

Regular Meeting Minutes – February 16, 2015  
Ivan “Ike” Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on February 16, 2015 at 7:00 P. M. at City Hall. Mayor Infelt presided and the following Council Members were present: Reznicek, Waldstein, Lampe, McKenzie, Gade, Neuendorf, and Kangas. Absent: None

**A. Call to Order**

**B. Approval of Agenda**

**Moved By: Neuendorf                      Seconded By: Waldstein**

Approve agenda as presented.

**Moved By: Kangas                          Seconded By: Lampe**

To amend the agenda to by adding staff comments to the public comments in Section E.

**Yes: 7    No: 0    Absent: 0**

**C. Approval of Minutes**

**Moved By: Waldstein                      Seconded By: Neuendorf**

February 2, 2015 regular meeting minutes are hereby approved.

**Yes: 7    No: 0    Absent: 0**

**D. Public Hearings**

1. This was the date, time and place for a public hearing on Resolution 15-20, a Resolution adopting the Budget Fiscal Year 2015-2016.

- There was one written comment from Barb Waltmann stating that she was in opposition on the \$50,000 contribution to Waverly Area Veterans Post and would rather see the money go to another public project. There were no verbal public comments.

The public hearing was then closed.

- Council thanked City Administrator Phil Jones, Jack Bachhuber and the directors for their time and efforts spent on meeting requested budget constraints. Also adding, we mustn't lose track of services offered by the City as the budget was passed with very conservative numbers while reducing the levy rate by \$0.10 per \$1,000.

**Moved By: Kangas                          Seconded By: McKenzie**

is hereby approved.

**Yes: 7    No: 0    Absent: 0**

2. This was the date, time and place for a public hearing on Resolution 15-21, a Resolution authorizing the vacation and conveyance of 3<sup>rd</sup> Avenue NW between 7<sup>th</sup> Street and 8<sup>th</sup> Street NW and the alley right-of-way in Block 67 Knott Addition to Wartburg College for \$5,227.

- Duane Liddle commented on the amount of dollars for the street and alley right-of-way. There were no written comments.

The public hearing was then closed.

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

Is hereby approved.

**Yes: 7    No: 0    Absent: 0**

**E. Public Comments on Items Not on the Agenda and Staff Comments Not on the Agenda as amended.**

- There were no public comments.
- Staff and Council reviewed the history of the 3<sup>rd</sup> Street SE Bridge, affectionately and locally known as the Green Bridge. The bridge was closed due to weight and corrosion in 1970. The bridge was again closed in 1983 for repairs. In 2003 a 15 member task force committee was formed to make recommendations to Council. The Task Force came up with three options of repairing, replacing or relocating the bridge. They also looked at the possibility of relocating and converting to a pedestrian only bridge. The Task Force was to replace the bridge. At that time Council decided to begin setting aside money to help build a balance for any future work to the bridge. In 2006 there was also work completed on the sidewalk portion of the bridge. The inspection that was completed on Friday, February 13, 2015 looked at current condition of the bridge and the greatest deterioration is happening on the south side of the bridge. The 3<sup>rd</sup> Street SE corridor handles anywhere from 2,000 to 3,000 vehicles per day. Options for repair or replacement are being reviewed. The bridge can be fixed, however, it would be extremely costly. Iowa Department of Transportation standards require raising the bridge if it is replaced. Reconstruction of this bridge would possibly be eligible for State funds. If the bridge was removed there would be a 5 to 6 inch benefit during flood events to the southeast area for only a few hundred yards. Salt, corrosion and forces on the joints over periods of time is what causes the deterioration. Third Street SE is 35 feet wide and and classified a collector street. Once the final report is complete this topic should come back to Council and review options further.

**F. Consent Calendar**

1. Pay Request from Water's Edge Aquatic Design for Outdoor Pool Renovation Project for \$3,793.25.
2. Pay Request from VJ Engineering for 2<sup>nd</sup> Street NW Area Storm Sewer Street Improvements 2015 for \$10,973.75.
3. Pay Request from Design Alliance for Waverly Public Services for Operations and Disaster Response for \$4,008.63.
4. Class B Liquor License for Happy Hour Bar.
5. Class C Liquor License for Dollar General Store #11391.
6. Class C Liquor License for Tapatia formerly known as Chapala.
7. Approval of January, 2015 Cash Disbursements.

