The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on April 6, 2016. Mayor Bill Bennett called the meeting to order at 5:30 P.M. Council members present: Bob Rampulla, Marty Bruns, Aime Wichtendahl and Dennis Norton. Absent: Dick Olson. Staff present: City Engineer John Bender, Community Development Director Patrick Parsley, City Administrator Kim Downs, Finance Director Cindy Kudrna, Administrative Coordinator Ambyr Young and Police Chief Dennis Marks. Guests: Tracy Bennett, Daniel Hoffmann, Phillip Mathews, Chris Tompkins and Chad Pelley. Note: Not all guests in attendance signed in.

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

Rampulla moved the approval of the following consent agenda items: Approval of bills, Minutes of Meetings: Regular Meetings February 17, 2016, March 2, 2016 and March 16, 2016; Receive and File Minutes of Boards/Commissions/Committees: Parks and Recreation March 8, 2016, Planning and Zoning February 22, 2016, Water Board March 15, 2016 and Storm Water Advisory Committee March 23, 2016; Approval of change in ownership application and approval of renewal of Class C Liquor License (LC) (Commercial), Outdoor Service, and Sunday Sales for El Kahir Shrine Company located at 905 Tower Terrace Road, effective April 20, 2016, City Engineer's Report and City Administrator's Report, seconded by Wichtendahl. Motion carried.

Report from Council Members / Mayor / City Administrator

Council Member Norton mentioned the urban forestry training sessions started on Wednesday, April 6, 2016 from 9:00 a.m. to 3:00 p.m. The training session will include a tree inventory.

City Administrator Downs informed council there is another Comprehensive Plan update meeting on April 27, 2016. Downs said it would be nice to have council there; Council Members Wichtendahl and Bruns are already on the committee. The group will be working on a SWOT analysis and are trying to get public input. There will be a survey in the May newsletter with responses taken from the public until June 1.

Downs announced Paul Trombino from the Iowa Department of Transportation will be here on Friday at 11:00 A.M. to speak to mayors and city administrators from Cedar Rapids, Marion, Robins and Hiawatha. Discussion will be Tower Terrace Road history, current situation and future plans. Downs said Trombino will also be the keynote speaker during the HEDCO State of the City.

Council Member Norton asked if there would be an open house for council and citizens to answer questions about the construction on North Center Point Road. Mayor Bennett said the city already had one meeting and began the process of getting the easement paperwork from the property owners.

City Engineer Bender added the city held a meeting with the citizens in late January and there is information on the website and in the newsletter coming out this weekend. Bender said construction will take traffic down to one lane in each direction.

Ordinance #860 amending Hiawatha Code of Ordinances Chapter 110 Natural Gas Franchise by amending §110.09 Franchise Fee by increasing the current franchise fee from 0% to 3% and adding additional language to correspond with Ordinance #629 Franchise Agreement with MidAmerican Energy Company

Council Member Rampulla stated council will not waive the 3rd reading of ORDINANCE #860 relating to the proposed 3% gas franchise fee to allow time for the citizens to read the detailed information on the franchise fee proposals for gas and electric utilities coming out in the April newsletter this weekend.

Bruns moved the 2nd Reading of ORDINANCE #860 amending Hiawatha Code of Ordinances Chapter 110 Natural Gas Franchise amending §110.09 Franchise Fee by increasing the current franchise fee from 0% to 3% and adding additional language to correspond with Ordinance #629 Franchise Agreement with MidAmerican Energy Company, seconded by Rampulla. Roll call vote: AYES: Norton, Wichtendahl, Rampulla, Bruns. NAYS: None. ABSENT: Olson. Motion carried.

City Council will consider the 3rd reading and possible adoption of ORDINANCE #860 during the next council meeting on April 20, 2016 at 5:30 P.M.

Ordinance #861 amending Hiawatha Code of Ordinances Chapter 111 Electric Franchise by amending §111.07 Franchise Fee by increasing the current franchise fee from 0% to 3% and amending and repealing provisions of Ordinance #580 Electric Franchise Agreement with Interstate Power & Light Company

Council Member Rampulla stated council will not waive the 3rd reading of ORDINANCE #861 relating to the proposed 3% electric franchise fee to allow time for the citizens to read the detailed information on the franchise fee proposals for gas and electric utilities coming out in the April newsletter this weekend.

