

Regular Meeting Minutes
May 6, 2013 ~ 7:00 p.m.

A. CALL TO ORDER.

The regular meeting of the Waverly City Council was held on May 6, 2013, at 7:00 p.m. in the Ivan "Ike" Ackerman Council Chambers at City Hall. Mayor Brunkhorst presided. Council members present: Gene Lieb, Dan McKenzie, Wes Gade, Chris Neuendorf, Kathy Olson, Gary Boorum and Tim Kangas. Absent: None

1. **Pledge of Allegiance.**

Mayor Brunkhorst led the Council in the Pledge of Allegiance.

2. **Prayer.**

Pastor Erin Bird of the future Riverwood Church led the prayer for the 2013 Council.

3. **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

4. **Minutes.**

Moved By: McKenzie

The April 15, 2013 and April 22, 2013 Council Meeting Minutes are hereby approved as amended by showing Councilmember Boorum as present in the 4-15-13 Minutes.

Yes: 7

No: 0

Absent: 0

5. **Guest Councilperson.**

The Council welcomed Matt Lamos as Guest Councilperson for May.

6. **Proclamation.**

Karen Lehman informed the public that Historic Preservation Commission is accepting nominations for the Historic Preservation Awards to be presented during Heritage Days. May is declared National Historic Preservation Month for 2013 and is hereby approved.

Yes: 7

No: 0

Absent: 0.

VISITORS/PUBLIC COMMENTS.

Discussion followed on Waverly being described as a bedroom community in the Waterloo Courier.

C. CONSENT AGENDA.

1. Pay Request from Stanley Consultants, Inc. for the Cedar River Letter of Map Revision (LOMR) in the amount of \$1,463.00.
2. Pay Request from Snyder & Associates, Inc. for the Bremer County Fairgrounds Traffic Impact Study (Champions Ridge) in the amount of \$4,900.00.
3. Pay Request from McClure Engineering Co. for the Waverly Airport – Land Acquisition Phase II in the amount of \$1,750.00.
4. Pay Request from Global Appraisal Services for the Waverly Airport – Land Acquisition Phase II in the amount of \$2,750.00.
5. Pay Request from Stanley Consultants, Inc. for the Waverly Dam Reconstruction Phase 4, Construction Admin. & Resident Observation in the amount of \$3,859.50.
6. Pay Request from Benchmark Agribusiness, Inc. for the Waverly Airport –Land Acquisition Phase II in the amount of \$750.00.
7. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for the HMGP Demo in the amount of \$3,756.77.

8. Pay Request from Iowa Northland Regional Council of Governments (INRCOG) for CDBG Dam Project in the amount of \$705.30.
9. Outdoor Service Privilege for the Fainting Goat.
10. Class C Liquor License Renewal for the Fainting Goat.
11. Class B Beer Permit Renewal for Pizza Hut.
12. Class C Liquor License for Waterstreet Grill.

Moved By: Neuendorf

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

Yes: 7

No: 0

Absent: 0

D. REGULAR BUSINESS.

1. **Resolution 13-49, A Resolution Authorizing the Mayor to Sign and the Clerk to Attest to an Agreement Between Eligible Counties, Cities, and the Soil and Water conservation districts of the Upper Cedar Watershed to Establish a Watershed Management Authority within the Iowa Portion of the Upper Cedar Watershed.**

Moved By: Olson

Resolution 13-49, A Resolution Authorizing the Mayor to Sign and the Clerk to Attest to an Agreement Between Eligible Counties, Cities, and the Soil and Water conservation districts of the Upper Cedar Watershed to Establish a Watershed Management Authority within the Iowa Portion of the Upper Cedar Watershed is hereby approved.

Yes: 7

No: 0

Absent: 0

2. **First Reading of Ordinance 970, An Ordinance Establishing the Board of Trustees of the Waverly Communications Utility.**

Waverly Light & Power Board strong supports the broadband initiative.

Gene Drape informed Council that WLP has had discussions with consultants on a Feasibility Study. Council also discussed conducting the study before establishing the WLP Board as the Board of the Communication Utility.

Creating the utility does not prohibit input from the Council and the community, does not hurt efforts to move forward, does not give up local control of fiber infrastructure, and does not change ownership. City Attorney Werger stated that the 2000 vote declared the WLP Board to head the Telecommunication Utility and if the Council wants to take other action it has to be voted upon by the people. Duane Liddle stated that WLP has been working to establish fiber in areas of town to reduce upfront capital to start the utility.

Moved By: McKenzie

First Reading of Ordinance 970, An Ordinance Establishing the Board of Trustees of the Waverly Communications Utility is hereby approved.

Yes: 5

No: 2(Wade, Neuendorf)

Absent: 0

3. **Resolution 13-48, A Resolution Approving a Minor Plat for Parcel "CC" Resulting from Subdivision of Recorded Lot 78 in Centennial Oaks Golf Club Addition.**

Community Development & Zoning Specialist Kohout informed Council that Lot 78 will be split into two parcels, with the east portion, new parcel "CC" to be deeded to the east neighboring property owner of Lot 79 and the west parcel to be deeded to the owner of Lot 77. The adjacent property owners will enter into a multiple lot deed agreement and a services' abandonment agreement to pay for the cost of service line removal. The property owner of Lot 79 will install sidewalk in front of said Parcel "CC".

