

Regular Meeting Minutes
July 16, 2007 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on July 16, 2007, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Cyndi Ecker, Gary Boorum, Gary Grace, Fred Ribich, Connie Rasmussen, Gene Lieb and Duane Liddle. Absent: None

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

Moved By: Rasmussen

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

Yes: 7 No: 0 Absent: 0

2. **Minutes.**

Moved By: Ribich

The July 2, 2007 Council Meeting Minutes are hereby approved as amended by changing the wording under Boards & Commissions to read: Waverly Area Development Group Minutes – volunteers needed for Ridiculous Days.

Yes: 7 No: 0 Absent: 0

B. PUBLIC HEARINGS.

C. TABLED ITEMS.

D. CONSENT AGENDA.

1. Pay Request from ECS, Inc. (Electronic Communication Systems) for Completion of Installation of Equipment in Council Chambers in the amount of \$2,899.00.
2. Pay Request from Earth Tech for Construction Observation Services for Public Improvements at Wal-Mart Super Center in the amount of \$19,115.53.
3. Pay Request from Gardner Architecture, P.L.C. for the New Fire Station in the amount of \$800.00.
4. Pay Request from Terracon for soil borings for the Golf Course Expansion Project in the amount of \$3,286.50.
5. Pay Request from Heartland Asphalt, Inc. in the amount of \$48,150.46 for the 4th Ave. SW & 11th St. SW Reconstruction HMA Pavement Grade & Replacement.
6. Pay Request from Heartland Asphalt, Inc. in the amount of \$9,438.25 for the 3rd Street NE Parking Lot Reconstruction & 1st Street NW Intersection Improvements.
7. Pay Request from Yaggy Colby Associates for the 2007 Municipal Parking Lot Project in the amount of \$1,842.00.
8. Outdoor Service and Sunday Sales Privilege Application for the Bremer County Fair Association.
9. Class C Liquor License for Waverly Amvets Post #79.
10. Class A Liquor License for VFW Post 2208.

No. 2- Pay Request to Earth Tech - Due to the complexities and additional effort involved with plan review and construction observation services, Wal-Mart has

approved the pay request to Earth Tech. Wal-Mart reimburses the City for said pay request.

Moved By: Ecker

Items 1-10 on the Consent Agenda are hereby approved.

Yes: 7

No: 0

Absent: 0

E. REGULAR BUSINESS.

1. **Review of Strategy for Comprehensive Ball Diamond Facility and Site Recommendations.**

The proposed Task Force would be appointed by the Mayor and City Council. The Task Force would identify the needs and current conditions of equipment and the existing facilities. They would determine solutions considering location in the community, transportation access, and site environment. City Administrator Crayne suggested that the Mayor and Council each recommend 2 members to the Task Force and there should be community wide representation. Council felt that maybe the Task Force could bring about a new direction or change in thinking related to ball diamonds. A lot of the data relating to needs and existing conditions of the current facilities have been reviewed by the Parks & Recreation Commission and can be passed on to the Task Force. Staff will be present to provide information and assistance to the Task Force. The Task Force will make its recommendation by November before the City budget is prepared and fundraising is determined. Ball diamonds remain a Strategic Planning priority. Council was concerned that some Task Force members may not agree with the recommendation and Council may not accept the full Task Force recommendation. The Task Force Chair should be appointed by its members and all appointees should be submitted by August 1st. Councilmembers Gene Lieb and Connie Rasmussen will be liaisons on the Task Force.

Moved By: Rasmussen

The proposed strategy detailed in memo from City Administrator Crayne is hereby approved.

Yes: 7

No: 0

Absent: 0

2. **Review of Rolling Hills Trail Construction for Rolling Hills Subdivision.**

The Rolling Hills Trail would connect to Highway 3 East Sidewalk near the intersection of East Bremer Ave. and Pine Street. John Monaghan, developer of Rolling Hills stated that the Rolling Hills trail would satisfy homeowners in his development as a connection to the City's Rail Trail on 30th Street SE. Asphalt millings stockpiled at the park would be used as the base for the trail. Discussion followed on pedestrian crossing signs to be posted at the intersection of East Bremer Ave and Pine Street. Staff has informed the IDOT about said signage and the IDOT seemed receptive.

Moved By: Ribich

The grading and base work for Rolling Hills Trail Extension in the amount of \$8,160.00 to Town & Country Homes is hereby approved.

Yes: 7

No: 0

Absent: 0

3. **Third and Final Reading of Ordinance 883, An Ordinance Amending Chapters 100 & 103 of the Waverly Municipal Code Regarding Zoning and Subdivision Requirements.**

Councilmember Liddle stated the old language of 6% of the lot area was a good measure to follow regarding accessory buildings in residential areas and made a motion to keep old language. New language in the ordinance modifies the

accessory building square footage requirement to allow lots larger than an acre to have up to 2,000 total square feet of accessory buildings and clarifies the locations of accessory buildings. Zoning Administrator Passmore informed Council that the Planning & Zoning Commission wanted to limit the square footage so accessory buildings did not occupy the major portion of a residential lot. Mr. Passmore has experienced in the last 4 or 5 years that property owners buy tracts of land and then split them into several parcels. The accessory building limit prevents property owners from facing huge structures. Other communities have the same standards.