Norton moved the 2nd Reading of ORDINANCE #861 amending Hiawatha Code of Ordinances Chapter 111 Electric Franchise amending §111.07 Franchise Fee by increasing the current franchise fee from 0% to 3% and amending and repealing provisions of Ordinance #580 Electric Franchise Agreement with Interstate Power and Light Company, seconded by Bruns. Roll call vote: AYES: Rampulla, Bruns, Wichtendahl, Norton. NAYS: None. ABSENT: Olson. Motion carried.

City Council will consider the 3rd reading and possible adoption of ORDINANCE #861 during the next Council Meeting on April 20, 2016 at 5:30 P.M.

Ordinance amending Hiawatha Code of Ordinances Chapter 22 Library Board of Trustees §22.02 Library Trustees by expanding the number of Board Members from five (5) to seven (7) resident members over the age of eighteen (18) years old as adopted by the citizens of the City of Hiawatha on the Official Ballot during the November 3, 2015 Regular City Election

Wichtendahl moved the 1st Reading of ORDINANCE #862 amending Hiawatha Code of Ordinances Chapter 22 Library Board of Trustees §22.02 Library Trustees by expanding the number of Board Members from five (5) to seven (7) resident members over the age of eighteen (18) years old as adopted by the citizens of the City of Hiawatha on the Official Ballot during the November 3, 2015 Regular City Election, seconded by Norton. Motion carried.

Rampulla moved to waive the 2nd and 3rd readings of ORDINANCE #862, seconded by Norton. Roll call vote: AYES: Wichtendahl, Rampulla, Bruns, Norton. NAYS: None. ABSENT: Olson. Motion carried.

Bruns moved the adoption of ORDINANCE #862 amending Hiawatha Code of Ordinances Chapter 22 Library Board of Trustees §22.02 Library Trustees by expanding the number of Board Members from five (5) to seven (7) resident members over the age of eighteen (18) years old as adopted by the citizens of the City of Hiawatha on the Official Ballot during the November 3, 2015 Regular City Election, seconded by Norton. Roll call vote: AYES: Bruns, Rampulla, Wichtendahl, Norton. NAYS: None. ABSENT: Olson. ORDINANCE #862 adopted.

PUBLIC HEARING – on the proposal to enter into a Development Agreement with RKAVON, L.L.C. - approving and authorizing execution of a five (5) year Development Agreement by and between the City of Hiawatha and RKAVON, L.L.C.

Mayor Bennett opened the public hearing to consider the proposal to enter into a five (5) year Development Agreement with RKAVON, L.L.C. - at 5:41 P.M.

Chad Pelley of Ahmann Design spoke on behalf of the project stating the project consists of a flex building with office in front and some level of warehouse in the rear; the front façade will be nicer than the back. Pelley said the total value of the project if $1.6 million and construction will potentially start Monday pending weather conditions.

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

Bruna presented RESOLUTION #16-057 approving and authorizing execution of a five (5) year Development Agreement by and between the City of Hiawatha and RKAVON, L.L.C., seconded by Rampulla. Roll call vote: AYES: Norton, Rampulla, Wichtendahl, Bruns. NAYS: None. ABSENT: Olson. **RESOLUTION #16-057 adopted.**

PUBLIC HEARING – on the proposed Amendment No. 11 to the Hiawatha Urban Renewal Plan 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. 11 to the Hiawatha Urban Renewal Plan

Mayor Bennett opened the public hearing on the proposed Amendment No. 11 to the Hiawatha Urban Renewal Plan at 5:44 P.M. No written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:45 P.M.

