

June 27, 2016

The Council of the City of Waterloo, Iowa, met in Regular Session at Harold E. Getty Council Chambers, Waterloo, Iowa, at 5:30 p.m., on Monday, June 27, 2016. Mayor Quentin Hart in the Chair. Roll Call: Jacobs, Morrissey, Lind, Amos, Schmitt, and Welper.

Prayer or Moment of Silence.

Pledge of Allegiance: Mayor Quentin Hart.

146241 - Welper/Schmitt

that the Agenda, as amended, by adding Cigarette/Tobacco Permit Renewal Applications of BJ's Sports Bar & Billiards, 110 Ida St, Romantix Adult Emporium, 1507 N. Laporte Road, and The Broken Record, 315 W. 4<sup>th</sup> St to item 1.B.3., and by striking the motion to receive and file and instruct the City Clerk to read bids and refer to Community Planning and Development Director for review from Item 2, for the Regular Session on Monday, June 27, 2016, by considering item 1A7 separately, at 5:30 p.m., be accepted and approved. Voice vote-Ayes: Six. Motion carried.

146242 - Welper/Schmitt

that the Minutes, as proposed, for the Regular Session on Monday, June 20, 2016, at 5:30 p.m., be accepted and approved. Voice vote-Ayes: Six. Motion carried.

CONSENT AGENDA

146243 - Welper/Schmitt

that the following items on the consent agenda be received, placed on file and approved:

a. Resolutions to approve the following:

1. Resolution approving Finance Committee Invoice Summary Report, dated June 27, 2016, in the amount of \$4,241,904.14 a copy of which is on file in the City Clerk's office, together with recommendation of approval of the Finance Committee.

Resolution adopted and upon approval by Mayor assigned No. 2016-502.

2. Resolution setting date of public hearing as July 18, 2016 and date of bid opening as July 14, 2016 for the FY17 Seal Coat Program, and instruct City Clerk to publish notice of bid document and specifications.

Resolution adopted and upon approval by Mayor assigned No. 2016-503.

3. Resolution approving request from Beverly Frost for a waiver for a concrete driveway to be located at 803 Wisconsin Street and authorizing the construction of a concrete driveway and placing a driveway or sidewalk on City right of way on an unimproved street.

Resolution adopted and upon approval by Mayor assigned No. 2016-504.

4. Resolution approving request from John Hoppes for a waiver for a concrete driveway located at 145 Lichty Blvd with the elimination of the sidewalk section due to the inability to meet grade requirements.

Resolution adopted and upon approval by Mayor assigned No. 2016-505.

5. Resolution approving request from Aleksandria Rus for a waiver for a concrete driveway located at 620 Cedar Bend Street with the elimination of the sidewalk section due to the inability to meet grade requirements.

Resolution adopted and upon approval by Mayor assigned No. 2016-506.

6. Resolution approving request from Valda Henderson for a waiver for a concrete driveway located at 749 Willow Street with the elimination of the sidewalk section due to the inability to meet grade requirements.

Resolution adopted and upon approval by Mayor assigned No. 2016-507.

b. Motion to approve the following:

1.

Travel Requests
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	Name & Title of Personnel	Class/Meeting	Destination	Date(s)	Amount not to Exceed
a.	Brian Rath, Treatment Operations Supervisor	2016 Annual Wastewater Conference	Cedar Rapids, IA	July 25- 26, 2016	\$135.00

2.	Approved Beer, Liquor, and Wine Applications				
	Name & Address of Business	Class	New or Renewal	Expiration Date	Includes Sunday
a.	Kwik Stop 3, 1104 Washington Street	B Wine / C Beer / E Liquor	Renewal	07/14/2017	X
b.	Lighthouse Lounge, 1307 W. 5 <sup>th</sup> Street	C Liquor	Renewal	06/28/2017	X

