

**CITY OF IOWA FALLS
REGULAR MEETING
MAY 18, 2009**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, May 18, 2009 with Mayor Jerrold Welden presiding over the meeting. Council Members John Allan, Jody Anderson, David Gritsch and Mark Messa were present. Council Member Bruce Thies arrived after the meeting was called to order. Also present was City Manager Brian Weuve.

ACCPETANCE OF THE AGENDA

Anderson moved and Allan seconded to accept the agenda as written.
Vote: Anderson, Allan, Gritsch and Messa voting aye.

APPROVAL OF MINUTES

Anderson moved and Allan seconded to approve the minutes of the meeting of April 20, 2009.
Vote: Anderson, Allan, Gritsch and Messa voting aye.

APPROVAL OF MONTHLY CLAIMS

Messa moved and Anderson seconded to approve the monthly claims.
Roll Vote: Messa, Anderson, Gritsch and Allan voting aye.

Council Member Bruce Thies arrived at this point in the meeting.

CONSENT AGENDA

Anderson moved and Thies seconded to approve the Consent Agenda as follows:

1. **Liquor License**

- a. Class C Liquor License for Lil R & R.
- b. Class B Beer Permit for Pizza Hut.
- c. Class B Beer Permit for Chamber/Main Street.

2. **Electric Fence**

Request from Myrln and Kathy Bartling that they be allowed to have an electric fence in a residential district for a five year period.

3. **Noise Ordinance Variance**

Noise ordinance variance for Friday, May 22, 2009 from 12:00 p.m. until 11:30 p.m. for Iowa Falls JAM 22 to be held in Estes Park.

Vote: Anderson, Thies, Gritsch, Allan and Messa voting aye.

OLD BUSINESS

4. Capital Improvement Plan

a. Mayor Welden opened the public hearing on the Capital Improvement Plan. City Manager Weuve gave a brief overview of the Capital Improvement Plan. There was no public comment. Mayor Welden closed the public hearing.

b. Allan moved and Anderson seconded to approve Resolution No. 2009-12 approving the Capital Improvement Plan.

Roll Vote: Allan, Anderson, Messa, Gritsch and Thies voting aye.

5. Airport Land Acquisition Project

Anderson moved and Allan seconded to approve the FAA Grant Application for the Land Acquisition Project.

Vote: Anderson, Allan, Thies, Gritsch and Messa voting aye.

6. Pierce Street Improvements

a. Anderson moved and Allan seconded to approve Change Order #2 in the amount of \$3,667.50 for additional asphalt removal and disposal.

Roll Vote: Anderson, Allan, Thies, Gritsch and Messa voting aye.

b. Messa moved and Anderson seconded to approve Resolution No. 2009-13 accepting the Engineer's Statement of Completion and Acceptance of Public Improvements.

Roll Vote: Messa, Anderson, Gritsch, Thies and Allan voting aye.

7. Water, Sewer and Garbage Rate Increases

a. Anderson moved and Allan 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, Allan, Thies, Gritsch and Messa voting aye.

b. Messa moved and Allan 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, Allan, Thies, Gritsch and Anderson voting aye.

c. Allan 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: Allan, Thies, Gritsch, Anderson and Messa voting aye.

d. Thies moved and Allan 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: Thies, Allan, Gritsch, Anderson and Messa voting aye.

8. **Police Department**

a. Anderson 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 dog license required.

Roll Vote: Anderson, Messa, Allan, Thies and Gritsch voting aye.

b. Anderson moved and Thies seconded to suspend the rules and place on third and final reading.

Roll Vote: Anderson, Thies, Gritsch, Allan and Messa voting aye.

c. Allan moved and Thies seconded to approve on third and final reading Ordinance No. 954 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to dog license required.

Roll Vote: Allan, Thies, Gritsch, Anderson and Messa voting aye.

d. Messa moved and Allan 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 fees for towing and storage of vehicles.

Roll Vote: Messa, Allan, Thies, Gritsch and Anderson voting aye.

e. Messa moved and Allan seconded to suspend the rules and place on third and final reading.

