

**CITY OF IOWA FALLS  
REGULAR MEETING  
JUNE 20, 2022**

The Mayor and City Council met in regular session on Monday, June 20, 2022 with Mayor Michael R. Emerson presiding over the meeting. Council Members Micah Cutler, Michelle Gritsch, Steve Klein, Roger Nissly and Bruce Thies were present. Also present was City Manager Jody Anderson.

**ACCEPTANCE OF THE AGENDA**

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

**APPROVAL OF MINUTES**

Nissly moved and Gritsch seconded to approve the minutes of the Regular Meeting of May 16, 2022, Special Meeting of June 2, 2022 and Special Meeting of June 16, 2022.  
Vote: Nissly, Gritsch, Klein, Cutler and Thies voting aye.

**APPROVAL OF MONTHLY CLAIMS AND FINANCIALS**

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

**CONSENT AGENDA**

Nissly moved and Klein seconded to approve the following items:

1. **Liquor Licenses**

- a. Class C Liquor License for Iowa Falls Elks Lodge.
- b. Class C Liquor License for Albright's Bluff.

2. **Noise Ordinance Variance**

Noise ordinance variance for the 503 Bar and Backyard on July 1, 2, and 3, 2022, until 1:00 a.m. for live entertainment in the parking lot.

3. **Cigarette Permits**

Cigarette Permits for Casey's General Stores at 1225 North Oak, 1801 Washington and 904 Washington, Dollar General, Fareway, Handi-Stop, Hy-Vee, Kwik Star, Rock C Liquor-Wine & Tobacco and Walmart.

4. **Street Closure Request**

Resolution No. 2022-47 approving the closure of Park Avenue from South Fremont to McKinley on July 1 and July 2 from 5-8 p.m. for a block party.

Roll Vote: Nissly, Klein, Gritsch, Thies and Cutler voting aye.

**OLD BUSINESS**

5. **Water/Sewer Force Main Improvements**

Nissly moved and Cutler seconded to approve Pay Request #4 to Vieth Construction Company in the amount of \$160,079.89.

Roll Vote: Nissly, Cutler, Thies, Klein and Gritsch voting aye.

6. **US Highway 65 – City Work**

Klein moved and Thies seconded to approve the final pay request in the amount of \$1,593,607.31, using bond funds and Water and Wastewater funds.

Roll Vote: Klein, Thies, Cutler, Nissly and Gritsch voting aye.

7. **EMS Building**

a. Cutler moved and Gritsch seconded to approve Change Order for the EMS Building in the amount of a \$1,218.50 deduct.

Roll Vote: Cutler, Gritsch, Klein, Nissly and Thies voting aye.

b. Klein moved and Nissly seconded to approve the pay application for King Construction in the amount of \$45,938.20.

Roll Vote: Klein, Nissly, Gritsch, Cutler and Thies voting aye.

8. **Airport Projects**

a. Thies moved and Gritsch seconded to approve payment to McClure Engineering Co. in the amount of \$1,377.00 for project closeout for the Construct Taxiway B Project.

Roll Vote: Thies, Gritsch, Klein, Nissly and Cutler voting aye.

b. Gritsch moved and Nissly seconded to approve payment to McClure Engineering Co. in the amount of \$984.39 for construction administration and observation for the Rehabilitate Runway 13/31 Project.  
Roll Vote: Gritsch, Nissly, Klein, Cutler and Thies voting aye.

9. **Palisade Property**

Nissly moved and Klein seconded to tentatively accept the offer to purchase the Palisade Property, setting a public hearing on the sale for July 5, 2022 at 5:00 p.m. in the City Council Chambers contingent upon the following, the sale with Terry and Dave England going thru, changing the number of acres from 58.12 to 50, and it will be sold to an LLC to be named at the time of purchase which is managed by Taylor Nederhoff.  
Roll Vote: Nissly, Klein, Gritsch, Cutler and Thies voting aye.

10. **Franchise Fee – Revenue Purpose Statement**

Mayor Emerson opened the public hearing on the Revenue Purpose Statement in conjunction with the amended franchise fees on the gas and electric bills within the City of Iowa Falls. There were no oral or written comments. Mayor Emerson closed the public hearing.

11. **Gas and Electric Franchise Fee – Alliant Energy**

a. Mayor Emerson opened the public hearing on the amendment of the franchise agreement for natural gas and electricity with Interstate Power and Light Company (Alliant Energy). There were no oral or written comments. Mayor Emerson closed the public hearing.

b. Nissly moved and Gritsch 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 natural gas franchise (Interstate Power and Light Company).  
Roll Vote: Nissly, Gritsch, Klein, Thies and Cutler voting aye.

c. Klein moved and Cutler seconded to suspend the rules and place on third and final reading.  
Roll Vote: Klein, Cutler, Thies, Nissly and Gritsch voting aye.

d. Thies moved and Gritsch seconded to approve on third and final reading Ordinance No. 1165 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to natural gas franchise (Interstate Power and Light Company).  
Roll Vote: Thies, Gritsch, Klein, Nissly and Cutler voting aye.

e. Gritsch moved and Nissly 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 electric franchise (Interstate Power and Light Company).

Roll Vote: Gritsch, Nissly, Klein, Cutler and Thies voting aye.

f. Thies moved and Cutler seconded to suspend the rules and place on third and final reading.

Roll Vote: Thies, Cutler, Nissly, Klein and Gritsch voting aye.

g. Klein moved and Gritsch seconded to approve on third and final reading Ordinance No. 1166 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to electric franchise (Interstate Power and Light Company).

