

Regular Meeting Minutes – May 6, 2019
Ivan “Ike” Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on May 6, 2019 at 7:00 P. M. at City Hall. Mayor Soash presided.

- A. Mayor Soash called the meeting to order.
- B. Roll Call
 - Present: Drenkow, Kangas, McKenzie, Rathe, Sherer, and Waldstein.
 - Absent: Birgen.
- C. Mayor Soash led in the Pledge of Allegiance.
- D. Moved by Waldstein, seconded by Rathe to approve the agenda as presented.
Motion passed. Yes: 6 No: 0 Absent: 1
- E. Moved by Sherer, seconded by Waldstein to approve the April 8, 2019 strategic planning work session minutes and the April 15, 2019 regular meeting minutes.
Motion passed. Yes: 6 No: 0 Absent: 1
- F. Council welcomed Blake Bishop as Guest Councilmember for the month of May.
- G. Public Hearing
 - 1. This was the date, time, and place for a public hearing on Ordinance 1061, an Ordinance amending the Code of Ordinances of the City of Waverly, Iowa, by repealing Chapter 90, thereof entitled Building Code and enacting and adopting a new Chapter 90 in lieu of entitled Building Code.
 - Brian Rogers of Otley, Iowa commented that he is not in favor of the Council adopting the new Chapter 90 in lieu of entitled Building Code.
 - Bremer County Building Official, Zoning Administrator, and Sanitarian Randy McKenzie confirmed that electrical and plumbing licensing is done through the State Board. The International Codes go together with the State Codes. They are cohesive with minor differences. The international codes are easier to reference since there is no need to sift through National Fire Protection Association (NFPA) standards and National Fuel Gas and Liquid Petroleum due to already being referenced in the international codes.
 - **The Public Hearing was then closed.**
 - There was discussion on interpretation of the Iowa State Code Chapter 105 in regards to requirements for cities with populations of more or less than 15,000.Moved by McKenzie, seconded by Kangas to approve the Second Reading of Ordinance 1061, an Ordinance amending the Code of Ordinances of the City of Waverly, Iowa, by repealing Chapter 90, thereof entitled Building Code and enacting and adopting a new Chapter 90 in lieu of entitled Building Code.
Motion passed. Yes: 6 No: 0 Absent: 1
- H. Public Comments on Items Not on the Agenda
 - Michelle Chavez commented on the traffic conditions on Bremer Avenue due to Adams Parkway Bridge being closed and the pedestrian ramps being repaired on Bremer Avenue. Ms. Chavez requested that left turn arrows be utilized downtown.
- I. Consent Calendar
 - 1. Approve the purchase of 7 replacement computers and 1 new tablet from BerganKDV of Waterloo, Iowa for \$17,910.00.
 - 2. Setting the Public Hearing date for May 20, 2019 at 7:00 p.m. in the Council Chambers of City Hall to amend the Fiscal Year 2019 Budget.

3. Pay Request from A & R Land Services, Inc. for the Airport Land Acquisition 2012 for the amount of \$1,280.70.
 4. Pay Request from ATC Group Services LLC for the Airport Land Acquisition 2012 for the amount of \$1,400.00.
 5. Pay Request from WHKS & Co. for the WPC Facility Improvements 2020 -for the amount of \$58,023.97.
 6. Pay Request from VJ Engineering for the Water Main Replacement 2019 for the amount of \$3,173.75.
 7. Pay Request from Stanley Consultants Inc. for the Cedar River Parkway (East) Improvements 2018 for the amount of \$3,224.40.
 8. Pay Request from Pit Pros, Inc. for the Fall 2018 Sludge Hauling and Disposal for the amount of \$21,955.82.
 9. Class C Liquor License for Waterstreet Grill.
 10. Class B Liquor License for Bremer County Fair Association.
 11. Class B Native Wine Permit for Renewed Purpose.
 12. Cash Disbursements for March, 2019.
- Moved by Sherer, seconded by Drenkow to approve the Consent Calendar.
Motion passed. Yes: 6 No: 0 Absent: 1

J. Regular Business.

1. Moved by Waldstein, seconded by Rathe to approve the purchase of 500 65-gallon and 250 35-gallon blue recycling carts from Elliot Equipment of Grimes, Iowa for \$40,437.50.
Motion passed. Yes: 6 No: 0 Absent: 1
2. Moved by Drenkow, seconded by McKenzie to approve the purchase of two Ford F-150 Pickups from Roling Ford of Shell Rock, Iowa for a total bid amount of \$58,576.00 for the Parks and Vegetation Management Divisions.
Motion passed. Yes: 6 No: 0 Absent: 1
3. Moved by Kangas, seconded by McKenzie to approve Resolution 19-82, approving the purchase of golf course instructional equipment from FlightScope of Orlando, Florida for the Golf Pro Department for the not-to-exceed amount of \$10,000.00.
Motion passed. Yes: 6 No: 0 Absent: 1
 - Golf Pro Jordan David gave a presentation demonstrating how the Municipal Golf Course could benefit from the FlightScope instructional equipment. The system will help in determining specific training needs for the golfer. The system simulates a golf swing by using a real golf ball and club and hitting the ball into a net that is 9 yards from golfer. Then, FlightScope software shows the trainer information on their swing data and club data so the golfer can work on their swing. This is pretty cutting-edge equipment and it is believed that it will be an amount of time before it would be obsolete. The device comes with a one-year factory warranty. No other golf course in the area has a system like this. The system can be used indoors or outdoors. Appointments will be necessary since we only have one piece of equipment. Marketing will largely be done through email and Facebook. There will be a fee imposed for those who are using the unit to practice. Challenges will be free. The equipment will be paid for by donated funds for the youth golf.
4. Moved by Rathe, seconded by McKenzie to approve Resolution 19-74, approving the purchase of the Policy and Training Solution from Lexipol of Frisco, Texas

for the Waverly Police Department for the total cost of 11,604.00 less the \$3,000.00 ICAP grant.

Motion passed. Yes: 6 No: 0 Absent: 1

- Police Chief Richard Pursell explained this program would provide a way to access comprehensive policies to limit agency risk and enhance personnel safety. Lexipol will also offer the peace of mind knowing the policies are up-to-date and legally defensible. The software has an added feature that incorporates a policy training component that reinforces the employees understanding of policies and provides documented training acknowledgement. Iowa Communities Assurance Pool (ICAP) released a grant opportunity for law enforcement agencies that wish to implement a policy and training program. This grant is available for the next three fiscal years, from 7/1/2019 to 7/1/2022, at a rate of \$2,000 per year. The Waverly Police Department took advantage of an early adopters grant with ICAP and will receive \$3,000 for the first year. This is not a budgeted item, however, City Administrator James Bronner and the Chief feel like there are enough funds that were not used over the fiscal year to absorb the additional expense. There is no legal consultation provided with the purchase of this software, however, for example, they could be called upon to act as an expert witness. The Bremer County Sheriff's Department will also purchase this software separately from the City.

5. Moved by Drenkow, seconded by Sherer to approve Resolution 19-75, approving to suspend the enforcement of Section 104.7A.4 as it relates to the use of the Rail Trail Bridge by golf carts during the closure of the Adams Parkway Bridge with cart use limited to speeds of 5 mph or less and carts shall yield right of way to pedestrians and bikers at all times.

Motion passed. Yes: 6 No: 0 Absent: 1

- This suspension of the enforcement of the Waverly Municipal Code Section 104.7A.4 will end when the Adams Parkway Bridge is re-opened.

6. Moved by Sherer, seconded by Drenkow to approve Resolution 19-76, approving Task Order No. 3 to the On-Call Agreement for Engineering Services from McClure Engineering Company of Clive, Iowa at the Waverly Municipal Airport for the Airport Runway 29 Extension 2018 project for the total cost of \$159,160.00.

Motion passed. Yes: 6 No: 0 Absent: 1

7. Moved by Drenkow, seconded by Kangas to approve Resolution 19-77, approving the Professional Services Agreement with WHKS & Co. for the Business 218 North HMA Resurfacing 2020 project for the not-to-exceed amount of \$44,424.00.

Motion passed. Yes: 6 No: 0 Absent: 1

- The official roadways that are within the project's limits are: 20th Street NW, 5th Avenue NW and 35th Street NW, from IA 3 to T77. The project corridor is locally identified as Business 218 North from West Bremer Avenue to the City Limits. The Business 218 HMA Resurfacing 2020 project is programmed into the Regional Transportation Authority's Transportation Improvement Program for federal fiscal year 2020. This project involves asphalt resurfacing of Business 218 North from the intersection of West Bremer Avenue north to the City Limits. Additionally, two-foot wide paved shoulders will be added from West Bremer Avenue to 35th Street NW.

