

June 21, 2010
CITY OF WINDSOR HEIGHTS REGULAR BUSINESS MEETING MINUTES
6:00 P.M. – Council Chambers
Unabridged version

Item 1: Roll Call

Mayor Sullivan called meeting to order at 6:00 p.m. Council present: Charlene Butz, David Jenison, Betty Glover, Diana Willits and Steve Peterson. City Administrator Marketa George Oliver, City Treasurer Carrie Brannen, Police Chief Gary Walters Police Captain Dennis McDaniel, Public Works Director Jason VanAusdall, Community Services Director Josh Heggen and City Attorney Pat Burk present.

Item 2: Approval of the Agenda - Roll Call 178

Willits moved Peterson seconded approval with the removal of items 11 and 12 and the addition of item 6i, the Twisted Parrot Tobacco License. Item 8 was also revised to reflect that Firststar was changed to US Bank. Voice vote passed unanimously.

Item 3: Good of the Order

Jason VanAusdall, Windsor Heights Public Works Director addressed the stormwater line blockage at the Budget Storage property that happened on Sunday, June 13th. He noted the private line had become clogged and he was called by Marketa who had been contacted by council members. Over the last 11 days, over 7 inches of rain had fallen, creating a lot of pressure in the stormwater line, making cleaning out the clog very difficult. A private company cleaned out the private line, but it took almost 7 hours. Jason noted he did not see any water over topping the stormwater detention ponds. VanAusdall noted that budget storage has an agreement to have the line inspected once a year. Willits asked if they could do it twice a year. VanAusdall would check with Budget Storage. Glover asked if that is where snow is pushed. VanAusdall said yes, that the ponds are designed for the snow to be pushed there. Glover asked if it has been damaged. VanAusdall that that some areas around the detention pond have experienced erosion, so budget storage is going to put in some gabion stone.

Item 4: Approval of the minutes - Roll Call 179

Jenison asked if the minutes be changed to reflect him also thanking Keep Windsor Heights Beautiful for their job in reviewing the planting plans. Peterson moved approval of the June 7th, 2010 City Council minutes both published and unabridged versions minutes, Glover seconded approval. Voice vote passed unanimously.

Item 5: Public Comment

Sandie Sydnes, 2012 66th Street, reminded everyone the garden tour is on Sunday. Lions Park will feature a blue grass duet, artists selling lawn art from 2-4 pm. Allen Sydnes, 2012 66th St. noted he had a ringside seat to the Budget Storage problem, the thanked the mayor, council and staff for helping to avoid a larger problem in that area. Melanie Hansman, 6605 Lincoln Ave, noted most of the problem she could view from her back yard. She thanked public works for their work and the other people who came over. She noted when she got home, she had a water fall in her yard. She said she knew this would happen. The crew who worked on cleaning out the drain said it had wood splinters, construction tape and other debris in the drain. She said the blockage was probably caused by the pipes being open during construction. She said the cleanout people had a problem because the line had a lot of 45 degree angles. She said the entire site is a mess, with dirt and mud by the beehives. She said at one point grass got 16 inches tall, root balls from trees planted are exposed, the berm has been damaged by pushed snow.

Linda Smith, 2019 68th Street, said the northwest corner of the detention pond did fail with water overtopping it. She said trees have not been back filed. She said Oliver tried to get Budget Storage to put in a swale but they said not. She said Helen Filler got water in her basement and she didn't have problems before. She said she's made other complaints to budget storage and never got a call back and they left gates open that were supposed to be closed. Linda Smith said trash gets in the drains because they don't pick up. She said Forrest Aldrich recommended French drains for lateral drain, which were never installed and should be. Vicki Harris, 2019 68th St, said water was coming over the west side through tree root area. She said the ponds have never drained properly because of poor grading. She said people toss garbage and pop cans over the fence. She recommended an ordinance requiring anyone with a detention pond have them televised every year. She asked if there is an inspection check list and if she can see it. She asked if the units have noise dampers. Dave Breese, city inspector, said roughly 40% of the units do. She noted Oliver has always been good to work with but Budget Storage was difficult.

Frank Hansman, 6605 Lincoln, said all the neighbors in that area have become defacto code enforcement officers. He said all meetings should be recorded and saved. He takes issue with the Public Works Director saying the pond didn't fail because he saw the water overtopping. He asked the council to do a review of the conditional use permit. Patricia Schneider, said she has not had water in her basement, but everyone had water in their basement last year. She said the drain had not just garbage, but wood, caution tape. Someone should have made them clean the drain after construction. She thanked Diana for recommending they inspect the pipe more than once a year. Jim Peterson, 6522 Lincoln, said that area was made for a watershed and that it should not be overbuilt. Andrew Brown, 6601 Lincoln, said he had 4.5 inches of rain in his basement and they had to tear up 800 square feet of carpet.

Item 6: Consent Agenda - Roll Calls 180-188

Peterson moved Willits seconded approval of: May Fire Report, May Public Works Report, May Police Report, April Investments, Treasurer and Clerks Report, Administrative Support Clerk job description, RFQ for brokerage services, cleaning services RFP for city hall and the new Community Center, Claims and Payroll and Cigarette/Tobacco Permit for the Twisted Permit. Voice vote passed unanimously.

Item 7: Consideration of a resolution 10-0621/189 approving an alcohol use policy for the Windsor Heights Community Center and Waiver Agreement Roll Call 189

Willits moved approval, Peterson seconded. Roll Call Vote passed unanimously.

Item 8: Consideration of a resolution 10-0621/190 approving naming Official Depositories of the City of Windsor Heights. Roll Call 190

Jenison moved approval as revised, Butz seconded. Voice vote passed unanimously.

Item 9: Consideration of a resolution 10-0621/191 approving the Hickman Road Streetscaping Plan. Roll Call 191

Peterson moved approval without dictation as to whether there should be or not be a median in the road. Willits seconded approval. Glover wanted to make sure that adoption of the plan was not agreement to spending any money. Oliver said that staff would look for grants to pay for improvements, but prior to applying for a grant, the Council would need to approve participation in the grant and that there is currently no funds budgeted for the improvements. Patricia Schneider, 6609 Lincoln, noted that old trailer park would make a great locations for a future park. Roll Call vote passed unanimously.

Item 10: Consideration of a resolution 10-0621/192 approving a revised Energy Efficiency and Conservation Block Grant Sub Recipient Contract. Roll Call 1192

Butz moved approval, Glover seconded approval. Peterson asked one date be corrected. It should be February 2011 instead of February 2010. Roll Call vote passed unanimously.

Item 11. Item removed from agenda

Item 12: Item removed from agenda

Item 13: Consideration of ordinance 10-07 to amend the 2010 Code of Ordinances by amending sections of Chapter 106: Collection of Solid Wastes, Curb It Fees

Peterson noted the curb it fees will increase \$.18. Ten cents is a new fee for replacing carts when they become damaged, and \$.08 is for an annual CPI increase. Butz asked if the CPI increase is based in the contract at a certain amount every year, or if it is tied to a specific index. Peterson did not know and Oliver said she would find out.

Roll Call 193

Peterson moved approval of first reading, Glover seconded. Roll Call vote passed unanimously.

Roll Call 194

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

Item 14: Discussion and possible consideration of ordinance 10-08 Amending the City of Windsor Heights Code, Chapter 31, False alarms to include the Fire Department.

Roll Call 195

Peterson moved approval of first reading, Willits seconded. Roll Call vote passed unanimously.

Roll Call 196

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

Allen Sydnes, 2012 66th Street, asked if the ordinances could be cut down to one reading per meeting.

Item 15. Discussion and possible consideration of ordinance 10-09 Amending the City of Windsor Heights Code, Chapter 40, Public Offenses to change provisions related to panhandling.

Melanie Hansman, 6605 Lincoln, asked if it is panhandling when a person comes to a door asking for a handout. Officer McDaniel said for the purpose of this ordinance, it is not. That situation could be handled by other laws in Windsor Heights.

Roll Call 196

Willits moved approval of first reading, Peterson seconded. Roll Call vote passed unanimously.

Jenison asked if holding a sign and walking up to a car, would that fall under this. McDaniel said yes and this ordinance would not allow that.

Roll Call 197

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

Item 16: Discussion of a revised purchasing policy.

The council asked if the amount for three written bids should be reduced to \$1,000. VanAusdall cautioned because he often buys products over \$1,000, like asphalt, and trying to get three written bids everyday may be difficult. Jenison asked if we could look and see how many repetitive purchases occur over \$1,000. The council agreed to bring this item back for future adoption.

Item 17. Discussion of a revised travel policy.

Glover made a suggestion for some minor wording changes. Butz pointed out some dollar amount discrepancies. Oliver made corrections and will bring back the policy for adoption.

Item 18: Staff updates:

VanAusdall noted the sewer district was going to meet this week to discuss making the sewer project a much larger project to help achieve economy of scale and avoid mobilization fees year after year. Butz said she was disappointed because she was told the sewer project would happen this year.

Item 19: Council member comments:

Butz asked if any roads were getting resurfaced this year. VanAusdall said no road are getting resurfaced this year, just the public works driveway is getting replaced.

Item 20: Mayor's inquiries.

Mayor Sullivan invited everyone down to Movie in the Park this Friday and that city hall will be closed on July 5th for the holiday.

21. Adjournment to closed session pursuant to 21.5j (real estate) of the Code of Iowa.

Roll Call 198

Willits moved to adjourn into closed session at 7:25 pm. Jenison seconded. Roll Call vote unanimously.

Mayor Sullivan reopened the public meeting at 7:45 pm.

Item 17: Adjournment - Roll Call 199

Jenison moved Peterson seconded to adjourn at 7:46 p.m. to 6:00 p.m. on July 12, 2010. Roll call vote passed unanimously.

Jerry Sullivan, Mayor

ATTEST:

Marketa George Oliver, City Administrator/Clerk