

**A. CALL TO ORDER.**

The regular meeting of the Waverly City Council was held on February 18, 2013, at 7:00 p.m. in the Ivan "Ike" J. Ackerman Council Chambers at City Hall.

Mayor Brunkhorst presided. Council members present: Gene Lieb, Dan McKenzie, Wes Gade, Chris Neuendorf, Kathy Olson and Tim Kangas. Absent: Gary Boorum

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: 6 No: 0 Absent: 1**

2. **Minutes.**

**Moved By: McKenzie**

The February 2, 2013 and February 4, 2013 Council Meeting Minutes are hereby approved.

**Yes: 6 No: 0 Absent: 1**

**B. VISITORS/PUBLIC COMMENTS.**

- After careful review City Attorney Werger explained his interpretation of a "Structure" as defined under U1 District under the Zoning chapter of the Waverly Municipal Code was intended to be utilized as park area.
  - Setbacks were intended to keep uniformity within blocks.
  - The Band Shell Committee and the Leisure Services Commission will need to decide how they would like to proceed with the following options, to name a few:
    - revise the existing zoning ordinance and setbacks in U1 Districts under the Zoning chapter of the Waverly Municipal Code;
    - reconfigure the structure;
    - request a variance through the Board of Adjustments;
    - relocate to another park;
- Mayor Brunkhorst inquired about the open position at the Waverly Police Department and City Administrator Jones informed council his recommendation would be to fill the vacancy and a report would follow.
- Duane Liddle inquired whether the City had been reimbursed for expenses regarding construction of the inflatable dam. Staff responded that the City has been reimbursed.

**C. CONSENT AGENDA.**

1. Pay Request from Svendsen Tyler, Inc. for the Historic Preservation NW & SE Neighborhood Survey Contract in the amount of \$3,805.00.
2. Pay Request from Stanley Consultants, Inc. for Cedar Drive LOMR in the amount \$9,178.00.
3. Pay Request from WHKS & Co. for the 2012 Water Treatment and Collection System Improvements – Construction Phase in the amount of \$43,445.79.
4. Class B Liquor License for Happy Hour Bar.
5. Class C Liquor License for Chapala, Inc.
6. Cigarette Permit for Dollar General.

**Moved By: Lieb**

Items 1 – 6 on the Consent Agenda are hereby approved.

**Yes: 6 No: 0 Absent: 1**

D. **REGULAR BUSINESS.**

1. **Review 2013 Goals for the Heritage Days Committee.**

Co-Chair David Timmerman was present and reviewed goals and progress of upcoming celebration of Heritage Days.

- more members are welcome and needed and if interested you should contact David or Denise Timmerman at 319-352-4117 or by e-mail to [www.waverlyheritagedays.com](http://www.waverlyheritagedays.com) and scrolling to the bottom of the page where there is a link for e-mail;
- the next meeting for the committee will be March 14 at 7:00 p.m. at the Waverly Fire Station with parking on the street only;
- some of the entertainment has been set;
- Celebration this year (2013) will be held July 19, 20 and 21.
- volunteers for the celebration are also needed and welcome

2. **Review 2013 Goals for the Economic Development Commission.**

Chairperson Dan Beenken reviewed goals for the Economic Development Commission.

- new industrial park space;
- broadband access within community;
- housing needs will remain a concern;
- need for a hotel will also remain a concern

3. **Resolution 13-19, A Resolution of the City Council of the City of Waverly, Iowa, Awarding the Contract for the Asbestos Abatement and Demolition of One (1) Flood-Damaged Property Acquired by the City Through the 2008 Housing Flood Buyouts Project.**

- Baker Concrete and Excavating will be using Abatement Specialties, LLC of Cedar Rapids, Iowa as a subcontractor for the asbestos abatement,
- this demolition project is expected to be done during the month of March and be complete by the end of March

**Moved By: Neuendorf**

Resolution 13-19, A Resolution of the City Council of the City of Waverly, Iowa, Awarding the Contract for the Asbestos Abatement and Demolition of One (1) Flood-Damaged Property Acquired by the City Through the 2008 Housing Flood Buyouts Project to Baker Concrete and Excavating of Waverly, Iowa in the amount of \$16,850.00 is hereby approved.

**Yes: 6**

**No: 0**

**Absent: 1**

4. **Resolution 13-20, A Resolution Approving Final Payment to Cardno ATC for the Survey, Testing and Inspection of One HMGP Flood Buy-Out Property Owned by the City of Waverly.**

- There was no discussion on this item.

**Moved By: McKenzie**

Resolution 13-20, A Resolution Approving Final Payment to Cardno ATC of Waterloo, Iowa for the Survey, Testing and Inspection of One HMGP Flood Buy-Out Property Owned by the City of Waverly in the amount of \$880.00 is hereby approved.

