The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on December 20, 2017. Mayor Bennett called the meeting to order at 5:30 p.m. Council members present: Marty Bruns, Dennis Norton, Dick Olson, and Aime Wichtendahl. Bob Rampulla was absent. Staff present: Community Development Director Pat Parsley, City Attorney Mark Parmenter, Finance Director Cindy Kudrna, City Administrator Kim Downs, Police Chief Dennis Marks, and Police Sergeant Seth Allen. Guests: Daniel Hoffmann, Rob Archibald, Steve Dodson, Kenny Jones, Audrey Bruns, and Bruce Benson.

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

Wichtendahl moved the approval of the following consent agenda items: Approval of bills; Finance Director's Report for November 2017; City Clerk's Report for November 2017; Department Reports: Community Development, Fire, Library, Parks and Recreation, Police, and Public Works; Mayoral and Council Appointments of Board and Commission members as follows: Board of Adjustment Members: Tom Day, effective January 1, 2017-December 31, 2018, Brian Vogel, effective January 1, 2018-December 31, 2021, Andy Sweeney, effective January 1, 2018-December 31, 2022, and Mike Freeman, effective January 1, 2018-December 31, 2022, Board of Appeals Members: Mike Freeman, effective January 1, 2018-December 31, 2020 and Brian Vogel, effective January 1, 2018-December 31, 2018, Parks and Recreation Commission Member: Michelle McIllece, effective January 1, 2018-December 31, 2019, Water Board Member: Carl Ransford, effective January 1, 2018-December 31, 2023; Mayoral and Council Re-Appointments of Board and Commission members as follows: Parks and Recreation Commission Member: Brandon Lynch, effective January 1, 2018-December 31, 2019, Board of Appeals Member: Wayne Winn, effective January 1, 2018-December 31, 2020, and History Commission Member: Sandy Brewer, effective January 1, 2018-December 31, 2020, seconded by Olson. Motion carried.

Report from Council Members/Mayor/City Administrator

Council Member Norton mentioned the passing of former Council Member Bob Wheeler. Norton said he is sorry to see Wheeler go as he enjoyed working with him.

Downs announced Farmer's State Bank presented the city with a check for $75,000 for the building addition/remodel of the Hiawatha Public Library.

Downs mentioned staff and the mayor attended a ribbon cutting for Graf Home Selling at 2:30 p.m.

Downs additionally noted the following items: there have been many compliments received on the holiday lighting on Center Point Road, Downs and the mayor conducted a business visit at Newell Machinery where they received compliments on N Center Point Road beautification.

PUBLIC HEARING – to consider transfer title of City owned properties known as Lots 16, 17, 18 and 23 of Auditor's Plat No. 372 back to Linn County by Quit Claim Deed in connection with future City Dog Park

Mayor Bennett opened the public hearing to consider transfer title of City owned properties known as Lots 16, 17, 18 and 23 of Auditor's Plat No. 372 back to Linn County in connection with future City Dog Park by Quit Claim Deed at 5:36 P.M.

City Attorney Parmenter summarized the title transfer of City owned properties in connection with future City Dog Park as follows: the city holds the title to Lots 16, 18 and 23. If the city no longer uses the land for public purpose it will revert back to the county. Dave Wright owns parcel of land by the trail and the county owns triangle piece of land by the trail. Wright will convey his lot to the county and the county will convey Lots 16, 17, 18 and 23 to Wright. The lot that Wright is conveying to the county will be conveyed back to the city and the city has to use the lot for a public purpose. City will enter into a lease agreement for the triangle piece of land.

No additional written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:42 P.M.

Bruns presented RESOLUTION #17-233 authorizing transfer title of City owned properties known as Lots 16, 17, 18 and 23 of Auditor's Plat No. 372 back to Linn County by Quit Claim Deed, seconded by Olson. Roll call vote: AYES: Wichtendahl, Olson, Norton, Bruns. NAYS: None. **RESOLUTION #17-233 adopted.**

PUBLIC HEARING – to consider approval of the Capital Improvement Plan for FY 2018–2023
Mayor Bennett opened the public hearing to consider approval of the Capital Improvement Plan for FY 2018–2023 at 5:42 P.M.

No written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:43 P.M.