Wichtendahl presented RESOLUTION #16-058 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. 11 to the Hiawatha Urban Renewal Plan, seconded by Bruns. Roll call vote: AYES: Bruns, Norton, Rampulla, Wichtendahl. NAYS: None. ABSENT: Olson. **RESOLUTION #16-058 adopted.**

Setting a public hearing date (April 20, 2016 @ 5:30 P.M.) on the proposal to enter into a five (5) year Development Agreement with Ahmann Properties and providing for publication of notice

Rampulla presented RESOLUTION #16-059 setting a public hearing date (April 20, 2016 @ 5:30 P.M.) on the proposal to enter into a five (5) year Development Agreement with Ahmann Properties and providing for publication of notice, seconded by Norton. Roll call vote: AYES: Rampulla, Norton, Wichtendahl, Bruns. NAYS: None. ABSENT: Olson. **RESOLUTION #16-059 adopted.**

Not to Exceed $2,090,000 General Obligation Capital Loan Notes - fixing date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Notes to evidence the obligations of the City thereunder

Norton presented RESOLUTION #16-060 fixing a date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Not to Exceed $2,090,000 General Obligation Capital Loan Notes to evidence the obligations of the City thereunder, seconded by Rampulla. Roll call vote: AYES: Wichtendahl, Bruns, Rampulla, Norton. NAYS: None. ABSENT: Olson. **RESOLUTION #16-060 adopted.**

Not to Exceed $700,000 General Obligation Capital Loan Notes - fixing date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Notes to evidence the obligations of the City thereunder

Norton presented RESOLUTION #16-061 fixing a date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Not to Exceed $700,000 General Obligation Capital Loan Notes to evidence the obligations of the City thereunder, seconded by Wichtendahl. Roll call vote: AYES: Bruns, Wichtendahl, Norton, Rampulla. NAYS: None. ABSENT: Olson. **RESOLUTION #16-061 adopted.**

Not to Exceed $200,000 General Obligation Capital Loan Notes - fixing date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Notes to evidence the obligations of the City thereunder

Norton presented RESOLUTION #16-062 fixing a date (April 20, 2016 @ 5:30 P.M.) for a meeting on the proposition to authorize a Loan Agreement and the issuance of Not to Exceed $200,000 General Obligation Capital Loan Notes to evidence the obligations of the City thereunder, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Rampulla, Bruns, Norton. NAYS: None. ABSENT: Olson. **RESOLUTION #16-062 adopted.**

Approving City Staff recommendation on the placement of directional / advertising trailblazer signs in the Right-Of-Way

Wichtendahl presented RESOLUTION #16-063 refering the request to consider amending Hiawatha Code of Ordinances Chapter 166 Sign Code and Hiawatha's Directional Signs in the Right-of-Way policy to allow DOT I-380 trailblazer advertising signs in the right-of-way, to the Planning and Zoning Commission for review and recommendation prior to further consideration by the Council, seconded by Bruns. Roll call vote: AYES: Rampulla, Norton, Wichtendahl, Bruns. NAYS: None. ABSENT: Olson. **RESOLUTION #16-063 adopted.**

Approving a commercial exterior building design change to the Hiawatha Design Guidelines for McGrath Kia located at 1020 North Center Point Road
Rampulla presented RESOLUTION #16-064 approving the proposed exterior building façade change including a mix of glass and metal panels for McGrath Kia located at 1020 North Center Point Road to the Hiawatha Design Guidelines, as submitted by Brost Architects, seconded by Wichtendahl. Roll call vote: AYES: Norton, Bruns, Wichtendahl, Rampulla. NAYS: None. ABSENT: Olson. **RESOLUTION #16-064 adopted.**

Approving the 28E Agreement between the City of Hiawatha and the Linn County for the construction of an asphalt overlay project on shared portions of Tower Terrace Road
Bruns presented RESOLUTION #16-065 for the completion of a construction project to overlay with Hot Mix Asphalt (HMA) the existing pavement, shoulder and apply pavement markings on shared portions of Tower Terrace Road, with an estimated total project cost of $548,298.25, and the City of Hiawatha's portion of estimated costs of $95,804.91, utilizing available funding in FY 2010 – 2014 Local Option Sales and Service Tax (LOSST), seconded by Rampulla. Roll call vote: AYES: Wichtendahl, Bruns, Rampulla, Norton. NAYS: None. ABSENT: Olson. **RESOLUTION #16-065 adopted.**