3. Cigarette/Tobacco Permit Renewal Applications:

B&B EAST	1615 BISHOP AVE
BAMBOO RIDGE CAMPGROUND	4550 HESS RD
BJ'S SPORTS BAR & BILLIARDS	110 IDA ST
BROADWAY LIQUOR	821 BROADWAY ST
CASEY'S 218 PUB	4014 UNIVERSITY AVE
CASEY'S GENERAL STORE #2427	3035 LOGAN AVE
CASEY'S GENERAL STORE #2866	51 E. TOWER PARK DR
CASEY'S GENERAL STORE #2867	2424 RANCHERO RD
CASEY'S GENERAL STORE #2879	3260 UNIVERSITY AVE
CASEY'S GENERAL STORE #2880	1604 LA PORTE RD
CORK'S GROCERY	1956 LAFAYETTE ST
CROSSROADS BP	2035 E. MITCHELL AVE
DOLLAR GENERAL STORE #10073	3815 UNIVERSITY AVE
DOLLAR GENERAL STORE #4698	2935 LOGAN AVE
DOLLAR GENERAL STORE #7136	66 E. TOWER PARK DR
DOLLAR GENERAL STORE #7162	820 W 5TH ST
EDO'S SPORTS BAR	110 E 11TH ST
EXPRESS FOODS	200 BROADWAY ST
FAMILY DOLLAR #10944	2206 KIMBALL AVE
FAMILY DOLLAR #1424	1120 FRANKLIN ST
FAMILY DOLLAR #5600	611 BROADWAY ST
FAREWAY #951	40 W. SAN MARNAN DR
HOMETOWN FOODS	1010 E. MITCHELL AVE
HY-VEE CONVENIENCE STORE #4	3700 UNIVERSITY AVE
HY-VEE FOOD STORE #1	2834 ANSBOROUGH AVE
HY-VEE FOOD STORE #2	2181 LOGAN AVE
HY-VEE FOOD STORE #3	1422 FLAMMANG DR
HY-VEE FOOD STORE #4	4000 UNIVERSITY AVE
HY-VEE GAS #2	2221 LOGAN AVE
HY-VEE GAS #3	1512 FLAMMANG DR
HY-VEE WINE & SPIRITS #1	2126 KIMBALL AVE
INDEPENDENCE LIQUOR & FOOD	1761 INDEPENDENCE AVE
JIM LIND SERVICE	230 E. RIDGEWAY AVE
JIM'S FOOD	437 SULLIVAN AVE
JOHN'S TOBACCO OUTLET	1848 W. AIRLINE HWY
KARMA BAR	309 W 4TH ST
KING STAR	127 JEFFERSON ST
K-MART #4158	3810 UNIVERSITY AVE
KUM & GO #211	1976 FRANKLIN ST
KUM & GO #212	117 E. SAN MARNAN DR
KWIK STAR #229	1717 E. SAN MARNAN DR
KWIK STAR #380	506 W 9TH ST
KWIK STAR #715	1636 W 4TH ST
KWIK STAR #722	1214 FRANKLIN ST
KWIK STAR #723	707 BROADWAY ST

KWIK STAR #724	1105 CEDAR BEND DR
KWIK STAR #732	324 FLETCHER AVE
KWIK STOP #3	1104 WASHINGTON ST
KWIK STOP #4	515 BROADWAY ST
LIQUOR AND TOBACCO OUTLET	2844 UNIVERSITY AVE
LOCKER ROOM LOUNGE	1918 HAWTHORNE AVE
LOGAN CONVENIENCE STORE	735 LOGAN AVE
METRO MART #1	3201 W 4TH ST
METRO MART #4	2332 FALLS AVE
NATIONAL CIGAR STORE	617 SYCAMORE ST
NEIGHBORHOOD MART	2100 LAFAYETTE ST
NEW STAR	315 FLETCHER AVE
NEW STAR ANSBOROUGH	1459 ANSBOROUGH AVE
NEW STAR LIQUOR	1625 W 4TH ST
NEW STAR LIQUOR	1309 LAFAYETTE ST
PRIME MART #1	3535 MARIGOLD DR
PRIME MART #3	1008 LA PORTE RD
PRIME MART #5	508 BROADWAY ST
RAY'S SUPERMARKET	1975 FRANKLIN ST
ROMANTIX ADULT EMPORIUM	1507 N. LAPORTE RD
S.A.C.'S NEIGHBORHOOD PUB	2000 HAWTHORNE AVE
SAM'S CLUB #6514	210 E. TOWER PARK DR
SPEEDY MART	926 LINN ST
SPENCER GIFTS	2060 CROSSROADS CENTER
SYCAMORE CONVENIENCE	619 SYCAMORE ST
THE BROKEN RECORD	315 W. 4 <sup>TH</sup> ST
THE ISLE CASINO	777 ISLE OF CAPRI BLVD
TOBACCO OUTLET PLUS #500	1803 LAPORTE RD
VIBE CAFÉ LOUNGE	726-728 LOGAN AVE
VIDCYCLE	1205 E. SAN MARNAN DR
VVS, INC	501 N. ELK RUN RD
WALGREENS #10855	1850 LOGAN AVE
WALGREENS #3590	3910 UNIVERSITY AVE
WALGREENS #7455	111 W. RIDGEWAY AVE
WAL-MART #1496	1334 FLAMMANG DR
WEST SIDE LIQUOR	919 W 5TH ST
WISHBONE	201 W 18TH ST
SMITTY'S BAR	709 JEFFERSON ST