Norton presented RESOLUTION #17-234 approving the Capital Improvement Plan for FY 2018-2023, seconded by Olson. Roll call vote: AYES: Bruns, Wichtendahl, Norton, Olson. NAYS: None. **RESOLUTION #17-234 adopted.**

PUBLIC HEARING – on the proposal to enter into a Development Agreement with Eagle Real Estate IA, LLC, Eagle Technology Management, Inc.
Mayor Bennett opened the public hearing on the proposal to enter into a Development Agreement with Eagle Real Estate IA, LLC, Eagle Technology Management, Inc. at 5:44 P.M.

Bruce Benson and Dennis Miller of Eagle Real Estate IA, LLC spoke to council on behalf of the development agreement stating the business develops financial and regulatory software. The plan is to work on the interior of the building through the winter. There will initially be 35 employees and the building will allow room to grow.

No additional written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:45 P.M.

Wichtendahl presented RESOLUTION #17-235 approving and authorizing execution of a five (5) year Development Agreement by and between the City of Hiawatha and Eagle Real Estate IA, LLC, Eagle Technology Management, Inc., seconded by Bruns. Roll call vote: AYES: Olson, Bruns, Wichtendahl, Norton. NAYS: None. **RESOLUTION #17-235 adopted.**

PUBLIC HEARING – to consider amending Hiawatha Code of Ordinances Chapter 165 Unified Development Code (UDC) in its entirety by making updates throughout the chapter as recommended by the UDC Review Committee
Mayor Bennett opened the public hearing to consider amending Hiawatha Code of Ordinances Chapter 165 Unified Development Code (UDC) in its entirety by making updates throughout the chapter as recommended by the UDC Review Committee at 5:46 P.M.

Council Member Norton spoke on behalf of the UDC updates stating the scope of the review committee was to eliminate unnecessary regulations and develop a simplified matrix to make it easier to understand the uses of each district. Norton thanked Community Development Pat Parsley and Jim Fisher.

Council Member Olson added the city has been working through issues with the UDC for years and Parsley has done a nice job of cleaning up the Code of Ordinances.

No additional written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:47 P.M.

Norton moved the 1st Reading of ORDINANCE #887 amending Hiawatha Code of Ordinances Chapter 165 Unified Development Code (UDC) in its entirety by making updates throughout the chapter as recommended by the UDC Review Committee, seconded by Bruns. Roll call vote: AYES: Norton, Olson, Wichtendahl, Bruns. NAYS: None. ***Motion carried***

Wichtendahl moved to waive the 2nd and 3rd readings of ORDINANCE #887, seconded by Norton. ***Motion carried.***

Olson moved the adoption of ORDINANCE #887 amending Hiawatha Code of Ordinances Chapter 165 Unified Development Code (UDC) in its entirety by making updates throughout the chapter as recommended by the UDC Review Committee, seconded by Norton. Roll call vote: AYES: Wichtendahl, Olson, Bruns, Norton. NAYS: None. ORDINANCE #887 adopted.

Setting a public hearing date (January 3, 2018 @ 5:30 p.m.) to consider amending Hiawatha Code of Ordinances Chapter 63 Speed Regulations amending §63.01 General (6) Special Speed Zones (A) 25 MPH Speed Zones by adding Center Point Road from Willman Street north to Parsons Drive and amending (6) Special Speed Zones (C) 35 MPH Speed Zones by adding remaining sections of Center Point Road

Bruns presented RESOLUTION #17-236 setting a public hearing date (January 3, 2018 @ 5:30 p.m.) to consider amending Hiawatha Code of Ordinances Chapter 63 Speed Regulations amending §63.01 General (6) Special Speed Zones (A) 25 MPH Speed Zones by adding Center Point Road from Willman Street north to Parsons Drive and amending (6) Special Speed Zones (C) 35 MPH Speed Zones by adding remaining sections of Center Point Road, seconded by Norton. Roll call vote: AYES: Bruns, Wichtendahl, Olson, Norton. NAYS: None. **RESOLUTION #17-236 adopted.**

Instituting a temporary speed reduction on Edgewood Road from County Home Road to the south City limits

Olson presented RESOLUTION #17-237 instituting a temporary speed reduction on Edgewood Road from County Home Road to the south City limits, seconded by Wichtendahl. Roll call vote: AYES: Olson, Norton, Wichtendahl, Bruns. NAYS: None. **RESOLUTION #17-237 adopted.**

