

Regular Meeting Minutes
July 18, 2011 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on July 18, 2011, at 7:00 p.m. in the Council Chambers at City Hall. Mayor Brunkhorst presided. Council members present: Gary Boorum, Kathy Olson, Gene Lieb, Richard Lindell, Jim Vowels, and Gary Grace. 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: Lindell

The July 11, 2011 Council Meeting Minutes are hereby approved.

Yes: 6

No: 0

Absent: 1

The Council welcomed Matt Ray as Guest Councilperson for July.

B. VISITORS/PUBLIC COMMENTS.

Joanna Ewest informed the Council of a Waverly Shell-Rock School Fundraiser promotion. The School District would receive \$.02 from the Terracycle company for recycled chip bags, candy wrappers, drink pouches, plastic wraps around napkins, paper towels, cookie packages, etc. There are containers at the High School and track, Waverly Pool, Wartburg campus and the Waverly Recycling Center.

City Attorney Carney informed John Campbell that the City has had a Sidewalk code in place for many years. The City has had the ability to upgrade sidewalks but previous Councils have not elected to undertake a sidewalk repair program. Community Development and Zoning Specialist Kohout informed John Campbell and Duane Liddle that sidewalks are inspected by the Sidewalk Monitor Gary Heinick. Currently the City is working with property owners and their contractors on sidewalk installation according to City specifications. Owners and contractors get a permit, the area is inspected before sidewalk is poured, and inspected afterwards to see if it meets requirements. The City would be installing sidewalks for those who have not elected to do their sidewalks or who have signed up for voluntary assessment. The 4th Street sidewalk that is being installed has a 2 year maintenance guarantee. City Engineer Cherry stated that there are construction techniques that mandate proper layering of compacted soil.

Council discussed that citizens check on their neighbors during this hot weather.

C. CONSENT AGENDA.

1. Class B Beer Permit for Bremer County Fair Association.
2. Class C Liquor License for V. F. W. Post 2208.

Moved By: Boorum

Items 1 – 2 on the Consent Agenda are hereby approved.

Yes: 6

No: 0

Absent: 1

D. REGULAR BUSINESS.

1. **Resolution 11-94, A Resolution Authorizing City of Waverly Staff to Permit the Shooting of Arrows on Public Property for Annual Programs.**

Leisure Services Director Ray informed Council that the City has received requests from agencies doing archery programs for permission to allow them to shoot arrows in

the City Limits. Leisure Services Director Ray and Police Chief Pursell would like to authorize shooting of arrows to said agencies without annual Council approval. WSR Schools, Bremer County Conservation and Bremer County Fair have annual events. Chief Pursell informed Council that the ordinance states that throwing and shooting(not firearms) is not allowed on public property but are allowed on private property.

Moved By: Lindell

Resolution 11-94, A Resolution Authorizing Leisure Services Director and Chief of Police authority to permit the shooting of arrows on public property for annual programs is hereby approved.

Yes: 6 No: 0 Absent:1

2. **Award Bid for Truck Body, Front-Mounted Wing, Front Plow, and Hydraulics for Tandem Axle Dump Truck.**

Moved By: Boorum

Award Bid for Truck Body, Front-Mounted Wing, Front Plow, and Hydraulics for Tandem Axle Dump Truck to Don's Truck Sales of Fairbank, Iowa in the amount of \$60,585.00 is hereby approved.

Yes: 6 No: 0 Absent:1

3. **Third and Final Reading of Ordinance 947, An Ordinance Adding or Removing Stop Sign Signal at Intersection in the City of Waverly.**

Discussion followed on school bus pickup at the old Irving School.

Moved By: Olson

Third and Final Reading of Ordinance 947, An Ordinance Adding or Removing Stop Sign Signal at Intersection in the City of Waverly is hereby approved.

Yes: 6 No: 0 Absent:1

4. **Third and Final Reading of Ordinance No. 948 An Ordinance Amending Section 105.4.10 of the Waverly Municipal City Code Regarding Additional Parking Restrictions.**

Moved By: Lieb

Third and Final Reading of Ordinance No. 948 An Ordinance Amending Section 105.4.10 of the Waverly Municipal City Code Regarding Additional Parking Restrictions is hereby approved.

Yes: 6 No: 0 Absent: 1

5. **Second Reading of Ordinance No. 949, An Ordinance Amending Section 105.3.01 of the Waverly Municipal City Code Regarding Speed Restrictions.**

Moved By: Grace

Second Reading of Ordinance No. 949, An Ordinance Amending Section 105.3.01 of the Waverly Municipal City Code Regarding Speed Restrictions is hereby approved.

Yes: 6 No: 0 Absent:1

6. **Resolution 11-90, A Resolution Approving a Grant Writing Agreement for the AmVets Area Riverbank & Site Restoration Project 2012.**

City Engineer Cherry stated that REAP funding would be used to restore the riverbank by AMVETS and several hundred feet beyond to a more natural setting. In the past rubble and concrete was used to stabilize the embankment. The City would remove all the rubble and cut down trees and bench the embankment for recreational activities. Area 1 is in front of AMVETS and Area 2 is along the parking area. Staff hopes to restore both areas if funding allows. REAP funded the Brookwood Park Trail project. Mr. Cherry also informed Council the City received the Iowa's Governors' Environmental Excellence Award for habitat restoration of the Yardwaste Site. The agreement is to get the grant application completed. The project would be funded 100% up to \$100,000.

Moved By: Vowels

Resolution 11-90, A Resolution Approving a Grant Writing Agreement for the AmVets Area Riverbank & Site Restoration Project 2012 between the City of Waverly and Iowa Northland Council of Governments (INRCOG) for a fee of 1.5% of the award with a minimum fee of \$1,000 is hereby approved.

Yes: 6

No: 0

Absent: 1

7. **Resolution 11-91, A Resolution Finalizing the Citywide Asphalt Patching Spring 2011 and Approving Final Pay Request.**

City Engineer Cherry informed Council that 16th Street is scheduled for reconstruction in 2013. City crews will maintain 16th Street SW until said reconstruction. The City will maintain and discuss reconstruction of Home Boulevard at budget time.

Moved By: Lieb

Resolution 11-91, A Resolution Finalizing the Citywide Asphalt Patching Spring 2011 and Approving Final Pay Request to Kluesner Construction of Farley, Iowa for the amount of \$26,504.59 which includes the final adjustment of quantities which resulted in a net increase of \$9,311.84 is hereby approved.

Yes: 6

No: 0

Absent: 1

8. **Resolution 11-92, A Resolution Finalizing the 29th Avenue SE Roadbed Repairs and Approving Final Pay Request.**

29th Avenue SE along with other streets is scheduled for sealcoating the week of August 8th. 29th Avenue SE is closed to keep the road shaped for sealcoating.

Moved By: Vowels

Resolution 11-92, A Resolution Finalizing the 29th Avenue SE Roadbed Repairs and Approving Finalizing Pay Request to Baker Concrete of Waverly, Iowa for the amount of \$34,887.80 which includes the final adjustment of quantities which resulted in a net increase of \$62.80 is hereby approved.

Yes: 6

No: 0

Absent: 1

9. **Resolution 11-93, A Resolution Declaring the Official Intent of the City of Waverly to Reimburse Expenditures to be Incurred with Respect to Certain Projects or Programs or From Certain Funds with the Proceeds of Debt – Sidewalk Maintenance Program.**

City Administrator Crayne reviewed City anticipated cost options for the sidewalk repair program. Refined costs will be determined before any bonds are issued. This resolution provides the City the ability to issue bonds and reimburse costs for the project. A \$500,000 bond issue for the Zone 1 project over 10 years at 3% interest rate will result in a \$.16 per \$1,000 property tax impact of \$11.64 per year on a \$150,000 valued home. Sidewalk or tree appeals can be sent to the City Administration office. Community Development and Zoning Specialist Kohout reviewed the sidewalk reconstruction process. Sidewalk Repair Program Coordinator Gary Heinick informed Council that there is new grinding equipment available now and will review the grinding proposal in the green sections at the next meeting. Property owners now have until September 1st to take out a permit and complete sidewalks within the construction timeframe. Mr. Crayne assured Council that it is a lot easier for a property owner to maintain their sidewalks than to go through the special assessment process. Discussion followed on enforcement of sidewalk repair after the initial four year project and alley sidewalks.

Moved By: Vowels

Resolution 11-93, A Resolution Declaring the Official Intent of the City of Waverly to Reimburse Expenditures to be Incurred with Respect to Certain Projects or Programs or From Certain Funds with the Proceeds of Debt – Sidewalk Maintenance Program in the amount of \$500,000.00 is hereby approved.

Yes: 4

No: 2(Lindell, Lieb)

Absent: 1

10. **Approve Payment of City Revenue Contingent Obligation as Specified in Wellness Center Development and Use Agreement between the City of Waverly and Wartburg College.**

The Council reviewed “The W” A La Carte programs, membership, revenue, early out program and professional staff presence goals. Discussion followed on Wartburg’s financial obligation to the “The W.”

Moved By: Vowels

The City Revenue Contingent Obligation of \$600,000 as specified in the Wellness Center Development and Use Agreement between the City of Waverly and Wartburg College is hereby approved.

Yes: 5 No: 0 Absent: 1 Abstain: 1

11. **Approve Pay Request No. 1 from Kelly Demolition, L.L.C. for the HMGP 23 Property Demolition.**

Community Development and Zoning Specialist Kohout stated that Kelly Demolition did not seed the lots according to specifications with mulch. The City will reseed lots if the contractor does not fulfill seed specifications and charge contractor for said seeding. Mr. Kohout informed Council that the City is responsible for removal of driveway ramps and sidewalk replacement on demolished properties. There is \$75,000 budgeted for sidewalk replacement, pedestrian ramps, removable driveway approaches and replacement of the curb and gutter sections.

Moved By: Lindell

Pay Request No. 1 from Kelly Demolition, L.L.C. for the HMGP 23 Property Demolition in the amount of \$237,105.50 is hereby approved.

Yes: 5 No: 1(Boorum) Absent:1

12. **Approval of June Cash Disbursements.**

Moved By: Olson

The June Cash Disbursements are hereby approved.

Yes: 6 No: 0 Absent: 1

E. BOARDS AND COMMISSIONS.

1. **Boards and Commissions.**

Bremer-Waverly Law Enforcement Board Minutes-Kip Ladage will present proposal on summer storms at the next meeting.

Waverly Senior Center Group, Inc. Minutes – Meeting this Friday at 10:30 A. M. at the Junior High.

Hazard Mitigation / River Use Commission Minutes-Commission will be reviewing a River Trail System from Charles City to Cedar Falls. The riverbank restoration by AMVETS is an initiative to make the Waverly river corridor more attractive. Discussion followed Hazard Mitigation test date and the opening of the Bladder Dam.

Library Board of Trustees Minutes- combine the State’s Regional Library System and Library Service Area organizations. Staff is working with Wartburg Students who are planning activities for Wednesday afternoon early out school dismissal. Staff is also working with the Junior High on downloadable books and on an open session on IPAD’s.

Historic Preservation Commission – discussion on items for the Sturdevant House.

2. **Reports.**

3. **Communications.**

Brent Matthias will review City Ward changes at the next meeting. In August the Council will act on the ward ordinance amendment.

F. CITY COUNCIL COMMENTS ON POLICY ISSUES.

City Engineer Cherry informed Council that the Dam gate system is constantly adjusting. Waverly Light and Power has been able to keep the hydros running because of the gate system. There will not be dramatic changes in river levels but there will be dramatic changes in the river velocity and it is too dangerous to be on the river. Discussion followed on signage for the dam.

The flashing light at 5th Ave and 4th Street SW will be activated from the pedestrian ramp. Staff will be working on signage before school starts.

Leisure Services Director Ray stated that the Parks and Open Space plan provided pedestrian friendly loops and staff will incorporate them into a brochure. The Public Works quarterly newsletter will feature the new pedestrian walkway system around the new Middle School.

The Safe Routes to School group is promoting children to walk or ride their bikes to school.

Guest Councilperson Matt Ray requested that the Council and staff give City updates to KWAY News radio.

G. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 6

No: 0

Absent: 1

Council adjourned at 8:45 P. M.

Bob Brunkhorst, Mayor

Attest:

Jo-Ellen Raap, City Clerk