

Regular Meeting Minutes
Ivan "Ike" Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on May 5, 2014 at 7:00 P. M. in the Ivan "Ike" Ackerman Council Chambers at City Hall. Mayor Infelt presided and the following Council Members were present: Wygle, Neuendorf, Gade, McKenzie, Waldstein and Reznicek. Absent: Kangas arrived at 9:00 P. M.

A. CALL TO ORDER. 7:00 P. M.

B. Pledge of Allegiance.

The Mayor led the Council in the Pledge of Allegiance.

C. Prayer.

Mayor Infelt led the Council in prayer.

D. Approval of the Agenda.

Moved By: McKenzie Seconded By: Waldstein

The agenda for this Council meeting is hereby approved.

Yes: 6 No: 0 Absent: 1

E. Approval of the minutes from the April 21, 2014 Council meeting.

Moved By: Waldstein Seconded By: Gade

The Minutes are hereby approved.

Yes: 6 No: 0 Absent: 1

F. Guest Councilperson.

The Council welcomed Jim Hurley as the Guest Councilperson.

G. Proclamation.

Moved By: Gade Seconded By: Neuendorf

Proclaiming May as Historic Preservation month.

Yes: 6 No: 0 Absent: 1

B. Public Hearings

1. This was the time date and place of a public hearing on a resolution instituting proceedings to take additional action for the authorization of a loan agreement and the issuance of not to exceed \$700,000 General Obligation Bonds, Series 2014A (for a General Corporate Purpose) (for the Swimming Pool.) The hearing was declared closed and the following action was taken.

Moved By: Reznicek Seconded By: Waldstein

Resolution 14-61, A Resolution Instituting Proceedings to Take Additional Action for the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$700,000 General Obligation Bonds, Series 2014 A (for a General Corporate Purpose) (Swimming Pool) be approved.

Yes: 6 No: 0 Absent: 1

2. This was the time date and place for a public hearing on a resolution instituting proceedings to take additional action for the authorization of a loan agreement and the issuance of not to exceed \$250,000 General Obligation Bonds, Series 2014A (for a General Corporate Purpose) (Public Services Facility). The bonds are the property tax portion of the project. Finance Director Bachhuber informed Duane Liddle the issuance of these bonds support projects spread out over the next few years, the bond

reserve and the sinking fund money to support the revenue bonds already issued, the operations center for disaster response and equipment services. The hearing was declared closed and the following action was taken.

Moved By: Waldstein **Seconded By: McKenzie**

Resolution 14-62, A Resolution Instituting Proceedings to Take Additional Action for the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$250,000 General Obligation Bonds, Series 2014A (for a General Corporate Purpose) of the City of Waverly, State of Iowa. (Public Services Facility) be approved.

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

3. This was the time date and place of a public hearing on the issuance of not to Exceed \$2,450,000 General Obligation Bonds, Series 2014A(for an Essential Corporate Purpose)(Dry Run Project). The bonds are to cover costs for the project design, property acquisition and some construction. City Attorney Werger stated that property acquisition is taking place this year. Mr. Werger informed Council that he has three appraisals and possibly getting three more this week and another two are delayed. The Council has to approve the purchase of Dry Run property acquisitions. The hearing was declared closed and the following action was taken.

Moved By: Wygle **Seconded By: Neuendorf**

Resolution 14-63, A Resolution Instituting Proceedings to Take Additional Action for the Issuance of Not to Exceed \$2,450,000 General Obligation Bonds, Series 2014A (for Essential Corporate Purposes) of the City of Waverly, State of Iowa. (Dry Run Project) be approved.

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

4. This was the date, time and place for a public hearing on a Resolution Instituting Proceedings to Take Additional Action for the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$4,400,000 General Obligation Bonds, Series 2014A, (for Essential Corporate Purposes) Cedar River Parkway, Airport Land and Safety and Runway, 4th Street NW and water & sewer extensions). The hearing was declared closed and following action was taken. The bonds will be paid with TIF revenues. The bonds are for projects that have been discussed for quite some time.

Moved By: McKenzie **Seconded By: Waldstein**

Resolution 14-64, A Resolution Instituting Proceedings to Take Additional Action for the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$4,400,000 General Obligation Bonds, Series 2014A, (for Essential Corporate Purposes) of the City of Waverly, State of Iowa, (Cedar River Parkway, Airport Land and Safety and Runway, 4th Street NW and water & sewer extensions) be approved.

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

5. This was the date, time and place for a public hearing on a resolution amending the FY 2014 Budget. The amendment includes timing of projects, bond sales, Dry Run and Cedar River Parkway projects, changes in Road Use Tax funds, and smaller projects. Finance Director Bachhuber stated there has been a lot of activity and opportunities during the last year. The State requires the City to amend the budget if it is expends more than what was budgeted. The public hearing was closed and the following action was taken.

Moved By: Gade

Seconded By: Waldstein

Resolution 14-69, a Resolution Amending the FY2014 Budget is hereby approved.

Yes: 6

No: 0

Absent: 1

G. Public Comments on Items Not on the Agenda.

Police Chief Pursell stated that half of the Civil Defense siren batteries have been replaced in the last four years. Public Services Superintendent Sullivan stated the portable pumps are checked before the winter to make sure they are operational. City Engineer Cherry informed Council FEMA has already accepted the data and modeling for the Cedar River flood plain maps and anticipate having the official FEMA Map Revisions issued to the public around Labor Day.

