

Regular Meeting Minutes
October 18, 2010 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on October 18, 2010, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Brunkhorst presided. Council members present: Dick Lindell, Gary Grace, Kathy Olson, Gary Boorum, Jim Vowels and Gene Lieb. Absent: Tim Kangas.

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: 6

No: 0

Absent: 1

2. **Minutes.**

Moved By: Vowels

The October 4, 2010 Council Meeting Minutes are hereby approved.

Yes: 6

No: 0

Absent: 1

B. VISITORS/PUBLIC COMMENTS.

Council welcomed Oliver Johnson as Guest Councilperson for October.

Community Development and Zoning Official Kohout stated that no salvage was allowed after the flood buyout homes were bought out by citizens.

C. CONSENT AGENDA.

1. Class C Beer Permit for Kwik Star West.
2. Class C Beer Permit for Hy-Vee Tent Sale.
3. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for HMGP Housing Buyout Demolitions in the amount of \$1,479.01.
4. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for CDBG Flood Buyouts in the amount of \$680.16.
5. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for HMGP Flood Buyout in the amount of \$1,955.45.
6. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for CDBG Inflatable Dam Reconstruction Project in the amount of \$71.94.
7. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for EDA Inflatable Dam Reconstruction Project in the amount of \$390.09.
8. Pay Request from Stanley Consultants, Inc. for the Waverly Dam Reconstruction Phase 2 – Engineering Design & Bidding in the amount of \$11,555.47.

9. Pay Request from Stanley Consultants, Inc. for the Waverly Dam Reconstruction Phase 2 – Construction Administration and Resident Observation in the amount of \$772.87.
10. Pay Request from Snyder & Associates for the 4th Street SW Traffic Study in the amount of \$7,296.00.
11. Pay Request from McClure Engineering Company for the Waverly Airport Runway, Taxiway & Apron Rehabilitation in the amount of \$1,819.00.
12. Pay Request from ATC Associates Inc. for Asbestos Inspection of 6 properties in the amount of \$3,430.00.

Moved By: Lindell

Items 1 – 12 on the Consent Agenda are hereby approved.

Yes: 6

No: 0

Absent: 1

D. REGULAR BUSINESS.

1. Review of Waverly Light and Power 2011 Adopted Budget.

Diane Johnson reviewed Waverly Light & Power Budget highlights:

- Largest parts of the budget are for purchase power and transmission and produced power.
- WLP Diesel Generators are only used for emergencies because they are more expensive to operate than purchasing power.
- WLP had to change to a different transmission network and the costs are higher.
- General or industrial customers bring in the largest percentage of revenue.
- The WLP Budget is \$20,651,251 which is an increase of \$2,068,403 from last year.
- WLP will put emissions equipment on their generators to follow EPA guidelines.
- WLP will replace 900 street lights with LED street lights.
- WLP is considering moving and increasing the capacity of the west substation.
- WLP will begin testing automatic meters.
- WLP maintains a policy of paying for employee insurance.
- Fossil fuel generation (coal and gas) costs are going to increase dramatically.
- In the future wind and solar energy will help WLP keep their rate base and costs stable.
- Per the MEAN contract the City cannot build their own local generation thereby reducing the purchase power.
- WLP can encourage customers to do their own generation with no restrictions.
- Costs are higher when WLP buys renewable energy through the MEAN contract.
- Renewable energy funds are used for costs related to Cannon 1 and Cannon 2 projects and the WLP Board will decide later if said funds should pay for other expenses.

- WLP hopes to know the outcome of the Cannon 2 insurance litigation by the end of year 2011.
- The WLP Board decided not to recover up to \$1,000,000 of 2010 transmission costs from the customer and will use emergency funds.
- WLP residential rate will increase to between 3.5% to 5.45%.
- Purchase power is higher in the summer so those costs are passed onto the customer.
- WLP feels that 5% increases in the next couple of years are appropriate.
- WLP conducts energy audits and home energy tune-ups.
- Cannon 1 does produce a significant amount of energy when it is running.
- Ms. Johnson informed Deb Turnbull that it is a policy decision of the WLP Board and the Council regarding the transfer amounts to the City.
- WLP intends to reconstruct Cannon 2.