**Moved By: Waldstein                      Seconded By: Neuendorf**

Consent Calendar is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

**G. Regular Business.**

1. Resolution 15-22 approving an Engagement Agreement between the City of Waverly and Ahlers and Cooney, P.C. in its capacity as Bond Counsel for proceedings for not-to-exceed \$2,190,000 Sewer Revenue Bonds, Series 2015A.

- Staff informed Duane Liddle that documents prepared by bond counsel, as part of their own files, can be destroyed as part of the attorney's work product.

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

is hereby approved.

**Yes: 7**                      **No: 0**                      **Absent: 0**

2. Resolution 15-23 fixing date for a meeting on the proposition of the issuance of not to exceed \$2,190,000 Sewer Revenue Bonds, Series 2015A, of the City of Waverly, State of Iowa for March 2, 2015 at 7:00 p.m. in the Ivan "Ike" Ackerman Council Chambers of City Hall and providing for publication of notice thereof.

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

is hereby approved.

**Yes: 7**                      **No: 0**                      **Absent: 0**

3. Resolution 15-24 declaring an official intent under treasury regulation 1.150-2 to issue debt to reimburse the city for certain original expenditures paid in connection with specified projects.

- The City is borrowing \$7.8 Million for the Dry Run, and \$250,000 for the Sidewalk project. The City is also using cash on hand to keep the debt levy stable..

**Moved By: Neuendorf**                      **Seconded By: Lampe**

is hereby approved.

**Yes: 7**                      **No: 0**                      **Absent: 0**

4. Set the Public Hearing date to review the 2015 Bituminous Seal Coat Program project Plans, Specifications, Form of Contract and Estimated Cost for March 2, 2015 at 7:00 p.m. in the Ivan "Ike" Ackerman Council Chambers.

**Moved By: Waldstein**                      **Seconded By: Kangas**

is hereby approved.

**Yes: 7**                      **No: 0**                      **Absent: 0**

5. Set the Public Hearing date to review the AmVets Area Riverbank Restoration 2015 project Plans, Specifications, Form of Contract and Estimated Cost for March 2, 2015 at 7:00 p.m. in the Ivan "Ike" Ackerman Council Chambers.

- The ownership of the ball diamonds has been transferred and are they are now owned by the City of Waverly.

**Moved By: Kangas**                      **Seconded By: Neuendorf**

is hereby approved.

**Yes: 7**                      **No: 0**                      **Absent: 0**

6. First Reading of Ordinance 992, an Ordinance amending the Zoning Ordinance of Waverly, Iowa for inclusion of visual barrier standards between single family residential and multi-family residential or non-residential units and setting a Public Hearing for March 16, 2015 at 7:00 p.m. in the Ivan "Ike" Ackerman Council Chambers at City Hall.

- This ordinance allows options with a variety of ways to comply with the screening requirement. The Dry Run is considered an environmentally sensitive zone therefore it is not included in this ordinance. Planning & Zoning Commission and Ben Kohout have done a nice job and were very

thorough in putting this ordinance together. This ordinance would not apply to those structures already in place or those that already have their permits obtained before passage of this ordinance.

**Moved By: Waldstein                      Seconded By: Kangas**

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

7. Resolution 15-25 approving special provisional use permit for rooftop solar panels at 70 6<sup>th</sup> Avenue NW.

- Rooftop solar panels have already been installed, but a special provisional use is still needed.

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

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

8. Resolution 15-26 approving acquisition of property and easements from James P. Janssen and Sandra S. Janssen for the Safety Zone project at the Airport for the amount of \$155,500.

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

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

9. Resolution 15-27 approving purchase of temporary construction easement from Wartburg for the Dry Run Creek project in the amount of \$13,603.60.

- An easement is less expensive than purchasing the property. Wartburg College removed two houses at a cost of \$160,000 and installed a sidewalk. The City is reimbursing the college for a portion of the sidewalk since the City required it. The alley was added to this agreement at no cost to the college. Also included is an additional easement area to allow for maintenance of the waterway under the railroad tracks.

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

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

10. Resolution 15-28 awarding contract for the Dry Run Creek Improvements 2014 to Peterson Contractors Inc. of Reinbeck, Iowa for the bid amount of \$6,990,000.

- Council noted that this is one of the City's biggest projects and is important that this project meet its timeline.
- Staff informed Duane Liddle that all DNR permits have been obtained.