Industrial Avenue from Boyson Road to North End Pavement Reconstruction / Storm Sewer Improvements RISE Grant Project - approving Change Order #2 with an increase in contract amount with Horsfield Construction, Inc.
Bruns presented RESOLUTION #16-066 approving Change Order #2 for the FY 2015 Industrial Avenue from Boyson Road to North End Pavement Reconstruction / Storm Sewer Improvements RISE Grant Project with an increase in contract amount of $33,014.40, resulting in a revised total project contract amount of $626,065.75, seconded by Norton. Roll call vote: AYES: Bruns, Norton, Wichtendahl, Rampulla. NAYS: None. ABSENT: Olson. **RESOLUTION #16-066 adopted.**

Approving the 28E Agreement between the City of Hiawatha and the City of Central City to allow the Central City Fire Department to temporarily use a Hiawatha Fire Department fire engine and equipment
Norton presented RESOLUTION #16-067 approving the temporary use of the Hiawatha 1989 Pierce Arrow Fire Engine and equipment by the Central City Fire Department for a period no longer than 30 days from April 8, 2016 through May 8, 2016, while the Central City fire engine is being repaired, seconded by Bruns. Roll call vote: AYES: Rampulla, Bruns, Norton, Wichtendahl. NAYS: None. ABSENT: Olson. **RESOLUTION #16-067 adopted.**

Approving the appointment of two (2) Volunteer Firefighters/EMTs: Joshua Betts and Devontez Roberts
Bruns moved Approving the appointment of two (2) Volunteer Firefighters/EMTs: Joshua Betts and Devontez Roberts, seconded by Rampulla. Motion carried.

Approving newly updated standard rates for use of city operated equipment on private property
Bruns presented RESOLUTION #16-068 approving newly updated standard rates for use of city operated equipment on private property, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Norton, Rampulla, Bruns. NAYS: None. ABSENT: Olson. **RESOLUTION #16-068 adopted.**

Approving a one (1) year Union Contract Agreement between the City of Hiawatha, Hiawatha Police Department and Teamsters Local Union 238
Council Member Rampulla stated the contracts include a 3% wage increase.

Wichtendahl presented RESOLUTION #16-069 approving a one (1) year Union Contract Agreement between the City of Hiawatha, Hiawatha Police Department and Teamsters Local Union 238, seconded by Bruns. Roll call vote: AYES: Norton, Rampulla, Bruns, Wichtendahl. NAYS: None. ABSENT: Olson. **RESOLUTION #16-069 adopted.**

Approving a one (1) year Union Contract Agreement between the City of Hiawatha, Hiawatha Maintenance Department and Teamsters Local Union 238
Council Member Rampulla stated the contracts include a 3% wage increase.

Bruns presented RESOLUTION #16-070 approving a one (1) year Union Contract Agreement between the City of Hiawatha, Hiawatha Maintenance Department and Teamsters Local Union 238, seconded by Rampulla. Roll call vote: AYES: Rampulla, Wichtendahl, Bruns, Norton. NAYS: None. ABSENT: Olson. **RESOLUTION #16-070 adopted.**

Approving and adopting a Social Media Policy
Council Member Wichtendahl felt a social media account would provide the city more opportunity to interact with the citizens and provide them with information.

Wichtendahl presented RESOLUTION #16-071 approving and adopting a Social Media Policy to establish a business code of conduct setting guidelines for employees to follow when posting content on the Internet and maintaining social media accounts on behalf of the City of Hiawatha, seconded by Norton. Roll call vote: AYES: Bruns, Norton, Wichtendahl, Rampulla. NAYS: None. ABSENT: Olson. **RESOLUTION #16-071 adopted.**

Authorizing staff to open and maintain a Hiawatha Facebook Page
Bruns presented RESOLUTION #16-072 authorizing city staff to open and maintain a Hiawatha Facebook Page, seconded by Rampulla. Roll call vote: AYES: Rampulla, Wichtendahl, Norton, Bruns. NAYS: None. ABSENT: Olson. **RESOLUTION #16-072 adopted.**

Placement of items for next Agenda/Work Sessions
City Administrator Downs said she has a handful of items to discuss with council at a work session meeting. Downs asked council to keep their schedules open on April 18, 2016 at 5:30 P.M. to hold a work session.

Rampulla moved to adjourn 5:56 P.M., seconded by Wichtendahl. Motion carried.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk