

November 7, 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, November 7, 2016. Mayor Quentin Hart in the Chair. Roll Call: Jacobs, Morrissey, Powers, Lind, Amos, and Welper. Absent: Schmitt

Prayer or Moment of Silence: Invocation led by Imam Adin Rasidagic of the Masjid Al-Noor Mosque.

Pledge of Allegiance: Tom Powers, Ward 1 Council Member.

146715 - Welper/Amos

that the Agenda, as proposed, for the Regular Session on Monday, November 7, 2016, at 5:30 p.m., be accepted and approved. Voice vote-Ayes: Six. Motion carried.

146716 - Welper/Amos

that the Minutes, as proposed, for the Regular Session on Monday, October 24, 2016, at 5:30 p.m., be accepted and approved. Voice vote-Ayes: Six. Motion carried.

Mayor Hart read a Proclamation declaring November 2016 as Adoption Month.

Mayor Hart recognized Madonna Welsh as the November 2016 Team Member of the Month.

ORAL PRESENTATIONS

Mayor Hart explained the change to the oral presentations

Sharon Silva, 1523 W. 18th Street, Cedar Falls, IA, spoke to council about the Reaching for Respect 2.0 program and an event will take place from 6:00-7:30 p.m.

Mayor Hart commented the benefits of the program.

Sharon Silva further commented on the need of the entire community to step up to make change and for everyone to contribute financially on making change happen.

Mayor Hart questioned the location of the event.

Sharon Silva commented that it will be held at the lunchroom of Carver Academy on November 10.

Mr. Amos commented that he along with Mr. Morrissey and Mr. Powers have attended the events and encouraged the rest of council to attend as well.

Sharon Silva noted that the final event will be November 15th.

David Dryer, 3145 W. 4th Street, questioned the time the yard waste site will close and notified council that the 18th Street bridge is making noise when he drove over it.

146717 - Welper/Amos

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

CONSENT AGENDA

146718 - Welper/Powers

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 November 7, 2016, in the amount of \$2,301,984.47 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. 2016-865.

- 2. Resolution approving the request from Alverna Magee for a waiver for a concrete driveway to be located at 1311 Holstein Place 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. 2016-866.

- 3. Resolution preliminarily approving plans, specifications, form of contract, etc. and setting date of bid opening as December 1, 2016 and date of public hearing as December 5, 2016 for the F.Y. 2017 Leisure Services Sanitary Sewer Extension, Contract No. 925; and instruct City Clerk to publish notice of plans, specifications, form of contract, etc.

Resolution adopted and upon approval by Mayor assigned No. 2016-867.

- 4. Resolution directing process for the sale of certain tracts of land formerly portions of West San Marnan Drive and setting the date of hearing on an opportunity to be heard as January 9, 2017, setting the bid opening as January 12, 2017, and setting the date of hearing on the sale and taking of bids for said property as January 17, 2017; and instruct City Clerk to publish and mail notice of said hearings and taking of bids.

Resolution adopted and upon approval by Mayor assigned No. 2016-868.

- 5. Resolution setting date of public hearing as November 21, 2016 to sell and convey the former vacated alley portion within the former Bowl-In block in the amount of \$1.00 to Hawkeye Community College, along with a Development Agreement, and instruct City Clerk to publish notice.

Resolution adopted and upon approval by Mayor assigned No. 2016-869.

- 6. Resolution canceling council meeting scheduled for December 27, 2016 due to the holidays.

Resolution adopted and upon approval by Mayor assigned No. 2016-870.

b. Motion to approve the following:

Travel Requests					
	Name & Title of Personnel	Class/Meeting	Destination	Date(s)	Amount not to Exceed
1.					
a.	Pat Treloar, Chief of Fire Services	Event Media Relations	Des Moines, IA	January 24-25, 2017	\$170.00
b.	Craig Denner, Facilities Specialist	2016-2017 Aquatic CEU Workshop	Cedar Falls, IA	January 23, 2017	\$135.00
c.	Katy Moeller, Aquatics/Member Services Specialist	2016-2017 Aquatic CEU Workshop	Cedar Falls, IA	January 23, 2017	\$135.00
d.	Jacob Frederick (Fitness Specialist)	ACE Group Exercise Certification Exam	University of Northern Iowa	TBD	\$239.00
e.	Sergeant Hoelscher	Rifle Instructor Recertification	Johnston, IA	November 17, 2016	\$190.00
f.	Investigator Gergen	Reid Technique of Investigative Interviewing and Advanced Interrogation	Des Moines, IA	December 6-8, 2016	\$955.00
g.	Nancy Gulick, Community Development Coordinator	National Community Development Association Winter Legislative, Policy and Professional Development Meeting	Washington, D.C.	February 14-17, 2017	\$2,310.00

h.	Jason Hernandez, Medical Officer	IEMSA Conference	Des Moines, IA	November 10-12, 2016	\$690.00
i.	David Zellhoefer, City Attorney	IMAA Annual Seminar (Iowa Municipal Attorneys Association)	Johnston, IA	November 17-18, 2016	\$115.00
j.	Quentin Hart, Mayor	National League of Cities Summit	Pittsburgh, PA	November 16-20, 2016	\$1,975.00
k.	Mohammad Elahi, Traffic Engineer	MoboTrex, Inc. 2016 Davenport User's Group	Davenport, IA	December 6- 8, 2016	\$325.00

2.	Approved Beer, Liquor, and Wine Applications				
	Name & Address of Business	Class	New or Renewal	Expiration Date	Includes Sunday
a.	Las Margaritas, 2822 University Avenue	C Liquor w/Outdoor Service	Renewal	06/30/2017	X
b.	Hometown Szechuan, 1415 E. San Marnan Drive	Special C Liquor	New	09/10/2017	X
c.	Crossroads BP, 2035 E. Mitchell Avenue	C Beer	Renewal	09/30/2017	X
d.	Gallerija 92, 1927 Jefferson Street	C Liquor w/Outdoor Service	Renewal	10/31/2017	X
e.	Fareway Stores #951, 40 W. San Marnan Drive	B Wine / C Beer / E Liquor	Renewal	11/15/2017	X

3. Recommendation of appointment of Frank Frost to the position of Equipment Operator II in the Street Department effective Tuesday, November 8, 2016.
4. Recommendation of appointment of Justin Aten to the position of Maintenance Electrician in the Traffic Operations Department effective November 21, 2016

Roll call vote-Ayes: Six. Motion carried.

PUBLIC HEARINGS

146719 - Lind/Amos

that proof of publication of notice of public hearing on the purchase of one (1) 2017 Ford 450 Garbage Truck, as published in the Waterloo Courier on October 24, 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.

146720 - Lind/Amos

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

146721- Lind/Amos

that “Resolution confirming approval of specifications, bid document, form of contract, etc. in conjunction with the purchase of one (1) 2017 Ford 450 Garbage Truck”, be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-871.

146722 - Lind/Amos

that “Resolution authorizing to proceed in conjunction with the purchase of one (1) 2017 Ford 450 Garbage Truck”, be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-872.

146723 - Lind/Amos

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

Bidder	Bid Security	Bid Amount
Don’s Truck Sales Fairbank, IA	N/A	\$81,043.25

Voice vote-Ayes: Six. Motion carried.

146724 - Welper/Morrissey

that proof of publication of notice of public hearing on the F.Y. 2017 Wagner Road Sanitary Sewer Extension & Grading, Contract No. 899, as published in the Waterloo Courier on October 24, 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.

146725 - Welper/Amos

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

146726 - Welper/Amos

that “Resolution confirming approval of specifications, bid document, form of contract, etc. in conjunction with the F.Y. 2017 Wagner Road Sanitary Sewer Extension & Grading, Contract No. 899”, be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-873

146727 - Welper/Amos

that “Resolution authorizing to proceed in conjunction with the F.Y. 2017 Wagner Road Sanitary Sewer Extension & Grading, Contract No. 899”, be adopted. Roll-call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-874.

146728 - Welper/Amos

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

Bidder	Bid Security	Bid Amount	
Ray’s Excavating, LLC Edgewood, IA	5%	\$1,040,732.00	BASE BID & ALT 1
		\$1,292,435.00	BASE BID & ALT 2
		\$1,458,097.00	BASE BID, ALT 1 & ALT 3
		\$1,709,800.00	BASE BID, ALT 2 & ALT 3
JB Holland Construction, Inc. Decorah, IA	5%	\$1,008,101.00	BASE BID & ALT 1
		\$1,321,318.50	BASE BID & ALT 2
		\$1,444,437.00	BASE BID, ALT 1 & ALT 3

		\$1,757,654.50	BASE BID, ALT 2 & ALT 3
Peterson Contractors, Inc. Reinbeck, IA	5%	\$547,630.00	BASE BID & ALT 1
		\$754,300.00	BASE BID & ALT 2
		\$728,857.50	BASE BID, ALT 1 & ALT 3
		\$935,027.50	BASE BID, ALT 2 & ALT 3

Voice vote-Ayes: Six. Motion carried.

The hearing on the request to sell and convey the former vacated alley portion within the former Bowl-In block in the amount of \$1.00 to Hawkeye Community College, along with a Development Agreement has been canceled due to publication time frame.

RESOLUTIONS

146729 - Lind/Morrissey

to approve Change Order No. 1 in the amount of \$1,000, with KWS, Inc. of Cedar Falls, Iowa, in conjunction with the IDOT Traffic Safety Improvements at Downing and Ansborough, CS-TSF-8155(737)--85-07. Roll call vote-Ayes: Six. Motion carried.

146730 - Lind/Morrissey

that “Resolution approving completion of project and recommendation of acceptance of work performed by KWS, Inc. of Cedar Falls, Iowa at a total cost of \$38,400.00 for IDOT Traffic Signal Improvements at Downing and Ansborough, CS-TSF-8155(737)--85-07, and approving release of retainer, and authorize Mayor to execute said document”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-875.

146731 - Lind/Morrissey

that “Resolution approving IDOT Agreement for Downtown Traffic Signal Retiming - STP-A-8155(754)--86-07, in the amount of \$200,000.00 including the City's share of \$40,000.00 and authorize Mayor and City Clerk to execute said document”, be adopted. Roll call vote-Ayes: Six. Motion carried.

John Sherbon, 1735 Robin Road, questioned the agreement.

Sandie Greco, Superintendent of Traffic, explained that Ansborough and Downing were funded through grants and the change order is to put in a left turn signal due to blocked visibility when a new car dealership opened. The retiming is paid through a grant and explained that a lot of work needs to be done downtown and will tell the department what needs to be implemented.

David Dyer, 3145 W. 4th Street, questioned the expenditures tied to items six and nine.

Sandie Greco explained that they are separate grants. Item six closes out a grant and item nine is to apply for an ICAAP grant and she explained what the grant funds will be used for if awarded.

Resolution adopted and upon approval by Mayor assigned No. 2016-876.

146732 - Morrissey/Welper

that “Resolution approving Professional Services Agreement with GBASystems Integrator, LLC of Lenexa, Kansas in the amount of \$60,000.00 for citywide Fiber Optics Communications Network, Camera System Architecture and Master Plan, and authorizing Mayor and City Clerk to execute said document”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Mr. Lind questioned if this would improve the city’s camera system.

Sandie Greco confirmed.

Resolution adopted and upon approval by Mayor assigned No. 2016-877.

146733 - Morrissey/Welper

that “Resolution approving application to the Iowa Department of Transportation for ICAAP funding for Ansborough Avenue Additional (5th) Lane and Revised Traffic Signal for \$347,000 with 20 percent local match by the City of Waterloo and authorizing Mayor and City Clerk to execute said document”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Mr. Lind questioned if right-of-way is included in the grant application.

Sandie Greco confirmed.

Resolution adopted and upon approval by Mayor assigned No. 2016-878.

146734 - Amos/Morrissey

that “Resolution authorizing an exception to the City of Waterloo purchasing procedures to approve the purchase of replacement garbage carts from Toter, Inc. of Statesville, NC in an amount not to exceed \$75,000, including freight”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-879.

146735 - Amos/Morrissey

that “Resolution approving award of contract to Boulder Contracting, LLC, of Grundy Center, Iowa in the amount of \$1,424,426.57, and approving the bonds and Certificate of Insurance for the F.Y. 2017 Bridge Deck Repair and Overlay Program (Division I Base Bid + Alternate A Option 1 + Division II), Contract No. 879, 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. 2016-880.

146736 - Lind/Morrissey

that “Resolution approving Professional Services Agreement with AECOM Technical Services, of Waterloo, Iowa, in an amount not to exceed \$2,800,000.00 for preliminary and final design for the reconstruction of University Avenue from Midway Drive to US 63, and authorize Mayor and City Clerk to execute said documents”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Will Frost, 1820 Rainbow Drive, Cedar Falls and member of Complete Streets Committee, reminded the council of the purpose of the committee and invited all of council to attend their meeting on November 8 and requested that Eric Thorson extend an invitation to AECOM to the meeting and that roundabouts be considered in the project.

Larry Wyckoff, 4241 E. Park Rd., Cedar Falls, thanked Waterloo for not including roundabouts in the proposed contract.

Mayor Hart clarified that roundabouts would be considered along with other options when considering the long-term viability of the University Avenue Corridor.

Forest Dillavou, 1725 Huntington Road, commented that citizen input should take place before design work takes place.

Esther Moyer-Volchev, 217 W. 4th Street, expressed support for roundabouts and read statistics regarding the safety enhancements roundabouts bring to intersections. She further expressed the need for citizen input in the redesign discussion.

Jessica Young, 318 W. 3rd Street Apt. 1, expressed support for roundabouts.

Mayor Hart explained that the goal is not to imitate Cedar Falls but to find a solution that works for Waterloo.

Ivan Volchev, 217 W. 4th Street, expressed support for roundabouts.

David Dryer, 3145 W. 4th Street, presented council with a handout and expressed the need for citizen input in the process.

Mayor Hart explained the council is trying to vote on hiring an engineer to start the process to redesign the road.

John Sherbon, 1715 Robin Road, expressed concern for spending money to design the project.

Mr. Jacobs commented that it is inappropriate for citizens to interrupt the Mayor when he is trying to respond. He questioned how the project would affect businesses on University Avenue and the process for bidding out the contract.

Eric Thorson, City Engineer, explained that social media will be utilized as well as public meetings and email lists to give updates on the project along with traditional media.

Mayor Hart questioned if city staff will directly communicate with the businesses.

Eric Thorson explained that meetings will take place between the consultant, city, and businesses. He further explained that AECOM did the original environmental impact study for the project and based on that the IDOT chose not to undertake the project. AECOM has helped come up with estimates for bidding the project to IDOT.

Mr. Lind questioned if the six-lane concept will be considered.

Eric Thorson explained that the traffic study showed that six lanes would not be needed and four lanes would be more appropriate.

Mr. Lind questioned the acquisitions listed in the contract.

Eric Thorson explained that right now these would be temporary easements but if roundabouts are considered then they may need to be permanent easements or acquisitions.

Mr. Lind asked for clarification on the negotiation process with the IDOT.

Eric Thorson explained the negotiation process with IDOT and the need to get a consultant on board to get a firm grasp on the total cost of the project.

Mayor Hart commented that the city did not negotiate the price with the DOT based on what the project would look like.

Mr. Jacobs questioned if a new traffic study would be done.

Eric Thorson explained that some updates may need to be done to the study but the consultant would be able to give the city a better idea.

Mr. Jacobs questioned if roundabouts would be feasible considering bridge repair is included in the project.

Eric Thorson stated that, in the beginning, the concentration would be toward the Midway to Ansborough section of the corridor. He expressed the need to get a consultant involved to plan accordingly as they approach the areas where the bridges are located.