**Moved By: Reznicek                      Seconded By: Waldstein**

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

11. Resolution 15-29 awarding contract for the 2<sup>nd</sup> Avenue SW Reconstruction & Babcock Woods Trail Extension 2015 to Heartland Asphalt Inc. of Mason City, Iowa for the bid amount of \$736,482.38.

**Moved By: Waldstein                      Seconded By: Neuendorf**

is hereby approved.

**Yes: 7                      No: 0                      Absent: 0**

12. Resolution 15-30 awarding contract for the Citywide Ped Ramp Construction 2015 project to Boulder Contracting of Grundy Center, Iowa for the bid amount of \$111,252.00.  
**Moved By: Reznicek**                      **Seconded By: Neuendorf**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
13. Resolution 15-31 awarding contract for the West Bremer Avenue Sidewalk Extension to Boulder Contracting of Grundy Center, Iowa for the bid amount of \$91,552.06.  
**Moved By: McKenzie**                      **Seconded By: Lampe**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
14. Resolution 15-32 awarding contract for the 2<sup>nd</sup> Street NW Area Storm Sewer & Street Improvements (St. Paul's Church Area) to Denver Underground & Grading of Denver, Iowa for the bid amount of \$767,689.65.  
• Staff informed Duane Liddle that the completion date will be determined once the pre-construction meeting occurs.  
**Moved By: Waldstein**                      **Seconded By: Reznicek**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
15. Resolution 15-33 awarding contract for the Waverly Dog Park Fencing Project to D & N Fencing of Cedar Rapids, Iowa for the bid amount of \$33,358.50.  
• Low bid came in under the engineer's estimate by about \$20,000. The advisory committee recommends using the savings for other amenities.  
**Moved By: Neuendorf**                      **Seconded By: Lampe**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
16. Resolution 15-34 setting user fees and charges for the Parks, Swimming Pool, Golf, and Harlington Cemetery for 2015 as recommended by the Leisure Services Commission and Staff.  
• Both Leisure Services and Golf Commission recommend the proposed fees. Holiday fees were removed from the cemetery fee schedule since we no longer do holiday burials. TriGolf has been added to pool parties fees. Shelter fees increased by \$5 and have not been raised since at least 2007. Golf increased certain season passes and cart season ticket fees.  
**Moved By: McKenzie**                      **Seconded By: Neuendorf**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**
17. Resolution 15-35 accepting a quit claim deed from Wartburg for property needed for the 20<sup>th</sup> Street NW Box Culvert project.  
• The triangular shaped property is located between 20<sup>th</sup> Street NW and the Railroad Right-of-Way. The property owner is unknown. Title will be done as an assumption with no consideration.  
**Moved By: Kangas**                      **Seconded By: Neuendorf**  
is hereby approved.  
**Yes: 7**                      **No: 0**                      **Absent: 0**

**H. Reports from Boards and Commissions**

1. Bremer-Waverly Law Enforcement Board, Jan. 12, 2015, Received into record.
2. Waverly Senior Center Group, Jan. 15, 2015, Received into record.
3. Monthly Financial Report, Jan., 2015, Received into record.

**I. Staff Comments**

- Staff is working on project notifications and staff will remain cognizant of the timelines for the projects.
- A Wartburg College intern will be joining us to help with strategies of social media and pushing information into the community for project updates.

**J. City Council Comments**

- Councilmember Gade - The Green Bridge will remain a big topic moving forward.
- Councilmember Waldstein – The public library completed a space needs study and will be rearranging furniture for a new look, including where guests locate Resources, plus new carpeting. Patrons will experience a temporary closure due to the updates.
- Councilmember Lampe – Invited comments regarding the Green Bridge.
- Councilmember McKenzie – Asked staff to check into the fence lying down around the construction area of the new hotel.

**K. Mayor's Comments**

- Both the Candlelight Snow Ski / Walk and the Wartburg Symphony Concert were wonderful events to attend in the past week.

**L. Adjournment**

**Moved By: Kangas**

**Seconded By: Neuendorf**

To adjourn is hereby approved.

**Yes: 7                      No: 0**

**Absent: 0**

Meeting adjourned at 8:38 P.M.

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Charles D. Infelt, Mayor

ATTEST:

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Carla Guyer, City Clerk