

**A. CALL TO ORDER.**

The regular meeting of the Waverly City Council was held on August 19, 2002 at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Patsy Reed, Mel Kramer, Darrel Steege, Gary Grace, Fred Ribich, Gary Boorum, and Joe Kobliska. Absent: None

**B. CALL TO ORDER.**

1. **Approve Agenda as Printed or Add Items for Discussion Only.**

**Moved By: Kramer**

**Seconded By: Grace**

That the agenda for this Council meeting as prepared is hereby approved.

**Yes: 7**

**No: 0**

**Absent: 0**

2. **Minutes.**

**Moved By: Ribich**

**Seconded By: Kobliska**

The August 5, 2002 Council Meeting Minutes are hereby approved.

**Yes: 7**

**No: 0**

**Absent: 0**

3. **Employee Highlight.**

Council congratulated Kathy Schaufenbuel on her 4 years of service for the City of Waverly.

**C. PUBLIC HEARINGS.**

**C. TABLED ITEMS.**

**D. VISITORS / PUBLIC COMMENTS.**

**E. CONSENT AGENDA.**

1. Pay Request from Happel Excavating in the amount of \$73,874.94 for the 4<sup>th</sup> Street SW Project and Bremer Ave. Project.

2. Pay request from Platt's Inc. in the amount of \$920.63 for the Big Six Downtown Improvements Project – Phase 2, Division 1.

3. Outdoor Service Application for Hy-Vee, Inc.

**Moved By: Steege**

**Seconded By: Grace**

Items 1–3 on the Consent Agenda are hereby approved.

**Yes: 7**

**No: 0**

**Absent: 0**

**F. REGULAR BUSINESS.**

1. **Review of Project #4 for Housing Rehabilitation Program.**

Clarissa Nicholson of INRCOG reviewed a request for forgiveness of a loan on Project #4 of the Housing Rehabilitation Program. Ms. Nicholson stated that the IDED Grant was for \$25,938 with the State contributing 96% and a City match of 4%. Project #4 homeowner would like to transfer property to her son. The son reports that his mom has an incapacitating illness and has to be moved to a permanent care facility. Administrator Crayne voiced his concern of private positioning regarding the transfer of the property and a possible Medicaid lien if the homeowner has to move to a permanent care facility. The Council referred this matter to the City Attorney for a legal opinion.

2. **Review and possible action on Local Option Sales Tax Ballot Language as Recommended by Bonding Attorney.**

Administrator Crayne reviewed advice on ballot language sent by Bob Josten, Bonding Attorney on the analysis of local option tax ballot proposition. Mr. Josten stated that cities and counties have used general purpose statements on their local option ballots rather than specific

language. Mr. Josten also informed the Council that the City has flexibility in drafting ballot language, which will preserve options for spending the revenues and/or issuing bonds. If the local option sales tax is approved in the City and County, the County may then issue bonds for the project with the City contributing payment to the County until the debt is paid off. The City could then use revenues for other specific purposes. If the County does not approve the local option then the City is restricted as to the initial specific use of funds. Mr. Josten suggested the ballot should read for "joint city/county law enforcement, public safety and street improvements." After discussion the Council drafted the following ballot language: 100% of revenues will be used for law enforcement and public safety equipment and capital improvement projects and for street, alley and parking improvements and related infrastructure.

3. **Second Reading of Ordinance 787, an Ordinance Amending Chapter 100 of the Waverly Municipal Code Regarding Home Occupation and Sign Definitions and Accessory Building Requirements.**  
**Moved By: Kramer**                      **Seconded By: Ribich**  
Second Reading of Ordinance 787, an Ordinance Amending Chapter 100 of the Waverly Municipal Code Regarding Home Occupation and Sign Definitions and Accessory Building Requirements is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
4. **Second Reading of Ordinance 788, an Ordinance Amending Chapter 91 of the Waverly Municipal Code Regarding the Plumbing Code.**  
**Moved By: Kramer**                      **Seconded By: Kobliska**  
Second Reading of Ordinance 787, an Ordinance Amending Chapter 91 of the Waverly Municipal Code Regarding the Plumbing Code is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
5. **Second Reading of Ordinance 789, an Ordinance Amending Chapter 93 of the Waverly Municipal Code Regarding the Mechanical Code.**  
**Moved By: Steege**                      **Seconded By: Ribich**  
Second Reading of Ordinance 789, an Ordinance Amending Chapter 93 of the Waverly Municipal Code Regarding the Mechanical Code is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
6. **Approve Change Order No. 1 for the 15<sup>th</sup> Street NW & 3<sup>rd</sup> Avenue NW, 17<sup>th</sup> Street NW & 4<sup>th</sup> Avenue NW Reconstruction Projects..**  
**Moved By: Ribich**                      **Seconded By: Steege**  
Change Order No. 1 for the 15<sup>th</sup> Street NW & 3<sup>rd</sup> Avenue NW 17<sup>th</sup> Street NW & 4<sup>th</sup> Avenue NW Reconstruction Projects for the increased amount of \$7,848.50 to Heartland Asphalt is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
7. **Pay Request from Heartland Asphalt for the 15<sup>th</sup> St., 17<sup>th</sup> St., 3<sup>rd</sup> Ave. & 4<sup>th</sup> Ave. NW Reconstruction Project.**  
**Moved By: Kramer**                      **Seconded By: Kobliska**  
Pay Request from Heartland Asphalt in the amount of 77,825.41 for the 15<sup>th</sup> St., 17<sup>th</sup> St., 3<sup>rd</sup> Ave. & 4<sup>th</sup> Ave. NW Reconstruction Project is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**



