

**CITY OF IOWA FALLS
REGULAR MEETING
SEPTEMBER 17, 2012**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, September 17, 2012 with Mayor Jerrold Welden presiding over the meeting. Council Members David Hampe, Mark Messa, Roger Nissly and Bruce Thies were present. Council Member Kurt Knudson was absent. Also present was City Manager Jody Anderson.

ACCEPTANCE OF THE AGENDA

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

APPROVAL OF MINUTES

Thies moved and Hampe seconded to approve the minutes of the regular meeting of August 20, 2012 and the special meeting of September 11, 2012.
Vote: Thies, Hampe, Messa and Nissly voting aye.

APPROVAL OF MONTHLY CLAIMS

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

CONSENT AGENDA

Thies moved and Nissly seconded to approve the following items:

1. **Liquor Licenses**

Class C Beer Permit for Casey's General Store 1223 N Oak Street.

2. **North Central Iowa Christian Concert**

a. Resolution No. 2012-41 closing Stevens Street from Rocksylvania Avenue to Estes Street from 4:00 p.m. until 12:00 a.m. on Wednesday, October 3, 2012 for bus parking and unloading of students attending the concert.

b. Resolution No. 2012-42 closing Estes Street from Main Street to Stevens Street from 10:00 a.m. until 12:00 a.m. on Wednesday, October 3, 2012 for pedestrian safety with access by police maintained at all times, also no parking on either side of Estes Street between Main Street and Stevens Street, Estes would become a one-way street traveling west from Stevens Street to Main Street for emergency vehicles and bank traffic only.

c. No parking on the east side of Main Street from Estes Street to Rocksylvana Avenue from noon on Wednesday, October 3, 3012 for food vendors.

d. Noise ordinance variance for Estes Park to accommodate the music from 12:00 p.m. on Wednesday, October 3, 2012 until 12:00 a.m.

3. **Rock Run Trail Project**

Pay Request No. 2 to Peterson Contractors, Inc. in the amount of \$275,909.81.

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

OLD BUSINESS

4. **Ellis Avenue Project**

a. Messa moved and Nissly seconded to approve Pay Request No. 7 to Geislinger & Sons in the amount of \$528,548.89.

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

b. Messa moved and Nissly seconded to approve Change Order No. 2 in the amount of \$1,650.00.

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

c. Signage for Ellis Avenue project is included in the project.

5. **Georgetown Road Trail Project**

a. Hampe moved and Thies seconded to approve Pay Request No. 1 to Heartland Asphalt in the amount of \$59,424.45.

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

b. Messa moved and Nissly seconded to approve Change Order No. 2 in the amount of a \$24.00 increase.

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

6. **Invisible Pet Fences**

a. Messa moved and Thies seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by adding to Section 165.45.6 in regard to fencing.

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

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

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

c. Nissly moved and Thies seconded to approve on third and final reading Ordinance No. 1031 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by adding Section 165.45.6 in regard to fencing.

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

7. **Ellsworth Municipal Hospital – Sale of Revenue Bonds**

a. Hampe moved and Nissly seconded to approve Resolution No. 2012-43 appointing Bankers Trust Company of Des Moines, Iowa, to serve as Paying Agent, Note Registrar, and Transfer Agent, approving the Paying Agent and Note Registrar and Transfer Agent Agreement and authorizing the Execution of the Agreement.

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

b. Messa moved and Thies seconded to approve the Tax and Arbitrage Certificate.

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

c. Nissly moved and Hampe seconded to approve the Continuing Disclosure Certificate.

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

d. Messa moved and Thies seconded to approve Resolution No. 2012-44 authorizing a form of Loan Agreement and authorizing and providing for the issuance of \$2,000,000 General Obligation Capital Loan Notes, Series 2012 and levying a tax to pay the Notes.

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

e. Hampe moved and Messa seconded to approve Resolution No. 2012-45 approving the Sale and Issuance of Hospital Revenue Bonds, Series 2012C; approving the Execution and Related Documents; Designating the Series 2012C Bonds as Qualified Tax-Exempt Obligations.

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

NEW BUSINESS

8. **Street Vacation and Sale**

Messa moved and Hampe seconded to approve Resolution No. 2012-46 setting a date for a public hearing on the vacation and sale of a portion of Locust Street and a triangular piece of property located between Sarah Avenue, Ellis Avenue and Locust Street.

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

9. **Bow Hunting**

Messa moved and Thies seconded to approve the request from Justin Hudspith of 1209 Siloam to have his property included in the “Within City Limits Deer Bow Hunting Area”.

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

10. **Fire Truck Committee**

A Fire Truck Committee was established to discuss and make a recommendation on the fire truck type and design needs of the community, the committee will consist of two council members, two fire department members and three community members.

11. **Wastewater Treatment Plant**

Messa moved and Thies seconded to approve the replacement of a sewage pump at the Wastewater Treatment Plant and to have city staff install the pump.

12. **Ellsworth Community College**

Nissly moved to approve the donation of an old squad car for campus security at the college. The motion died for lack of a second.

13. **Park and Pool Equipment**

Thies moved and Hampe seconded to approve the repair of the playground equipment pieces using funds from Fund 70 and to recommend applying for funds from Hardin County Community Endowment Foundation and to fund the ADA lift for the pool using 80% LOST funds.

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

14. **Fitz Riverbend Park**

The Mayor and Council directed that the garage be removed by the end of October and that a report on the status of the house be given at the October 15, 2012 meeting.

15. **Noise Ordinance**

Council discussed the current noise ordinance.

16. **Rainbow Bridge**

Thies moved and Nissly seconded to authorize the closure of the Rainbow Bridge to all traffic.

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

17. **CDBG Housing Program**

Messa moved and Nissly seconded to authorize the City Manager to establish a target area for the next CDBG Housing Program application.

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

18. **Halloween Trick or Treat**

Hampe moved and Thies seconded to schedule Halloween Trick or Treat for Tuesday, October 30, 2012 from 5:30 p.m. until 7:30 p.m.

ADJOURNMENT

Thies moved and Nissly seconded to adjourn.
Vote: Thies, Nissly, Messa and Hampe voting aye.
The meeting adjourned at approximately 7:50 p.m.

Jerrold Welden, Mayor

Attest:

Jon Kies, City Clerk