

SEPTEMBER 8, 2009
CITY OF WINDSOR HEIGHTS
REGULAR BUSINESS MEETING MINUTES
5:15 P.M. – FIRE BAY
Unabridged version

Item 1: Roll Call

Mayor Sullivan called meeting to order at 5:15 p.m. Council present: Charlene Butz, Carole Tillotson, Flo Hunter, Steve Peterson and Diana Willits. City Administrator Marketa George Oliver, Police Chief Gary Walters, Community Services Director Josh Heggen, and City Attorney Matt Brick present.

Item 2: Approval of the Agenda - Roll Call 241

Peterson moved Willits seconded approval with changing the minutes to read August 17th instead of 18th. Voice vote passed unanimously.

Item 3: Good of the Order

Sullivan noted the city received at \$640,104 I-Jobs grant for the new community center.

Item 4: Approval of the minutes - Roll Call 242

Butz moved approval of the August 17, 2009 City Council minutes both published and unabridged versions. Hunter seconded approval. Voice vote passed with Willits and Peterson abstaining.

Roll Call 243

Peterson moved approval of the Sept 1st, 2009 City Council minutes both published and unabridged versions are the same. Hunter seconded approval. Voice vote passed, with Willits abstaining.

Item 5: Public Comment

Jerry Adams, 1919 64th Street asked if the Lions Club could put up banners at 63rd and University and 73rd and Buffalo Road advertising the Lions Chili Supper. Oliver said that should not be a problem and he can contact her to coordinate having them put up.

David Lange, 6503 Del Matro, asked where the city was on updating the comprehensive plan. Oliver noted that Planning and Zoning is one member short, creating a problem with a quorum for meetings. Butz noted during the last meeting a member had to leave, causing the board to no longer have a quorum. Oliver said she is still hoping by the end of the year the city will have an updated document. Lange also asked if the city ever decided whether to always give 48 hours notice for city meetings. Willits said she would look back at the minutes from the meeting where the city council discussed that issue and get back to him. She believes they agreed to try in all instances to get up 48 hours notice posted. Lange noted they had 1,357 RSVP's for the ice cream socials, but the actual numbers could vary.

Ann Burgess, 7036 Wilshire, thanked the WHNA for doing the ice cream social. She stated she believed that agendas for meetings should be emailed out.

Betty Glover, 6803 Del Matro, asked how much participation in the All America competition cost. Oliver stated she is working on a spreadsheet, but has not had the time yet to finish.

Dave Jenison, 6531 Del Matro, asked with the installation of the flood gates at along Walnut Creek in WDM raising the flood level by a foot, how that affected the community center. Oliver noted that the city raised the base of the community center an additional foot to get it out of the flood plain and it should have no affect on the surrounding areas.

Anne Burgess, 7036 Wilshire Blvd, stated she believed the grass height issue should be changed from 6 inches to 10 inches. She said changing the grass height would do more than the 73rd Street Iowa Clean Air Attainment Program project for air quality. She also asked that the code be changed to allow for ornamental grass, since it would be taller than 6 inches. Oliver said she would look into it. Hunter said she thought ornamental grass was considered a flower. Tillotson said she does not think the grass issue applies to ornamental grass. Willits said she was not interested in looking at the grass height, excluding ornamental grasses, issue until more important issues related to property maintenance are resolved.

Item 6: Consent Agenda - Roll Calls 244-248

Butz stated she would like to have item 6c removed and placed at the end of the meeting for further discussion. Willits moved Hunter seconded approval of: Stormwater Advisory Committee appointments, Set date of public hearing for amendment #1 to the amended and restated urban renewal plan for the consolidated Windsor Heights urban renewal area for September 28th at 5:15 p.m.; Progress Payment No 2 for the Community Center project in the amount of \$22,942.50 to Prostruct Construction., Monthly Fire report for August and Claims and Payroll. Voice vote passed unanimously.

Item 7: Approval of liquor license request for Kum and Go, Quik Trip and Front Row Roll Call 249

Hunter moved approval, Willits seconded approval. Voice vote passed unanimously.

Item 8: Discussion of Sewer videotaping and recommendations stemming therefrom.

Forrest Aldrich from Veenstra and Kimm showed the council a map of the sewer areas that were videotaped. Forrest said for the most part, the pipes were not in that bad of shape, but there are several areas with infiltration. He said that most of the ground water infiltration was coming from residential homes, and not the city owned pipes. He said it was about a 60/40 split. He gave the council several options for improving the city sewer lines with costs and effectiveness ranging from \$60,000 to \$250,000, with effectiveness improving with the more expensive options. He said that that the real problem is from the private lines. Butz asked about the area around where she lives on Washington. Forrest noted the pipe was in good shape, but that it was almost flat, causing things to get stuck and move slowly through that area. In addition, the area that drains into the pipe in front of her house has the most pipes with infiltration, so when it rains, the pipes get full of ground water. Forrest stated that Indianola went door to door and did residential inspections to see where infiltration was coming from. Tillotson asked that at the next public works meeting that they review what neighboring communities do regarding ground water infiltration.

Item 9: Public Hearing and consideration of resolution 09-0908-250 approving budget amendment #1 for the FY 2009-2010. Roll Call 250

Sullivan opened the public meeting at 6:08. Oliver noted she had received no oral or written comments. Sullivan asked if anyone present wished to speak. No one wished to speak. Sullivan closed the public meeting at 6:09 Willits moved approval, Hunter seconded approval of the resolution. Roll call vote passed unanimously.

Item 10: Consideration of a resolution 09-0908-251 confirming the new Public Works Director. Roll call 251

Willits moved approval, Hunter seconded approval. Allen Sydnes, 2012 66th Street, asked what qualifications this person has for the job. Oliver noted Jason has a background as a building inspector and knows all aspects of construction and public works. He also has years of experience supervising staff and employees, which was strongly desired. Additionally, he had experience in strategic, long-term planning. Mr. Sydnes asked if any internal candidates had been considered. Oliver stated that all candidates were considered. Hunter said she has worked with Jason in the past and thought he was a great choice. Roll call vote passed with Hunter, Peterson, Willits and Tillotson voting yes and Butz abstaining.

Item 11. Consideration of resolution 09-0908-251 authorizing the mayor to execute an agreement with Confluence for the development of the Hickman Road Streetscape Master Plan in an amount to be determined by the City Council. Roll Call 251

Tillotson moved approval, Willits seconded approval with a \$40,000 limit. Roll call vote passed unanimously.

Item 12 Consideration of a resolution 09-0908-252 authorizing the City of Windsor Heights to submit an application for funding from the federal surface transportation program (STP) to the Des Moines Area Metropolitan planning organization (MPO) for the 2014 Federal Fiscal Year for the partial funding of the construction of Suburban Farms/Hickman Corridor Streetscape Improvements and further approving the application which obligates the city of Windsor Heights to matching funds for the construction of said project. Roll Call 252

Tillotson moved approval, Willits seconded. Roll call vote passed unanimously.

Item 13 Final Reading and consideration of Ordinance 09-04 to amend the Code of Ordinances for the City of Windsor heights, Iowa by amending Sections of Chapter 31: Nuisances, to address “Nuisance Houses”. Roll Call 253

Tillotson moved approval of the final reading of this ordinance. Willits seconded approval. Roll Call vote passed unanimously.

Item 14: Council member comments.

Willits, Hunter and Tillotson all thanked staff for the work they did to get the I-Jobs Grant.

Item 15: Mayor’s Inquiries.

None

Item 16: Adjournment to closed session pursuant to 21.5c and 21.5j of the Code of Iowa. Roll Call 254

Peterson moved approval, Willits seconded. Roll Call vote passed unanimously. The council adjourned at 6:21 p.m.

The council returned to open session at 6:52 p.m.

Item 17: Consideration of resolution 09-0908-255 authorizing the execution of offer to buy real estate and acceptance (nonresidential) and acceptance of terms thereof. Roll Call 255

Tillotson moved approval, Peterson seconded. Peterson, Willits, Tillotson, and Hunter voted yes. Butz voted no.

Item 18: Consideration of resolution 09-0908-256 authorizing the execution of lease with Musser Accounting Firm, P.C. Roll Call 256

Peterson move approval, Willits seconded approval. Roll call vote passed unanimously.

Item 6c. Approval of Progress Payment No 2 for the 73rd Street resurfacing project in the amount of \$388,712.69 to Grimes Asphalt. Roll Call 257

Tillotson moved approval, Peterson seconded. Butz stated she was concerned making this payment because the project was not finished yet. Oliver noted this payment was for work already finished, not unfinished work, and the retainage that has yet to be paid. Willits asked if we should just pay for half this payment. Peterson noted that he does not want to get into any trouble with the contract with signed with Grimes Asphalt, since this payment is for work that has been completed. Roll Call vote passed unanimously.

Item 19: Adjournment - Roll Call 258

Willits moved Hunter seconded to adjourn at 7:05 p.m. to 5:15 p.m. on September 28th, 2009. Voice vote passed unanimously.

Jerry Sullivan, Mayor

ATTEST:

Marketa George Oliver, City Administrator/Clerk