Roll Vote: Messa, Allan, Thies, Gritsch and Anderson voting aye.

f. Allan moved and Gritsch seconded to approve on third and final reading Ordinance No. 955 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to fees for towing and storage of vehicles.

Roll Vote: Allan, Gritsch, Thies, Anderson and Messa voting aye.

9. **Building and Electrical Fees**

a. Anderson 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 Building Permit Fees.

Roll Vote: Anderson, Thies, Gritsch, Allan and Messa voting aye.

b. Allan moved and Anderson 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 electrical fees.

Roll Vote: Allan, Anderson, Messa, Gritsch and Thies voting aye.

10. **Water Service**

a. Allan moved and Gritsch 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 service discontinued.

Roll Vote: Allan, Gritsch, Thies, Anderson and Messa voting aye.

b. Messa moved and Anderson seconded to suspend the rules and place on third and final reading.

Roll Vote: Messa, Anderson, Gritsch, Thies and Allan voting aye.

c. Gritsch moved and Allan seconded to approve on third and final reading Ordinance No. 956 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to water service discontinued.

Roll Vote: Gritsch, Allan, Thies, Messa and Anderson voting aye.

11. **Hardin County Sanitary Solid Waste Disposal Commission**

a. Acceptance of the resignation of Jody Anderson from the Commission was removed from the agenda.

b. Allan moved and Thies seconded to approve Resolution No. 2009-14 for appointment of a representative and alternate representative to serve on the Hardin County Sanitary Solid Waste Disposal Commission.

Roll Vote: Allan, Thies, Anderson and Messa voting aye, Gritsch voting no.

12. **Budget Amendment**

a. Mayor Welden opened the public hearing on the amendment to the FY2008-2009 Budget. There was no public comment. Mayor Welden closed the public hearing.

b. Anderson moved and Messa seconded to approve Resolution No. 20-09-15 that the current budget for the Fiscal Year ending June 30, 2009 be amended.

Roll Vote: Anderson, Messa, Allan, Thies and Gritsch voting aye.

NEW BUSINESS

13. **Fire Department**

Anderson moved and Messa seconded to approve the submittal of three applications for FEMA grants for the Fire Department.

Roll Vote: Anderson, Messa, Gritsch and Thies voting aye, Allan abstained.

14. **First Christian Church**

a. Allan moved and Thies seconded to approve Resolution 2009-16 closing Fischer Avenue from Washington to Linden from 10:30 a.m. until approximately 6:00 p.m. on Sunday, June 28, 2009 for an Open House / Block Party.

Roll Vote: Allan, Thies, Gritsch, Anderson and Messa voting aye.

b. Anderson moved and Allan seconded to approve a noise ordinance variance for Sunday, June 28, 2009 from 10:30 a.m. until 6:00 p.m. on Sunday, June 28, 2009 for musical entertainment.

Roll Vote: Anderson, Allan, Thies, Gritsch and Messa voting aye.

15. **Region 6 Housing Trust Fund**

Anderson moved and Allan seconded to approve Resolution No. 2009-17 to recognize the Region 6 Housing Trust Fund.

Roll Vote: Anderson, Allan, Thies, Gritsch and Messa voting aye.

16. **Lead Hazard Control Grant**

Allan moved and Messa seconded to approve Resolution No. 2009-18 supporting the City of Marshalltown's Housing & Community Development Department to administer the lead hazard control grant from the Department of Housing and Urban Development (HUD).

Roll Vote: Allan, Messa, Anderson, Gritsch and Thies voting aye.

17. **Appointment**

Anderson moved and Allan seconded to approve the appointment of Kathy Rauscher to the Board of Adjustment for a term to expire May 2014.

Vote: Anderson, Allan, Thies, Gritsch and Messa voting aye.

ADJOURNMENT

Allan moved and Thies seconded to adjourn.

Vote: Allan, Thies, Gritsch, Anderson and Messa voting aye.

The meeting adjourned at approximately 7:45 p.m.

Jerold Welden, Mayor

Attest:

Jon Kies, City Clerk