4. Bond.

Mr. Lind asked if the amount being sent to UNI for strategic planning is part of what council had previously approved.

Mayor Hart affirmed that it is.

Roll call vote-Ayes: Six. Motion carried.

146244 - Welper/Schmitt  
(Item 1.A.7.) That, “Resolution authorizing the funds transfer outlined below to comply with state law”, be adopted. Roll call vote-Ayes: Six. Motion carried.

TO	FROM	AMOUNT	PURPOSE
General Fund	Trust & Agency Fund	\$6,314,327.00	Employee benefits
General Fund	Trust & Agency Fund	\$623,318.10	Emergency levy
Debt Service Fund	General Fund	\$49,478.00	Five Sullivan Brothers Convention Center debt retirement

Tax Increment Financing Fund	Debt Service Fund	\$2,615,600.67	TIF share of General Obligation principal and Interest
Debt Service Fund	Sewer Fund	\$3,337,285.09	Sewer share of General Obligation principal and interest
Sewer Fund	Debt Service Fund	\$527,285.79	Sewer portion of General Obligation bonds refunded in June 2016
General Fund	Tax Increment Financing Fund	\$40,000.00	Reimburse General Fund for services provided by Main Street
General Fund	Tax Increment Financing Fund	\$50,000.00	Reimburse General Fund for administrative expenses provided for TIF projects
General Fund	Tax Increment Financing Fund	\$49,000.00	Reimburse General Fund for services provided by the Greater Cedar Valley Alliance and UNI
Capital Projects Fund	Tax Increment Financing Fund	\$734,031.74	San Marnan property acquisitions
Capital Projects Fund	Tax Increment Financing Fund	\$750,000.00	San Marnan economic development grants
Capital Projects Fund	Tax Increment Financing Fund	\$3,700.00	San Marnan appraisal and grant writing services
Capital Projects Fund	Tax Increment Financing Fund	\$27,895.59	San Marnan site certification services
Capital Projects Fund	Tax Increment Financing Fund	\$33,786.00	San Marnan Fisher Drive sanitary sewer extension
Capital Projects Fund	Tax Increment Financing fund	\$1,299,097.00	NE site property acquisitions
Capital Projects Fund	Tax Increment Financing Fund	\$685,080.83	NE Site sanitary sewer extension
Capital Projects Fund	Tax Increment Financing Fund	\$895,339.50	Martin Road economic development grants
Capital Projects Fund	Tax Increment Financing Fund	\$648,751.81	MidPort economic development grants
Capital Projects	Tax Increment	\$38,440.00	MidPort sanitary sewer extension

Fund	Financing Fund		
Capital Projects Fund	Tax Increment Financing Fund	\$45,518.31	MidPort Blvd. Extension Phase III
Capital Projects Fund	Tax Increment Financing Fund	\$455,174.00	MidPort property acquisitions
Capital Projects Fund	Tax Increment Financing Fund	\$10,030.64	MidPort/Logan merger services
Capital Projects Fund	Tax Increment Financing Fund	\$1,669.03	MidPort FAA property release request
Capital Projects Fund	Tax Increment Financing Fund	\$2,789.34	MidPort grant-writing services

Resolution adopted and upon approval by Mayor assigned No. 2016-508.

Mr. Lind requested an explanation of the fund transfers.

Michelle Weidner, Chief Financial Officer, provided an explanation of the fund transfers.

