

Regular Meeting Minutes – January 4, 2021
Ivan “Ike” Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on January 4, 2021 at 7:00 P. M. at City Hall. Mayor Hoffman presided.

The Governor of Iowa has declared a Public Emergency because of the COVID-19 outbreak. The Mayor has determined that an in-person meeting of the City Council is impossible or impractical without violating the Governor’s mandates.

When an in-person meeting is "impossible or impractical," Iowa Code Section 21.8 permits a governmental body to conduct a meeting by electronic means.

The meeting was conducted by video conference using ZOOM from the Council Chambers. Mayor Adam Hoffman and City Clerk Carla Guyer were in the Council Chambers. The 7 Council members were not in the chambers, but participated via ZOOM conferencing.

Comments for items on the agenda or the Public Hearing could be made by submitting them prior to the meeting to the City Clerk, Mayor or any of the Council members or by calling 319-596-0179 during the meeting.

The video/audio conference of the meeting was broadcasted on the normal public access channels. Staff strived to maintain the quality of the video and audio during that broadcast. Public access was available through this broadcast.

Meeting minutes were kept and included a statement explaining why an in-person meeting was impossible or impractical.

- A. Mayor Hoffman called the meeting to order.
- B. Roll Call
 - Present: Birgen, Drenkow, Glaser, Kangas, Rathe, and Schneider Absent: Beaufore
- C. Mayor Hoffman led the Pledge of Allegiance
- D. Moved by Birgen, seconded by Drenkow to approve the agenda as presented.
Motion passed. Yes: 6 No: 0 Absent: 1
- E. Moved by Drenkow, seconded by Birgen to approve the December 21, 2020 regular meeting minutes.
Motion passed. Yes: 6 No: 0 Absent: 1
- F. Council welcomed Gavin Goeke as the Guest Councilperson for January.
- G. Public Hearing
 - 1. This was the date, time and place for a public hearing for the Public Services Center- North Addition 2021 project Plans, Specifications, Form of Contract, and Estimate Cost.
 - **There were no oral or written public comments.**
 - **The public hearing was then closed.**Moved by Drenkow, seconded by Birgen to approve Resolution 21-01, approving Plans, Specifications, Form of Contract, and Estimate Cost of \$2,133,250.00 for the Public Services Center- North Addition 2021 project.
Motion passed. Yes: 6 No: 0 Absent: 1
 - Staff informed Council that the completion of this project will enable the entire Public Works division (staff and equipment) to be located at one site with the exception of the Water Pollution Control Facility. Staff is pleased with the bids. There was \$2,900,000 budgeted and bids came in at \$1,877,900. Council also noted that the sewage treatment plant will soon be under construction as well. If there are Water, Sewer, and Solid Waste rates increases to be seen, it would not be a result of this project. There may need to be an adjustment later in the year as the sewage treatment plant project nears.
 - 1a. Moved by Rathe, seconded by Kangas to approve Resolution 20-02, awarding Contract for the Public Services Center- North Addition 2021 project to Cresco Building Services of Cresco, Iowa for the bid amount of \$1,877,900.00.
Motion passed. Yes: 6 No: 0 Absent: 1

- The engineering firm, Farnsworth Group, assured staff that Cresco Building Services is a competent, qualified company and have done similar type projects. The bids were very favorable.
2. This was the date, time and place for a public hearing on Ordinance 1086, an Ordinance repealing and replacing Waverly Municipal Code's Chapter 102, Flood Plain Management.
- **There were no oral or written public comments.**
 - **The public hearing was then closed.**
- Moved by Schneider, seconded by Drenkow to approve the Second Reading of Ordinance 1086, an Ordinance repealing and replacing Waverly Municipal Code's Chapter 102, Flood Plain Management.

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

H. Consent Calendar

1. Pay Request from Modern Design, Inc. dba Optometric Architects for the Cedar River Park Youth Ballfields for the amount of \$6,000.00.
2. Pay Request from WHKS & Co. for the Old WPC Dome Demolition 2020 for the amount of \$1,114.98.
3. Pay Request from WHKS & Co. for the WPC Facility Improvements 2020 for the amount of \$28,372.96.
4. Pay Request from WHKS & Co. for the Adams Parkway Bridge- Sanitary Sewer Force Main Inspection & Repair 2020 for the amount of \$1,430.40.
5. Pay Request from McClure Engineering Co. for the Airport Runway 29 Extension 2018 for the amount of \$6,630.00.
6. Pay Request from Tiedt Nursery, Ltd. for the seeding of the Old WPC Dome Demolition Site for the amount of \$2,415.00.
7. Pay Request from Pit Pros, Inc. for the Fall 2020 Sludge Hauling and Disposal for the amount of \$29,233.63.
8. Pay Request from PCW- Petersen Construction & Woodworking for the reinstallation of St. Johns Church's playground equipment from the 4th Street SW Reconstruction project for the amount of \$2,500.00.
9. Pay Request from Snyder & Associates for the Traffic Study 2020 for the amount of \$1,928.50.
10. Class C Liquor License for Waverly Area Veterans Post.
11. Class C Liquor License for Big Ben Pour House.
12. Class C Liquor License for Casa Robles.
13. Class E Liquor License for Casey's General Store #3763.
14. Ownership update for Casey's General Store #3763.
15. Ownership update for Casey's General Store #1649.

Moved by Drenkow, seconded by Schneider to strike item number 12 from the Consent Calendar.

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

Moved by Drenkow, seconded by Birgen to approve Consent Calendar items numbers 1 - 11 and 13 - 15.

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

- When the Water Pollution Control Facility Improvements are complete, the need for sludge hauling will not only still exist, but is likely to double. It currently costs \$.067 per gallon to haul away.

I. Regular Business.

1. Moved by Birgen, seconded by Glaser to approve Resolution 21-03, designating the Bremer County Independent/Waverly Democrat as the official legal newspaper of the City for the year 2021.
Motion passed. Yes: 6 No: 0 Absent: 1
2. Moved by Birgen, seconded by Drenkow to approve Resolution 21-04, approving to memorialize the 3rd Street SE Bridge for a not-to-exceed amount of \$10,000.00.
Motion passed. Yes: 6 No: 0 Absent: 1
 - The not-to-exceed \$10,000 amount is to provide guidance and to communicate to the Historic Preservation Commission what the budget amount is for them to memorialize the bridge. This budget amount would provide signs, plaques, and displays. The Historic Preservation Commission would be expected to fundraise for any additional funding needed. Thank you to Councilmember Drenkow for putting this proposal together. Historic Preservation Commission member Don Meyer voiced that the commission is hopeful of being able to complete all three (3) options of signs, plaque, and either a piece of the bridge or a rock. It would be nice to possibly use a salvaged piece of the bridge or a big rock to mount a plaque on. Historic Preservation Commission Chair Karen Lehmann clarified that the \$10,000 amount would be the expense of the City.
3. Moved by Birgen, seconded by Schneider to approve the Third and Final Reading of Ordinance 1083, creating the Human Equity and Diversity Commission for the City of Waverly.
Motion passed. Yes: 6 No: 0 Absent: 1
 - The appointments of the Commission members and the Council liaison will be made at a time when there are enough applications received and considered for representation on the commission. Allison Banwart-Hales, a member of the Human Equity and Diversity Task Force, expressed how important this commission is for the community. Council thanked the task force for all their work in creating this commission and allowing Council to wordsmith some of the ordinance. Members of the public were encouraged to apply.
4. Moved by Schneider, seconded by Glaser to approve Resolution 21-05, approving a Lease Agreement between the City of Waverly and Lonnie L. Even of \$225 per acre for the easterly 4.57 acres for a total rent of \$1,028.25 for the 2021 rental ground within the City's Airport Safety Zone.
Motion passed. Yes: 6 No: 0 Absent: 1
5. Moved by Drenkow, seconded by Birgen to approve Resolution 21-06, approving Change Order No. 4 in the amount of an increase of \$21,121.10 and Pay Application No. 11 in the amount of \$26,307.47 for the 4th Street SW (IA 116) & 10th Street SW Improvements 2020 project to Wicks Construction, Inc. of Decorah, Iowa.
Motion passed. Yes: 6 No: 0 Absent: 1
6. Moved by Glaser, seconded by Kangas to approve Resolution 21-07, approving Change Order No. 1 in the amount of a \$50,605.92 decrease, accepting the Airport Runway 29 Extension 2018 project as complete, approving pre-final Pay Application No. 6 in the amount of \$55,851.52, and approving Pay Application No. 7 in the amount of \$63,302.83 as the final pay request to JB Holland Construction, Inc. of Decorah, Iowa.
Motion passed. Yes: 6 No: 0 Absent: 1
7. Moved Drenkow, seconded by Birgen to approve the Second Reading of Ordinance 1084, vacating right of way of 20th Street SW located within Parcel H according to Plat of Survey recorded as Doc. No. 20021492, Bremer County records, and North of a point 300 feet North of the Southeast corner of Parcel H and creating Appendix F, Street and Alley Right of Way Vacations, in the Waverly Municipal Code.