Moved By: Kangas

Resolution 13-48, A Resolution Approving a Minor Plat for Parcel “CC” Resulting from Subdivision of Recorded Lot 78 in Centennial Oaks Golf Club Addition is hereby approved.

Yes: 7 No: 0 Absent: 0

4. **First Reading of Ordinance 971, An Ordinance Amending Chapter 100 to Allow Expanded Residential Application in Commercially Zoned Areas and to Establish Height Requirements in C-3 District.**

Community Development & Zoning Specialist Kohout stated that the Commission thought high density residential would be appropriate along commercial corridor. The proposed ordinance amendment does allow residential in C-2 districts on the main floor. Mr. Kohout stated that main levels in a C-3 District in the downtown area can apply for a special provisional use request for residential. The ordinance does encourage apartment complexes in commercial districts and for commercial apartments in C-3 District. Rich Dane, Planning & Zoning Commission Vice-Chair informed Council that in C-2 District a 12-plex or larger is a commercial entity and will draw citizens to the commercial districts. Mr. Kohout reviewed amendments to the ordinance.

Moved By: Kangas

The amendment in Section 100.14.03 to read “5 stories or 78 feet” and “3 stories or 48 feet” is hereby approved.

Yes: 7 No: 0 Absent: 0

First Reading of Ordinance 971, An Ordinance Amending Chapter 100 to Allow Expanded Residential Application in Commercially Zoned Areas and to Establish Height Requirements in C-3 District as amended is hereby approved.

Yes: 7 No: 0 Absent: 0

5. **Approve Additional Payment to FEMA for the Cedar River FEMA Map Revision Update.**

City Engineer Cherry informed Council that the payment was to FEMA for Physical Map revision. The map revision request was a result of the preconstruction of the dam and requires additional FEMA review. Mr. Cherry stated that the physical map revision will take two to three years to complete. The Physical Map Revision will remap the floodplain all the way to the southern City limits. The floodplain is changing downstream as a result of the mapping today and would allow residents along the river to get elevation certificates and revise the Letter of Map Amendments for said properties along the river. City staff assumes that the Dry Run map revision will probably be a Physical Map Revision also.

Moved By: Gade

The additional payment of \$1,850.00 to FEMA for a Physical Map Revision (PMR) changed from a Letter of Map Revision(LOMR) is hereby approved.

Yes: 7 No: 0 Absent: 0

6. **Approve Payment No. 1 to Baker Concrete & Excavating for HMGP Contract Demolition of 903 1st St. SW.**

Moved By: Boorum

Payment No. 1 to Baker Concrete & Excavating for HMGP Contract Demolition of 903 1st St. SW for the amount of \$15,400.00 is hereby approved.

Yes: 7 No: 0 Absent: 0

7. **Resolution 13-50, A Resolution of the City of Waverly Approving Submittal of Application for an Iowa DOT Airport Funding Grant.**

The application is being submitted to remove and replace the wall and ceiling insulation for the bulk hangar. The grant will fund 85% of the project and the

City will fund 15% of the project or \$12,000. The project will be funded by a TIF transfer.

Moved By: Olson

Resolution 13-50, A Resolution of the City of Waverly Approving Submittal of Application for an Iowa DOT Airport Funding Grant for \$68,000 with a local match of \$12,000 is hereby approved.

Yes: 7

No: 0

Absent: 0

8. **Set Public Hearing Date for the 2012-2013 Budget Amendment.**

City Administrator Jones informed Council that the major areas of change were the timing of expenses for capital projects, work comp and grant expenses offset by revenue.

Moved By: Neuendorf

May 20, 2013 at 7:00 P. M. in the Ivan "Ike" Ackerman Council Chambers is the date, time and place is hereby approved.

Yes: 7

No: 0

Absent: 0

9. **Review Revision to Waverly's Chapter 69- Solid Waste Ordinance.**

The Council discussed times residents should put out their containers for collection and when they should be removed. Garbage tags can be used for extra garbage. Administrator Jones informed Council that when the City replaces the recycling truck it will have just one bin and residents could begin the single stream recycling program, allowing commercial customers to start recycling. Staff requested Council direction on rates for commercial pickup. The intent of the rate change is to cover operating costs and to purchase equipment and have an adequate reserve funds.

E. BOARDS AND COMMISSIONS.

1. Boards and Commissions.
2. Reports.
3. Communications.

Administrator Jones reviewed items for the next Council Meeting.

Economic Development Director Matthias informed Council that for first quarter, deposits for the eight charter banks in Bremer County have increased to \$41.9 Million from the same quarter a year ago, and major economic indicators continue to improve.

F. CITY COUNCIL COMMENTS ON POLICY ISSUES.

Residents that have sod damage from the snow plows should call the Public Services office.

Art Walk went well. Vendors said that they were surprisingly pleased with the turnout and sales.

G. ADJOURNMENT.

Moved By: Boorum

That the City Council Meeting be adjourned.

Yes: 7

No: 0

Absent: 0

Council adjourned at 8:30 P. M.

Bob Brunkhorst, Mayor

Attest:

Jo-Ellen Raap, City Clerk