PUBLIC HEARINGS

146245 - Schmitt/Morrissey

that proof of publication of notice of public hearing on request to vacate sell and convey certain tracts of land formerly portions of West San Marnan Drive right-of-way, as published in the Waterloo Courier on June 10, 2016, be received and placed on file. Voice vote-Ayes: Six. Motion carried.

This being the time and place of public hearing, the Mayor called for written and oral objections and there were none.

146246 - Schmitt/Morrissey

that the hearing be closed and oral and written comments be received and placed and recommendations of approval of Planning, Programming and Zoning Commission on file. Voice vote-Ayes: Six. Motion carried.

146247 - Schmitt/Morrissey

that "an Ordinance approving a request to vacate certain tracts of land formerly portions of West San Marnan Drive right-of-way", be received, placed on file, considered and passed for the first time. Roll call vote-Ayes: Six. Motion carried.

146248 - Schmitt/Morrissey

that rules requiring ordinances to be considered and voted for passage at two prior meetings be suspended. Roll call vote-Ayes: Five. Nays: One (Lind). Motion failed.

146249 - Morrissey/Schmitt

that proof of publication of notice of public hearing on adoption of the FY 2017-2021 Capital Improvements Program for the City of Waterloo, as published in the Waterloo Courier on June 17, 2016, be received and placed on file. Voice vote-Ayes: Six. Motion carried.

This being the time and place of public hearing, the Mayor called for written and oral objections and there were none.

146250 - Morrissey/Welper

that the hearing be closed and oral and written comments be received and placed on file. Voice vote-Ayes: Six. Motion carried.

146251 - Morrissey/Welper

that "Resolution adopting the FY 2017-2021 Capital Improvements Program", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Mr. Lind questioned if council and public could be included in the CIP process next year.

Noel Anderson, Community Planning and Development Director, said that the process will be changed next year.

Resolution adopted and upon approval by Mayor assigned No. 2016-509.

146252 - Welper/Morrissey

that proof of publication of notice of public hearing on the FY 2016 Lower Plaza Fencing Project, as published in the Waterloo Courier on June 10, 2016, be received and placed on file. Voice vote-Ayes: Six. Motion carried.

This being the time and place of public hearing, the Mayor called for written and oral objections and there were none.

146253 - Welper/Morrissey

that the hearing be closed and oral and written comments be received and placed on file. Voice vote-Ayes: Six. Motion carried.

146254 - Welper/Morrissey

that "Resolution confirming approval of specifications, bid documents, form of contract, etc. in conjunction with the FY 2016 Lower Plaza Fencing Project", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-510.

146255 - Welper/Morrissey

that "Resolution authorizing to proceed in conjunction with the FY 2016 Lower Plaza Fencing Project", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-511.

146256 - Welper/Morrissey

Motion to receive and file and instruct City Clerk to read bids and refer to Leisure Services for review.

Bidder	Bid Security	Bid Amount
Peterson Contractors Inc. Reinbeck, IA	5%	\$39,461.40
Youngblut Contracting Inc. Washburn, IA	5%	\$42,075.42
Chyma's Machine and Welding Shop, Inc. Toledo, IA	5%	\$28,384.26
Peters Construction Corp. Waterloo, IA	5%	\$36,663.23

Voice vote-Ayes: Six. Motion carried.

146257 - Amos/Schmitt

that proof of publication of notice of public hearing on the Hawkeye Lift Station Wet Well Rehabilitation Project, Contract No. 911, be received and placed on file. Voice vote-Ayes: Six. Motion carried.

This being the time and place of public hearing, the Mayor called for written and oral objections and there were none.

146258 - Amos/Schmitt

that the hearing be closed and oral and written comments be received and placed on file. Voice vote-Ayes: Six. Motion carried.

146259 - Amos/Schmitt

that "Resolution confirming approval of plans, specifications, form of contract, etc. in conjunction with the Hawkeye Lift Station Wet Well Rehabilitation Project, Contract No. 911", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-512.

146260 - Amos/Schmitt

that "Resolution authorizing to proceed in conjunction with the Hawkeye Lift Station Wet Well Rehabilitation Project, Contract No. 911", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-513.

146261 - Amos/Schmitt

Motion to receive and file and instruct City Clerk to read bids and refer to City Waste Management Department for review.

Bidder	Bid Security	Bid Amount
WRH, Inc. Amana, IA	5%	\$ 144,830.00
Abolt, Inc. Ft. Madison, IA	5%	\$ 93,346.00
Ricklefs Excavating Ltd. Anamosa, IA	5%	\$ 120,200.00

Voice vote-Ayes: Six. Motion carried.

146262 - Lind/Schmitt

that proof of publication of notice of public hearing on the FY-2016 Rehabilitate and Remark Airfield Pavements, Federal Aviation Administration, Airport Improvement Program, 3-19-0095-0045, Contract No: 912, as published in the Waterloo Courier on June 10, 2016, be received and placed on file. Voice vote-Ayes: Six. Motion carried.

This being the time and place of public hearing, the Mayor called for written and oral objections and there were none.

146263 - Lind/Amos

that the hearing be closed and oral and written comments be received and placed on file. Voice vote-Ayes: Six. Motion carried.

146264 - Lind/Amos

that "Resolution confirming approval of specifications, bid documents, form of contract, etc. in conjunction with the FY-2016 Rehabilitate and Remark Airfield Pavements, Federal Aviation Administration, Airport Improvement Program, 3-19-0095-0045, Contract No: 912", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-514.

146265 - Lind/Schmitt

that "Resolution authorizing to proceed in conjunction with the FY-2016 Rehabilitate and Remark Airfield Pavements, Federal Aviation Administration, Airport Improvement Program, 3-19-0095-0045, Contract No: 912", be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-515.

146266 - Lind/Schmitt

Motion to receive and file and instruct City Clerk to read bids and refer to Airport Director for review.

Bidder	Bid Amount
Concrete Foundations, Inc. New Hampton, IA	Base: \$1,871,374.10
	Alt 1: \$54,085.00
	Alt 2: \$66,625.00
Cedar Valley Corp, LLC Waterloo, IA	Base: \$2,053,137.00
	Alt 1: \$54,085.00
	Alt 2: \$66,625.00
K. Cunningham Construction Co., Cedar Falls, IA	Base: \$2,582,750.20
	Alt 1: \$129,240.00
	Alt 2: \$164,580.00

Voice vote-Ayes: Six. Motion carried.

RESOLUTIONS

146267 - Morrissey/Welper

that "Resolution approving final payment to Modern Builders, Inc., in the amount of \$18,910.00, and accepting project completion in conjunction with the Waterloo Regional Airport, Rehabilitate T-Hangar Row A - Roofing and Siding Improvement Project, IDOT Office of Aviation Project No: 9I130ALO200 Contract No: 14132", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-516.

146268 - Morrissey/Welper

that "Resolution supporting the application by Black Hawk Contracting & Development Co. for the Iowa Workforce Housing Tax Incentives Program to construct four new single family homes in Waterloo, located on Madison Street, Lafayette Street and Newton Street", be adopted. Roll call vote-Ayes: Six. Motion carried.

Mr. Schmitt requested a time table for the item.

Noel Anderson explained that the project has a two year time frame.

Resolution adopted and upon approval by Mayor assigned No. 2016-517.

146269 - Morrissey/Welper

that "Resolution approving Professional Service Agreement with Shive-Hattery, Inc. of Cedar Rapids, Iowa, in the amount not to exceed \$18,000.00 for Traffic/Transportation Engineering, Surveying, Design, and Drafting for the installation of traffic signals at the intersection of Dubuque Road and Osage Avenue", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-518.

146270 - Schmitt/Amos

that "Resolution approving the request by Iowa Heartland Habitat for Humanity for the 14-lot preliminary plat of Irving Square Addition, located at the former Irving Elementary School at the corner of Hawthorne Avenue and W 6th Street", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-519.

146271 - Schmitt/Amos

that "Resolution affirming the decision by the Airport Board of Waterloo Regional Airport for the approval of an Eight (8) Year Fixed Base Operator (FBO)



Agreement between the City of Waterloo and Livingston Aviation, Inc. for the term July 1, 2016 and ending June 30, 2024", be adopted. Roll call vote-Ayes: Six. Motion carried.

Mr. Lind complemented the director of Aviation and Hugh Field for coming up with a lease that benefits the City of Waterloo.

Resolution adopted and upon approval by Mayor assigned No. 2016-520.

146272 - Morrissey/Welper

that "Resolution affirming the decision by the Airport Board of Waterloo Regional Airport for an increase in rates and fees between the City of Waterloo, Iowa, and the General Services Administration for office and storage space occupied by the Department of Homeland Security and the Transportation Security Administration for personnel assigned to the Waterloo Regional Airport, for a five (5) year term, with 2-Years Firm, of an agreement effective November 1, 2016 thru October 31, 2021", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-521.

146273 - Morrissey/Welper

that "Resolution approving contract with the Cedar Valley Jaycees for the 83rd Annual Greater Cedar Valley Jaycees Waterloo Open Golf Classic, with a rental payment to the City in the amount of \$3,000.00, and authorize Mayor and City Clerk to execute said documents", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-522.

146274 - Morrissey/Welper

that "Resolution affirming the decision by the Airport Board of Waterloo Regional Airport for an increase in rates and fees between the City of Waterloo, Iowa, and American Airlines for an increase in landing fee rates for aircraft, and an increase in terminal lease space occupied by airline personnel", be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-523.

146275 - Lind/Schmitt

that "Resolution approving FY2017 changes in fees from the Cedar Bend Humane Society for Animal Control Services", be adopted. Roll call vote-Ayes: Five. Nays: One (Morrissey). Motion carried.

Mr. Morrissey requested an explanation of the proposed changes.

Sandie Greco, Superintendent of Traffic, explained the proposed fee changes.

Mr. Lind questioned if animal control officers are trained to euthanize wildlife.

Sandie Greco explained that an officer is being trained to humanely euthanize wildlife and the Police Department is trained to euthanize wildlife.

Mr. Morrissey expressed concern with the logic behind refusing to approve the pursuit of available grant money for Animal Control and now approving this request to increase city spending in that same area. He questioned the result of denying this request.

Kristie Gardner, Co-Director, Cedar Bend Human Society, explained the changes in fees requested by the Humane Society.

Mr. Morrissey questioned what would happen if the requested increases were not approved.

Kristie Gardner explained that the Humane Society would not be able to continue contracting with the city if the proposed increases were not approved.

Mr. Lind stated that he and Mr. Jacobs have visited the Humane Society and looked at the 2-year-old van that they use for animal control purposes. He stated that it seemed to be sufficient for their needs and they were told the cost for that van was roughly \$18,000.00. He added the suggestion that the city look into something similar for use within our own Animal Control Services.

Mr. Morrissey questioned how the increased fees would be paid.

Sandie Greco explained that the increase in fees would be paid out of the Sewer Fund and that their department is working on looking at increasing fees as well.

Resolution adopted and upon approval by Mayor assigned No. 2016-524.

146276 - Lind/Schmitt

that "Resolution authorizing the City Clerk to certify against certain parcels for unpaid Commercial Inspection Fees and Rental Property Inspection Fees", be adopted. Roll call vote-Ayes: Six. Motion carried.

Mr. Morrissey asked for clarification.

Kelley Felchle, Deputy City Clerk, explained that these amounts are for unpaid inspection fees owed on certain properties within the city.

Resolution adopted and upon approval by Mayor assigned No. 2016-525.

OTHER COUNCIL BUSINESS

146277 - Schmitt/Welper

that the Exception to Burning Yard Waste Application of Tom Abbas to burn prairie and native grasses on approximately 150' x 175' x 200' triangular shape during October or November 2016 (weather permitting), be received, placed on file and approved. Voice vote-Ayes: Six. Motion carried.

Mr. Schmitt requested clarification on the item.

Pat Treloar, Fire Chief, explained that the request is a small prairie and qualifies for an exception to the burning ban.

ORAL PRESENTATIONS

146278 - Welper/Amos

Curtis DeGroote, 134 Spieker Road, expressed the importance of education for everyone in our community including the Mayor. He went on to present checks to cover the mayor's travel expenses along with additional funds collected that will go to the House of Hope. A total of \$2,900.00 was collected in this effort.

Mike Allen, 411 Candlewick Road, commented on the importance of education for elected officials and spoke in support of Mayor Hart.

Mayor Hart asked the audience to not make direct personal comments.

Jim Chapman, 224 Bertch, commented on the importance of residents in Waterloo coming together and to not let race come between people.

Mike Cook, 3511 Sage Road, thanked Mayor Hart for his public service and questioned if Mr. Schmitt is open to supporting Mayor Hart's vision for Waterloo.

Mr. Schmitt said that he does support Mayor Hart's vision for Waterloo.

Mike Cook questioned why the white water grant was voted down and encouraged council to visit Manchester.

Forest Dillavou, 1725 Huntington Road, expressed his dissatisfaction with what he viewed as preferential treatment shown by the Mayor toward certain speakers.

Helen Seenster, 4040 Homer Street, stated that people may not like who is elected but everyone should respect the office that the elected official holds and encouraged leaders to walk in integrity.

Joyce Wilder, 226 Bates Street, spoke on the importance of lifelong education.

Kristin Johnston and Sally Hayward, Animal Control Officers, explained some of the services they provide to residents and invited council to ride along with them on animal control calls.

Terry Stevens, 1629 Ackermant Street, commented on what she believes to be inequities in the master plan of development on the east side of Waterloo.

Bruce W. Kaesser, 500 Sycamore Street, requested that council consider compelling the director of the city's ADA Commission to hold monthly meetings

and not just meetings when issues arise. He encouraged the Commission to be proactive instead of reactive.

Tim Hurley, 1930 Crabapple Lane, expressed thanks to mayor, council, and staff for their excellent work.

Belinda Creighton-Smith, 416 Oliver Street, encouraged council to collaborate with one another, think about their comments to the media, and not make negative comments about one another to the media.

Cherie Kabba, 1155 Dixon Drive, questioned what happens with the oral presentations after the meeting ends.

John Sherbon, 1715 Robin Road, commented that he has not heard anyone speak in a negative manner toward members of council or the mayor during meetings and that everyone in Waterloo loves their community.

Sally Priebe, 702 Home Park Boulevard, stated that recent comments in the media about Mayor Hart have been disrespectful.

Jeff Grell, 4422 (inaudible) Drive, expressed dissatisfaction for negative comments made by council to the media about the mayor.

Willie Campbell, 779 W. 9<sup>th</sup> Street, commented on whether or not council emails need to be requested to see what is said after the meetings among council members.

Leon Mosley, 99 Mosley Street, congratulated Mr. Amos for solving a problem in his neighborhood, thanked council for doing a good job, and asked council to work together.

Mr. Lind explained reasons for his votes on various items recently brought before council.

Mayor Hart clarified travel expense budget amounts and the increases.

Mr. Schmitt stated that he was sorry to see how this whole matter has played out and his belief that there was much miscommunication surrounding it. He explained his reasons for the way he voted.

Mr. Morrissey stated that he voted against the increase in amounts paid to a private organization for animal control services and expressed concern with the logic behind voting to approve that increased spending when, previously, council had voted against pursuing grant money to purchase a van for animal control. He added that the city's budget has been passed and should be what council works within not what they work against.

Mr. Jacobs expressed appreciation to those who were in attendance. He explained some of the reasons why he voted for or against items recently brought before council. He added that he believes all of council wants what is best for Waterloo.

Michael Mohammad, 531 Commercial Street, commented on the tone of city council takes when speaking with one another each week.

Jessica Hartman, KWWL News, questioned if the executive session would be open to the public.

Dave Zellhoefer, City Attorney, explained that the executive session is not open to the public and is an approved topic of Executive Session pursuant to Iowa Code Section 21.5(1)(i) (2016).

Mr. Morrissey noted that this is the last call for those on the prevailing side to reconsider approving the Mayor's travel request.

Mayor Hart called for respect during these proceedings and, for clarification purposes, added details on the conference and how it benefited Waterloo.

that the above oral comments be received and placed on file. Voice vote-Ayes: Six. Motion carried.

146279 - Welper/Amos

that the council adjourn to Executive Session at 7:24 p.m. Roll call vote-Ayes: Six. Motion carried.

City Attorney Dave Zellhoefer stated that discussion of an employee, as requested by the employee, is an approved topic of Executive Session pursuant to Iowa Code Section 21.5(1)(i) (2016).

**E X E C U T I V E   S E S S I O N**

146280 - Welper/Morrissey

that the council adjourn Executive Session at 8:01 p.m. Voice vote-Ayes: six.  
Motion carried.

ADJOURNMENT

146281 - Welper/Morrissey

that the Council adjourn at 8:01 p.m. Voice vote-Ayes: six. Motion carried.

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Kelley Felchle  
Deputy City Clerk