

Regular Meeting Minutes
March 3, 2008 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on March 3, 2008, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Duane Liddle, Gene Lieb, Jim Vowels, Gary Boorum and Cyndi Ecker. Absent: Grace and Ribich

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

Moved By: Ecker

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

Yes: 5

No: 0

Absent: 2

2. **Minutes.**

Moved By: Vowels

The February 21, 2008 Strategic Planning Session Minutes and the February 18 and February 25, 2008 of Council Meeting Minutes are hereby approved.

Yes: 5

No: 0

Absent: 2

3. **Guest Councilperson.**

Council welcomed Rich Carlson as Guest Councilperson for March.

4. **Recognition of the Waverly-Shell Rock Wrestling Team for their Outstanding Achievements.**

Council congratulated the Waverly-Shell Rock Wrestling Team for their 2008 State Title award.

B. PUBLIC HEARINGS.

1. This was the date, time and place for a Public Hearing on the Proposed 2008-09 Budget. Dean Soash was concerned that there has been no additional financial support from the dog park, bandshell and ball diamond user groups. He felt that Soccer Association members participated financially in getting their complex started and the other groups should participate as well. Mayor Ackerman stated that the City will give the proceeds of the sale of land that was purchased for ball fields to the ball diamond group for a future project. No other commitments have been approved. Staff informed Mr. Soash that University of Northern Iowa rents the NABL building in the City's Business Park. The City receives Waverly Light and Power's share of said rent as contribution to the City for economic development efforts. Discussion also followed on recycling expenses and solid waste operations. Mayor Ackerman also informed Mr. Soash that the City is working with Congressman Braley's office on possible funding for the 10th Avenue East corridor. Councilmember Liddle voiced concerns with salary increases and recreation efforts. The hearing was declared closed and the following action was taken.

Moved By: Ecker

Resolution 08-31, a Resolution Adopting the Annual Budget for Fiscal Year Ending June 30, 2009 is hereby approved.

Yes: 4

No: 1(Liddle)

Absent: 2

2. This is the date, time and place for a Public Hearing Proposing the Vacation and Deeding of the City Right-Of-Way (the Alley Between 3rd and 4th Street NW and West Bremer Avenue and 1st Avenue NW) to Waverly Investments, LLC. Plans and specifications for the alley reconstruction will come to Council in the near future. Waverly Investments, LLC. is paying for all utility relocation. Mr. Jim Benda and City staff worked with the school on their parking concerns and to keep access for Fareway trucks. To facilitate the building project, create additional

C. VISITORS/PUBLIC COMMENTS.

There were no comments.

D. TABLED ITEMS.

1. **Approve Change Order to Engineering Services for 4th Street SW Drainage, Grading and Sidewalk Improvements.**

Not ready for action.

E. CONSENT AGENDA.

2. Pay Request from Iowa Northland Regional Council of Governments in the amount of \$141.46 for the Lead Based Paint II.
3. Pay Request from Northland Regional Council of Governments in the amount of \$880.97 for Rehab II.
4. Class C Liquor License for Centennial Oaks.

Moved By: Ecker

Items 2-4 on the Consent Agenda are hereby approved.

Yes: 5

No: 0

Absent: 2

1. Pay Request from VJ Engineering for Public Services Facility Site Development in the amount of \$2,030.00.
City Engineer Cherry stated that VJ Engineering is working with Design Alliance on the Public Works site design for the recycling facility including driveways, detention and sub-surface exploration.

Yes: 5

No: 0

Absent: 2

F. REGULAR BUSINESS.

1. **Review of the City of Waverly Audit.**

Jeff Peters informed Council that Williams & Co. conduct the City's audit in accordance with Government Auditing Standards. Time to complete the City's audit will increase because said standards have expanded. Mr. Peters stated that general fund shows a high percentage due to the sale of golf course land in fiscal year 2007. Said funds will be used for a future project. The TIF fund shows a balance but will be used by the end of the fiscal year. Water, Sewer and Solid Waste all show net income increases. Mr. Peters informed the Council that the fund balances and debt capacity are where they are supposed to be. Mr. Peters is amazed that the City the size of Waverly is able to do so many projects and still maintain its great financial condition.

