

Regular Meeting Minutes – November 6, 2017
Ivan “Ike” Ackerman Council Chambers

A Regular Meeting of the Waverly City Council was held on November 6, 2017 at 7:00 P. M. at City Hall. Mayor Infelt presided and the following Council Members were present: Kangas, Lampe, McKenzie, Reznicek, and Sherer. Absent: Gade, Waldstein (McKenzie arrived at 7:04 p.m.)

Before Mayor Infelt called the meeting to order, he encouraged eligible citizens to vote in the municipal election and reviewed/verified polling places.

- A. Mayor Infelt called the meeting to order.
- B. Mayor Infelt led the Pledge of Allegiance.
- C. Pastor Arthur Bergren of St. Paul’s Lutheran Church led in prayer.
- D. Moved by Kangas, seconded by Sherer to approve the agenda as presented.
Motion passed. Yes: 4 No: 1 (Reznicek) Absent: 2
 - There was discussion on procedures of when a Councilmember can add an agenda item to an agenda.
- E. Moved by Sherer, seconded by McKenzie to approve the October 16, 2017 regular meeting minutes and the October 23 2017 study session minutes as presented.
Motion passed. Yes: 5 No: 0 Absent: 2
- F. Council welcomed Jim Erickson as Guest Council person for November.
- G. Public Comments on Items Not on the Agenda
 - Justin Scott, Founder and Director of Eastern Iowa Atheist, expressed concern and disappointment for the process in which prayer is delivered at the City Council meetings.
 - Pete Lampe voiced that council members should attend utility board meetings.
 - Councilmember David Reznicek who spoke as a citizen expressed that he feels there should be more transparency from the electric utility. Mr. Reznicek spoke regarding the utility board of trustees meeting times, transparency, and that inclusiveness is seemingly blocked.
 - Doug Mraz also commented on Waverly Utilities rates and that he would welcome more transparency. Mr. Mraz added that he has attended board meetings and has had conversations with Darrel Wenzel and Curt Atkins.
- H. Consent Calendar Pay Request from Feldman Concrete for the Citywide Concrete Sidewalk Repairs- 2017 for \$43,736.00.
 1. Pay Request from McClure Engineering Co. for the 20th Street NW Reconstruction 2018 for \$48,130.00.
 2. Pay Request from Stanley Consultants, Inc. for the Cedar River Parkway (East) for \$131,971.59.
 3. Special Class C Liquor License for Wartburg College.
 4. Class E Liquor License for Fareway Stores, Inc. #561.
 5. Class C Liquor License for Pokey’s Speakeasy.**Motion passed. Yes: 5 No: 0 Absent: 2**
- I. Regular Business.
 1. Leisure Services Commission Update
 - Leisure Services Commissioner Joel Johnson reviewed that the Leisure Services Commission meets on the third Thursday of each month at 7:00 p.m. in the Council Chambers. The Leisure Services Commission oversees the parks, cemetery, pool, civic center, and the pedestrian trails. Some of the accomplishments that have been achieved

in the past 12 months include: trail vegetation cleaning, purchase of a new skid steer, replacement of one-ton dump truck, renovation of pool slides, Civic Center's roof replacement, tree planting project/hazard tree removals/Bur Oak at Civic Center was taken down, and Integrated Roadside Vegetation Management / Living Roadway Trust Fund grant received and used on a throttle limiter. Some of the challenges that face the commission include: mowing schedules getting longer every year / adding vegetation management; what will happen with the fairgrounds and Memorial Park?; Kids Kingdom – ADA capabilities and structure integrity; Swimming Pool turned 50 years old this year which presents more maintenance issues; removal and replacement of Ash Trees due to the Emerald Ash Borer; and finding enough quality seasonal staff. Looking ahead to the future, the commission is looking at the implementation of vegetation management, South Riverside Park Redevelopment, Cemetery Road Project, HD Cameras for the Council Chambers, and the Park and Open Space Plan Update.

- An idea was raised as to whether any of the local service group(s) would make financial goals/fund raising towards completing the Kids Kingdom improvements.

2. Moved by Kangas, seconded by Sherer to approve the Fiscal Year 2017 State Urban Renewal Report.

Motion passed. Yes: 5 No: 0 Absent: 2

3. Review the scope of work and cost estimate for improvements only associated with railroad crossings at 5th Avenue NW and 20th Street NW.

- Mary French, Chairperson for Eisenach Village Residents Association, commented that it is imperative that the railroad crossing be improved upon, and the proposed project is a step in the right direction.

- The 20th Street NW Reconstruction project includes the progression of 30% preliminary engineering plans for costing, scoping and right-of-way acquisition. The limits of impact anticipate full-depth reconstruction and transition from a rural to urban roadway corridor of approximately 7,930 feet of 20th Street NW from 5th Avenue NW to 205th Street. This project also includes preliminary engineering for the reconstruction of approximately 350 feet of the railroad crossing approaches on 5th Avenue NW. The project cost estimate for the Phase 1 reconstruction of 20th Street NW and the reconstruction of the railroad crossing approaches on 5th Avenue NW exceeds the City's capital improvement program by \$1.66 million. A partial Phase 1 project to complete work associated with the railroad crossing improvements along 20th Street NW and 5th Avenue NW has a cost estimate of \$1.52 million which is below the \$1.56 million capital improvement program budget. The gates are far enough apart that the railroad will have two sets of crossing gates to accommodate the wide crossing. Only the crossing gate that is being used will be activated. For instance, if a train is coming down the main line, only the main line crossing gates will close not the gates for the spur line. Likewise, if there are rail cars being delivered to Nestle, only the spur line gates will close. The grade of the street was also discussed.

4. Moved by Sherer, seconded by Lampe to approve Resolution 17-131, A Resolution Accepting the public improvements of infrastructure for Highpoint Second Addition for the payment of \$40,000 to Waverly Real Estate, LLC of Waverly, Iowa for the installation of sanitary sewer and street with the remaining \$6,000 balance to be paid upon satisfactory completion of the realignment of the east driveway into the cemetery.

Motion passed. Yes: 5 No: 0 Absent: 2

- Issues of surface water drainage have been addressed. There are three homes under construction with 11 additional lots available to develop. As additional homes are built throughout the city, drainage will be an ongoing challenge for city staff to discuss with developers so they are taking measures to prevent erosion not just managing runoff. There is storm water management for the development on 2nd Avenue NE as well.

5. Moved by Kangas, seconded by Sherer to approve the Third and Final Reading of Ordinance 1027, an Ordinance Amending Chapter 100, Section 100.17 PD- Planned Development District, providing for replacement of Planned Development language with new Planned Development District language.

Motion passed. Yes: 5 No: 0 Absent: 2

6. Moved by Sherer, seconded by Lampe to approve the First Reading of Ordinance 1028, an Ordinance Adopting the “City Code of the City of Waverly, Iowa” and Setting November 20, 2017 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: 5 No: 0 Absent: 2

J. Reports from Boards and Commissions

1. City of Waverly State Annual Financial Report; FY 2017; Received into record.
2. Planning and Zoning Commission Minutes; June 1, 2017; Received into record.
3. Planning and Zoning Commission Minutes; July 13, 2017; Received into record.
4. Golf Commission Minutes; October 10, 2017; Received into record.

K. Staff Comments

- Leisure Services Director Tab Ray announced that the 10th Annual Candlelight Rail Trail event will happen Saturday, November 14, 2017, beginning at 5:00 p.m.

L. City Council Comments

- Councilmember Lampe commented on the transparency of Waverly Utilities.
- Councilmember Reznicek also commented on the transparency of Waverly Utilities.
- Councilmember Kangas added to the comments on the transparency of Waverly Utilities. Mr. Kangas also noted that visitors and speakers should be treated with respect.
- Staff informed Councilmember Sherer that all roads have a cross slope of 2% from the center line to the gutter which is about 5 inches.
- Councilmember McKenzie urged citizens to take the time to get out and vote.

M. Mayor’s Comments

- Mayor Infelt also commented on the transparency of Waverly Utilities. He also commented on the Waverly-Shell Rock Volleyball team competing at State tournaments.

- N. Moved by Kangas, seconded by Lampe to adjourn. Motion passed and Council meeting adjourned at 8:19 P.M. **Yes: 5 No: 0 Absent: 2**