

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on April 20, 2009, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Ackerman presided. Council members present: Gene Lieb, Gary Grace, Fred Ribich, Gary Boorum, Jim Vowels Cyndi Ecker and Duane Liddle. Absent: none.

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

Moved By: Grace

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

Yes: 7

No: 0

Absent: 0

2. **Minutes.**

Moved By: Ecker

The April 6, 2009 Council Meeting Minutes are hereby approved.

Yes: 7

No: 0

Absent: 0

3. **Arbor Day Proclamation.**

Moved By: Boorum

The Arbor Day Proclamation is hereby approved.

Yes: 7

No: 0

Absent: 0

B. PUBLIC HEARINGS.

1. This was the date, time and place for a Public Hearing on a proposal to amend of Solid Waste Collection Rates. Monty Gritzner questioned if the City has conducted a rate comparison study. Administrator Crayne informed Mr. Gritzner that Public Financial Management formulates projections for the enterprise funds so staff can plan for future projects. There will be a \$.25 increase per cubic yard for commercial dumpster accounts. A residential customer using garbage tags will pay an additional \$.25 per tag. Those residential customers using a 65-gallon garbage container will see the user fee increase of \$1 per month. The increases were based on the decreased recyclable markets. Mr. Crayne also stated that balances show a decrease in the upcoming years. Part of the Solid Waste budget includes a \$70,000 transfer to Solid Waste reserves for the public works facility but the rate increase is allocated for operations. The hearing was declared closed and the following action was taken.

Moved By: Ribich

Second Reading of Ordinance 910, An Ordinance Amending Solid Waste Collection Rates is hereby approved.

Yes: 6

No: 1(Liddle)

Absent: 0

2. This was the date, time and place for a Public Hearing on a proposal to amend Water Rates and Minimum Charges for Water Usage. Waverly resident Bard Mackey stated that the increases were part of doing business. Staff informed Council the proposed 5% rate increase in fees matches the additional revenue needed to compensate for fixed inflationary expenses, meet bond coverage requirements, and to finance upcoming projects. The City keeps a 1.25 to 1.5% debt service coverage in order to maintain good bond ratings from Moody's Investors Service. The City tries to plan projects when debt is paid off to keep balances around \$300,000. The hearing was declared closed and the following action was taken.

Moved By: Vowels

Second Reading of Ordinance 911, An Ordinance Amending Water Rates and Minimum Charges is hereby approved.

Yes: 6

No: 1(Liddle)

Absent: 0

3. This was the date, time and place for a Public Hearing on a proposal to Amend Sewer Rates, Charges and Minimum Rate. Finance Director Bachhuber informed Council that the proprietary funds include water, sewer, solid waste and Airport. The City maintains a 25-50% unrestricted cash in the enterprise in case of a catastrophe. The hearing was closed and the following action was taken.

Moved By: Vowels

Second Reading of Ordinance 912, An Ordinance Amending Sewer Rates, Charges and Minimum Rate is hereby approved.

Yes: 6

No: 1(Liddle)

Absent: 0

C. VISITORS/PUBLIC COMMENTS.

D. CONSENT AGENDA.

1. Pay Request from Design Alliance for the Waverly Recycling Center in the amount of \$157.88.
2. Pay Request from Snyder & Associates for the Bremer Avenue Traffic Signal Modifications in the amount of \$13,103.56.
3. Pay Request from Snyder & Associates for the 2009 4th Street SW Reconstruction Project in the amount of \$20,857.98.
4. Pay Request from RDG for the City/Bremer County Fairgrounds & Baseball/Softball Complex in the amount of \$2,450.50.
5. Pay Request from WHKS & Co. for the 2008 Wastewater Facility Improvements in the amount of \$1,649.02.
6. Pay Request from Stanley Consultants Inc. for the Waverly Flood Response in the amount of \$12,947.63.

Moved By: Ribich

Items 1, 2, 3, and 5 on the Consent Agenda are hereby approved.

Item 4 – Staff will make a trip to RDG to go over design drawings of the Fairgrounds & Baseball/Softball complex.

Moved By: Lieb

Item 4 on the Consent Agenda is hereby approved.

Yes: 7

No: 0

Absent: 0

Item 6-Staff informed Council that the final report on the Waverly Flood Response items will be brought to Council in the near future.

Moved By: Liddle

Item 6 on the Consent Agenda is hereby approved.