2. **Resolution 08-37, A Resolution Fixing Date for a Meeting on the Proposition to Authorize a Loan Agreement and Issuance of Not to Exceed \$2,350,000 General Obligation Capital Loan Notes to Evidence the Obligations of the City Thereunder.**

Jon Burmeister of Public Financial Management informed Council that the \$2,350,000 is a not-to-exceed essential corporate purpose issue. This issue provides funding for several projects including the Southeast Water Main Loop project, the 1st Street NW Parking Lot project and the current refunding of the City's 1999 & 2000A General Obligation Bonds. The Capital Loan Notes will be abated by TIF and water revenues.

Moved By: Boorum

Resolution 08-37, A Resolution Fixing Date of March 24, 2008 at 7:00 P. M. in the Council Chambers at City Hall for a Meeting on the Proposition to Authorize a Loan Agreement and Issuance of Not to Exceed \$2,350,000 General Obligation Capital Loan Notes to Evidence the Obligations of the City Thereunder is hereby approved.

Yes: 5

No: 0

Absent: 2

needed repairs to the sanitary sewer main and to extend the maintenance guarantee would add costs.

Moved By: Ecker

Resolution 08-41, a Resolution Noting the Expiration of Maintenance Guarantee and the City is Not Aware of Any Issues or Needed Repairs to the Security State Bank Sanitary Sewer Main and if repairs are needed establishes June 1, 2008 for any necessary corrective action is hereby approved.

Yes: 5

No: 0

Absent: 2

7. **Review of Parking Ticket Procedures.**

Police Chief Rich Pursell reviewed the Waverly Police Department process and procedures for collection of unpaid parking tickets. A \$10 parking ticket is issued. After 30 days a letter is sent informing the recipient that they have an additional 10 days to pay the \$10 ticket. The ticket increases after 40 days. After 30 days another letter is sent to inform recipient that they have 10 days to pay \$20. The ticket increases to \$30 after 80 days. After 90 days the ticket is turned over to the Clerk of Court. The Clerk files the complaint from the officer and issues a summons to the respective Sheriff's office. The Sheriff then serves or attempts to serve a summons. The Sheriff's office waits 10 days for a response to summons and a warrant is issued for failure to respond to the summons. The warrant was issued to a Wartburg student for failure to respond to summons. Chief Pursell also stated that the summons was served to the Wartburg student's father on July 26, 2007. 969 parking tickets were issued in Waverly in 2007 and 948 were paid within the notice period. 21 notices were sent out by the Clerk of Court and 11 responded to the Clerk of Court summons. 10 warrants were issued in 2007 by the Clerk of Court and 2 warrants are currently outstanding. Chief Pursell feels that Waverly's parking ticket violations are handled fairly. His officers acted on the warrant per department policy but felt the officers' timing could have been better. It is standard procedure that handcuffs are used for anyone who is arrested. If a person is just called in for questioning handcuffs are not used. Chief Pursell feels that the Waverly Police Department and Wartburg Security staff work well together but would be glad to meet with Wartburg officials to discuss any issues.

8. **Resolution 08-42, A Resolution of the City Council of the City of Waverly, Iowa, Approving Application for Land and Water Conservation Funding for the Acquisition or Development for Outdoor Recreation for Brookwood Park Redevelopment, Phase III.**

Total project cost is \$120,000 and involves construction of flood proof shelter and restroom, new age-appropriate play equipment, benches and tables. The City's share would be \$70,000 for the 2009 project. Andrea White informed Council that the Iowa Northland Regional Council of Governments who wrote the application will receive a minimum of \$1,000 if the grant is awarded to the City.

Moved By: Vowels

Resolution 08-42, A Resolution of the City Council of the City of Waverly, Iowa, Approving Application for Land and Water Conservation Funding for the Acquisition or Development for Outdoor Recreation for Brookwood Park Redevelopment, Phase III is hereby approved.

Yes: 5

No: 0

Absent: 2

G. **BOARDS AND COMMISSIONS.**

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

H. **CITY COUNCIL COMMENTS ON POLICY ISSUES.**

The brick sidewalks in front of the new Walgreens will match the sidewalks in front of the Veteran's Tribute.

Applications for Revolving Loans are accepted by the Industrial and Regional Growth Committee set up under the old WEDCO organization.

I. **ADJOURNMENT.**

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 5

No: 0

Absent: 2

Council adjourned at 9:04 P. M.

Ivan J. Ackerman, Mayor

Attest:

Jo-Ellen Raap, City Clerk