Approving and authorizing consent of the City in executing an assignment of the Longfellow Square L.C. Agreement for Private Development to INDABA Properties, LLC

Bruns presented RESOLUTION #17-238 approving and authorizing consent of the city in executing an assignment of the Longfellow Square L.C. Agreement for Private Development to INDABA Properties, LLC, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Bruns, Norton, Olson. NAYS: None. **RESOLUTION #17-238 adopted.**

Authorizing disposal/salvage/retainage of damaged Police Department vehicle Unit 810

Norton presented RESOLUTION #17-239 authorizing city staff to submit one (1) 2014 AWD Ford Police Interceptor Sedan patrol car, Unit 810, to insurance in exchange for payment of the value of the vehicle in the amount of $12,300, seconded by Olson. Roll call vote: AYES: Norton, Olson, Bruns, Wichtendahl. NAYS: None. **RESOLUTION #17-239 adopted.**

Authorizing the Police Department replacement of one (1) 2014 AWD Ford Police Interceptor Sedan, Unit 810

Bruns presented RESOLUTION #17-240 authorizing the purchase of one (1) 2017 Utility AWD Ford Police Interceptor SUV replacing Unit 810 at a total cost not to exceed $27,767, from Stiver's Ford of Waukee, IA, using Police Department Equipment Reserve Funds, seconded by Olson. Roll call vote: AYES: Olson, Bruns, Wichtendahl, Norton. NAYS: None. **RESOLUTION #17-240 adopted**

Setting policy regarding the disclosure of private customer records

Bruns presented RESOLUTION #17-241 setting policy regarding the disclosure of private customer records, seconded by Wichtendahl. Roll call vote: AYES: Bruns, Norton, Wichtendahl, Olson. NAYS: None. **RESOLUTION #17-241 adopted.**

Employee Policy Manual Amendments (and amending the Part-Time / Temporary / Seasonal Employee Policy Manual accordingly)- Amending Section V Disciplinary Practices and Procedures by adding notice of changes to Iowa Code Chapter 22 relating to information in personnel files subject to public records request, amending Section VIII Vacation Policies by changing the vacation accrual schedule to match the union agreement, and amending the DOT Drug and Alcohol Policy Manual to add notice of expanded drug test panel effective January 1, 2018

Norton presented RESOLUTION #17-242 amending Section V Disciplinary Practices and Procedures by adding notice of changes to Iowa Code Chapter 22 relating to information in personnel files subject to public records request, amending Section VIII Vacation Policies by changing the vacation accrual schedule to match the union agreement, and amending the DOT Drug and Alcohol Policy Manual to add notice of expanded drug test panel effective January 1, 2018, seconded by Wichtendahl. Roll call vote: AYES: Olson, Wichtendahl, Bruns, Norton. NAYS: None. **RESOLUTION #17-242 adopted.**

Presentation of service plaques to Council Members: Bob Rampulla and Marty Bruns

City Administrator Downs recognized Council Member Bruns for his many years of service given to the City of Hiawatha. Downs also recognized Council Member Rampulla who was not present at the meeting. Mayor Bennett presented a plaque of appreciation to Council Member Bruns.

Bruns spoke a few words about his civic service stating Dale Guthridge was mayor and talked Bruns into running for City Council while Bruns was working at Rockwell Collins. Bruns said at the time if city equipment needed fixed he helped Guthridge work on the equipment. Bruns stated he also served as acting mayor for two years.

Oaths administered to the newly elected Council Members: Rob Archibald and Steve Dodson

City Clerk Kornegor administered the Oaths of Office for newly elected Council Members Steve Dodson and Rob Archibald effective January 1, 2018.

Approving Mayoral appointment of Mayor Pro-Tem

Bruns moved approving mayoral appointment of Aime Wichtendahl as Mayor Pro-Tem, seconded by Norton. Motion carried.

Council Member Wichtendahl thanked Mayor Bennett for the appointment. Wichtendahl also offered some kind words to Bruns stating it was a privilege serving with him.

There being no further discussion, Wichtendahl moved to adjourn at 6:05 P.M., seconded by Bruns. Motion carried.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk