

Regular Meeting Minutes
April 17, 2006 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on April 17, 2006, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Duane Liddle, Fred Ribich, Gene Lieb, Connie Rasmussen, Gary Boorum and Cyndi Ecker and Gary Grace. Absent: None

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

Moved By: Ribich

Seconded By: Ecker

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: Ribich

The April 3, 2006 Council Meeting Minutes are hereby approved.

Yes: 7

No: 0

Absent: 0

B. PUBLIC HEARINGS.

C. TABLED ITEMS.

D. VISITORS / PUBLIC COMMENTS.

An audience member voiced his concern with a clacking noise from the south expansion joint and lights of the Green Bridge. City Engineer Cherry stated that the sidewalk and guardrail are being replaced. Staff and Kehe Construction would determine if any additional work needs to be completed when the sidewalk is removed. In 2004 the bridge was inspected for its safety by Kehe Construction. Council informed the audience member that repairs were budgeted, but staff anticipates more funding will be necessary.

Joe Beenken of the Church of Latter Day Saints was present to invite the Mayor and City Council to an Open House on April 29th at 1:00 P. M.

Staff informed Council that they will compose a citizen survey on solid waste services, check on costs of single stream recycling, and gather information on solid waste costs in other communities.

Discussion followed on erosion in Impala Subdivision. Staff will be bringing information on erosion control in subdivisions to Council on April 24th.

City Engineer Cherry stated that a home was built before the public infrastructure was completed in Impala Subdivision. The retention had to be configured upon completion of the public infrastructure.

Discussion followed on parking on 4th Avenue SW.

City Engineer Cherry stated that Contractor Mike Dolan was to complete the sidewalk on the east side of Love and Lace by the end of the month.

Council congratulated the Waverly Police Department on their efforts during the DARE graduation.

E. CONSENT AGENDA.

1. Pay Request from Earth Tech in the amount of \$6,362.32 for the Wal-Mart Supercenter Construction –Review Services.
2. Special Class C Permit for Asian Garden.
3. Pay Request from Mc Clure Engineering in the amount of \$3,000.00 for the Wastewater Improvements.
4. Pay Request from Denver Underground in the amount of \$4,456.93 for the Copper Ridge Sanitary Sewer Extension.

Moved By: Ribich

Seconded By: Rasmussen

Items 1-4 on the Consent Agenda are hereby approved.

Yes: 7

No: 0

Absent: 0

F. REGULAR BUSINESS.

1. **Resolution 06-36, A Resolution Appointing Wells Fargo Bank, N. A. of Des Moines, Iowa, to Serve as Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006.**

Moved By: Boorum

Seconded By: Ecker

Resolution 06-36, A Resolution Appointing Wells Fargo Bank, N. A. of Des Moines, Iowa, to Serve as Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006 is hereby approved.

Yes: 7

No: 0

Absent: 0

2. **Approve Tax Exemption Certificate for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006.**

Moved By: Ribich

Seconded By: Rasmussen

The Tax Exemption Certificate for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006 is hereby approved.

Yes: 7

No: 0

Absent: 0

3. **Approve Continuing Disclosure Certificate for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006.**

Moved By: Ecker

Seconded By: Liddle

The Continuing Disclosure Certificate for \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006 is hereby approved.

Yes: 7

No: 0

Absent: 0

4. **Resolution 06-37, A Resolution Amending Resolution 06-18 Resolution Authorizing and Providing for the Issuance of \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006, and Levying a Tax to Pay Said Bonds , Passed and Approved March 20, 2006.**

This proposed resolution sets out the actual tax levies to be spread on the tax rolls for the life of the bonds, based upon sale results.

Moved By: Rasmussen

Seconded By: Grace

Resolution 06-37, A Resolution Amending Resolution 06-18 Resolution Authorizing and Providing for the Issuance of \$4,040,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2006, and Levying a Tax to Pay Said Bonds, Passed and Approved March 20, 2006 is hereby approved.

Yes: 7

No: 0

Absent: 0

5. **Third Reading of Ordinance 856, An Ordinance Amending Sewer Rates, Charges and Minimum Rate for FY 2006-07.**

Moved By: Ribich

Seconded By: Boorum

Third Reading of Ordinance 856, An Ordinance Amending Sewer Rates, Charges and Minimum Rate for FY 2006-07 is hereby approved

Yes: 6

No: 1(Liddle)

Absent: 0

6. **Third Reading of Ordinance 857, An Ordinance Amending Sewer Rates, Charges and Minimum Rate for FY 2007-08.**

Moved By: Ecker

Seconded By: Grace

Third Reading of Ordinance 857, An Ordinance Amending Sewer Rates, Charges and Minimum Rate for FY 2007-08 is hereby approved.

Yes: 6

No:1(Liddle)

Absent: 0

7. **Third Reading of Ordinance 858, An Ordinance Amending Water Rates, Charges and Minimum Rate for FY 2006-07.**

Moved By: Ribich

Seconded By: Lieb

Third Reading of Ordinance 858, An Ordinance Amending Water Rates, Charges and Minimum Rate for FY 2006-07 is hereby approved

Yes: 6

No: 1(Liddle)

Absent: 0

8. **Third Reading of Ordinance 859, An Ordinance Amending Water Rates, Charges and Minimum Rate for FY 2007-08.**

Moved By: Ecker

Seconded By: Grace

Third Reading of Ordinance 859, An Ordinance Amending Water Rates, Charges and Minimum Rate for FY 2007-08 is hereby approved

Yes: 6

No: 1(Liddle)

Absent: 0

9. **First Reading of Ordinance 860, An Ordinance Amending the Zoning Ordinance of Waverly, Iowa, Providing for Rezoning of Certain Area of Said City(Frank Kenealy Property along 16th Street SW)..**

Moved By: Grace

Seconded By: Ribich

First Reading of Ordinance 860, An Ordinance Amending the Zoning Ordinance of Waverly, Iowa, Providing for Rezoning from A-1(Agricultural District) to (R-1, Single Family Residential District)of Certain Area of Said City (Frank Kenealy Property along 16th Street SW). is hereby approved.

