

**CITY OF IOWA FALLS
REGULAR MEETING
APRIL 18, 2011**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, April 18, 2011 with Mayor Jerrold Welden presiding over the meeting. Council Members Jody Anderson, David Hampe, Kurt Knudson, Mark Messa and Bruce Thies were present. Also present was City Manager Brian Weuve.

ACCEPTANCE OF THE AGENDA

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

APPROVAL OF MINUTES

Messa moved and Anderson seconded to approve the minutes of the regular meeting of March 21, 2011 and the special meeting of April 11, 2011.
Vote: Messa, Anderson, Knudson, Thies and Hampe voting aye.

APPROVAL OF MONTHLY CLAIMS

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

OLD BUSINESS

1. **South Interceptor Sewer Extension**

Messa moved and Thies seconded to approve Change Order No. 03 in the estimated amount of a \$4,360.00 deduct in order to avoid a tile, relocate a manhole and a seven day time extension.
Roll Vote: Messa, Thies, Hampe, Knudson and Anderson voting aye.

2. **Hotel/Motel Application**

a. A presentation was given by Diana Thies, Iowa Falls Chamber/Main Street Tourism Committee, in regard to their request for funds for directional and event signs. They have revised the amount requested to an amount not to exceed \$2,500.

b. Hampe moved and Anderson seconded to approve the request Iowa Falls Chamber/Main Street Tourism Committee in the amount of not to exceed \$2,500 for Directional and Event Signs.
Vote: Hampe, Anderson, Messa, Knudson and Thies voting aye.

3. **Franchise Agreement with Alliant Energy – Electric**

a. Mayor Welden opened the public hearing on the renewal of the franchise agreement with Alliant Energy for Electricity. City Manager Weuve reported that the franchise agreement includes a 1.5% franchise fee. There were no further oral or written comments. Mayor Welden closed the public hearing.

b. Anderson moved and Knudson seconded to approve on first reading an Ordinance granting to Interstate Power and Light Company, (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: Anderson, Knudson, Thies, Hampe and Messa voting aye.

4. **Franchise Agreement with Alliant Energy - Gas**

a. Mayor Welden opened the public hearing on the renewal of the franchise agreement with Alliant Energy for Gas. City Manager Weuve reported that the franchise agreement includes a 1.5% franchise fee. There were no further oral or written comments. Mayor Welden closed the public hearing.

b. Knudson moved and Hampe seconded to approve on first reading an Ordinance granting to Interstate Power and Light Company, its successors and assigns, the right and franchise to acquire, construct, erect, maintain and operate a natural gas distribution system in the City of Iowa Falls, Hardin County, Iowa, and the right to lay down, operate and maintain the necessary pipes, mains, and other conductors and appliances in, along and under the streets, avenues, alleys and public places of the City of Iowa Falls, Hardin County, Iowa, as now or hereafter constituted, for a period of twenty-five(25) years, for the purpose of distributing, supplying and selling natural gas to the City and its inhabitants thereof and to persons and corporations beyond the limits thereof; and granting to said Company the right of eminent domain.
Roll Vote: Knudson, Hampe, Thies, Anderson and Messa voting aye.

5. **Alliant Energy Franchise Fee Revenue Statement**

Anderson moved and Knudson seconded to schedule a public hearing for the May 16, 2011 6:30 p.m. City Council meeting on the Revenue Purpose Statement in conjunction with the imposition of a Franchise Fee on gas and electric bills within the City of Iowa Falls.
Vote: Anderson, Knudson, Thies, Hampe and Messa voting aye.

6. **Fire Lane Ordinance**

Thies moved and Messa seconded to approve on third and final reading Ordinance No. 996 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by adding a new Section in regard to Fire Lanes.

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

7. **Tobacco Permit Ordinance**

a. Hampe 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 cigarette and tobacco permits.

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

b. Messa moved and Thies seconded to approve suspension of the rules and placing on third and final reading.

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

c. Thies moved and Knudson seconded to approve on third and final reading Ordinance No. 997 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to cigarette and tobacco permits.

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

8. **Utility Rate Ordinances**

a. Anderson 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 water user rates.

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

b. Knudson 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: Knudson, Hampe, Thies, Messa and Anderson voting aye.

c. Messa 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 rates for sanitary sewer service rates for outside city limits.

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

d. Anderson 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 solid waste collection and disposal.

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

9. **Head Shop Ordinance**

Thies moved and Knudson seconded to approve on first reading an Ordinance relating to the location of retail “Head Shop” businesses within the City limits of the City of Iowa Falls, Iowa.

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

NEW BUSINESS

10. **Sale / Lease of City Street**

Discussion was held in regard to the request from Steve and Dave Krogh to either purchase or lease a portion of the 100 block of Main Street.

Anderson moved and Knudson seconded to set a public hearing to vacate and lease that portion of the street. Knudson withdrew his second. Anderson amended his motion to include a 16’ x 18’ deck for an entrance and exit for the building. The motion died for lack of a second.

Knudson moved and Anderson seconded to lease 18’ to the north and south of the concrete wall and the same distance out to the east as the current leases are. Anderson withdrew his second. Knudson amended his motion to the north edge of the Woody’s building then out to the east the same distance as the current leases. Anderson seconded the motion.

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

Anderson moved and Knudson seconded to schedule a public hearing on vacating the street and leasing the street for the May 16, 2011 6:30 p.m. City Council meeting.

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

11. **Roll-Off Dumpster Purchase**

The Council discussed the purchase of a roll-off trailer and four roll-off containers.

Anderson moved and Knudson seconded to table until the time a new truck is purchased and to equip that truck to handle 2 or 3 yard dumpsters.

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

12. **Bulky Item Drop-off Day**

Council directed staff to try and get either the second or third weekend in July for the bulky item drop-off day.

13. **Liquor Licenses**

a. Messa moved and Thies seconded to approve a Class C Beer and Wine Permit for the Princess Grill subject to approval of the Fire Chief.

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

b. Thies moved and Knudson seconded to approve a Class C Liquor License and Outdoor Service Area for Camp David pending approval of the Building Director.

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

14. **Appointments**

a. Mayor Welden appointed Linda Yocham to the Historic Preservation Commission for terms to expire January 2014.

b. Anderson moved and Thies seconded to approve the appointment of Steve Klein to the Hotel/Motel Tax Advisory Committee for a term to expire February 2013.

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

ADJOURNMENT

Hampe moved and Messa seconded to adjourn.

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

The meeting adjourned at approximately 8:30 p.m.

Jerrold Welden, Mayor

Attest:

Jon Kies, City Clerk