Mayor Hart commented that University Avenue is currently not walkable or bike-able.

Eric Thorson explained that from day one there have been discussions to make the road more pedestrian and cyclist friendly.

Mr. Morrissey expressed concern with the number of public input meetings that could be held.

Eric Thorson commented that the contract calls for two public meetings along with meetings with council.

Mr. Morrissey commented that he would like to see at least four meetings with the public, especially in the impacted wards. Mr. Morrissey then read language that has been added to the contract and spoke in favor of considering all options when designing a project.

Mr. Lind questioned if the city still has environmental clearance for the project.

Eric Thorson explained that environmental clearance is still in place and the project will not be funded with federal money which will ease the paperwork burden on completing the project. f

Resolution adopted and upon approval by Mayor assigned No. 2016-881.

146737 - Amos/Powers

that “Resolution approving Iowa Department of Natural Resources Wastewater Disposal System Construction Permit Application Fee Form and Construction Permit Application Schedule A, General Information for the FY 2017 Wagner Road Sanitary Sewer Extension & Grading, Contract 899, and authorizing Mayor to sign said application”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-882.

146738 - Amos/Powers

that “Resolution approving Waterloo Convention Visitors Bureau Board of Directors recommendation to fund two hotel-motel tax mini grants as follows: Faith Sports Academy in the amount of \$1676 and Victory Fighting Champions in the amount of \$2,002.”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-883.

146739 - Amos/Powers

that “Resolution approving a one month extension to the Memorandum of Agreement with Waterloo Community School District to extend technical and professional services in the operation of the Waterloo Educational Access Channel”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-884.

146740 - Morrissey/Amos

that “Resolution approving an underground electrical easement agreement with MidAmerican Energy Company for the installation of a new underground electrical line, located at 225 Commercial Street (Waterloo Center for the Arts), and authorize Mayor to execute the same”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Mayor Hart questioned the impact of placing utilities underground.

Noel Anderson, Community Planning and Development Director, explained that MidAmerican Energy is looking to put utilities underground with the project where it makes sense for them to do so.

Mayor Hart questioned the resulting visual impact to the area.

Noel Anderson stated that in different settings it makes sense to place them underground and some find this to be more aesthetically appealing.

Resolution adopted and upon approval by Mayor assigned No. 2016-885.

146741 - Morrissey/Amos

that “Resolution approving an Encroachment Agreement with BCS Properties to approve the construction of a dual pole multi-tenant sign within a platted 15 foot utility easement located at 1850 Ridgeway Avenue”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-886.

146742 - Morrissey/Amos

that “Resolution authorizing the submittal of a Black Hawk County Gaming Association Grant application for up to \$500,000 to be used for Waterloo Boathouse Enhancements with \$497,000 match”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-887.

146743 - Welper/Morrissey

that “Resolution approving a Development Agreement between Bradley and Aubry Baldwin and the City of Waterloo for the construction of a 5,000 square foot commercial building in the Martin Road TIF District, with a minimum assessed value of \$350,000, authorizing a grant of \$75,000, and authorize Mayor and City Clerk to execute all necessary documents”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-888.

146744 - Welper/Morrissey

that “Resolution approving a contract with Clapsaddle-Garber Associates, Inc for for Civil Engineering & land surveying services within the Midport area, in an amount not to exceed \$188,700, and authorize the Mayor to execute the same”, be adopted. Roll call vote-Ayes: Six. Motion carried.

Resolution adopted and upon approval by Mayor assigned No. 2016-889.

OTHER COUNCIL BUSINESS

146745 - Lind/Morrissey

to approve Change Order No. 1 with Modern Builders, Inc. of Janesville, Iowa, for the interior and exterior improvements to Hangar No. 4 at Waterloo Regional Airport in an amount of \$4,500.00, and authorize the Mayor to execute the same. Voice vote-Ayes: Six. Motion carried.

ADJOURNMENT

146746 - Morrissey/Welper

that the Council adjourn at 6:56 p.m. Voice vote-Ayes: Six. Motion carried.

Kelley Felchle
City Clerk