Yes: 7

No: 0

Absent: 0

10. **Resolution 06-30, A Resolution Approving Contract, Bond and Insurance for the Golf Cart Path Project.**

Moved By: Ribich

Seconded By: Boorum

Resolution 06-30, A Resolution Approving Contract, Bond and Insurance for Kluesner Construction of Farley, Iowa for \$63,374.40 for the Golf Cart Path Project is hereby approved.

Yes: 7 No: 0 Absent: 0

11. **Resolution 06-31, A Resolution Awarding Bid for the Pool Painting Project.**

The project includes sandblasting, caulking and painting the Municipal Swimming Pool. The bid received from Mongan Painting included an option that City staff would do the prep work in between the sandblasting and painting. Staff recommendation is to proceed with the project as bid and anticipate a budget amendment in 2007/08. Sandblasting and professional caulking and painting will give the City a better and longer lasting finished product.

Moved By: Ecker Secoded By: Ribich

Resolution 06-31, A Resolution Awarding Bid to Mongan Painting of Cherokee for the total cost of \$27,043 including optional deduction and authorizes the work to be completed.

Yes: 6 No: 1(Liddle) Absent: 0

12. **Approval of March Cash Disbursements.**

Council requested that Staff provide further information on the pay request for Tetra Tech MTI. Discussion followed on portable outhouses at City facilities.

Moved By: Liddle Secoded By: Ribich

The March Cash Disbursements are hereby approved.

Yes: 7 No: 0 Absent: 0

13. **Approval of Preliminary Plat for Stone Haven Plat V.**

The subdivision is located completely within Lot 11 of Stone Haven Plat III along the north side of 16th Avenue SW and the West side 1st Street SE. A "Y" turn was created at the end of Stone Lane to create a turn-around for fire trucks. City staff makes recommendations on street alignments with approval by Planning and Zoning Commission and Council. The Comprehensive Land Use Map labels this area as residential and is in harmony with Eliassen Addition zoning.

Moved By: Boorum Secoded By: Rasmussen

The Preliminary Plat for Stone Haven Plat V for B. N. K. D., Inc. is hereby approved:

Yes: 7 No: 0 Absent: 0

14. **Resolution 06-32, A Resolution Approving Final Plat, Construction Documents, Restrictive Covenants and Letter of Credit for Copper Ridge Third Addition.**

Moved By: Grace Secoded By: Rasmussen

Resolution 06-32, A Resolution Approving Final Plat, Construction Documents, Restrictive Covenants and Letter of Credit for Copper Ridge Third Addition is hereby approved.

Yes: 7 No: 0 Absent: 0

15. **Resolution 06-33, A Resolution Approving an Agreement of Transfer of Non-Primary Entitlement Funds for the Waverly Municipal Airport.**
City Administrator Crayne will investigate whether the City of Waverly can transfer Entitlement Funds to the Independence Airport and bring it back to Council for action on April 24th.
16. **Resolution 06-34, A Resolution Approving a Work Agreement between the City of Waverly and Happel Excavating for the 12th Street NW Shoulder Widening Project and IDNR Storm Water Discharge Application.**
Moved By: Boorum Seconded By: Rasmussen
Resolution 06-34, A Resolution Approving a Work Agreement between the City of Waverly and Happel Excavating for the 12th Street NW Shoulder Widening Project is hereby approved and authorizes the Mayor to sign IDNR Storm Water Discharge Application.
Yes: 7 No: 0 Absent: 0
17. **Resolution 06-35, A Resolution Approving City Reimbursement to First National Bank of Waverly for Sidewalk Work.**
Moved By: Ribich Seconded By: Rasmussen
Resolution 06-35, A Resolution Approving City Reimbursement in the amount of \$10,399.53 to First National Bank of Waverly for Sidewalk Work is hereby approved.
Yes: 7 No: 0 Absent: 0

G. BOARDS AND COMMISSIONS.

1. **Boards and Commissions.**
Waverly Public Library Board of Trustees Minutes- Special Projects Committee includes two members of the Board, two members of Library Staff, one member of the Friends of the Waverly Public Library, and two members of the community. The duties include seeking out and taking under advisement ideas and project proposals related to the Library's long range plan, which require funding from the Waverly Public Library Foundation custodial funds. The Special Projects Committee will make project recommendations to the Library Board of Trustees for final approval.

Historic Preservation – minutes complete.
- Volunteer Fire – broke ground and are replacing dirt with compactable dirt.
2. **Reports.**
3. **Communications.**
Solid Waste Information – information was brought forward following a concern regarding a decrease in recycling numbers. As projected, numbers show that recycling is staying the same and has increased slightly.

Discussion followed on electronic voting at Council Meetings.

H. **ADJOURNMENT.**

Moved By: Boorum

Seconded By: Ribich

That the City Council Meeting be adjourned.

Yes: 7

No: 0

Absent: 0

Council adjourned at 8:31 P. M.

Ivan J. Ackerman, Mayor

Attest:

Richard J. Crayne, City Administrator