**Yes: 6**

**No: 0**

**Absent: 1**

5. **Resolution 13-21, A Resolution Awarding Contract for the AmVets Riverbank Restoration 2013 Project.**

- There was no discussion on this item.

**Moved By: Olson**

Resolution 13-21, A Resolution Awarding Contract for the AmVets Riverbank Restoration 2013 Project to Baker Concrete & Excavating of Waverly, Iowa in the amount of \$69,843.00 is hereby approved.

**Yes: 6**

**No: 0**

**Absent: 1**

6. **Resolution 13-22, A Resolution Awarding Contract for the Citywide Pedestrian Ramp Reconstruction 2013 Project.**
- Concrete Idea, Inc. is the company that completed the 2012 phase and completed in a timely fashion with quality work.

**Moved By: Gade**

Resolution 13-22, A Resolution Awarding Contract for the Citywide Pedestrian Ramp Reconstruction 2013 Project to Concrete Idea, Inc. of St. Michael, Minnesota in the amount of \$189,025.00 is hereby approved.

**Yes: 6 No: 0 Absent: 1**

7. **Resolution 13-23, A Resolution Approving a Lease for City of Waverly owned Farmland to David Joachim.**
- this is property included in the real estate purchase from the Neil Smith Estate and has been negotiated to lease the property to David Joachim with a stipulation for reimbursement to David Joachim if groundbreaking should occur during the time of the lease.

**Moved By:**

Resolution 13-23, A Resolution Approving a Lease for 72 acres for City of Waverly owned Farmland to David Joachim in the amount of \$280 per acre is hereby approved.

**Yes: 6 No: 0 Absent: 1**

8. **Set Public Hearing Date for the 2013 Bituminous Seal Coat Program.**
- this year it is planned to avoid seal coating areas in the 2013 Citywide Sidewalk and Pedestrian Crossing projects and they will be completed next year;
  - prices are reflective of oil prices

**Moved By: Kangas**

March 4, 2013 at 7:00 P. M. in the Ivan "Ike" Ackerman Council Chambers is the date, time and place for said public hearing on the 2013 Bituminous Seal Coat Program and is hereby approved.

**Yes: 6 No: 0 Absent: 1**

9. **Set Public Hearing Date for the Budget Fiscal Year 2013 – 2014.**
- There was no discussion on this item.
- Moved By: McKenzie**
- March 4, 2013 at 7:00 P. M. in the Ivan "Ike" Ackerman Council Chambers is the date, time and place for said public hearing on the Budget Fiscal Year 2013 – 2014 is hereby approved.

**Yes: 6 No: 0 Absent: 1**

10. **Approval of January Cash Disbursements.**
- There was no discussion on this item.

**Moved By: Neuendorf**

The January Cash Disbursements are hereby approved.

**Yes: 6 No: 0 Absent: 1**

**E. BOARDS AND COMMISSIONS.**

1. **Boards and Commissions.**

Waverly Airport Commission Minutes

- airport manager contract will expire at the end of October, 2013.

Bremer-Waverly Law Enforcement Board

- there was no discussion on this item.

2. **Reports.**

Rental Housing Public Forum Survey Results

- a variety of great comments were received regarding thoughts and concerns;
- the next step is to have a workshop with Planning and Zoning Commission and city attorney to begin to draft an ordinance

Monthly Financial Reports

- there was no discussion on this item.

3. **Communications.**

Multi-Family (Rental) Unit Production Application

- there are four projects interested in applying for the CDBG Multi-Family Housing Grant including; upper story renovation of the downtown buildings, renovation of the old Jr. High School building, new development south of the high school and new development on 10<sup>th</sup> Avenue;
- applications are due to Iowa Northland Regional Council of Governments (INRCOG) February 26 who will then meet a deadline of March 1 to the Black Hawk County Board of Supervisors;
- each project needs to be “shovel ready”, property needs to be currently owned or have a signed purchase agreement, engineers and architects need to be established prior to applying, environment process needs to be completed, funding needs to be in place, and 51% of the units have to be “affordable” units.
- INRCOG would ensure income verifications for the 1<sup>st</sup> year and then they would follow state regulations after that

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

- There are 4 grants currently submitted regarding the community gardens right now so water would not have to be hauled to the sites. There are 2 water sources at 1 of the sites currently.

G. **ADJOURNMENT.**

**Moved By: Gade**

That the City Council Meeting be adjourned.

**Yes: 6**

**No: 0**

**Absent: 1**

**Council adjourned at 9:07 P. M.**

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Bob Brunkhorst, Mayor

Attest:

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Carla Guyer, Deputy City Clerk