The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on December 6, 2017. Mayor Bill Bennett called the meeting to order at 5:30 p.m. Council members present: Aime Wichtendahl, Marty Bruns, Dennis Norton and Dick Olson. Bob Rampulla was absent. Staff present: City Administrator Kim Downs, Community Development Director Patrick Parsley, City Engineer John Bender, Fire Chief Mike Nesslage and Police Chief Dennis Marks. Guests: Jennifer Fencl of ECICOG, Steve Dodson, Natalie Justice, Caitlyn Hoffman, Charlotte Richards, John Draber, Tana Felton, Jamie Fenske, Will Gudfer, TJ Drish, Thoman Schmit, Logan Roling, Gabi Cummings, Lizzy Novack, Joey Dranozal, Lauren Meyer, Daniel Hoffmann, Jared Brown, Beau Van Berhum and Jamison Janson. Not all attendees signed in for the meeting.

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

Olson moved the approval of the following consent agenda items: Approval of bills; Regular Meetings November 1, 2017 and November 15, 2017; Work Session November 13, 2017; Receive and File Minutes of Boards/Commissions/Committees: Library November 14, 2017, Parks and Recreation November 14, 2017, Planning and Zoning November 27, 2017 and Water Board November 21, 2017; Motion setting FY 2019 Budget Meeting Schedule; City Engineer's Report, Mayor's Report and City Administrator's Report, seconded by Bruns. Motion carried.

Report from Council Members / Mayor / City Administrator

City Administrator Downs informed council of five (5) emails received in favor of a dog park in Hiawatha.

Indian Creek Watershed Management Authority Presentation – Jennifer Fencl

Jennifer Fencl presented an update on the Indian Creek Watershed Management Authority (WMA) as follows:

- Watershed Management Authority formal agreement (Chapter 28E) among two or more political subdivisions
- Address water resource issues at watershed scale
- Urban-Rural partnerships

Lower Cedar Watershed:

- 1,070 square miles
- 700,000 acres
- Strongly flood impacted: Wapsinonoc Creek in West Branch flooded police and fire stations in 2013
- Unique habitat: home to 70% of Iowa's reptile and amphibian species
- Total Eligible Entities = 39
    - 7 Counties
    - 7 Soil and Water Conservation Districts
    - 25 Cities
- Indian Creek watershed is within the Lower Cedar. There are already has 30 of the 39 eligible entities that have joined the Lower Cedar.
- Fencl asked Council to consider signing the 28E Agreement to join the Lower Cedar Watershed.

Plan Highlights and Accomplishments:

- Completed in 2015 after two (2) year collaborative process
- Established goals and 20 year implementation plan
- Outreach and education activities
- BMP mapping for both urban and rural
- 2016 Annual Report
- UNI GeoTREE Center modeling project

Working on:

- List of local events for public outreach
- New print materials, marketing display and website update
- Map of repetitive flood impacts
- Watershed Coordinator position
- 2017 Annual Report

Setting a public hearing date (December 20, 2017 @ 5:30 P.M.) to consider approval of the Capital Improvement Plan for FY 2018–2023

Olson presented RESOLUTION #17-223 setting a public hearing date (December 20, 2017 @ 5:30 P.M.) to consider approval of the Capital Improvement Plan for FY 2018–2023, seconded by Wichtendahl. Roll call vote: AYES: Bruns, Olson, Wichtendahl, Norton. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-223 adopted.**

Setting a public hearing date (December 20, 2017 @ 5:30 P.M.) on the proposal to enter into a Development Agreement with Eagle Real Estate IA, LLC, Eagle Technology Management, Inc. and providing for publication of notice

Norton presented RESOLUTION #17-224 setting a public hearing date (December 20, 2017 @ 5:30 P.M.) on the proposal to enter into a Development Agreement with Eagle Real Estate IA, LLC, Eagle Technology Management, Inc. and providing for publication of notice, seconded by Wichtendahl. Roll call vote: AYES: Olson, Wichtendahl, Bruns, Norton. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-224 adopted.**

Setting a public hearing date (December 20, 2017 @ 5:30 P.M.) 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

Norton presented RESOLUTION #17-225 setting a public hearing date (December 20, 2017 @ 5:30 P.M.) 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, seconded by Bruns. Roll call vote: Wichtendahl, Norton, Olson, Bruns. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-225 adopted.**

Approving the partial release of a Development Agreement between City of Hiawatha and J. Murphy Homes, LLC for property located at 2919 Savannah Drive, Lot 2 of Rolling Prairie Estates Second Addition

Bruns presented RESOLUTION #17-226 approving the partial release of a Development Agreement between City of Hiawatha and J. Murphy Homes, LLC for property located at 2919 Savannah Drive, Lot 2 of Rolling Prairie Estates Second Addition, seconded by Norton. Roll call vote: AYES: Norton, Olson, Wichtendahl, Bruns. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-226 adopted.**

