The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on January 16, 2019. Mayor Bennett called the meeting to order at 5:30 p.m. Council members present: Dick Olson, Steve Dodson, Aime Wichtendahl and Rob Archibald. Dennis Norton was absent. Staff present: City Engineer John Bender, Community Development Director Pat Parsley, City Attorney Mark Parmenter, City Administrator Kim Downs, Police Chief Dennis Marks, Fire Chief Mike Nesslage, Hiawatha Fire Members: Deb Rasmussen and Jed Hobbs. Guests: Cindy Petersen and Daniel Hoffmann. Not all attendees signed in for the meeting.

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

Dodson moved the approval of the following consent agenda items: Approval of bills; Finance Director's Report for December 2018; City Clerk's Report for December 2018; Department Reports: Community Development, Fire, Library, Parks and Recreation, Police and Public Works, Approval of renewal- Class C Beer Permit (Carryout Beer), Class E Liquor License (LE) and Sunday Sales for Kwik Shop, Inc. #568 located at 300 E. Blairs Ferry Road, Effective February 1, 2019, seconded by Archibald. Motion carried.

Report from Council Members/Mayor/City Administrator

City Administrator Downs mentioned the IDOT is hosting an open house on Tuesday, January 22 from 5:00 – 7:00 P.M. in the Community Center.

Sale of Property to Side by Side Own, LLC

Olson presented RESOLUTION #19-002 (1) approving the minimum development requirements, competitive criteria, and procedures for disposition of certain property located within the Urban Renewal Area; (2) determining that the proposal submitted by Side by Side Own, LLC and Side by Side Develop, LLC satisfies the offering requirements and declaring the intent of the City to enter into a Purchase, Sale and Development Agreement by and among the City of Hiawatha, Iowa, Side by Side Own, LLC and Side by Side Develop, LLC in the event that no competing proposals are submitted; and (3) soliciting competing proposals, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Olson, Archibald, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-002 adopted.**

Dodson presented RESOLUTION #19-003 setting a public hearing date (March 6, 2019 @ 5:30 p.m.) on the proposal to enter into a purchase, sale, and development agreement with Side by Side Own, LLC and Side by Side Develop, LLC, seconded by Wichtendahl. Roll call vote: AYES: Archibald, Dodson, Wichtendahl, Olson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-004 adopted.**

Edgewood Road PCC Whitetopping project Phase II with Linn County Secondary Roads

Archibald presented RESOLUTION #19-004 approving Change Order #1 for the Edgewood Road PCC Whitetopping Project Phase II with Linn County Secondary Roads, with an increase in contract amount of $39,930.00, resulting in a revised total project contract amount of $648,409.17, seconded by Wichtendahl. Roll call vote: AYES: Dodson, Olson, Wichtendahl, Archibald. NAYS: None. ABSENT: Norton. **RESOLUTION #19-004 adopted.**

Wichtendahl presented RESOLUTION #19-005 approving Change Order #2 for the Edgewood Road PCC Whitetopping Project Phase II with Linn County Secondary Roads, with an increase in contract amount of $10,000.00, resulting in a revised total project contract amount of $658,409.17, seconded by Archibald. Roll call vote: AYES: Olson, Wichtendahl, Archibald, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-005 adopted.**

Wichtendahl presented RESOLUTION #19-006 approving application for Partial Pay Estimate #1 for the Edgewood Road PCC Whitetopping Project Phase II, and directing City Clerk to make payment to Linn County Secondary Roads, in the amount of $702,238.23, seconded by Archibald. Roll call vote: AYES: Archibald, Olson, Dodson, Wichtendahl. NAYS: None. ABSENT: Norton. **RESOLUTION #19-006 adopted.**

Olson presented RESOLUTION #19-007 approving Change Order #3 for the Edgewood Road PCC Whitetopping Project Phase II with Linn County Secondary Roads, with an increase in contract amount of $33,348.28, resulting in a revised total project contract amount of $691,757.45, seconded by Dodson. Roll call vote: AYES: Wichtendahl, Dodson, Archibald, Olson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-007 adopted.**

Dodson presented RESOLUTION #19-008 approving (Balancing) Change Order #4 for the Edgewood Road PCC Whitetopping Project Phase II with Linn County Secondary Roads, with an increase in contract amount of $51,881.81. Total amended contract amount $743,639.26, seconded by Wichtendahl. Roll call vote: AYES: Dodson, Wichtendahl, Olson, Archibald. NAYS: None. ABSENT: Norton. **RESOLUTION #19-008 adopted.**

Wichtendahl presented RESOLUTION #19-009 accepting the Edgewood Road PCC Whitetopping Project Phase II, constructed by Linn County Secondary Road Department, and approving application for (Final) Pay Estimate #2 and directing City Clerk to make payment to Linn County Secondary Road Department, in the amount of $41,401.03 immediately, seconded by Olson. Roll call vote: AYES: Archibald, Olson, Wichtendhal, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-009 adopted.**

Approving a Professional Services Agreement with Anderson Bogert Engineers to conduct a study for a Quiet Zone for Center Point Road, Emmons Street and Blairs Ferry Road railroad crossings

Dodson presented RESOLUTION #19-010 approving a Professional Services Agreement with Anderson Bogert Engineers to conduct a study for a Quiet Zone for Center Point Road, Emmons Street and Blairs Ferry Road railroad crossings in the amount not to exceed $27,018.00, seconded by Wichtendahl. Roll call vote: AYES: Olson, Archibald, Dodson, Wichtendahl. NAYS: None. ABSENT: Norton. **RESOLUTION #19-010 adopted.**

Approving an Engineering Design Contract for the Village Center Public Improvements

Olson presented RESOLUTION #19-011 approving an Engineering Design Contract for the Village Center Public Improvements with MMS Consultants, Inc. in an amount not to exceed $60,000.00, seconded by Dodson. Roll call vote: AYES: Wichtendahl, Dodson, Archibald, Olson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-011 adopted.**

2018 Robins Road Pavement Rehabilitation Project

Dodson presented RESOLUTION #19-012 approving (Balancing) Change Order #1 for the 2018 Robins Road Pavement Rehabilitation Project with L.L. Pelling, Inc., with a decrease in contract amount of $18,857.46. Total amended contract amount $229,179.68, seconded by Wichtendahl. Roll call vote: AYES: Archibald, Olson, Wichtendahl, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-012 adopted.**

Wichtendahl presented RESOLUTION #19-013 accepting the 2018 Robins Road Pavement Rehabilitation Project, constructed by L.L. Pelling, Inc., and approving application for (Final) Pay Estimate #2 and directing City Clerk to make payment to L.L. Pelling, Inc., in the amount of $0.00 immediately. Five (5) percent retainage in the amount of $11,458.98 will be released after thirty (30) days has elapsed from the date of acceptance if no claims against the project are filed, seconded by Archibald. Roll call vote: AYES: Dodson, Wichtendahl, Olson, Archibald. NAYS: None. ABSENT: Norton. **RESOLUTION #19-013 adopted.**

2018 Hiawatha Sewer Extension and Forcemain Replacement Project

Wichtendahl presented RESOLUTION #19-014 approving a Permanent Roadway and Utility Easement and Temporary Construction Easement on the property located at along Edgewood Road; as ag land owned by Trustee Sharon R. Taylor in connection with the 2018 Hiawatha Sewer Extension and Forcemain Replacement Project, seconded by Dodson. Roll call vote: AYES: Olson, Archibald, Wichtendahl, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-014 adopted.**

Olson presented RESOLUTION #19-015 approving a Permanent Roadway and Utility Easement and Temporary Construction Easement on the property located at along Edgewood Road; as ag land owned by Trustee Jane Fink in connection with the 2018 Hiawatha Sewer Extension and Forcemain Replacement Project, seconded by Wichtendahl. Roll call vote: AYES: Archibald, Wichtendahl, Dodson, Olson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-015 adopted.**

Peck's Landing First Addition and Second Addition

Archibald presented RESOLUTION #19-016 approving the release of a (public infrastructure improvements) development agreement by and between the City of Hiawatha and Peck's Landing, LLC Peck's Landing First Addition, seconded by Dodson. Roll call vote: AYES: Olson, Dodson, Wichtendahl, Archibald. NAYS: None. ABSENT: Norton. **RESOLUTION #19-016 adopted.**

Olson presented RESOLUTION #19-017 approving the release of a (public infrastructure improvements) development agreement by and between the City of Hiawatha and Peck's Landing, LLC Peck's Landing Second Addition, seconded by Archibald. Roll call vote: AYES: Dodson, Wichtendahl, Olson, Archibald. NAYS: None. ABSENT: Norton. **RESOLUTION #19-017 adopted.**

2018 Guthridge Park Trail Reconstruction Project

Dodson presented RESOLUTION #19-018 approving application for Partial Pay Estimate #1 for the Guthridge Park Trail Reconstruction Project, and direct City Clerk to make payment to Pate Asphalt Systems Co. of Marion, Iowa, in the amount of $29,749.22, seconded by Archibald. Roll call vote: AYES: Wichtendahl, Archibald, Olson, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-018 adopted.**

Parks and Recreation Department upgrade of audio visual equipment in the Community Center

Archibald presented RESOLUTION #19-019 authorize the Parks and Recreation Department to move forward with the purchase of updated audio visual equipment for the Community Center in the amount of $7,418.57, with Conference Technologies of Hiawatha, utilizing available funding previously budgeted from the Technology Reserve Fund, seconded by Dodson. Roll call vote: AYES: Wichtendahl, Olson, Archibald, Dodson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-019 adopted.**

Approving Fire Department Online Training

Olson presented RESOLUTION #19-020 authorizing the Fire Chief to enter into a contract for an online training program at a total cost not to exceed $5,735.00, with Target Solutions, using available funding in Fire Department Training Funds, seconded by Archibald. Roll call vote: AYES: Dodson, Archibald, Wichtendahl, Olson. NAYS: None. ABSENT: Norton. **RESOLUTION #19-020 adopted.**

Approving naming Cedar Rapids Gazette as the official City Newspaper

Wichtendahl presented RESOLUTION #19-021 approving naming Cedar Rapids Gazette as the official City Newspaper, seconded by Dodson. Roll call vote: AYES: Olson, Dodson, Archibald, Wichtendahl. NAYS: None. ABSENT: Norton. **RESOLUTION #19-021 adopted.**

There being no further discussion, Wichtendahl moved to adjourn at 5:45 P.M., seconded by Dodson. Motion carried.

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Bill Bennett, Mayor

ATTEST:

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Kari Graber, Deputy City Clerk