manufacture and generation of electricity and a distribution system for electric light, heat and power and the right to erect and maintain the necessary poles, lines, wires, conduits and other appliances for the distribution of electric current along, under and upon the streets, alleys and public places in the City of Iowa Falls, Hardin County, Iowa, to supply individuals, corporations, communities and

municipalities both inside and outside of said City with electric light, heat and power for the period of twenty-five (25) years and granting to said Company the right of eminent domain.
Roll Vote: Knudson, Thies, Hampe, Messa and Nissly voting aye.

15. **Airport Farm Lease**

Knudson moved and Hampe seconded to approve the farm lease with Dennis Prochaska.
Roll Vote: Knudson, Hampe, Thies, Nissly and Messa voting aye.

16. **City Financing**

Hampe moved and Messa seconded to approve the financing agreement with Green Belt Bank & Trust for a line of credit up to \$750,000.00 at an interest rate of 4%.
Vote: Hampe, Messa, Nissly, Knudson and Thies voting aye.

ADJOURNMENT

Knudson moved and Hampe seconded to adjourn.
Vote: Knudson, Hampe, Thies, Nissly and Messa voting aye.
The meeting adjourned at 8:35 p.m.

Jerrold Welden, Mayor

Attest:

Jon Kies, City Clerk