The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on April 18, 2018. Mayor Bennett called the meeting to order at 5:30 p.m. Council members present: Denny Norton, Steve Dodson, and Aime Wichtendahl. Rob Archibald and Dick Olson were present by conference call. Staff present: Community Development Director Pat Parsley, City Administrator Kim Downs, City Engineer John Bender, Fire Chief Mike Nesslage and Police Chief Dennis Marks. Guests: Daniel Hoffmann, Tom Patterson and members of the Boys Scouts Troop, Matt Johnson from Hall and Hall Engineers, Emily Upah from Alliant Energy, and Joe Horaney from Linn County Solid Waste Agency.

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

Olson moved the approval of the following consent agenda items: Approval of bills; Finance Director's Report for March 2018; City Clerk's Report for March 2018; Department Reports: Community Development, Fire, Library, Parks and Recreation, Police, and Public Works, approval of renewal of Special Class C Liquor License (BW) (Beer/Wine), Outdoor Service, and Sunday Sales for Tomaso's Pizza and BBQ located at 1061 North Center Point Road, effective May 1, 2018, approval of renewal of Class C Liquor License (LC) (Commercial), Outdoor Service, and Sunday Sales for Lucky Penny, LLC located at 1705 Boyson Road, effective May 6, 2018, accepting appointment of History Committee Member: Marilyn James effective immediately – December 31, 2020, RESOLUTION #18-058 approving sewer waiver on second water meter for 3038 Savannah Court, seconded by Dodson. Motion carried.

Linn County Solid Waste Agency Presentation – Joe Horaney

Joe Horaney presented an annual update on the Linn County Solid Waste Agency: agency formed in 1994 and the agency currently operates two locations in Linn County, one at County Home Road in Marion and one on A Street SW in Cedar Rapids.

Garbage Fees

- $10.00 flat-fee for cars/SUVs/minivans
- $20.00 flat-fee for pickup truck and full-size vans
- $40.00 per ton for all weighed loads
- $10.00 fee for residential uncovered or unsecured loads
- $25.00 fee for commercial uncovered or unsecured loads

The Solid Waste Agency recently brought 240 goats to their site to eat the grass and weeds covering a closed section of the landfill where the agency is participating in an environmental management program through a grant from the Iowa Department of Natural Resources including monarch butterfly rearing tents.

On May 1, construction on the Mount Trashmore trail will begin. The trail should be open late June/early July and the site will remain a working compost facility.

Alliant Energy 2017 Community Partnership Assessment (CAPA) Presentation – Emily Upah

Emily Upah presented an update on the 2017 Community Partnership Assessment (CAPA). Ms. Upah is the key account manager for Hiawatha. Any questions City Council may have can funnel through Ms. Upah. Upah is also a member of the Hiawatha Economic Development (HEDCO) Board of Directors.

Through the CAPA, Hiawatha has access to rebates and development and community partnership grants. Through this partnership, Alliant has provided funding for the HEDCO website redevelopment and tree plantings in the city. There is also the ability to partner on energy efficiencies.

Council Member Wichtendahl asked how the energy efficiency piece in the legislature might potentially affect the city. Upah said she would look into this question and provide an answer back to the City Administrator.

Setting a public hearing date (May 2, 2018 @ 5:30 P.M.) to consider the FY 2018 Budget Amendment and direct publication of notice

Norton moved setting a public hearing date (May 2, 2018 @ 5:30 P.M.) to consider the FY2018 Budget Amendment and direct publication of notice, seconded by Dodson. Motion Carried.

2018 Emmons Street Reconstruction Project - setting a public hearing date (May 2, 2018 @ 5:30 P.M.) to consider the proposed plans, specifications, form of contract, and estimate of cost on file and direct publication of the notice to bidders

Dodson presented RESOLUTION #18-059 setting a public hearing date (May 2, 2018 @ 5:30 P.M.) to consider the proposed plans, specifications, form of contract, and estimate of cost on file and direct publication of the notice to bidders for the 2018 Emmons Street Reconstruction Project, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Olson, Dodson, Norton, Archibald. NAYS: None. **RESOLUTION #18-059 adopted**

Setting a public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Hiawatha Code of Ordinances Chapter 35 Fire Department amending §35.06 Firefighters Selected to allow the City Administrator to approve the Fire Chief's recommendation of volunteer fire and ambulance members

Council Member Wichtendahl asked if the changes proposed to Chapter 35 would cut off City Council oversight.

City Administrator Downs said fire volunteers are very similar to an employee, and they are the only individuals that have to come to council for approval. This slows the hiring and training process down. The changes will not stop the presentation of the volunteers to City Council. The cap will remain at 75 volunteers. Downs continued to state this is really about the on-boarding process.

Council Member Wichtendahl stated she understands wanting to move the process along but she is against anything that removes City Council oversight.

Council Member Archibald said it is important to make sure the process is consistent across the departments and if this approval process is not required for other positions then it doesn't make sense to do it for fire volunteers.

Norton presented RESOLUTION #18-060 setting a public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Hiawatha Code of Ordinances Chapter 35 Fire Department amending §35.06 Firefighters Selected to allow the City Administrator to approve the Fire Chief's recommendation of volunteer fire and ambulance members, seconded by Dodson. Roll call vote: AYES: Norton, Dodson, Wichtendahl, Olson, Archibald. NAYS: None. **RESOLUTION #18-060 adopted.**

Setting a public hearing date (May 2, 2018 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinances Chapters to update to the 2018 International Code:

Setting public hearing date to consider amending Chapter 97 Use of Public Sewers §97.02 Storm Sewer Connections by adding discharge requirements for sub-soil drains and roof drains

Wichtendahl presented RESOLUTION #18-061 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 97 Use of Public Sewers §97.02 Storm Sewer Connections by adding discharge requirements for sub-soil drains and roof drains, seconded by Dodson. Roll call vote: AYES: Dodson, Archibald, Norton, Olson, Wichtendahl. NAYS: None. **RESOLUTION #18-061 adopted.**

Setting public hearing date to consider amending Chapter 155 Building Code

Dodson presented RESOLUTION #18-062 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 155 Building Code, seconded by Norton. Roll call vote: AYES: Olson, Wichtendahl, Archibald, Dodson, Norton. NAYS: None. **RESOLUTION #18-062 adopted.**

Setting public hearing date to consider amending Chapter 156 Plumbing Code

Wichtendahl presented RESOLUTION #18-063 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 156 Plumbing Code, seconded by Dodson. Roll call vote: AYES: Archibald, Norton, Wichtendahl, Olson, Dodson. NAYS: None. **RESOLUTION #18-063 adopted.**

Setting public hearing date to consider amending Chapter 157 Electrical Code

Norton presented RESOLUTION #18-064 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 157 Electrical Code, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Dodson, Norton, Archibald, Olson. NAYS: None. **RESOLUTION #18-064 adopted.**

Setting public hearing date to consider amending Chapter 158 Mechanical Code
Dodson presented RESOLUTION #18-065 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 158 Mechanical Code, seconded by Wichtendahl. Roll call vote: AYES: Norton, Dodson, Olson, Wichtendahl, Archibald. NAYS: None. **RESOLUTION #18-065 adopted.**

Setting public hearing date to consider amending Chapter 159 Board of Appeals
Wichtendahl presented RESOLUTION #18-066 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 159 Board of Appeals, seconded by Norton. Roll call vote: AYES: Dodson, Archibald, Norton, Wichtendahl, Olson. NAYS: None. **RESOLUTION #18-066 adopted.**

Setting public hearing date to consider amending Chapter 160 Fire Code
Norton presented RESOLUTION #18-067 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 160 Fire Code, seconded by Wichtendahl. Roll call vote: AYES: Olson, Wichtendahl, Archibald, Dodson, Norton. NAYS: None. **RESOLUTION #18-067 adopted.**

Setting public hearing date to consider amending Chapter 164 Property Maintenance Code
Norton presented RESOLUTION #18-068 setting public hearing date (May 2, 2018 @ 5:30 p.m.) to consider amending Chapter 164 Property Maintenance Code, seconded by Dodson. Roll call vote: AYES: Wichtendahl, Norton, Archibald, Olson, Dodson. NAYS: None. **RESOLUTION #18-068 adopted.**

Appointing Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement
Wichtendahl presented RESOLUTION #18-069 Appointing Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement in connection with the $2,475,000 General Obligation Capital Loan Notes, Series 2018, seconded by Dodson. Roll call vote: AYES: Wichtendahl, Norton, Archibald, Olson, Dodson. NAYS: None. **RESOLUTION #18-069 adopted.**

Approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance, and levying a tax to pay the Notes; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate
Wichtendahl presented RESOLUTION #18-070 approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of $2,475,000 General Obligation Capital Loan Notes, Series 2018, and levying a tax to pay the Notes; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate, seconded by Dodson. Roll call vote: AYES: Dodson, Norton, Wichtendahl, Archibald, Olson. NAYS: None. **RESOLUTION #18-070 adopted.**

Possible Closed Session as per Iowa Code 21.5(j) to discuss the possible purchase of particular real estate
Wichtendahl moved entering into a closed session as per Iowa Code 21.5(j) to discuss the possible purchase of particular real estate at 5:57 P.M., seconded by Dodson. Roll call vote: AYES: Archibald, Dodson, Norton, Olson, Wichtendahl. NAYS: None. Motion carried.

Wichtendahl moved to go out of closed session and entering into regular session at 6:07 P.M., seconded by Dodson. Roll call vote: AYES: Norton, Wichtendahl, Archibald, Dodson, Olson. NAYS: None. Motion carried.

Discussion/Possible Action regarding possible purchase of particular real estate discussed in closed session
Archibald presented RESOLUTION #18-071 authorizing staff to enter into an offer to buy real estate and acceptance agreement (Nonresidential) for property owned by Lisa M. Fenner, Judith M. Rogers and Sharon R. Taylor at a total purchase price of $450,000, and payment as follows: $5,000 to be held in escrow by the SELLERS with remaining amount of purchase price of $445,000, to be paid in cash at the time of closing on or before June 29, 2018. This Resolution further authorizes the City Administrator to move forward with preparation of abstracts, title opinion, survey, and other closing documents, seconded by Olson. Roll call vote: AYES: Wichtendahl, Archibald, Dodson, Olson, Norton. NAYS: None. **RESOLUTION #18-071 adopted.**

There being no further discussion, Wichtendahl moved to adjourn at 6:11 P.M., seconded by Norton. Motion carried.

Bill Bennett, Mayor

ATTEST:

Kelly Kornegor, City Clerk