Moved By: Boorum

The Third and Final Reading of Ordinance 883, An Ordinance Amending Chapters 100 & 103 of the Waverly Municipal Code Regarding Zoning and Subdivision Requirements is hereby approved.

Moved By: Liddle

To amend motion to keep old language of the ordinance stating that accessory buildings shall not exceed 6% of the lot area.

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

Motion failed.

The original motion was then voted upon.

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

4. **Resolution 07-59, A Resolution Awarding Contract for the Demolition of the Old Water Pollution Control (WPC) Facility - 2007.**

The project involves the demolition of three reinforced-concrete holding structures from the old Water Pollution Control Facility. The demolition of the old storage/maintenance building is planned for spring of 2008 after a modern chemical storage building is constructed at the Wastewater Treatment facility.

Moved By: Boorum

Resolution 07-59, A Resolution Awarding Contract for the Demolition of the Old Water Pollution Control (WPC) Facility – 2007 by Peterson Contractors of Reinbeck, Iowa for a Base Bid in the Amount of \$19,300.00 is hereby approved.

Yes: 7 No: 0 Absent: 0

5. **Resolution 07-60, A Resolution Awarding Contract for the Culvert Drainage Improvements - 2007.**

City Engineer Cherry informed Council that the culverts need to be extended in order to build sidewalk. Discussion followed on the reconstruction on Ashbury Drive.

Mr. Cherry stated that City personnel are used on special projects only when the time permits.

Moved By: Ribich

Resolution 07-60, A Resolution Awarding Contract for the Culvert Drainage Improvements – 2007 from Skyline Contractors of Decorah, Iowa in the amount of \$29,572.45 is hereby approved.

Yes: 7 No: 0 Absent: 0

6. **Approval of the Final List of 2006-2007 Yearly Transfers.**

The subsidy for the golf course was \$73,981 FY06/07

Moved By: Ecker

The Final List of 2006-07 Yearly Transfers are hereby approved.

Yes: 7 No: 0 Absent: 0

7. **Resolution 07-61, A Resolution Approving an Agreement for Engineering Services for the Proposed Technology Place and Oak Ridge Circle Realignment – 2008 Project.**

City Engineer Cherry stated that the corner of Technology Place and Oak Ridge Circle is an area of concern and has been an area of focus in Traffic Studies and discussed during Strategic Planning. Council wanted to defer action on Resolution 07-61 until July 23rd Council Meeting when staff will review future street projects.

Moved By: Ribich

Resolution 07-61, A Resolution Approving an Agreement for Engineering Services with Snyder & Associates, Inc. of Cedar Rapids, Iowa, for the Proposed Technology Place and Oak Ridge Circle Realignment – 2008 Project for the estimated amount of \$88,907.00 is hereby approved.

Moved By: Rasmussen

To table Resolution 07-61 is hereby approved.

Yes: 7 No: 0 Absent: 0

8. **Approval of June Cash Disbursements.**

Discussion followed on checks for a compressor, mowing and City decals. Donna Gulick, guardian for Susan Gulick, voiced her concern with the City's latest offer for Susan's home near the proposed 1st Street NW parking lot. Council will work with Ms. Gulick on a satisfactory offer for Susan's property.

Moved By: Ecker

The June Cash Disbursements are hereby approved.

Yes: 7 No: 0 Absent: 0

9. **Mayoral Appointments.**

Moved By: Ecker

The Mayoral Appointment of Janet McLaughlin to the Parks & Recreation Commission is hereby approved.

Moved By: Ribich

The following Mayoral Appointments to the new Economic Development Commission are hereby approved as follows:

Residents

Patsy Reed – for 3 years and Chair of Commission

Terry Van Laningham – for 3 years

Jean Keller – for 2 years

Jim Willis – for 1 year

Dave Stevenson – for 1 year

Nonresidents

Gene Leonhart – for 3 years

Larry Young – for 1 year

Rick Schneider – for 2 years

Gary Bogenreif – for 2 years

Councilmember Ribich will be the Council Liaison to the Commission.
The vote is for the two previous motions.

Yes: 7 No: 0 Absent: 0

F. BOARDS AND COMMISSIONS.

1. Boards and Commissions.
 Waverly Airport Commission Minutes – Heritage Days at Airport - 900 meals served and 91 rides given.
2. Reports.
 Waverly Volunteer Fire Department – great day for Grand Opening
3. Communications.

G. VISITORS / PUBLIC COMMENTS.

Council received the Police Chief recommendation to leave diagonal parking in the 200 block of 1st Avenue NE and removal of one parking spot on the west side by 2nd Street NE to increase visibility for vehicles trying to enter 1st Avenue NE.

The Court ruled in favor of the City in the litigation initiated by Smith Chiropractic concerning property at the Veterans Tribute site.

After discussion, City Attorney Carney stated that the City could not intervene in Dean Klunder’s dispute with his neighbors regarding his sheep eating the neighbor’s flowers.

Discussion followed on drainage at Golf Course Turf Care Center.

There is temporary no-parking signage on 8th Street SW when the parking lot at Turf Care Center was completed.

Discussion followed on drainage and debris in dry run by the Wellness Center.

H. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 7 No: 0 Absent: 0

Council adjourned at 8:32 P. M.

Ivan J. Ackerman, Mayor

Attest:

Jo-Ellen Raap, City Clerk