Yes: 7

No: 0

Absent: 0

E. REGULAR BUSINESS.

1. **Resolution 09-37, A Resolution of the City Council of the City of Waverly, Iowa, Authorizing the Mayor to Sign and Submit a Notice of Interest and the Required Attachments to the Iowa Homeland Security and Emergency Management Division (IHLSEMD) for Hazard Mitigation Grant Program (HMGP) Project Funds to Acquire on a Voluntary Basis Non-Residential Structures Damaged or Destroyed by the 2008 Floods.**

The City is applying for funding through the Iowa Homeland Security and Emergency Management Division to acquire substantially damaged non-residential properties in the floodway and 100-year floodplain. The properties are the Cornerstone Church of the Nazarene and the AMVETS Post 79. Staff has contacted the property owners of each property and each has indicated they would be able to cover the 15 percent cost of the City's in-kind cost for this program. Discussion followed on turning the areas into wetlands.

Moved By: Ecker

Resolution 09-37, A Resolution of the City Council of the City of Waverly, Iowa, Authorizing the Mayor to Sign and Submit a Notice of Interest and the Required Attachments to the Iowa Homeland Security and Emergency Management Division (IHLSEMD) for Hazard Mitigation Grant Program (HMGP) Project Funds to Acquire on a Voluntary Basis Non-Residential Structures Damaged or Destroyed by the 2008 Floods is hereby approved.

Yes: 7

No: 0

Absent: 0

2. **Approve Architectural/Historical Intensive Study of the Hydropower Plant, Dam and Related Resources to Satisfy Requirement of EDA and CDBG Grants.**

The study of the dam and hydroelectric plant is required by the Economic Development Administration and the Housing and Urban Development Administration to evaluate their potential eligibility for the National Registry of Historic Places. If the Waverly Dam meets the eligibility criteria for listing in the National Register of Historic Places, the City will undergo a mitigation process and keep a history of the dam in a book in a public place. All findings will be forwarded to the EDA to determine the historic value.

Moved By: Grace

To authorize Tallgrass Historians to proceed with Option 1 to perform a Historical/Architectural Intensive –level study of the 1915 Hydroelectric power plant and dam at a cost is a not to exceed \$9,750.00 plus expenses of approximately \$250.00 is hereby approved for reimbursement by EDA at 75% and CDBG at 25%. Any additional items if necessary will be reviewed and approved by Council separately.

Yes: 7

No: 0

Absent: 0

3. **Approve Installation of Boards on Dam.**

The Council questioned whether the boards could be removed if there were a threat of a flood. The Council also requested that Waverly Light and Power representatives come to the next meeting to discuss the boards on the dam.

Moved By:

The installation of boards on the dam is hereby approved.

Moved By: Vowels

To table motion on the installation of the boards on the dam is hereby approved.

Yes: 7

No: 0

Absent: 0

4. **Approve Loose Equipment for the New Rescue Truck for the Waverly Volunteer Fire Department.**

Moved By: Boorum

The loose equipment for the new Rescue Truck in the amount of \$25,146.10 for the Waverly Volunteer Fire Department is hereby approved.

Yes: 7

No: 0

Absent: 0

5. **Resolution 09-38, A Resolution Approving the Special Provisional Use and for a Child Care Facility at 310 3rd Street SW.**

Moved By: Grace

Resolution 09-38, A Resolution Approving the Special Provisional Use for a Child Care Facility for 310 3rd Street SW is hereby approved.

Yes: 7

No: 0

Absent: 0

6. **Resolution 09-39, A Resolution Approving contract with ACCO Unlimited to Install New Drain Covers for the Outdoor Swimming Pool.**

The Virginia Graham Baker Swimming Pool and Spa Act went into effect last fall to prevent entrapment accidents in all public pool, spa and fountain situations. This is the first federally mandated Act that affects public swimming pools. The State Board of Health Department informed the City that the City does not need an anti vortex device on the deep end drain at a savings of \$2,000.

Moved By: Vowels

Resolution 09-39, A Resolution Approving contract with ACCO Unlimited to Install New Drain Covers for a not to exceed cost of \$10,190.00 for the Outdoor Swimming Pool as required by the Virginia Graham Baker Swimming Pool and Spa Act is hereby approved.

Yes: 7

No: 0

Absent: 0

7. **Approve a Waverly Outdoor Pool Engineering Study Agreement.**

This will be the 41st season for the outdoor swimming pool. An engineering study was budgeted in the 2008-09 Aquatics budget for \$6,000. The purpose of the study is:

- to determine the future needs of the facility as it is and suggest a logical progression on making repairs or alternation with costs.
- Determine the future needs of the facility as it is and suggest a logical course of action to do an improvement project updating the facility with a limited amount of capital financing
- Provide an example of the design and costs of the new facility replacing the current facility.