Roll Vote: Klein, Gritsch, Thies, Cutler and Nissly voting aye.

## 12. **Electric Franchise Fee – Midland Power**

a. Mayor Emerson opened the public hearing on the amendment of the franchise agreement for electricity with Midland Power. There were no oral or written comments. Mayor Emerson closed the public hearing.

b. Thies moved and Nissly 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 electric franchise (Midland Power).

Roll Vote: Thies, Nissly, Klein, Gritsch and Cutler voting aye.

c. Cutler moved and Gritsch seconded to suspend the rules and place on third and final reading.

Roll Vote: Cutler, Gritsch, Klein, Nissly and Thies voting aye.

d. Gritsch moved and Thies seconded to approve on third and final reading Ordinance No. 1167 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to electric franchise (Midland Power).

Roll Vote: Gritsch, Thies, Cutler, Nissly and Klein voting aye.

## 13. **CDBG Program**

Nissly moved and Gritsch seconded to approve reimbursement payment to Wiggles & Giggles Daycare Center in the amount of \$4,019.44.

Roll Vote: Nissly, Gritsch, Klein, Cutler and Thies voting aye.

## **NEW BUSINESS**

### **14. FOX Strand Engineering**

a. Klein moved and Gritsch seconded to approve an Agreement for Technical Services with FOX Strand.

Roll Vote: Klein, Gritsch, Thies, Cutler and Nissly voting aye.

b. Cutler moved and Nissly seconded to approve Task Order 2022-1 On-Call Development Review Services.

Roll Vote: Cutler, Nissly, Klein, Gritsch and Thies voting aye.

c. Thies moved and Gritsch seconded to approve Task Order 2022-2 On-Call General Engineering Services.

Roll Vote: Thies, Gritsch, Klein, Nissly and Cutler voting aye.

### **15. Fremont Street Sewer Repair**

Nissly moved and Thies seconded to approve a Task Order with FOX Strand for Fremont Street Sewer Repair.

Roll Vote: Nissly, Thies, Cutler, Klein and Gritsch voting aye.

### **16. West Side Alley Sewer Lining**

This item was removed from the agenda.

### **17. Iowa Geological Survey**

Gritsch moved and Cutler seconded to approve the proposal from Iowa Geological Survey for a well search survey with the funds coming from water funds.

Roll Vote: Gritsch, Cutler, Thies, Nissly and Klein voting aye.

### **18. Fitz Riverbend Park Shelter**

The Council discussed the grant application for a shelter at Fitz Riverbend Park. Council felt it might be better to put funds into updating the older facilities. The item died for lack of a motion.

### **19. Electric Transmission Franchise**

Thies moved and Nissly seconded to table to have the suggested changes made and brought back for consideration.

Roll Vote: Thies, Nissly, Klein, Gritsch and Cutler voting aye.

20. **CDBG Revolving Loan Funds**

Klein moved and Gritsch seconded to authorize the use of CDBG-RLF to match Region 6 Housing Trust Fund money to complete this year's CDBG home projects.  
Roll Vote: Klein, Gritsch, Thies, Cutler and Nissly voting aye.

21. **Tuck Pointing**

Cutler moved and Thies seconded to authorize city staff to request bids for tuck pointing at the Police Department Building and the Carnegie/Ellsworth Building.  
Roll Vote: Cutler, Thies, Nissly, Klein and Gritsch voting aye.

22. **Mowing Fees**

Klein moved and Cutler seconded to approve adjusting the fee charged for mowing a property from \$70 to \$200.  
Roll Vote: Klein, Cutler, Thies, Nissly and Gritsch voting aye.

23. **FY2022-2023 Annual Salaries**

Nissly moved and Klein seconded to approve Resolution No. 2022-48 approving the annual salaries for FY2022-2023.  
Roll Vote: Nissly, Klein, Gritsch, Thies and Cutler voting aye.

24. **Appointments**

a. Cutler moved and Nissly seconded to approve the Mayor's appointment of Tom Johnson to the Property Maintenance Code – Board of Appeals for a term to expire September of 2022.  
Roll Vote: Cutler, Nissly, Klein, Gritsch and Thies voting aye.

b. Thies moved and Gritsch seconded to approve the Mayor's reappointment of Audrey Baldwin to the Property Maintenance Code – Board of Appeals for a term to expire September 2024.  
Roll Vote: Thies, Gritsch, Klein, Nissly and Cutler voting aye.

c. Gritsch moved and Cutler seconded to approve the Mayor's reappointment of Brad Cutler and Mike Rottink to the Library Board for terms to expire July 2026.  
Roll Vote: Gritsch, Cutler, Thies, Nissly and Klein voting aye.

d. Klein moved and Thies seconded to approve the Mayor's reappointment of Mick Parker to the Tree Board for a term to expire July 2025.  
Roll Vote: Klein, Thies, Cutler, Nissly and Gritsch voting aye.

25. **Closed Session**

Thies 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.

Roll Vote: Thies, Nissly, Klein, Gritsch and Cutler voting aye.

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

Roll Vote: Cutler, Klein, Gritsch, Nissly and Thies voting aye.

**ADJOURNMENT**

Thies moved and Nissly seconded to adjourn.

Vote: Thies, Nissly, Klein, Gritsch and Cutler voting aye.

The meeting adjourned at 8:15 p.m.



Michael R. Emerson, Mayor



Kaci Elkin, City Clerk