

Regular Meeting Minutes
September 13, 2004 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on September 13, 2004, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Gary Boorum, Mel Kramer, Fred Ribich, Gary Grace, Tammy McKenzie and Cyndi Ecker. Absent: Connie Rasmussen

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

Moved By: Ribich

Seconded By: Kramer

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

Yes: 6

No: 0

Absent: 1

2. **Minutes.**

Moved By: Grace

Seconded By: Boorum

The August 16 & 23, 2004 Council Meeting Minutes are hereby approved by amending August 23rd Public Hearing to read "Duane Liddle questioned whether Wartburg was making payment to City for the portion of the alley and he was told no."

Yes: 6

No: 0

Absent: 1

3. **Guest Councilperson.**

Council welcomed Al Suhr as the Guest Councilperson for September.

A. PUBLIC HEARINGS.

1. This was the date, time and place for a Public Hearing on plans, specifications, and form of contract for the South Riverside Park Pedestrian Bridge Improvements Project. Discussion followed on the purchase of the pedestrian bridge before plans and specifications were approved for said project. Staff informed Council that the base material from 1st Street SW Project would be used for the South Riverside Pedestrian Trail. There are no proposed plans to continue the trail through Crestwood Park area. The Council also discussed the possible extension of the trail through Crestwood Park area and its effect on drainage. The hearing was declared closed and the following action was taken.

Moved By: Ribich

Seconded By: Kramer

Resolution 04-75, a Resolution Adopting Plans, Specifications, Form of Contract and Estimate of Cost for the South Riverside Park Pedestrian Bridge Project is hereby approved.

Yes: 5

No: 1 (Mc Kenzie)

Absent: 1

C. TABLED ITEMS.

D. VISITORS / PUBLIC COMMENTS.

Discussion followed on the agreement with Dennis Happel on streets and sidewalks in Stonehaven Subdivision.

Jim Lindner requested the Council consider diagonal parking in the downtown area.

Council also discussed the intersection of Hwy 3 West and 10th Avenue SW.

E. CONSENT AGENDA.

1. Class C Liquor License for Outdoor Service Event for The Pour House.
2. Pay Request from WHKS & Co. in the amount of \$9,060.00 for the 39th Street SE Reconstruction.
3. Pay Request from WHKS & Co. in the amount of \$6,781.06 for the 1st Street SW Reconstruction and South Riverside Park Trail 2005.
4. Pay Request from Yaggy Colby in the amount of \$5,520.00 for the 1st Street SE Parking Lot.
5. Pay Request from Yaggy Colby in the amount of \$10,800.38 for the East Bremer Avenue Sidewalk Improvements.
6. Pay Request from Mike Dolan Concrete & Masonry in the amount of \$42,949.52 for the East Bremer Avenue Sidewalk Improvements.
7. Pay Request from Mc Clure Engineering in the amount of \$997.50 for the Wastewater Improvements.
8. Class C Beer Permit for Casey's General Store.

Moved By: Kramer

Seconded By: Ribich

Items 1-8 on the Consent Agenda are hereby approved.

Yes: 6

No: 0

Absent: 1

F. REGULAR BUSINESS.

1. **Resolution 04-76, A Resolution Approving a Development Agreement for Jim Lindner Relating to the East Bremer Avenue Sidewalk Improvement Project.**

Staff reviewed deadline dates in the agreement and will advise Mr. Lindner on the amount for the purchase of City sidewalk to construct his project. Staff will work with Mr. Lindner and Yaggy Colby on the amount of reimbursement for damages to his property during sidewalk construction.

Moved By: Ecker

Seconded By: Ribich

Resolution 04-76, A Resolution Approving a Development Agreement for Jim Lindner Relating to the East Bremer Avenue Sidewalk Improvement Project is hereby approved.

Yes: 6

No: 0

Absent: 1

2. **Resolution 04-77, A Resolution Approving a Performance Guarantee for Phase II in Stone Haven Plat IV.**

Moved By: Boorum

Seconded By: Grace

Resolution 04-77, A Resolution Approving a Performance Guarantee for Phase II in Stone Haven Plat IV is hereby approved.

Yes: 6

No: 0

Absent: 1

3. **A Resolution 04-78, A Resolution Authorizing Harvesting of Canadian Geese Within the Waverly City Limits.**

Parks & Recreation Director Ray reviewed that the Resolution approves the annual harvesting of Canadian Geese. In the future staff will just report on location of properties and dates of harvest.

Moved By: Kramer

Seconded By: Ecker

A Resolution 04-78, A Resolution Authorizing Harvesting of Canadian Geese Within the Waverly City Limits is hereby approved.

