The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on July 18, 2018. Mayor Bill Bennett called the meeting to order at 5:30 p.m. Council members present: Rob Archibald, Steve Dodson, Dick Olson and Dennis Norton. Aime Wichtendahl was absent. City Staff present: City Administrator Kim Downs, City Engineer John Bender, Community Development Director Patrick Parsley, Finance Director Cindy Kudrna, Parks and Recreation Director Kelly Willadsen, and Police Chief Dennis Marks. Guests: Jon Dusek, Richard Marks, Nate Wesaelc, Daniel Hoffmann, Joel Ames, Sue Young, and Wally Dunham. Not all attendees signed in for the meeting.

Norton moved approval of the agenda, seconded by Archibald. Motion carried.

Olson moved the approval of the following consent agenda items: Approval of bills, Month End Reports, Finance Director's Report – June 2018, City Clerk's Report – June 2018, Department Reports: Community Development, Fire, Library, Parks and Recreation, Police, and Public Works, **Resolution #18-119** approving sewer waiver on second water meter for 2305 Heritage Green Drive, **Resolution #18-120** approving sewer waiver on second water meter for 3004 Forrest Meadow Lane, **Resolution #18-121** approving sewer waiver on second water meter for 190 N 19th Avenue, second from Dodson. Motion carried.

ORDINANCE #899, an ordinance amending Hiawatha Code of Ordinances Chapter 101 Storm Water Drainage System §101.03 Rates, by increasing the monthly rate for commercial/industrial and residential properties, motion made to approve the 2nd reading by Olson, second from Dodson. RCV: four AYES. Wichtendahl absent. Motion by Norton, second from Archibald, to waive the 3rd reading. RCV: four AYES. Wichtendahl absent. Motion by Norton, second from Dodson, to adopt ordinance #899. RCV: four AYES. Wichtendahl absent. **ORDINANCE #899 adopted.**

Mayor Bennett opened the public hearing to consider rezoning of property located at 2112 Robins Road from A (Agriculture Zone District) to C-4 (Central Service District) as requested by the Estate of Helen Ames. There being no comments offered for or against, Mayor Bennett declared the hearing closed.

ORDINANCE #901, an ordinance to approve rezoning of property located at 2112 Robins Road from A (Agriculture Zone District) to C-4 (Central Service District) as requested by the Estate of Helen Ames was placed on file by Dodson, second from Norton. RCV: four AYES. Wichtendahl absent. Motion by Olson, second from Norton, to waive the requirement for three separate readings. RCV: four AYES. Wichtendahl absent. Motion by Dodson, second from Olson, to adopt ordinance #901. RCV: four AYES. Wichtendahl absent. **ORDINANCE #901 adopted.**

Mayor Bennett opened the public hearing to consider amending Hiawatha Code of Ordinances Chapter 69 Parking Regulations §69.08 No Parking Zones setting No Parking restrictions for Wolf Creek Trail. There being no comments offered for or against, Mayor Bennett declared the hearing closed.

ORDINANCE #902, an ordinance amending Hiawatha Code of Ordinances Chapter 69 Parking Regulations §69.08 No Parking Zones setting No Parking restrictions for Wolf Creek Trail was placed on file by Archibald, second from Norton. RCV: four AYES. Wichtendahl absent. Motion by Olson, second from Dodson, to waive the requirement for three separate readings. RCV: four AYES. Wichtendahl absent. Motion by Dodson, second from Norton, to adopt ordinance #902. RCV: four AYES. Wichtendahl absent. **ORDINANCE #902 adopted.**

Mayor Bennett opened the public hearing on the matter of the adoption of the Town Village Center Urban Revitalization Plan. There being no comments offered for or against, Mayor Bennett declared the hearing closed.

Dodson presented RESOLUTION #18-122 adopting the proposed Town Village Center Urban Revitalization Plan, second from Archibald. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-122 adopted.**

ORDINANCE #903, an ordinance designating the Town Village Center Urban Revitalization Area for the Town Village Center Urban Revitalization Plan was placed on file by Norton, second from Archibald. RCV: four AYES. Wichtendahl absent. Motion by Olson, second from Dodson, to waive the requirement for three separate readings. RCV: four AYES. Wichtendahl absent. Motion by Norton, second from Dodson, to adopt ordinance #903. RCV: four AYES. Wichtendahl absent. **ORDINANCE #903 adopted.**

Mayor Bennett opened the public hearing on the proposed Amendment No. 14 to the Hiawatha Urban Renewal Plan in the City of Hiawatha, State of Iowa. There being no comments offered for or against, Mayor Bennett declared the hearing closed.

Norton presented RESOLUTION #18-123 determining an area of the City to be an economic development area, and that the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of the City; designating such area as appropriate for urban renewal projects; and adopting the Amendment No. 14 to the Hiawatha Urban Renewal Plan, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-123 adopted.**

ORDINANCE #904, an ordinance for the division of revenues under Iowa Code Section 403.19 for Amendment No. 14 to the Hiawatha Urban Renewal Plan was placed on file by Archibald, second from Norton. RCV: four AYES. Wichtendahl absent. Motion by Olson, second from Archibald, to waive the requirement for three separate readings. RCV: four AYES. Wichtendahl absent. Motion by Norton, second from Archibald, to adopt ordinance #904. RCV: four AYES. Wichtendahl absent. **ORDINANCE #904 adopted.**

Norton presented RESOLUTION #18-124 approving consent of transfer between Peck's Landing, LLC and Landing Investments, LLC, second from Olson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-124 adopted.**

Mayor Bennett opened the public hearing on the proposal to enter into a Development Agreement with Longfellow Square, L.C. Jon Dusek of Longfellow Square, L.C. spoke in favor of the development agreement. There being no additional comments offered for or against, Mayor Bennett declared the hearing closed.

Archibald presented RESOLUTION #18-125 approving and authorizing execution of a five (5) year Development Agreement by and between the City of Hiawatha and Longfellow Square, L.C., second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-125 adopted.**

Norton presented RESOLUTION #18-126 setting a public hearing date (August 1, 2018 @ 5:30 P.M.) on the proposal to enter into a Development Agreement with Wickwire Chiropractic and Wellness Center P.C. and providing for publication of notice, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-126 adopted.**

Dodson presented RESOLUTION #18-127 setting a public hearing date (August 1, 2018 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinances Chapter 161 Flood Plain Regulations to update language as recommended by the Iowa Department of Natural Resources, second from Archibald. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-127 adopted.**

Norton presented RESOLUTION #18-128 setting a public hearing date (August 1, 2018 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinances Chapter 166 Sign Code §166.27 (7) (C) by adding an allowance for multiple ground signs in industrial zones, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-128 adopted.**

Archibald presented RESOLUTION #18-129 approving a revised Lease Agreement with Linn County for a Hiawatha dog park project, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-129 adopted.**

Norton presented RESOLUTION #18-130 renewing the City Administrator employment agreement, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-130 adopted.**

Norton presented RESOLUTION #18-131 referring proposal to vacate Robins Road right of way found in Plat of Survey 2262, Part of Lot 5 Auditor's Plat 345, to the Planning and Zoning Commission (as established in Section 137.02 of the Code of Ordinances) for the purpose of a study and recommendation to City Council for consideration, second from Archibald. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-131 adopted.**

Olson presented RESOLUTION #18-132 approving Plan of Improvements installation for Sherman Square Ninth Addition, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-132 adopted.**

Norton presented RESOLUTION #18-133 to authorizing the completion of the drainage improvement project on the Fisher Group property located at 1250 North Center Point Road at a total cost of $36,918.85, with Pirc-Tobin Construction of Alburnett, Iowa, utilizing available funding in the Storm Water Reserve Fund in connection with the 2018 Fisher Group drainage improvements, second from Dodson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-133 adopted.**

Archibald presented RESOLUTION #18-134 approving application for Partial Pay Estimate #1 for the 2018 Emmons Street Reconstruction Project, and direct City Clerk to make payment to Rathje Construction Co., of Marion, Iowa, in the amount of $188,351.24, second from Olson. RCV: four AYES. Wichtendahl absent. **RESOLUTION #18-134 adopted.**

There being no further discussion, Archibald moved to adjourn at 6:01 P.M., second from Norton. Motion carried.

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Bill Bennett, Mayor

ATTEST:

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Kelly Kornegor, City Clerk