

Regular Meeting Minutes – April 6, 2015
Ivan “Ike” Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on April 6, 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. Pledge of Allegiance

Mayor Infelt led in the Pledge of Allegiance.

C. Prayer.

Mayor Infelt led in prayer.

D. Approval of Agenda

Moved By: Neuendorf Seconded By: McKenzie

Agenda as presented is hereby approved.

Yes: 7 No: 0 Absent: 0

E. Approval of Minutes

Moved By: McKenzie Seconded By: Waldstein

March 16, 2015 regular meeting minutes are hereby approved.

Yes: 7 No: 0 Absent: 0

Moved By: Waldstein Seconded By: Neuendorf

March 23, 2015 study session minutes are hereby approved.

Yes: 7 No: 0 Absent: 0

F. Guest Councilperson

Council welcomed Guest Council Betty Westmeyer.

G. Proclamation

1. Proclaiming April 24th as Arbor Day for 2015 is hereby approved.

Moved By: Kangas Seconded By: Neuendorf

Yes: 7 No: 0 Absent: 0

H. Public Hearings

1. This was the date, time and place for a public hearing on Resolution 15-65, a Resolution instituting proceedings to take additional action for the issuance of \$9,300,000 General Obligation Bonds of the City of Waverly, State of Iowa (for essential corporate purposes).

- There was one written comment and one verbal comment both from Duane Liddle stating objections to the passage of this bond in regards to the way the dollars would be spent on a maintenance lane being used as a bike trail.

The public hearing was then closed.

- Council discussed the use of essential corporate purpose general obligation bonds.

Moved By: Waldstein Seconded By: McKenzie

Resolution 15-65 is hereby approved.

Yes: 7 No: 0 Absent: 0

I. Public Comments on Items Not on the Agenda

- Duane Liddle exchanged conversation with Council and Staff regarding the Dog Park materials to be used for the parking lot and fencing. Fencing is complete

and the Dog Park can be used, however, the public should keep in mind there remains items unfinished and crews will continue to work there.

J. Consent Calendar

1. Pay Request from Peterson Contractors, Inc. for the Cedar River Parkway West 2013 project for \$71,154.63.
2. Pay Request from Stanley Consultants, Inc. for the Cedar River Parkway, construction services for \$4,590.00.
3. Pay Request from McClure Engineering Co. for the Waverly Runway 11/29 Rehab Design and Bidding Services for \$4,314.00.
4. Pay Request from Paul Miller Design, Inc. for the Golf Course Architecture Services for \$1,187.50.
5. Pay Request from Woodruff Construction for the Outdoor Pool Renovation Project for \$242,487.50
6. Pay Request to St. John Lutheran Church for property and easement acquisition for the Dry Run Creek Improvements Project for the amount of \$13,420.00.
7. Setting a public hearing to review the Waverly Municipal Airport Runway Reconstruction for April 20, 2015 at 7:00 P.M. in the Ivan "Ike" Ackerman Council Chambers at City Hall.
8. Class C Liquor License for Janesville Tap, LLC. (This is to cater a wedding.)
9. Class B Native Wine permit for the Wild Carrot, LLC.
 - Council and Staff reviewed status of Cedar River Parkway construction.

Moved By: McKenzie Seconded By: Lampe

Consent Calendar is hereby approved.

Yes: 7 No: 0 Absent: 0

K. Regular Business.

1. Resolution 15-70 appointing Wells Fargo Bank, National Association of Minneapolis, to serve as paying agent, bond registrar, and transfer agent, approving the paying agent and bond registrar and transfer agent agreement and authorizing the execution of the agreement
Moved By: McKenzie Seconded By: Lampe
is hereby approved.
Yes: 7 No: 0 Absent: 0
2. That the form of Tax Exemption Certificate be placed on file and approved for the \$1,990,000 Sewer Revenue Bonds, Series 2015A
Moved By: Kangas Seconded By: Reznicek
is hereby approved.
Yes: 7 No: 0 Absent: 0
3. That the form of Continuing Disclosure Certificate be placed on file and approved for the \$1,990,000 Sewer Revenue Bonds, Series 2015A.
Moved By: Reznicek Seconded By: Neuendorf
is hereby approved.
Yes: 7 No: 0 Absent: 0
4. Resolution 15-71, a Resolution authorizing and providing for the issuance and securing the payment of \$1,990,000 Sewer Revenue Bonds, Series 2015A, of the City of Waverly, State of Iowa, under the provisions of the City Code of Iowa, and providing for a method of payment of the bonds

Moved By: Waldstein **Seconded By: Kangas**
is hereby approved.

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

5. First reading of Ordinance 994, an ordinance amending the Zoning Ordinance of Waverly, Iowa, providing for Re-zoning from Residential District (R-1) to Commercial District (C-2) for approximately 1.3 acres of a 24.4 acre property located on the south side of and within the 3000 block of East Bremer Avenue, and to amend the Comprehensive Land Use Plan Map from Church to Commercial of said 1.3 acres and setting April 20, 2015 at 7:00 P.M. in the Ivan “Ike” Ackerman Council Chambers of City Hall as the date, time and place for a public hearing

- Council and Staff reviewed the property owner requested this to go to Council after a 3 – 3 vote at Planning & Zoning Commission, this project would have to comply with the new buffering/screen ordinance requirements since the project had not commenced by the time of passage and that there is no current plan for this property but they would like to market it.

Moved By: Waldstein **Seconded By: Lampe**
is hereby approved.

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

6. Resolution 15-66 approving contract for the sum of \$61,963.53, bonds and certificate of insurance from Skyline Construction of Decorah, Iowa and authorizing Mayor to sign the contract for the AmVets Area Restoration 2015 project

Moved By: Neuendorf **Seconded By: Lampe**
is hereby approved.

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

7. Resolution 15-67 approving a contract for the sum of \$83,430.00, bonds and certificate of insurance from Blacktop Service Co. of Humbolt, Iowa and authorizing Mayor to sign the contract for the 2015 Bituminous Seal Coat Program.

Moved By: Reznicek **Seconded By: Waldstein**
is hereby approved.

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

8. Resolution 15-68 approving a Supplemental Agreement No. 2 with Stanley Consultants for the Cedar River Parkway (West) Improvements to increase the total not-to-exceed cost of the agreement for construction administration services from \$214,600 to \$271,100.

- Council and staff discussed liquidated damages being charged for construction being completed late. The liquidated damages owed by Peterson Construction pays for additional administrative costs the City incurs due to late completion.

Moved By: Waldstein **Seconded By: McKenzie**
is hereby approved.

Yes: 6 **No: 1 (Kangas)** **Absent: 0**

