

**A. CALL TO ORDER.**

A Study Session of the Waverly City Council was held on January 23, 2012 at 7:00 p.m. in the Council Chambers at City Hall. Mayor Brunkhorst presided. Council members present were: Kathy Olson, Gary Boorum, Richard Lindell, Gene Lieb, Dan McKenzie, Tim Kangas and Chris Neuendorf. Absent: None

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

**Moved By: Olson**

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

**Yes: 7**

**No: 0**

**Absent: 0**

**B. VISITORS/PUBLIC COMMENTS.**

Mayor Brunkhorst informed Duane Liddle that Administrator Crayne will be presenting the budget on Saturday. Mr. Crayne will be also show tax levy comparisons from other communities.

Mr. Brunkhorst also informed Council that the USDA will be spraying for starlings around Waverly and Denver areas.

Leisure Services Director Ray reviewed the sidewalk snow removal policy.

**C. REGULAR BUSINESS.**

1. **Mayoral Appointments.**

**Moved By: Kangas**

The Mayoral Appointments of Rich Pursell to the E911 Board and Gary Boorum as Mayor Pro Tem are hereby approved.

**Yes: 7**

**No: 0**

**Absent:0**

2. **Review of Housing Rehabilitation Loan Forgiveness Policy.**

Community Development and Zoning Specialist Kohout reviewed Cedar Falls' Housing Rehab Forgivable Loan Policy. The only time Cedar Falls will forgive a Rehab loan is when there is a medical hardship, death or disability reason with a doctor's explanation. The Council felt that the policy should be put in place immediately because there are still outstanding loans. Housing Rehab residents should provide financial background information when the Council is making a decision to forgive their loan. The Council also discussed changing the wording in the policy to read "The City of Waverly will only consider forgiving." Councilmembers Kathy Olson and Gene Lieb will work with Mr. Kohout on said policy.

3. **Report from City Attorney Werger on Centennial Oaks Phase 3A regarding Street Repair Responsibilities.**

City Attorney Werger informed the Council that there is no good recourse to pursue for the cost of repairs in Centennial Oaks Phase 3A. Mr. Werger also stated that a decision was made at some point that the cost of pursuing the source of the problem might have been more than the City

wanted to spend and probably it was not known the extent of deterioration. Proof of negligence would have difficult without expensive testing and expert testimony. If a street is put in service after the first winter snow removal and there are homes on the street it would be assumed that the street was probably accepted at that time. The statement of substantial completion was issued because the street appeared to meet construction criteria. Mr. Werger feels it's appropriate to require a 4-year maintenance bond in turn for accepting a subdivision. City Engineer Cherry suggested an amendment to the subdivision ordinance stating that the maintenance guarantee is required at the same time as the performance guarantee. City Administrator Crayne will check with developers on maintenance guarantee costs. Public Services ' staff have concerns with plowing snow in Phase 3A because the manholes are sticking up and will catch the plows. Adjacent property owners have complained also. Mr. Cherry has recommended to Council major rehabilitation which would involve curb and gutter repair, full depth pavement repair and do a mill and overlay to correct the crown of the street. Council discussed whether the street should be formally accepted. Currently building construction can take place in a new subdivision but occupancy is not permitted until all critical infrastructure is installed.

**D. STUDY SESSION.**

1. **Review 2012 Goals of the Cable Telecommunications Commission.**

Bruce Bahlmann of the Cable Telecommunications Commission informed Council that the City's website is in a transitory state. Mr. Bahlmann stated that one of the goals is to incorporate e-commerce on the website in 2013. The annual 60 hours stated in the contract with ACES is to introduce major features in the website. Mr. Bahlmann stated that ACES will provide minimal site transition and training. Community Development and Zoning Specialist Kohout stated that the City has not used any of the 60 hours to date. Mr. Bahlmann voiced his concern with current cable equipment that is the backup for the cable channel. Said cable equipment is 15-20 years old and he would like to save some of the franchise fees to replace or repair said equipment. Another goal is to capture High School productions and sports on the website. The City would have to bring in another telecom partner to help facilitate that venue. Cedar Falls has a weekly half-hour program for school productions and sports on the website. Administrator Crayne informed Council that there are some funds budgeted for cable equipment. Council informed Mr. Bahlmann that they depend on the commissions for the cost benefit analysis and research and listen strongly to their proposals. Council favors the Cable Commission goals.

**E. BOARDS AND COMMISSIONS.**

1. Boards and Commissions.

Waverly Low Rent Housing – Duane Liddle reviewed his understanding of low rent housing guidelines.

