

OSKALOOSA CITY COUNCIL
REGULAR MEETING
February 16, 2016

The Oskaloosa City Council met in regular session on Tuesday, February 16, 2016, at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates.

Andrew Jensen, MCDG Director, and Beth Danowsky, One Mahaska, commented on the Local Option Sales and Services Tax ballot language.

It was moved by Ver Steeg, seconded by Moore to approve the consent agenda:

1. January 19, 2016 City Council Regular Meeting Minutes
2. January 25, 2016 City Council Special Meeting Minutes
3. February 1, 2016 City Council Regular Meeting Minutes
4. February 4, 2016 City Council Special Meeting Minutes
5. February 16, 2016 Agenda
6. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. November 20, 2015 Water Board Minutes
 - b. December 11, 2015 Water Board Minutes
 - c. December 21, 2015 Water Board Minutes
 - d. January 4, 2016 Water Board Special Meeting Minutes
 - e. January 11, 2016 Water Board Special Meeting Minutes
 - f. January 4, 2016 Airport Commission Minutes
 - g. January 25, 2016 Library Board Minutes
7. Receive and file financial reports for January 2016.
8. Renewal application for a Class C Liquor License (LC) with Sunday Sales from The Klubhouse LLC, 607 High Avenue West.
9. Application for a 5 day Class A Liquor License (Private Club) from Mahaska County Pheasants dba Mahaska County Pheasants Forever Banquet 2016 effective April 2, 2016 at the Penn Central Mall.

The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Ver Steeg, seconded by Moore to approve the appointment of Matt Montavon, Jenifer Rice and Michael Collins to the Municipal Housing Agency for two year terms that end February 28, 2018. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Ver Steeg, seconded by Moore to approve the appointment of Tim Hudson to the Board of Adjustment to fill an unexpired term that ends December 31, 2020. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates
NAYS: None

Whereupon the Mayor declared said motion approved.

The Mayor announced this is the time and place for the public hearing on the rezoning of the properties located at 416 North 11th Street, 1201 C Avenue East and 1265 C Avenue East and that citizens would now have an opportunity to comment. Jason Van Zetten, 423 North Park; Jay Christenson, CEO of MHP; Vicki Wolfe, 406 North 11th Street; Sharon Shaulis, 408 North 11th Street; Diana Shadduck, 1205 E Avenue East; Matt Moore, speaking on behalf of three property owners; Virginia Walker, 1282 C Avenue East; Kelli Breuklander, 1283 C Avenue East; and Jim Hansen, MHP Board Member, 1801 South Park, commented. An email from Molly Sterner, 1115 C Avenue East, was read by Vicki Wolfe. The Mayor declared said hearing closed.

It was moved by Yates, seconded by Jimenez, to delay the vote on the rezoning request until the April 4, 2016 city council meeting. The roll was called and the vote was:

AYES: Caligiuri, Jimenez and Yates
NAYS: Burnett, Moore, Ver Steeg and Walling

Whereupon the Mayor declared said motion defeated.

It was moved by Ver Steeg, seconded by Moore to vote separately on the rezoning of each property. The roll was called and vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates
NAYS: None

Whereupon the Mayor declared said motion approved.

City Attorney David Dixon informed the city council it would require a super majority vote for the rezoning request to pass because a written protest was received of over 20% of the adjoining property owners were not in favor of the rezoning.

Yates introduced "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF CERTAIN PROPERTY LOCATED AT 416 NORTH 11TH STREET FROM R-1, SINGLE FAMILY RESIDENTIAL DISTRICT, TO R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT" and moved its approval on the first reading. Jimenez seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez and Yates
NAYS: Moore, Ver Steeg and Walling

Whereupon the Mayor declared said ordinance defeated.

Jimenez introduced "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF CERTAIN PROPERTY LOCATED AT 1201 C AVENUE EAST FROM R-1, SINGLE FAMILY RESIDENTIAL DISTRICT, TO R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT" and

moved its approval on the first reading. Yates seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez and Yates

NAYS: Moore, Ver Steeg and Walling

Whereupon the Mayor declared said ordinance defeated.

Yates introduced "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF CERTAIN PROPERTY LOCATED AT 1265 C AVENUE EAST FROM R-1, SINGLE FAMILY RESIDENTIAL DISTRICT, TO R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT" and moved its approval on the first reading. Jimenez seconded the motion. The roll was called and the vote was:

AYES: None

NAYS: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

Whereupon the Mayor declared said ordinance defeated.

The Mayor announced this is the time and place for the public hearing on levying a special assessment against private property for sidewalk replacement by the city and that citizens would now have an opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Jimenez introduced Resolution No. 16-02-15 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR SIDEWALK REPLACEMENT BY THE CITY OF OSKALOOSA, IOWA, IN ACCORDANCE WITH SECTION 12.12 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 16-02-16 entitled "RESOLUTION REQUESTING SUBMISSION AND CALLING FOR AN ELECTION ON THE QUESTION OF THE IMPOSITION OF A LOCAL SALES AND SERVICES TAX IN THE CITY OF OSKALOOSA LOCATED WITHIN MAHASKA COUNTY" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Walling and Yates

NAYS: Ver Steeg

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced "AN ORDINANCE REVISING USER CHARGES IN THE CITY OF OSKALOOSA, IOWA, TO PROVIDE FUNDS NEEDED TO PAY FOR EXPENSES ASSOCIATED WITH THE CITY'S WASTEWATER TREATMENT WORKS" and moved its approval on the second reading. Jimenez seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said ordinance approved on the second reading.

Yates introduced Resolution No. 16-02-17 entitled "A RESOLUTION AWARDDING A CONTRACT TO DDVI, INC. FOR THE OSKALOOSA FIRE DEPARTMENT RENOVATION AND EXPANSION PROJECT" and moved its approval. Walling seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Ver Steeg introduced Resolution No. 16-02-18 entitled "RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT HIRING AN ENGINEERING CONSULTANT TO PROVIDE A WASTEWATER FACILITY PLAN" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Ver Steeg, seconded by Moore that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 7:26 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk