

**Windsor Heights (Iowa) City Council Regular Meeting Minutes – January 21, 2008
Council Chambers, 1133 66th St. – Unabridged Version**

Item 1: Roll Call/Pledge of Allegiance

Mayor Jerry Sullivan called meeting to order at 5:03 p.m. Council present: Diana Willits (at 5:15 p.m.), Carole Tillotson, Flo Hunter, Charlene Butz and Steve Peterson. Staff included: City Administrator Marketa George Oliver; Gary Walters, Police Chief; Christopher Cross, Fire Chief; John Wiedman, Director of Public Works; and City Attorney Janet Huston also present.

Item 2: Approval of the Agenda - Roll Call 011

Peterson moved Tillotson seconded to approve agenda. Voice vote unanimous.

Item 3: Good of the Order

There were no Good of the Order items.

Item 4: Approval of the Minutes - Roll Call 012

Hunter moved Butz seconded to approve January 7th regular meeting minutes both published and unabridged versions. Peterson abstained.

Item 5: Consent Agenda - Roll Calls 013-020

Peterson moved Tillotson seconded approval of a liquor license for Sam's Club and Wal-Mart Supercenter; December Police, Fire, Public Works, Clerk and Investment reports; Receive and File for Audit Month Treasurer's Report for December; claims and payroll. Voice vote unanimous.

Item 6: Consideration of Resolution 08-0121/021 approving a contract with Gee Willie Entertainment to provide inflatable games on July 3rd and July 4th at Colby Park in an amount not to exceed \$8,700 - Roll Call 021

Oliver noted that this will provide significant savings for the city in comparison to previous year's agreements. Tillotson moved Peterson seconded approval. Roll call vote unanimous.

Item 7: Ordinance 08-02 adjusting Stormwater Drainage Utility rates - Roll Call 022

Ordinance 08-02 adjusts monthly stormwater to:

Category:	Monthly rate:
Residential	\$3.50
Commercial-Small	\$17.50
Commercial-Medium	\$31.50
Commercial-Large	\$56.00
Commercial-Major	\$84.00

Tillotson moved Peterson seconded approval. Roll call vote unanimous.

Item 8: Consideration of ordinance 08-03 updating Chapter 29, Building and Property Regulation of to adopt current version of building code professional standards - Roll Calls 023 and 024

Oliver noted that this will update the code to reflect the most up-to-date professional manuals and it also updates some language so that fines and fees will be set up to the state's maximum allowed amount, so that the code does not have to be updated every time the state changes state code.

Peterson moved first reading of ordinance, Tillotson seconded. Roll call vote unanimous.

Tillotson moved the second reading of ordinance, Peterson seconded. Roll call vote unanimous.

Council member Diana Willits joined the meeting.

Item 9: Ordinance 08-04 restricting the number of unrelated adults who can live in a residential home. - Roll Call 025

Oliver noted late last year the council discussed possibly adopting an ordinance, similar to an Ames ordinance, which restricts the number of unrelated people who can live, in a residential home. The proposed ordinance addresses the level of consanguinity or affinity that people who live in the same home must have. Concerns have been raised regarding the stability of the housing market, the continued quiet residential nature of the community, housing values, parking problems, additional traffic and changes in traffic patterns, and possible negative effects on the City's other infrastructure. Oliver continued saying the ordinance will limit the number of people who can live in a residential home to one family, or one more person over the number of bedrooms at the residence. The definition of family includes people who are cohabitating, and their children. The definition of family is fairly broad to avoid any unintended negative consequences of this ordinance. The issue of what kind of measures can be taken to preserve housing stock has also been previously discussed in Planning and Zoning. Tillotson moved first reading of ordinance, Butz seconded.

Harold Vance, 6623 Forest Court, noted that a residence in his area frequently has 5 or more vehicles parked in the driveway and he wondered how big of a problem this is. Tillotson said this measure is set help with both problems of today and any future problems as more homes turn into rentals in Windsor Heights. Jerry Renaud, 7060 El Rancho, was concerned that the ordinance would still allow too many people to live in a single family residence. He also asked what, if any, this affect would have on group homes. Oliver noted that the city is very limited by state and federal law in regards to regulating group homes. Joel Thorson manages a recovery house at 7104 Riete and said the home is a bible based facility and if there are any problems, to contact him directly. Tillotson would like to change the ordinance to reference the page number of the parking regulation table and also apply the parking requirements universally. Deborah Theeler, 2019 Beaver, Des Moines, works with the residence at 7104 Riete and said if there are any problems with the residence, to contact her also. Jerry Renaud, 7060 El Rancho supported changing the parking requirement so it would affect both related and unrelated people living in a residence. Janet Huston read the wording of the ordinance as amended. Tillotson offered a friendly amendment to her motion to apply the parking requirements universally and to remove the words, "three unrelated people" from 51 (b) and re-letter the other paragraphs appropriately. Butz accepted the amendment. The motion passed on a roll call vote unanimously.

Item 10: Presentation from the Police Department regarding procedures used in response to burglaries

The Police Department made a presentation to the City Council about the evidence collection process following a crime

Item 11: Public Comment

There was no public comment.

Item 12: Council Member Comment

Council Members Hunter and Butz complimented the Public Works Department on how well they kept the streets clean.

Item 13: Mayor's Inquiries

Mayor Sullivan invited everyone to attend the Community Coffee club on Saturday, January 26th. Council Member Hunter will be there.

Item 14: Adjournment - Roll Call 026

Peterson moved Hunter seconded to adjourn at 6:30 p.m. to 5:15 p.m. on February 4th. The voice vote passed unanimously.

Jerry Sullivan, Mayor

ATTEST:

Marketa George Oliver, City Administrator/Clerk

