

Regular Meeting Minutes
May 21, 2007 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on May 21, 2007, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Duane Liddle, Cyndi Ecker, Gary Boorum, Gary Grace, Fred Ribich, and Gene Lieb. Absent: Rasmussen.

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

Moved By: Ribich

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

Yes: 6 No: 0 Absent: 1

2. **Minutes.**

Moved By: Ecker

The May 7, 2007 Council Meeting Minutes are hereby approved as amended by changing bulleted item under Visitors/Public Comments to read: Concern for commercial parking lots in residential areas.

Yes: 6 No: 0 Absent: 1

3. **Plaque Presentation.**

The Council thanked Dr. Ann Bell for her service on the Planning & Zoning Commission.

The Council welcomed Adam Bentley the new intern in the Administration Department.

B. PUBLIC HEARINGS.

1. This was the date, time and place for a Public Hearing on the 2006-2007 Budget Amendment. Finance Director Bachhuber stated that Directors and Supervisors receive monthly statements on budget line items. The major areas of change are reassigning: the purchase of the new ambulance from the capital improvement fund activity to the public safety activity, increased fuel costs, and the 1st St. NW parking lot project, Rehab changes, and Green Bridge Repairs. The total budget amendment shows a net increase in expenditures of \$290,849. The increases will be offset by additional revenue, capital projects and enterprise funds and general fund reserves.

Moved By: Grace

Resolution 07-40, a Resolution Adopting the Amended Budget for Fiscal Year Ending June 30, 2007 is hereby approved.

Yes: 6 No: 0 Absent: 1

C. TABLED ITEMS.

D. CONSENT AGENDA.

1. Pay Request from Gardner Architecture, P.L.C. in the amount of \$1,600.00 for the New Fire Station.
2. Pay Request from ECS, Inc. in the amount of \$1,475.00 (less retainage of \$73.75) for a net total of \$1,401.25 for the Civic Center Improvements.
3. Pay Request from Elsamiller Electric Co. in the amount of \$142.42 for the Civic Center Improvements.

Moved By: Ecker

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

Yes: 6 No: 0 Absent: 1

E. **REGULAR BUSINESS.**

1. **Second Reading of Ordinance 880, An Ordinance Amending Chapter 90 of the Waverly Municipal Code Regarding the Waverly Building Code.**

Moved By: Ribich

Second Reading of Ordinance 880, An Ordinance Amending Chapter 90 of the Waverly Municipal Code Regarding the Waverly Building Code is hereby approved.

Yes: 6

No: 0

Absent: 1

2. **Approve Driveway Location Variance Request Relating to the Municipal Design Standards for Dean Shoars.**

Mr. Dean Shoars stated that plans for a new driveway at his new home located at 3001 12th Street NW were denied by the City Engineer. Barth Steere builder for Dean Shoars informed Council that the current driveway was temporarily enhanced to enable construction of the new house and was never intended to be the permanent driveway. City Engineer Cherry feels the existing location is the desired location but Mr. Shoars would like to create a permanent driveway to the northwest of the existing driveway. Council added that the new driveway would be right across from another driveway. City Engineer Cherry expressed concern with safety on the curve and a proposed 42" culvert underneath said driveway that might alter current drainage. Mr. Shoars desires to pay for all costs including the culvert to create the new driveway.

Moved By: Boorum

The driveway location variance request relating to the Municipal Design Standards for Dean Shoars is hereby approved.

Yes: 6

No: 0

Absent: 1

3. **Update on Centennial Oaks Golf Club Addition.**

City Attorney Carney stated that Centennial Oaks Golf Club Addition is now in the hands of State Bank and Trust Co. and First National Bank of Waverly who intend to continue to develop the project in accordance with the subdivision plat and development agreement and City Standards. The City currently holds letters of credit for guarantee completion of sidewalk/trail improvements and securing maintenance of improvements which expire at various dates in the future. The proposed trail improvements would extend along the west side of 3rd Street SE from Eagle Ridge Drive to 29th Avenue SE. The City did require bonds on development improvements at one time but changed to a letters of credit to accommodate developers. Mr. Carney felt that banks sign letters of credits and have the resources to guarantee completion of improvements if a developer fails to do so. Steve Burrell is currently marketing lots in the Centennial Oaks Golf Club Addition. A new developer may want to alter the development agreement but the current development agreement remains in place. Mr. Carney also reviewed the letter sent to the bonding company for John Mc Kee Development, Inc. and Weichers Construction regarding Phase 3A. The City intends to proceed forward to contract corrective work necessary to repair the street section on Augusta Lane, sanitary sewer manholes or related problems and expects full restitution for all costs associated with the repair work. Discussion followed on soil versus asphalt problems, sinkholes and litigation with the bonding company.

4. **Second Reading of Ordinance 881, An Ordinance Amending Chapter 11 and Adding Chapter 22 to the Waverly Municipal Code Regarding the Economic Development Director Duties.**

Derek Solheim again voiced Waverly Area Development Group's endorsement of moving economic development director duties to the City of Waverly. WADG

G. VISITORS / PUBLIC COMMENTS.

Discussion on costs for the Public Works newsletter.

Wood chips have decreased at the Yard Waste site and June 1st is the last day to order wood chips.

Council thanked Garry Davis for his participation as the Guest Councilperson for May.

H. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 6

No: 0

Absent: 1

Council adjourned at 8:35 P. M.

Ivan J. Ackerman, Mayor

Attest:

Jo-Ellen Raap, City Clerk