- City Engineer/Public Works Director Mike Cherry informed Council that outside engineers are selected by looking at what type of project is needing to be done. For instance, if an engineering firm has specific knowledge and expertise on airports, waste water treatment, bridge work, rail roads, or etc. they would be considered for that area. There is a formal selection process that is performed periodically. There will be fee analysis performed to ensure that the fees being charged are not extreme.
8. Moved by Drenkow, seconded by Rathe to approve Resolution 19-78, approving the Iowa DOT Agreement for Traffic Safety Improvement Program (TSIP) funding for the 4th Street SW Improvements project from near 3rd Avenue SW to near 8th Avenue SW for the not-to-exceed amount of \$300,000 or the actual cost of the TSIP eligible, whichever is the smaller amount.
Motion passed. Yes: 6 No: 0 Absent: 1
9. Moved by Sherer, seconded by McKenzie to approve Resolution 19-79, approving the commencement of a public improvement project for the Waverly 4th Street SW Improvements project and to acquire property and easements for the project.
Motion passed. Yes: 6 No: 0 Absent: 1
- There will be a neighborhood meeting on May 21st to share information and receive comments from the area neighbors. Very little land acquisition will be required for this project. There are construction easements and one larger portion the City will be acquiring an easement for due to the installation of a box culvert. The easements may be limited in scope to replacement of water and sewer services.
10. Moved by Kangas, seconded by Waldstein to approve Resolution 19-80, accepting the Kohlmann Park Poured in Place Safety Surface Improvement project as complete and approving final pay request of \$49,750.00 to Boland Recreation of Marshalltown, Iowa.
Motion passed. Yes: 6 No: 0 Absent: 1
- The park is now open. A lot of people have used it already. Indications from the Commission and Council are to have other parks done with safety surfacing.
11. Moved by Drenkow, seconded by Rathe to approve Resolution 19-81, approving the payment of TIF, Hotel/Motel and Upper Story Façade Improvements rebates to be paid in this fiscal year (2018-19) for the following:
- | | |
|------------------------------------|-------------|
| GMT Corporation | \$23,109.40 |
| Carmi Flavor & Fragrance Co. | \$14,693.89 |
| Waverly Hotel Group, LLC (H/M Tax) | \$64,188.67 |
| Waverly Hotel Group, LLC (TIF) | \$99,145.56 |
| Ann's Liquidation Service, LLC | \$1,989.21 |
| Ann's Liquidation Service, LLC | \$ 433.83 |
| Best Ventures LLC | \$2,315.84 |
| Zachary Beschorner | \$3,958.33 |
| Brian Snyder | \$4,905.54 |
- Motion passed. Yes: 6 No: 0 Absent: 1**
12. Moved by Rathe, seconded by Sherer to approve the Second Reading of Ordinance 1062, an Ordinance amending Section 104.4.01 Fireworks of the

Waverly Municipal Code and Setting May 20, 2019 at 7:00 P.M. in the Council Chambers of City Hall as the date, time, and place for a Public Hearing.

Motion passed. Yes: 4 No: 2 (Kangas, McKenzie) Absent: 1

13. Moved by Kangas, seconded by Waldstein to approve the following Mayoral Appointments:

Kris Glaser reappointed on the Airport Commission for a term ending May 2024.
Jane Wollenzien reappointed on the Airport Commission for a term ending May 2024.

Lori Nelson is replacing Karla Shea on the Board of Adjustments for a term ending May 2020.

Motion passed. Yes: 6 No: 0 Absent: 1

K. Reports from Boards and Commissions

1. Senior Calendar; May 2019; Received into record.

L. Staff Comments

- Leisure Services Director Tab Ray announced that his retirement reception would be held Friday, May 10 from 2:00 to 4:00 p.m. with a program at 2:30 p.m.
- City Engineer/Public Works Director Mike Cherry explained that the I.D.O.T. is having the pedestrian ramps along Bremer Avenue redone due to specifications for ADA requirements not being met. The I.D.O.T. is paying for this.

M. City Council Comments

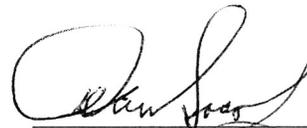
- Staff informed Councilmember McKenzie that the Waverly Municipal Golf Course ad was televised through I.C.A.N.
- Councilmember Kangas wished those with Islamic faith a happy Ramadan and thanked Tab Ray for his 34 years of service.
- Councilmember Rathe announced that the Community Gardens are opening Saturday, May 11 and anyone who would like to volunteer is welcome. The first EMBRACE Diversity festival is also Saturday, May 11 from 10:00 a.m. to 2:00 p.m. There is the largest State Soccer event on Saturday, May 11, and also, that day will be a Historic Preservation celebration at the Waverly Public Library.
- Councilmember Sherer added that the Farmers Market opened Saturday, May 3 and will be there every Saturday in May and will then add Tuesday evenings beginning in June. There was also a pancake breakfast at the Fire Station and Art Walk event at Kohlmann Park.

N. Mayor's Comments

- Mayor Soash reviewed the activities of Saturday, May 3. He commented that it was most likely the busiest Saturday Waverly has seen in quite a while.

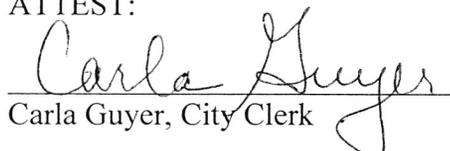
- O. Moved by Waldstein, seconded by Kangas to adjourn the meeting. Motion passed and the Council meeting adjourned at 9:06 P.M.

Yes: 6 No: 0 Absent: 1



Dean Soash, Mayor

ATTEST:



Carla Guyer, City Clerk