

**OCTOBER 19, 2009  
CITY OF WINDSOR HEIGHTS  
REGULAR BUSINESS MEETING MINUTES  
5:15 P.M. – Council Chambers  
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, Chief Gary Walters, Public Works Director Jason VanAusdall, Community Services Director Josh Heggen, Fire Chief Cross and City Attorney Matt Brick present.

**Item 2: Approval of the Agenda - Roll Call 281**

Willits moved Hunter seconded approval with the removal of item 6e and the updated 6b item. Voice vote passed unanimously.

**Item 3: Good of the Order**

**Item 4: Approval of the minutes - Roll Call 282**

Hunter moved approval of the October 5, 2009 City Council minutes both published and unabridged versions. Butz seconded approval. Voice vote passed unanimously.

**Item 5: Public Comment**

John Thompson, 6300 School St. #222 complimented Chris Cross and whoever else had a hand in negotiating for partnering with other communities in developing and building the new fire training building. He also asked why the city is not partnering in other areas to save money, like in the purchase of office supplies and fire department equipment. He also asked that the city explore more sidewalks and more streetlights because he has seen children having to walk in and out around cars parked on the street and after dark and it is very dangerous. He also expressed frustration that the light on the flag at Colby Park has not been replaced. He said the temporary solar light is not good enough and the City should run temporary power to the light.

Jerry Reno, 7060 El Rancho, thanked the staff for the newsletter article in the Windsor Heights Living Magazine. He thought it was a great article and really shows how transparent the city really is. He said the City put so much information out there that about the only place people could not find information about Windsor Heights was on the bottom of their shoes.

Betty Koepsel, 2250 70<sup>th</sup> Street, asked if the city could paint a yellow line on 70<sup>th</sup> from Hy-Vee to Colby Ave.

**Item 6: Consent Agenda - Roll Calls 283-287**

Peterson moved Willits seconded approval of: Progress Payment No 3 for the Community Center project in the amount of \$133,570 to Prostruct Construction, Planning and Zoning Commission Appointments, Appointment of members to the Keep Windsor Heights Beautiful Committee, Police Report for September, and Claims and Payroll. Voice vote passed unanimously.

**Item 7: Consideration of a resolution 09-1019-288 to offer up for bid city owned property located directly west of the intersection at 69th and Mott Avenue. Roll Call 288**

Tillotson moved Willits seconded approval. Peterson asked that a section be added to the resolution stating the purchaser will also be responsible for all abstracting costs associated with the sale of this property. Dave Burgess, 7036 Wilshire, asked if the seller normally pays the abstracting costs. Brick noted that is why Peterson wanted to add that section to the resolution.

Betty Glover 6803 Del Matro, asked if the area could be turned into a community garden or a parking lot for RV's. She thinks the City could keep the property and rent out spaces for people to park their campers.

Deb Klyn, 1104 69<sup>th</sup> Street lives next to the property and is interested in purchasing the property but she is concerned about the survey stakes put up by the city. She believes they are incorrect since when she had her fence put in, the fencing company stated they checked everything and her fence is within her property, but the City's stakes are inside her fence. Oliver said it happens quite frequently as fencing companies do not do a survey prior to putting up fences. Willits asked if this resolution should be delayed so things can be looked at more. Klyn stated she did not want to slow down the process, but she is concerned. Public Works Director Jason VanAusdall said that any survey the City would have done would have gone off the property metal poles put in the ground, so the stakes that are up, should be considered the most accurate. Klyn also said she did not like the process of sealed bids. Brick stated that is how the State law is written and the City cannot go another route.

Allen Sydnese, 2012 66<sup>th</sup> St, asked if the building listed for that location in the City's capital plan will be removed. Oliver confirmed that staff will remove that item. Lynn Hiatt, 7060 El Rancho, a realtor, noted she looked at the property for the city and with all the easements needed, the property is virtually unbuildable to anyone who does not live right next to the property.

Betty Glover asked when adverse possession comes into play. Brick noted that it never comes into play on public property. Oliver said there is language in the notice that will make it clear that the purchaser must pave the driveway and keep access to the garages of the adjacent property owners, which makes the property much less desirable to a purchaser who does not live adjacent to the property. That will hopefully address Mrs. Klyn's concerns. Roll call vote passed unanimously.

**Item 8: Consideration of Resolution 09-1019-289 approving the Disposal of Surplus City Property. Roll Call 289**

Peterson moved approval, Hunter seconded approval. Roll Call vote passed unanimously.

**Item 9: Consideration of Resolution 09-1019-290 approving grant award agreement for I-JOBS grant. Roll Call 290**

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

**Item 10: Consideration of Ordinance 09-05 to amend the Code of Ordinances for the City of Windsor Heights, Iowa by amending Sections of Chapter 29: Building and Property Regulations to create rental housing approved signage. (Final Reading) Roll call 291**

Willits moved, Peterson seconded approval of the final reading. Roll call vote passed unanimously.

**Item 11: Council member inquiries.**

Willits asked if the police chief could get some information from Clive on the red light cameras and how they have been working.

**Item 12: Mayor's inquiries.**

Sullivan noted that this Saturday in the Community Coffee Club from 9 to 10:30. He asked who would like to attend. Hunter, Tillotson and Willits all volunteered to attend. Sullivan announced the first Streetscaping Steering Committee meeting will be held Thursday, October 29<sup>th</sup>, at 5:15 pm. Mayor Sullivan then administered the oath of office to Jason VanAusdall, the City's new Public Works Director.

**Item 13: Committee or staff updates, if any.**

Mayor Sullivan reminded everyone that after the meeting there will be a short reception for the new Public Works Director, Jason Van Ausdall. Oliver said staff formed a sustainability committee to look at some of the ideas from the presentation made by the Community Services director at an earlier meeting. They had recently met with a representative from the community who is a project manager for sustainability projects and were looking into a variety of different actions. Some could be accomplished with little to no cost, but items or projects that would have a cost associated with them would be brought before Council. She also complimented the new Public Works Director on how good the back of the Public Works Facility looks.

**Item 14: Adjournment - Roll Call 292**

Peterson moved Butz seconded to adjourn at 5:50 p.m. to 5:15 p.m. on November 2, 2009. Voice vote passed unanimously.

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Jerry Sullivan, Mayor

ATTEST:

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Marketa George Oliver, City Administrator/Clerk