Moved By: Ecker

The agreement with Larkin Aquatics of Kansas City, Missouri in the amount of \$6,000 to perform an Engineering Study of the Waverly Outdoor Pool is hereby approved.

Yes: 7

No: 0

Absent: 0

8. **Resolution 09-40, A Resolution Approving an IDOT GAVI Application for a 5,000 gallon Jet A Fuel Tank for the Waverly Municipal Airport.**

The State grant will fund 85% of the costs of the fuel tank. Cedar Valley Aviation is agreeable to entering into an agreement with the City of Waverly for use of the fuel tank and pump. The terms of the agreement need to be finalized, but would be sufficient enough to offset the City's local match in just a few years and continue to provide a long-term revenue stream for the airport.

Moved By: Ribich

Resolution 09-40, A Resolution Approving an IDOT GAVI Application for a 5,000 gallon Jet A Fuel Tank in the amount of \$55,000 for the Waverly Municipal Airport is hereby approved.

Yes: 7

No: 0

Absent: 0

9. **Review and Approval of Kohlmann Park Play Equipment Purchase.**
The rerouting of the new storm sewer to the Cedar River will be located south of 1st Street NW and 1st Avenue NW.
Moved By: Vowels
The Kohlmann Park Play Equipment Purchase for the estimated amount of \$36,268.00 from Outdoor Recreation Products of Elk Horn, Nebraska is hereby approved.
Yes: 7 No: 0 Absent: 0
10. **Resolution 09-41, A Resolution Approving Contract Documents for the 2009 Bituminous Seal Coat Program.**
There is an appropriate balance in the RUT fund and General Fund Balance to keep up the sealcoat program.
Moved By: Ecker
Resolution 09-41, A Resolution Approving Contract Documents from Steffes Construction in the amount of \$120,000 for the 2009 Bituminous Seal Coat Program is hereby approved.
Yes: 7 No: 0 Absent: 0
11. **Approve Strategic Planning Document.**
Administrator Crayne stated that he had not received any comments back from the Council on the Strategic Planning Document.
Moved By: Ribich
The Strategic Planning Document is hereby approved.
Yes: 6 No: 1(Liddle) Absent: 0
12. **Approval of March Cash Disbursements.**
Gary Boorum, Dick Crayne, Mike Cherry and Mike Flattery went to Washington to try to get Congressional support for Waverly's projects. Congressman Braley is in support of the 10th Avenue East project for funding up to \$500,000.
Moved By: Boorum
The March Cash Disbursements are hereby approved.
Yes: 7 No: 0 Absent: 0
13. **Resolution 09-42, A Resolution Declaring that the City of Waverly will seek Requests for Proposals and Competitive Bids for all Remaining Services and Work on the Inflatable Dam Project.**
Staff informed Council that the City went through a competitive bid process in 2000 and Stanley Consultants won the bid. Stanley Consultants has worked with the City and did the engineering for the Waverly Flood Study including the Inflatable Dam. In order to speed up the current EDA application process for the Inflatable Dam Project, staff enlisted Stanley Consultants to update the inflatable dam engineering to submit to EDA and CDBG by the deadline. Brian Schoon of INRCOG stated that the applications were sent to EDA and CDBG and the City is waiting for a response on whether they have accepted the 2000 competitive bid as part of this application.
Moved By: Liddle
Resolution 09-42, A Resolution Declaring that the City of Waverly will seek Requests for Proposals and Competitive Bids for all Remaining Services and Work on the Inflatable Dam Project is hereby approved.
Yes: 1(Liddle) No: 6 Absent: 0

F. BOARDS AND COMMISSIONS.

1. Boards and Commissions.
Bremer-Waverly Law Board – discussion followed on drainage problem at the Law Center.
Airport Commission-discussion of lights at the airport.
2. Reports.
3. Communications.

G. CITY COUNCIL COMMENTS ON POLICY ISSUES.

Elizabeth Hartman has requested that \$1,000 be taken from the Burr Oak Tree savings account to go towards the Sturvedant home.
Discussion followed on meeting in Grimes on the American Recovery and Reinvestment Act Grant Opportunity workshop.
City Engineer Cherry stated that the City received flood mitigation funding for repair of the Horton Road and Main lift stations. The City will also be sealing up manholes to prevent infiltration.

H. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 7

No: 0

Absent: 0

Council adjourned at 9:01 P. M.

Ivan J. Ackerman, Mayor

Attest:

Jo-Ellen Raap, City Clerk