Yes: 6 No: 0 Absent: 1

4. **Approve Removal of Existing Fence along the River and Installation of Decorative Railing in Kohlmann Park.**

Parks & Recreation Director Ray informed the Council that removal of existing fence, installation of decorative railing, light fixture pole concrete footings and conduit, and light pole irrigation system are planned for this year. The light pole irrigation system will water hanging pots on light poles to be installed at a later date. The Architect is amending plans for the shelter restroom and gazebo and other improvements for Kohlmann Park Phase 2 Renovation for Council consideration in January, 2005.

Moved By: Ecker Seconded By: Ribich

The completion of the river railing and pipe railing in Kohlmann Park for the estimated cost of \$19,993 is hereby approved.

Yes: 5 No: 1 (Boorum) Absent: 1

5. **Approval of Installation of Light Fixture Pole Concrete Footings and Conduit and Light Pole Irrigation System for Kohlmann Park Phase 2 Project.**

Moved By: Ecker Seconded By: Ribich

Approval of Installation of Light Fixture Pole Concrete Footings and Conduit and Light Pole Irrigation System in the amount of \$10,860.00 for Kohlmann Park Phase 2 Project is hereby approved.

Yes: 5 No: 1 (Boorum) Absent: 1

6. **Approve Purchase of New Greens Mower for the Golf Course.**

Moved By: Grace Seconded By: Ecker

The request to solicit bids for a new greens mower for the Golf Course and pay the first payment from General Fund Reserves is hereby approved.

Yes: 6 No: 0 Absent: 1

7. **Change Order No. 1 for the 2004 Bituminous Seal Coat Program.**

Moved By: Boorum Seconded By: Ribich

Change Order No. 1 for the decreased amount of \$2,697.31 is hereby approved.

Yes: 6 No: 0 Absent: 1

8. **Resolution 04-79, A Resolution Finalizing the 2004 Bituminous Seal Coat Program and Approving Final Pay Request.**

Moved By: Boorum Seconded By: Grace

Resolution 04-79, A Resolution Finalizing the 2004 Bituminous Seal Coat Program and approving final pay request in the amount of \$3,447.15 is hereby approved.

Yes: 6 No: 0 Absent: 1

9. **Third Reading of Ordinance 836, An Ordinance Amending Section 105.4.10 of the Waverly Municipal City Code Regarding Additional Parking Restrictions.**

Gary Boveia representing Joyce Shultz of 203 11th Street SW and neighboring property owners voiced concerns on proposed parking restrictions on 11th Street SW. Mr. Boveia stated that the major thrust of the West Area Traffic Study dealt with 10th Street SW in front of the Hospital and 2nd Avenue SW. He also reviewed the DOT's no crash history on 11th Street SW. Traffic on 11th Street SW is heavy during the High School dismissal but 16th Street SW has relieved traffic congestion at intersection of 11th Street and 2nd Avenue SW. After discussion Council approved the amendment to Ordinance 836 and removed the parking restrictions on 11th Street SW.

Moved By:

Seconded By:

Third Reading of Ordinance 836, An Ordinance Amending Section 105.4.10 of the Waverly Municipal City Code Regarding Additional Parking Restrictions is hereby approved.

Moved By: Ribich

Seconded By: Ecker

To amend previous motion by removing Parking Restrictions on 11th Street SW from Ordinance 836

Yes: 6

No: 0

Absent: 1

The original motion as amended was then voted upon.

Yes: 6

No: 0

Absent: 1

10. **Third Reading of Ordinance 835, an Ordinance Establishing Additional Stop Signs in Potentially Dangerous Intersections in the City of Waverly.**

Moved By: Ribich

Seconded By: Grace

Third Reading of Ordinance 835, an Ordinance Establishing Additional Stop Signs in Potentially Dangerous Intersections in the City of Waverly is hereby approved.

Yes: 5

No: 1 (Boorum)

Absent: 1

11. **Resolution 04-80, A Resolution Approving the Street Finance Report FY2003-04.**

Moved By: Grace

Seconded By: Ecker

Resolution 04-80, A Resolution Approving the Street Finance Report FY2003-04 is hereby approved.

Yes: 6

No: 0

Absent: 1

12. **Resolution 04-70, A Resolution Adopting Revisions, Additions and Clarifications to the Personnel Policies Manual for the City of Waverly.**

Moved By: Ribich

Seconded By: McKenzie

Resolution 04-70, A Resolution Adopting Revisions, Additions and Clarifications to the Personnel Policies Manual for the City of Waverly is hereby approved.

Yes: 6

No: 0

Absent: 1

G. BOARDS AND COMMISSIONS.

1. Boards and Commissions.

2. Reports.
3. Communications.

H. ADJOURNMENT.

Suggested Motion.

Moved By: Boorum

Seconded By: Ribich

That the City Council Meeting be adjourned.

Yes: 6

No: 0

Absent: 1

Council adjourned at 8:09 P. M.

Mayor

ATTEST:

City Clerk