Ordering construction of permanent sidewalks upon the property located at 1375 N Center Point Road along Kacena Road frontage

Olson presented RESOLUTION #17-227 ordering construction of permanent sidewalks upon the property located at 1375 N Center Point Road along Kacena Road frontage to provide continuous sidewalk connections from N Center Point Road to Stamy Road, seconded by Wichtendahl. Roll call vote: AYES: Bruns, Wichtendahl, Norton, Olson. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-227 adopted.**

Approving a 28E Agreement with Iowa Alcoholic Beverages Division for Tobacco, Alternative Nicotine and Vapor Product Enforcement

Wichtendahl presented RESOLUTION #17-228 approving a 28E Agreement with Iowa Alcoholic Beverages Division for Tobacco, Alternative Nicotine and Vapor Product Enforcement, seconded by Bruns. Roll call vote: AYES: Olson, Norton, Bruns, Wichtendahl. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-228 adopted.**

Housing Rehabilitation Community Development Block (CDBG) Grant Program – identifying a target area

Norton presented RESOLUTION #17-229 identifying a target area for the CDBG Housing Rehabilitation Program Application, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Olson, Norton, Bruns. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-229 adopted.**

Housing Rehabilitation Community Development Block (CDBG) Grant Program – committing a local contribution

Bruns presented RESOLUTION #17-230 committing a local contribution of $15,000 to the OWNER-OCCUPIED HOUSING REHABILITATION project and hereby authorizing the Mayor to sign the application and any related documents required by State regulations for submittal, seconded by Norton. Roll call vote: AYES: Norton, Wichtendahl, Bruns, Olson. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-230 adopted.**

Housing Rehabilitation Community Development Block (CDBG) Grant Program – approving the Community Development and Housing Needs Assessment

Wichtendahl moved approval of the Community Development and Housing Needs Assessment, seconded by Bruns. Motion carried.

Approving the appointment of four (4) Volunteer Firefighter/EMTs: Jered Dieter, Grady Fairley, Matthew Miller, and Jordan Valencia

Bruns moved approval of the appointment of four (4) Volunteer Firefighter/EMTs: Jered Dieter, Grady Fairley, Matthew Miller and Jordan Valencia, seconded by Olson. Motion carried.

Approving the renewal of Employee Benefits including Health Insurance, Dental Insurance, and Flex Spending Plan for the 2018 plan year

Olson presented RESOLUTION #17-231 approving the renewal of Employee Benefits including Health Insurance, Dental Insurance, and Flex Spending Plan for the 2018 plan year, seconded by Wichtendahl. Roll call vote: AYES: Bruns, Olson, Wichtendahl, Norton. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-231 adopted.**

Possible Closed Session as per Iowa Code 21.5(1)(j) to discuss the possible sale of particular real estate

Wichtendahl moved entering into a closed session as per Iowa Code 21.5(1)(j) to discuss the possible sale of particular real estate at 5:51 P.M., seconded by Olson. Roll call vote: AYES: Wichtendahl, Norton, Olson, Bruns. NAYS: None. ABSENT: Rampulla. Motion carried.

Wichtendahl moved to go out of closed session and entering into regular session at 6:18 P.M., seconded by Olson. Roll call vote: AYES: Olson, Wichtendahl, Bruns, Norton. NAYS: None. ABSENT: Rampulla.

Discussion/Possible Action regarding possible sale of particular real estate discussed in closed session

Olson presented RESOLUTION #17-232 directing staff to proceed with notification of a public hearing that will be held in the Hiawatha Council Chambers, 101 Emmons Street, before the Hiawatha City Council on Wednesday, December 20, 2017 at 5:30 P.M. to consider transfer title of City owned properties locally known and legally described as 665 Boyson Road, Lot 16 of Auditor's Plat No. 372, 675 Boyson Road, Lot 17 of Auditor's Plat No. 372, 695 Boyson Road, Lot 18 of Auditor's Plat No. 372, and 710 Kainz Drive, Lot 23 of Auditor's Plat No. 372, back to Linn County by Quit Claim Deed, and for consideration of $1.00 and other valuable considerations duly paid and acknowledged for said properties in connection with public use and overflow parking for the Cedar Valley Nature Trail and future City dog park, seconded by Bruns. Roll call vote: AYES: Olson, Wichtendahl, Norton, Bruns. NAYS: None. ABSENT: Rampulla. **RESOLUTION #17-232 adopted.**

There being no further discussion, Wichtendahl moved to adjourn at 6:22 P.M., seconded by Norton. Motion carried.

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Bill Bennett, Mayor

ATTEST:

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Kelly Kornegor, City Clerk