

Regular Meeting Minutes
August 16, 2004 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on August 16, 2004, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Gary Boorum, Mel Kramer, Connie Rasmussen, Gary Grace, Tammy McKenzie and Cyndi Ecker. Absent: Fred Ribich

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

Moved By: Ecker

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 2, 2004 Council Meeting Minutes are hereby approved.

Yes: 6

No: 0

Absent: 1

B. PUBLIC HEARINGS.

C. TABLED ITEMS.

D. VISITORS / PUBLIC COMMENTS.

E. CONSENT AGENDA.

1. Class B Beer Permit for East Bremer Diner, Inc.
2. Pay Request from McClure Engineering in the amount of \$5,565.00 for the Wastewater Treatment Plant Improvements.
3. Pay Request from Yaggy Colby in the amount of \$2,160.00 for the 1st Avenue SE Parking Lot.
4. Pay Request from Yaggy Colby in the amount of \$9,915.50 for the East Bremer Avenue Sidewalk Improvements.
5. Pay Request from Mike Dolan Concrete and Masonry, Inc. in the amount of \$33,094.91 for the East Bremer Avenue Sidewalk Improvements.
6. Pay Request from Heartland Asphalt in the amount of \$104,966.83 for the 12th Street NW Reconstruction.
7. Cigarette Permit Application for Fast Stop.
8. Class C Beer Permit and Class B Wine Permit for Fast Stop.

Moved By: Ecker

Seconded By: Kramer

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

Yes: 6

No: 0

Absent: 1

F. REGULAR BUSINESS.

1. **Resolution 04-66, a Resolution Approving Final Plat, Restrictive Covenants and Development Agreement for Rolling Meadow Phase 2B.**

Butch Kehe stated that Lots 227 and 228 of Rolling Meadow Subdivision Phase 2B cannot be sold or developed in any way until or before the construction of Anna Place is completed to the limits of Phase 2B and

accepted by the City. Mr. Kehe does credit the substantial development of Rolling Meadow to 10th Avenue SW improvements.

Moved By: Ecker

Seconded By: Grace

Resolution 04-66, a Resolution Approving Final Plat, Restrictive Covenants and Development Agreement for Rolling Meadows Phase 2B is hereby approved.

Yes: 6

No: 0

Absent: 1

2. **Resolution 04-65, a Resolution Setting a Public Hearing for Notice of Intent to Commence a Public Improvement Project to Reconstruct 39th Street SE from near IA 3 to the Waverly Rail Trail and to Acquire Property for the Project.**

Council reviewed correspondence from Ken Riggs regarding Rolling Hills Subdivision and reconstruction of 39th Street SE.

Moved By: Kramer

Seconded By: Grace

Resolution 04-65, a Resolution Setting a Public Hearing Date of September 20, 2004 at 7:00 p.m. in the Council Chambers for Notice of Intent to Commence a Public Improvement Project to Reconstruct 39th Street SE from near IA 3 to the Waverly Rail Trail and to Acquire Property for the Project is hereby approved.

Yes: 6

No: 0

Absent: 1

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

Dan Burrier was present to voice his opposition to parking restrictions on 2nd Avenue SW. As part of Waverly's Traffic Study it was recommended to restrict parking on 2nd Avenue SW and incorporate a third lane for turning. Mr. Burrier protested three lanes of traffic in a residential area. No parking would mean no parking for visitors. The only time three lanes are needed is when Waverly Shell Rock High School is dismissed. Chad Crandall stated that a third turning lane would be confusing for teenagers and promote speeding. Mr. Crandall and Mildred Sanders both stated that it would be difficult to see across three lanes of traffic when exiting their driveways. Cheryl Huygens also opposed the no parking restriction on 2nd Avenue SW and stated it would hurt her business. Dr. Huygens voiced concerns with golf cart traffic and bike safety on a three lane facility. Dr. Huygens and Dave Hampton asked the Council to consider stop signs on said corridor. Councilmember Rasmussen questioned the no parking restriction during Irving School functions and visitor parking for residents along 2nd Avenue SW. Discussion followed on 11th Street SW parking restrictions included in Ordinance 836.

Moved By: Grace

Seconded By: Rasmussen

Second 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: Rasmussen

Seconded By: Boorum

To amend the previous motion by deleting the section on parking restrictions on 2nd Avenue SW from Ordinance 836 is hereby approved.

The original motion as amended was hereby approved.

Yes: 6 No: 0 Absent: 1

4. **Resolution 04-67, a Resolution Proposing the Vacation of the West 66 Feet of the City Alley per the Wartburg College Street Master Plan.**

John Wuertz of Wartburg College informed the Council that only 66 feet was requested for the vacation of the City alley between 1st Avenue NW and West Bremer Avenue and 7th Street NW & 8th Street NW. The College will create a turn-a-round at the end of the alley for City equipment during snow and solid waste removal.

Moved By: McKenzie Seconded By: Rasmussen

Resolution 04-67, a Resolution Proposing the Vacation of the West 66 Feet of the City Alley per the Wartburg College Street Master Plan is hereby approved and sets August 23, 2004 at 7:00 p.m. in the Council Chambers as the date, time and place for a Public Hearing.

Yes: 6 No: 0 Absent: 1

5. **An Amendment of the East Bremer Avenue Sidewalk Improvement Plans and Project.**

Moved By: Boorum Seconded By: Rasmussen

An Amendment to the plans and project to keep shrubbery in front of Engelbrecht, Ackerman & Hassman Law Office located at 123 First Street SE is hereby approved.

Yes: 6 No: 0 Absent: 1

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

Moved By: Ecker Seconded By: Grace

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

Yes: 6 No: 0 Absent: 1

7. **Review of Sidewalk Curb Ramps along 4th Street SW from West Bremer Avenue to 8th Street SW.**

City Administrator Crayne informed the Council that there are 9 sidewalks on the west side and 8 on the east side on 4th Street SW in need of curb ramps at a approximate cost of \$8,500. Guest Councilperson Roy Petersen again voiced his concerns with 4th Street SW curbs and bicycle safety. City Engineer Cherry informed the Council that the bypass reduced truck traffic but traffic is increasing on said corridor. Mr. Cherry stated that if the City invests in the reconstruction of the curbs now there is the possibility that the curb ramps may have to be reconstructed again if the 4th Street corridor is expanded to accommodate a turning lane. The City will have to obtain permission from neighboring property owners for

additional grade to construct the curb ramps. Discussion followed the noise generated at the Bremer County Fair from the tractor pulls, scrambles and midway.

8. **Approval of July Cash Disbursements.**

Moved By: Grace

Seconded By: Kramer

The July Cash Disbursements are hereby approved.

Yes: 6

No: 0

Absent: 1

There were 44 new single family home and 3 new duplex permits issued in FY03-04. Eighteen burn barrels were picked up by City crews.

G. BOARDS AND COMMISSIONS.

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

H. ADJOURNMENT.

Moved By: Boorum

Seconded By: Grace

That the City Council Meeting be adjourned.

Yes: 6

No: 0

Absent: 1

Council adjourned at 8:01 P. M.

Mayor

ATTEST:

City Clerk

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