

Regular Meeting Minutes  
June 21, 2004 ~ 7:00 p.m.

**A. CALL TO ORDER.**

The regular meeting of the Waverly City Council was held on June 21, 2004, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Fred Ribich, Gary Boorum, Mel Kramer, Connie Rasmussen, Gary Grace, Darrel Steege and Cyndi Ecker. Absent: None

1. **Approve Agenda as Printed or Add Items for Discussion Only.**  
**Moved By: Kramer** **Seconded By: Ribich**  
That the agenda for this Council meeting as prepared is hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
2. **Minutes.**  
**Moved By: Ecker** **Seconded By: Grace**  
The June 7, 2004 Council Meeting Minutes are hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**

**B. PUBLIC HEARINGS.**

**C. TABLED ITEMS.**

1. **Resolution 04-49, a Resolution Approving Construction Documents for Wartburg College Street Master Plan.**

**D. VISITORS / PUBLIC COMMENTS.**

Staff informed Duane Liddle that the City does not fund Mitchell Manor.

**E. CONSENT AGENDA.**

1. **Renewal of Cigarette Permits for:**  
AgVantage Blake's  
Casey's Hy-Vee  
Regal Liquors Waverly Golf & Country Club  
Kwik Star (East & West) Fareway  
Wal-Mart Big Ben Pour House  
**Moved By: Ribich** **Seconded By: Rasmussen**  
Item 1 on the Consent Agenda is hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**

**F. REGULAR BUSINESS.**

1. **Resolution 04-55, A Resolution Proposing the Vacation of Storm Drainage Easement between Lot 69 and Lot 70 for the Centennial Oaks Golf Club Addition to Waverly, Iowa.**  
**Moved By: Steege** **Seconded By: Kramer**  
Resolution 04-55, A Resolution Proposing the Vacation of Storm Drainage Easement between Lot 69 and Lot 70 for the Centennial Oaks Golf Club Addition to Waverly, Iowa is hereby approved and sets June 28, 2004 at 7:00 P.M. in the Council Chambers of City Hall as the date, time and place for a public hearing on said proposal.  
**Yes: 7** **No: 0** **Absent: 0**

2. **Request from Big Six Building Owners Association Regarding Parking.**  
Elizabeth Hartman of the Big Six Building Owners Association requested assistance from City of Waverly staff with issues related to parking for the Big Six commercial owners. A possible solution would be to create parking limits of two hours and angle parking on 1<sup>st</sup> Avenue NE. Discussion followed on two hour parking limits for the whole downtown area and enforcement. Big Six Building Owners Association, City staff, and WADG representatives will work together to develop a recommendation for the Mayor and City Council to consider for action.

3. **Review of Jim Lindner's Building Project to be Constructed on City Right-of-Way.**  
Jim Lindner informed the Council that he had talked to contractors for bids on his proposed building project at 122 E. Bremer. Mr. Lindner reviewed his plans to open the stairway under the sidewalk to the buildings with a glass enclosure and extend a canopy the length of the building. Discussion followed on utilities, ADA and fire requirements. The purpose of Mr. Lindner's project was to provide natural sunlight to the lower level. City Attorney Carney stated that if the project was approved the City would deed over the right of way to Mr. Lindner. Council voiced their concerns to Mr. Lindner regarding the timing of his project in relation to the East Bremer Sidewalk Project to begin on July 6th. Mr. Lindner will decide whether to move forward with his project.

4. **Third Reading of Ordinance 833, An Ordinance Repealing Chapter 71 of the Waverly Municipal Code Regarding Open Burning and Enacting and Adopting New Provisions.**  
Discussion followed on tabling the third reading of the ordinance until after the fall season. City Administrator Crayne reviewed the map designating ½ and ¾ acre parcels in the City of Waverly. If the Council reduced open burning permits to one-half acre, open burning restrictions would be spotty in most subdivisions. Lake Lambert informed the Council that the Burning Restrictions Task Force had reviewed other burning alternatives but finally agreed to the one-acre restriction. Duane Liddle submitted a petition with 50 signatures, representing a majority of the citizens contacted by him in parts of three Waverly wards, requesting the Council not implement the open burning ban in the City of Waverly. Lavern Andreasen voiced his concerns with enforcement issues and burning training. Mr. Liddle also voiced his concern with increased volumes at the City's yardwaste site.