2. **Approve Purchase of New Telephone System.**

Rich Eckstein of Networking Solutions informed Council that the new system has voicemail, transfer, voicemail to e-mail integration, SIP technology. The new phone system is to replace the present 10 year old system. The system comes with a five year parts guarantee.

Moved By: Grace

The purchase of the Allworx system from Networking Solutions of Waterloo, Iowa in the amount of \$30,537.91 is hereby approved.

Yes: 6

No: 0

Absent: 1

3. **First Reading of Ordinance 939, An Ordinance Amending Chapter 105, Traffic Code, of the Waverly Municipal Code, Section 105.807.**

In the City's present ordinance, bicycles are not allowed in the business district from 1st Avenue NE to 1st Avenue SE and to 5th Street West and 4th Street East. The Leisure Services Commission and Waverly Chamber recommended no bicycle restrictions in the business district. Bike racks and benches have been ordered for downtown and should be installed this fall.

Other concerns expressed:

- Safety regarding doors opening, people on sidewalk shopping and bikers.
- Other thoughts were that bikers park their bikes in the racks and walk to the shops.
- Presently, the Waverly Police will tell citizens not to ride in the business district if they are in the area, but otherwise there is no enforcement of the present ordinance.
- With Smart Growth Planning initiative the City should encourage bike riding.
- Discussion followed on bike riding to school.

Moved By: Lieb

Third Reading of Ordinance 938, An Ordinance Amending Chapter 100 by adding Section 100.28 of the Waverly Municipal City Code Regarding Alternative Energy is hereby approved.

Yes: 6

No: 0

Absent: 1

5. **Approve Lease Agreement for Buyout Properties.**

Leisure Services Director Ray stated that the goals of this program is to reduce the City's maintenance responsibility, enlarge neighboring yards and create more green space. The proposed lease agreement is a FEMA template. The agreement includes:

- No building or structures shall be erected on the premises.
- No hard surface parking facility shall be erected on the premises.
- Fully licensed and road-ready personal property immediately adjacent to the lessee's property is required
- Proof of insurance with each renewal.

Planning & Zoning Commission was concerned with parking of personal property on said lots.

Other comments expressed:

- City Beautification not mentioned.
- This will be an application process including a diagram of the use of the property, licensee numbers.
- Driveway approaches will be removed when street is reconstructed.
- Residents that have taken over flood properties currently keep them looking nice.
- Limit the amount of licensed vehicles parked on said properties.
- The 70 Buyout properties will provide a significant chunk of green space and should be included in the Open and Green Space Plan.
- Some lots would not be offered for leasing.
- Open space and no improvements is FEMA's rule for buyout properties.

Leisure Services Director Ray emphasized that the diagram that the lessee provides will have to be approved. Mr. Carney suggested adding the amended language. The Council will review this agreement annually.

Moved By: Grace

The Lease Agreement for Buyout Properties is hereby approved.

Moved By: Olson

To amend 4c "no hard surface parking" should remain in the agreement and eliminate the second half of sub-paragraph 4c and add sub-paragraph 4d. "no vehicles, boats, campers or other personal property shall be stored or maintained on the premises is hereby approved.

Yes: 6

No: 0

Absent: 1

The original motion as amended is hereby approved.

Yes: 6

No: 0

Absent: 1

F. CITY COUNCIL COMMENTS ON POLICY ISSUES.

Public Services Superintendent Sullivan informed Council that the Copper Ridge Detention Pond is mowed twice a year.
Discussion followed on traffic light at 4th Street SW and Bremer Avenue.

G. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 6

No: 0

Absent: 1

Council adjourned at 9:16 P. M.

*** 11/01/2010**

The October 18, 2010 and October 25, 2010 Council Meeting Minutes are hereby approved by changing citizens to "City" under Visitors/Public Comments in the October 18, 2010 Minutes.