Discussion followed on how residents will be informed whether they are going to be taken out of the 100 year flood plain to make adjustments on their insurance. City Engineer Cherry informed Council the City will receive guidance on how to inform the public on how these maps affect resident's insurance rates.

H. Consent Calendar

1. Approve Change Order number 1 for an increased amount of \$3,199 to Paul Christensen Construction Co. for upgrading the buried connectors to a raised pole mounted electrical box for the Shades of Rhythm Amphitheater – the cost of the upgrade will come from Band Funds. Discussion followed on why this upgrade was not in the original plans.
2. Class B Beer (BB) (Includes Wine Coolers) for Pizza Hut.
3. Class C Liquor License (LC) (Commercial) for WaterStreet Grill.

Moved By: Chris Neuendorf

Seconded By: Wygle

I move the Consent Calendar be approved.

Yes: 6

No: 0

Absent: 1

I. Resolution Calendar

1. There are no Resolution Calendar items at this time.

J. Other Business

1. City Administer Jones informed Council the ordinance was updated to reflect suspension of camping in parks and to waive the third and final reading of the ordinance due to timing of permits and processing for deadlines. Mr. Jones also informed Council the intent of one central beer garden to make sure the bulk of the revenue will come to the Waverly community from the event to offset costs. It is also to protect businesses that already have outside service permits and allow them to function to the extent of their permit guidelines. Another criteria for the event is traffic and crowd control. The cost to nonprofits for a permit is \$350. Finance Director Bachhuber stated the City received a surplus of \$25,000 from the last RAGBRAI and went to a reserve Trail account and was used to enhance trails. Judy Lampe expressed concern of limiting other businesses from having their own beer gardens. Any food permit holders have to be inspected by Blackhawk County Board of Health. The RAGBRAI Committee checks the permits to see who is participating in the day, what kind of impact they have and the different vendors. Pete Lampe asked if the basement of a church would be considered a booth. Discussion followed on how to address residents setting up booths on their property and outside vendors setting up without a permit.

Moved By: Neuendorf **Seconded By: McKenzie**

Second Reading of Ordinance 977, establishing procedures and vendor fees for the RAGBRAI overnight stop on July 24 and July 25, 2014 and waiving 3rd and final reading be approved.

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

2. City Administrator Jones informed Council the areas added to the Urban Renewal were for imminent projects or foresaw near term future projects. Mr. Jones also informed Council some of the TIF areas come off in 2019 and 2020. New areas in TIF will not have a sunset until debt is issued against those areas. Sunset for TIF is 20 years.

Moved By: Reznicek **Seconded By: Neuendorf**

Second Reading of Ordinance 978, Amending Ordinance Nos. 569, 585, 609, 638, 664, 733, 736, 791, 853, 866, 892, 931, and 932, providing that general property taxes levied and collected each year on all property located within the amended Waverly Unified Urban Renewal Area, in the city of Waverly, County of Bremer, State of Iowa, by and for the benefit of the state of Iowa, City of Waverly County of Bremer, Waverly Shell Rock Community School District, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued incurred by the City in connection with the amended Waverly unified Urban Renewal Area (Amendment No. 1 to the Waverly Unified Urban Renewal Plan (CUNA Building, ET AL, Old Junior High, Partial Amendment No. 5-1999) be approved.

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

3. **Moved By: Waldstein** **Seconded By: Wygle**
Resolution 14-65, A Resolution of the City of Waverly Approving Submittal of Application for an Iowa Department of Transportation (IDOT) Airport Funding Grant for hangar repairs be approved.

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

4. City Administrator Jones informed Council the action is for membership in the nonprofit group of 400 cities and counties in the State of Iowa and will help control costs on work comp and focus on worker and citizen safety. IMWCA looks at the City's experience for the last 3 years and is used to calculate a modification multiplier. The City will benefit the longer it stays and the more proactive the City is in loss control.

Moved By: Wygle **Seconded By: Waldstein**

Resolution 14-66, A Resolution Authorizing the City to Apply for Membership in the Iowa Municipalities Workers' Compensation Association (IMWCA) be approved.

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

5. Community Development & Zoning Specialist Kohout informed Council the Planning & Zoning Commission passed the special provisional use for Kendall and Kim Fox. Kendall Fox stated he never knew he needed a special provisional use permit for his horse barn.

Moved By: McKenzie **Seconded By: Neuendorf**

Resolution 14-67, A Resolution Approving a Special Provisional Use for a Horse Stable Expansion located at 1005 12th Street SE for Kendall Fox and Kim Fox be approved.

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

M. **Staff Comments**

Administrator Jones will send agenda items to the Council for the next meeting.

N. **City Council Comments**

Reminder to vehicle owners to be careful of kids and pedestrians during the summer.

Leisure Services Director Ray informed Council the trees will be replaced in front of businesses who want them.

Projects will pick up even with the rainy weather.

Council thanked staff for helping with the Dog Park Fundraiser.

Council thanked the Police Department for their efforts.

O. **Mayor's Comments**

There were no comments.

P. **Moved By: Kangas**

Seconded By: Neuendorf

The Council Meeting is hereby adjourned.

Yes: 7

No: 0

Absent: 0

Council adjourned at 9:30 P. M.