**Moved By: Ecker** **Seconded By: Ribich**

Third Reading of Ordinance 833, An Ordinance Repealing Chapter 71 of the Waverly Municipal Code Regarding Open Burning and Enacting and Adopting New Provisions is hereby approved.

**Moved By: Steege** **Seconded By: Rasmussen**

To amend previous motion to reduce one-acre limitation on open burning from one acre to over half-acre parcels in the City of Waverly is hereby approved.

**Yes: 4** **No: 3 (Grace, Ribich, Ecker)** **Absent: 0**

To vote on the motion as amended.

**Yes: 6** **No: 1 (Steege)** **Absent: 0**

5. **Resolution 04-56, A Resolution Adopting Policies and Permit Fees for Open Burning.**  
Discussion followed on biodegradable bag price, no permit fee and fees for vacuuming service.  
**Moved By: Grace** **Seconded By: Ribich**  
Resolution 04- 56, A Resolution Adopting Policies and Permit Fees requiring a permit for Open Burning of yard waste for properties over ½ acre is hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
  
6. **Discussion of Mosquito Spraying within the City of Waverly.**  
Because of the risks posed to humans, animals and the environment by spraying, the City of Waverly does not spray for mosquitoes. The most effective way to remove mosquitoes in your neighborhood is to remove standing water. The City is looking at treating dry run areas.
  
7. **Approval of 2003-2004 Yearly Transfers.**  
**Moved By: Grace** **Seconded By: Kramer**  
The 2003-2004 Yearly Transfers are hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
  
8. **Approve Amendment No. 1 to the Engineering Services Agreement for the 2004 Wastewater Treatment Plant Improvements, Waverly, Iowa.**  
**Moved By: Ribich** **Seconded By: Grace**  
Amendment No. 1 to the Engineering Services Agreement for the 2004 Wastewater Treatment Plant Improvements, Waverly, Iowa for the approximate amount of \$69,250.00 is hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
  
9. **First Reading of Ordinance 834, An Ordinance Establishing Additional Stop Signs in Potentially Dangerous Intersections in the City of Waverly.**  
Discussion followed on 1<sup>st</sup> Avenue NE as a through street.  
**Moved By: Ecker** **Seconded By: Ribich**  
First Reading of Ordinance 834, An Ordinance Establishing Additional Stop Signs in Potentially Dangerous Intersections in the City of Waverly is hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
  
10. **Mayoral Appointments.**  
**Moved By: Kramer** **Seconded By: Ribich**  
The Mayoral Appointment of Deanna McCue and reappointment of Linda Podhajsky and Randall Schroeder to the Library Board are hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**
  
11. **Approval of May Cash Disbursements.**  
**Moved By: Ecker** **Seconded By: Steege**  
The May Cash Disbursements are hereby approved.  
**Yes: 7** **No: 0** **Absent: 0**

12. **Discussion of 1<sup>st</sup> Ward Council Seat Vacancy.**

**Moved By: Ribich**

**Seconded By: Grace**

An appointment to fill the vacancy of the 1<sup>st</sup> Ward Council Seat until the November 2005 Election is hereby approved.

**Yes: 7**

**No: 0**

**Absent: 0**

- Members of the Waverly Volunteer Fire Department took up a collection to send Volunteer Nate Koehler's wife to Texas to visit him before he went overseas.

**G. BOARDS AND COMMISSIONS.**

1. Boards and Commissions.
2. Reports.
3. Communications.

**H. ADJOURNMENT.**

**Moved By: Boorum**

**Seconded By: Ribich**

That the City Council Meeting be adjourned.

**Yes: 7**

**No: 0**

**Absent: 0**

**Council adjourned at 8:35 P.M.**

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Ivan J. Ackerman, Mayor

ATTEST:

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Richard J. Crayne, City Administrator