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

• This is a strip of land that the formerly known as the Red Fox building is built on top of.

7a. Moved by Kangas, seconded by Schneider to approve to suspend the rules and move directly to the Third and Final Reading.

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

7b. Moved by Drenkow, seconded by Birgen to approve the Third and Final Reading of Ordinance 1084, vacating right of way of 20th Street SW located within Parcel H according to Plat of Survey recorded as Doc. No. 20021492, Bremer County records, and North of a point 300 feet North of the Southeast corner of Parcel H and creating Appendix F, Street and Alley Right of Way Vacations, in the Waverly Municipal Code.

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

8. Moved by Rathe, seconded by Glaser to revisit and affirm Resolution 19-183, approving the continuation of the Ball Diamond Task Force.

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

• Council thanked the members that are involved with the private fundraising for this project. They are doing a great job of getting the community involved with this project.

9. Moved by Glaser, seconded by Birgen to approve to Resolution 20-126, a Resolution requiring face masks be worn by any member of the public while being an occupant of a public building.

Motion passed. Yes: 5 No: 1 (Schneider) Absent: 1

• Councilmember Schneider expressed that he would like to see the elimination of the mandate to wear masks and would like to have it replaced so it is in compliance with CDC requirements including who should not wear a mask. Staff confirmed that this resolution is only for municipal owned buildings.

10. Moved by Birgen, seconded by Glaser to approve the following Mayoral Appointments: Richard Pursell is reappointed to Bremer County E-911 Service Board for a term ending January 2022.

Angie Hubbard is replacing Sharon Abram on the Golf Course Commission for a term expiring January 2024.

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

11. Moved by Birgen, seconded by Schneider to approve the appointment of Tim Kangas as Mayor Pro-Tem.

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

12. Moved by Kangas, seconded by Birgen to approve the Council Liaisons to the Commissions as listed in the published agenda:

Commission or Board	Council 2021
CABLE TELECOMMUNICATIONS COMMISSION	Rod Drenkow
MUNICIPAL HOUSING COMMISSION	Rod Drenkow
ECONOMIC DEVELOPMENT COMMISSION	Matt Schneider
WAVERLY SENIOR CENTER	Ann Rathe
ELECTRIC UTILITY BOARD OF TRUSTEES	Matt Schneider
PUBLIC SAFETY BOARD- <i>voting Member</i>	Heather Beaufore and Rod Drenkow
VETERANS TRIBUTE	Heather Beaufore
WAVERLY HERITAGE DAYS	Ann Rathe

WAVERLY MUNICIPAL BAND	Tim Kangas
WAVERLY PUBLIC LIBRARY	Brian Birgen
BOARD	
AIRPORT COMMISSION	Kris Glaser
HISTORIC PRESERVATION	Brian Birgen
COMMISSION	
GOLF COURSE COMMISSION	Kris Glaser
LEISURE SERVICES COMMISSION	Brian Birgen
PLANNING AND ZONING	Tim Kangas
COMMISSION	
ZONING BOARD OF ADJUSTMENTS	Tim Kangas
BALL DIAMOND TASK FORCE	Ann Rathe and Matt Schneider
HUMAN EQUITY AND DIVERSITY	

Moved by Kangas, seconded by Birgen to amend the published list by adding the Waverly Chamber of Commerce to the list and include Kris Glaser as the Council Liaison.

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

The original motion, as amended, was then voted on.

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

- The Human Equity and Diversity Council Liaison will be appointed the same date as the commission members. The Waverly Chamber of Commerce was an oversight and should have been listed on the agenda.

J. Reports from Boards and Commissions

1. Leisure Services Commission Minutes; November 19, 2020; Received into record.

K. Staff Updates

- There were none.

L. City Council Comments

- Councilmember Schneider mentioned the restriping of Bremer Avenue from a 3-lane to a 4-lane.
- Guest Councilmember Gavin Goeke thanked Council once again for the opportunity to

Participate.

M. Mayor's Comments

- Mayor Hoffman commented that he appreciated the snow removal efforts last week from those people that cleared driveways and sidewalks and also appreciated the City staff's efforts.

N. Moved by Kangas, seconded by Birgen to adjourn the meeting. Motion passed and the Council meeting adjourned at 7:57 P.M. **Yes: 6 No: 0 Absent: 1**



Adam P. Hoffman, Mayor

ATTEST:



Carla Guyer, City Clerk