

OSKALOOSA CITY COUNCIL
REGULAR MEETING
May 6, 2013

The Oskaloosa City Council met in regular session on Monday, May 6, 2013, at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates.

Sallie DeReus, 1598 Hwy. 163, Leighton; Luke Martz, Pella; Tim J. Van Maanen, 2063 Eden Avenue, Leighton; Linda Kruzeman, 1260 200th Street, Leighton; Marie Vander Wert, 1154 Hwy. 163, Pella; Richard Vande Voort, 1395 220th Street, Leighton; and Ed Rozenboom, 2543 Jewell Avenue, Oskaloosa; commented regarding the regional airport.

It was moved by Jimenez, seconded by Yates to approve the following consent agenda items:

1. April 15, 2013 Regular City Council Meeting Minutes
2. May 6, 2013 Agenda
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. March 25, 2013 Library Board of Trustees Minutes
 - b. April 11, 2013 Housing Trust Fund Committee Minutes
 - c. November 20, 2012 City Band Board Minutes
 - d. December 7, 2012 City Band Board Minutes
 - e. April 13, 2013 City Band Board Minutes
 - f. April 1, 2013 Airport Commission Minutes
4. Claims for April 2013
5. Renewal application for a Class C Liquor License with Outdoor Service from Oskaloosa Post #2237 Veterans of Foreign Wars, 1215 South 17th Street
6. Renewal application for a Class B Beer Permit from Big Ed's BBQ, Inc., 104 1st Avenue East
7. Renewal application for a Class B Beer Permit from NPC International, Inc. dba Pizza Hut #4342, 1503 A Avenue East.

The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

Jimenez introduced Resolution No. 13-05-42 entitled "RESOLUTION NAMING DEPOSITORIES" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Jimenez introduced Resolution No. 13-05-43 entitled "RESOLUTION ADOPTING THE CITY OF OSKALOOSA INVESTMENT POLICY" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

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

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Jimenez, seconded by Yates to approve Pay Request No. 1 to TK Concrete, Inc. in the amount of \$19,630.80 for work completed on the East Mall Parking Improvements Project. The roll was called and the vote was:

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

Whereupon the Mayor declared said motion approved

Dawn Collins, Executive Director of the Mahaska County YMCA, reported on the activities of the Mahaska County YMCA in 2012.

It was moved by Jimenez, seconded by Moore to approve the request from the Mahaska Ruritan Club to hold Farmers' Market from May 28, 2013, through October 8, 2013, on Tuesday afternoons on the east side of the square on South 1st Street from approximately 3:15 p.m. to 6:00 p.m. subject to receipt of a \$1,000,000 certificate of liability insurance naming the city as additional insured. The roll was called and the vote was:

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

Whereupon the Mayor declared said motion approved.

It was moved by Moore, seconded by Jimenez to approve the request from the Mahaska Community Recreation Foundation to close North Market Street (US 63) (also requires approval from IDOT) from A Avenue to South Market and 3rd Avenue East; High Avenue from the 100 block of High Avenue West to the 300 block of High Avenue East; 1st Avenue from the 100 block of 1st Avenue West to the 300 block of 1st Avenue East; 2nd Avenue from the 100 block of 2nd Avenue West to the 300 block of 2nd Avenue East; and 1st, 2nd and 3rd Streets from A Avenue East to 3rd Avenue East from Thursday, July 25, 2013 at 6:00 a.m. to Friday, July 26, 2013 at 4:00 a.m. subject to receipt of a \$1,000,000 liability insurance certificate naming the city as an additional insured. The roll was called and the vote was:

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

Whereupon the Mayor declared said motion approved.

Marty Duffy, owner of the Cellar Peanut Pub, addressed City Council regarding his request.

It was moved by Ver Steeg, seconded by Yates to approve the request from Marty Duffy, owner of the Cellar Peanut Pub at 206 Rock Island Avenue, for outdoor

entertainment, alcohol consumption outside building premises, and a temporary variance from the noise ordinance for a motorcycle show on Saturday, May 11, 2013 from 12:00 p.m. to 11:00 p.m. The roll was called and the vote was:

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

Whereupon the Mayor declared said motion approved.

It was moved by Moore, seconded by Jimenez to approve the request for reduction of the sanitary sewer charge in the amount of \$3,047.61 from John Gountanis, for the property he owns at 807 2nd Avenue West. The roll was called and the vote was:

AYES: Moore
NAYS: Caligiuri, Jimenez, Van Zetten, Ver Steeg, Walling and Yates
Whereupon the Mayor declared said motion denied.

The Mayor announced there were vacancies on the Building Code Board of Appeals, Board of Adjustment, Library Board and Enterprise Zone Commission.

It was moved by Moore, seconded by Ver Steeg to approve the appointment of Wyatt Russell to the Board of Adjustment to fill an unexpired term that ends December 31, 2016. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates
NAYS: None
Whereupon the Mayor declared said motion approved.

The Mayor announced this was the time and place for the public hearing on the rezoning of the property located at 202 South 11th Street from R-2, Urban Family Residential, to CC, Community Commercial District, and that citizens would now have an opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

J. D. Fiechtner, 1706 North Park; Phyllis Childers, 1219 3rd Avenue East; and Becky Newman, 202 Hope Street; commented during City Council discussion of the rezoning of the property located at 202 South 11th Street.

Moore introduced "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF THE PROPERTY LOCATED AT 202 SOUTH 11TH STREET FROM URBAN-FAMILY RESIDENTIAL (R-2) DISTRICT TO COMMUNITY COMMERCIAL (CC) DISTRICT" and moved its approval on the first reading. Walling seconded the motion. The roll was called and the vote was:

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

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

Caligiuri introduced "AN ORDINANCE AMENDING CHAPTER 10.24 – STOP AND YIELD REQUIREMENTS; AND CHAPTER 10.48 – "PARKING REGULATIONS

GENERALLY”, SECTION 10.48.240 – “NO PARKING ZONES”; OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA” and moved its approval on the second reading. Moore seconded the motion. It was moved by Van Zetten, seconded by Ver Steeg to waive the rules requiring three separate readings of an ordinance. The roll was called for suspension of the rules and the vote was:

AYES: Van Zetten and Ver Steeg

NAYS: Caligiuri, Jimenez, Moore, Walling and Yates

Whereupon the Mayor declared said motion defeated. The roll was called on the second reading of the ordinance and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates

NAYS: None

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

Moore introduced “AN ORDINANCE DELETING OSKALOOSA CITY ORDINANCES 736 AND 741 FROM THE OSKALOOSA CITY CODE” and moved its approval on the first reading. Yates seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates

NAYS: None

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

Yates introduced Resolution No. 13-05-44 entitled “A RESOLUTION APPROVING A PURCHASE AGREEMENT FOR REAL ESTATE LOCATED AT 204 NORTH C STREET” and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Ver Steeg, seconded by Yates that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 7:23 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk