

**CITY OF OSKALOOSA CITY COUNCIL MEETING
REGULAR SESSION**

**COUNCIL CHAMBERS – CITY HALL, 220 S. MARKET STREET
MAY 20, 2013 – 6:00 P.M.**

AGENDA

CALL TO ORDER – 6:00 P.M.

ITEM 1. INVOCATION: Pastor Tom Boomershine, Central United Methodist Church

ITEM 2. PLEDGE OF ALLEGIANCE.

ITEM 3. ROLL CALL.

ITEM 4. COMMUNITY COMMENTS.

ITEM 5. CONSIDER ADOPTION OF CONSENT AGENDA AS PRESENTED OR AMENDED.

All items appearing on the Consent Agenda are considered routine by the City Council and shall be enacted by one motion. If discussion is desired, that item shall be removed and discussed separately.

a) Approval of Council Minutes and Actions, subject to corrections, as recommended by the City Clerk.

1. May 6, 2013 Regular City Council Meeting Minutes
2. May 20, 2013 Agenda

b) Receive and file minutes of Boards and Commissions (ANY RECOMMENDATIONS CONTAINED IN MINUTES BECOME EFFECTIVE ONLY UPON SEPARATE COUNCIL ACTION).

1. April 22, 2013 Library Board of Trustees Minutes
2. May 3, 2013 Library Board of Trustees Special Meeting Minutes
3. April 9, 2013 Water Board Special Meeting Minutes
4. April 15, 2013 Water Board Minutes

c) Claims
None.

d) Permit Motions and Resolutions as Recommended by the City Clerk.

New:
None.

Renewal/Transfers:

1. Consider approval of a renewal application for a Class B Native Wine Permit (WBN) from Kerri Boender dba The Antique Peddler, 213 High Avenue East.

Resolutions/Motions:

1. Consider a resolution approving a grant agreement with the Mahaska County Community Foundation for a dog park.
2. Consider a resolution providing for the financial support of the Area 15 Regional Planning Commission for Fiscal Year 2014.
3. Consider a resolution to temporarily close South 8th Street between 1st Avenue East and 2nd Avenue East beginning on June 10, 2013 and ending June 14, 2013 for a church activity.

Ordinances:

1. Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by amending provisions pertaining to Chapter 10.24 – Stop and Yield Requirements; and Chapter 10.48 – “Parking Regulations Generally”, Section 10.48.240 – “No Parking Zones”. (3rd reading)
2. Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by deleting Oskaloosa City Ordinance No. 736 and No. 741. (2nd reading)

----- END OF CONSENT AGENDA -----

REGULAR AGENDA - ORDINANCES:

ITEM 6. CONSIDER AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY REZONING THE PROPERTY AT 202 SOUTH 11TH STREET FROM R-2, URBAN FAMILY RESIDENTIAL, TO CC, COMMUNITY COMMERCIAL DISTRICT. (2ND READING)

REGULAR AGENDA – RESOLUTIONS & MOTIONS:

ITEM 7. CONSIDER A RESOLUTION APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED COST; AND ALSO FOR ORDERING PUBLICATION OF NOTICE OF HEARING, AND NOTICE TO BIDDERS FOR THE WEST AREA SANITARY SEWER IMPROVEMENTS.

ITEM 8. DISCUSSION AND POSSIBLE ACTION RELATIVE TO OSKALOOSA MUNICIPAL CODE, 17.28.080 – PARKING FOR PERSONAL AND RECREATIONAL VEHICLES.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT AND OTHER APPLICABLE FEDERAL AND STATE LAWS, ALL PUBLIC HEARINGS AND MEETINGS HELD OR SPONSORED BY THE CITY OF OSKALOOSA, IOWA WILL BE ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES. PERSONS REQUIRING SERVICE SHOULD CONTACT OSKALOOSA CITY HALL AT (641) 673-9431 FIVE (5) DAYS PRIOR TO THE HEARING OR MEETING TO INFORM THE CITY OF THEIR ANTICIPATED ATTENDANCE.

ITEM 9. CONSIDER A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE NECESSARY DOCUMENTS FOR THE PURPOSE OF RETAINING PRIVATE MOWING AND TRIMMING SERVICES FOR CITY FACILITIES AND PROPERTY.

ITEM 10. REPORT ON ITEMS FROM CITY STAFF.

- a) City Manager.
- b) City Clerk.
- c) City Attorney.

ITEM 11. CONSIDER HOLDING A CLOSED SESSION UNDER IOWA CODE SECTION 21.5.1.C. TO DISCUSS STRATEGY WITH COUNSEL ON A MATTER PRESENTLY IN LITIGATION OR IN WHICH LITIGATION IS IMMINENT WHERE DISCLOSURE WOULD BE LIKELY TO PREJUDICE OF DISADVANTAGE THE CITY'S POSITION.

ADJOURNMENT



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Michael Schrock,
City Manager

ITEM TITLE: CALL TO ORDER AND ROLL CALL – 6:00 p.m.

1. Invocation: Pastor Tom Boomershine, Central United Methodist Church
2. Pledge of Allegiance
3. Roll Call: _____ Mayor David Krutzfeldt, Council Members:

_____ Caligiuri, _____ Jimenez, _____ Moore, _____ Van Zetten,

_____ Ver Steeg, _____ Walling, _____ Yates.

Explanation:

Not applicable.

BUDGET CONSIDERATION:

Not applicable.

ATTACHMENTS: None

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: MAYOR & CITY COUNCIL

ITEM TITLE: COMMUNITY COMMENTS.

EXPLANATION:

This item is reserved to receive comments from the community for concerns whether or not they are included in the current agenda. The community is encouraged to come and speak before the Mayor and City Council and asked to keep statements brief. Any questions are to be asked of the City staff, Council Members, or the Mayor prior to speaking to the full Council so concerns may be properly researched and answered away from the meeting. Comments are to be directed to the Mayor and City Council only.

BUDGET CONSIDERATION:

Not applicable.

ATTACHMENTS:

Consent Agenda Items: All items appearing on the Consent Agenda are considered routine in nature and no discussion is anticipated.

Item 1. Minutes and reports from city council meetings, boards and commissions:

Staff recommends council receive and file these documents.

Item 2. Consider approval of a renewal application for a Class B Native Wine Permit (WBN) from Kerri Boender dba The Antique Peddler, 213 High Avenue East.

- No complaints received.

Item 3. Consider a resolution approving a grant agreement with the Mahaska County Community Foundation for a dog park.

Item 4. Consider a resolution providing for the financial support of the Area 15 Regional Planning Commission for Fiscal Year 2014.

Item 5. Consider a resolution to temporarily close South 8th Street between 1st Avenue East and 2nd Avenue East beginning on June 10, 2013 and ending June 14, 2013 for a church activity.

Item 6. Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by amending provisions pertaining to Chapter 10.24 – Stop and Yield Requirements; and Chapter 10.48 – “Parking Regulations Generally”, Section 10.48.240 – “No Parking Zones”. (3rd reading)

Item 7. Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by deleting Oskaloosa City Ordinance No. 736 and No. 741. (2nd reading)

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Michael Schrock,
City Manager

ITEM TITLE: CONSENT AGENDA – ITEM 1

EXPLANATION:

All items appearing on the Consent Agenda are considered routine by the City Council and shall be enacted by one motion. If discussion is desired, that item shall be removed, discussed separately and approved by a separate motion of the City Council.

- A. Approval of Council Minutes and Actions, subject to corrections, as recommended by the City Clerk.
 - 1. May 6, 2013 Regular City Council Meeting Minutes
 - 2. May 20, 2013 Agenda

- B. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - 1. April 22, 2013 Library Board of Trustees Minutes
 - 2. May 3, 2013 Library Board of Trustees Special Meeting Minutes
 - 3. April 9, 2013 Water Board Special Meeting Minutes
 - 4. April 15, 2013 Water Board Minutes

ATTACHMENTS:

May 6, 2013 Regular City Council Meeting Minutes
April 22, 2013 Library Board of Trustees Minutes
May 3, 2013 Library Board of Trustees Special Meeting Minutes
April 9, 2013 Water Board Special Meeting Minutes
April 15, 2013 Water Board Minutes

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

MINUTES
OSKALOOSA PUBLIC LIBRARY BOARD OF TRUSTEES
MONDAY – April 22, 2013 -- 4:00 P.M.

Matt Christner told the Board that he is a member of a group comprised of juniors and seniors from William Penn University. The group was asked to work together on a team project for Contemporary Leadership class, and they decided from their interests that helping out the community through raising funds for the library would be the most opportune path. The group raised money for the maintenance of the Reading Garden at the library. Christner presented Library Director William Ottens with a check for \$220.00. Members of the William Penn University group are Matt Christner, Ryan Brewington, Nathan Mercial, Keaton Leisinger, and Abby Glandon.

Due to the lack of a quorum, Board president Mike Sytsma was called by phone. He was put on speaker phone so that he could hear the discussion and participate in the discussion. The meeting was called to order by Vice-president Judy Bishop. Roll call was taken by Board secretary Susan Hasso with Trustees Chris Harbour, Sally Posovich, Kathy Rothfus, and Mike Sytsma present. Also present was Library Director William Ottens.

Motion was made by Kathy Rothfus, seconded by Posovich, to table items on the agenda, except for payment of claims, the Wilbor agreement, and the May Board meeting. Motion passed.

Approval of Claims: Motion was made by Posovich, seconded by Harbour, to approve payment of the April claims. Motion passed.

William told the Board that the Wilbor Agreement needs to be signed and returned to the State Library by May 15th. William explained that Wilbor provides library patrons with free access to eBooks and downloadable audiobooks. Motion was made by Sytsma, seconded by Posovich, to approve signing the Wilbor Agreement. Motion passed.

Since the fourth Monday of May is Memorial Day, William asked if the Board wanted to have the May Board meeting on the Monday before or the Tuesday after Memorial Day. Motion was made by Posovich, seconded by Harbour, to have the May Board meeting on Monday, May 20th. Motion passed.

Adjournment: Motion was made by Rothfus, seconded by Posovich, to adjourn. Motion passed.

The next regular meeting will be on Monday, May 20, 2013, at 4:00 p.m. in the library meeting room.

Respectfully submitted,

Susan Hasso
Library Administrative Assistant
for the Board

MINUTES
OSKALOOSA PUBLIC LIBRARY BOARD OF TRUSTEES
SPECIAL MEETING
FRIDAY – MAY 3, 2013 -- 4:00 P.M.

The meeting was called to order by Board vice-president Judy Bishop. Roll call was taken by Board secretary Susan Hasso with Trustees Collins, Harbour, Groenenboom, Ireland, Posovich, and Rothfus present. Also present was William Ottens, Library Director.

Collins reported that the Building and Grounds Committee had met. The contactors on the air handling units (AHU) are at or beyond their life expectancy. Baker Group has recommended that we replace the contactors. We need 1 size 0, 2 size 1, and 1 size 2. William asked that the Board approve replacing the contactors for an amount not to exceed \$2500. Collins, on behalf of the Building and Grounds Committee, made a motion to approve replacement of the contactors on the air handling units not to exceed \$2500 with the money coming from the Library Maintenance Fund. Posovich seconded the motion. Motion passed.

Adjournment: Motion was made by Collins, seconded by Rothfus, to adjourn. Motion passed.

The next regular meeting will be on Monday, May 20, 2013, at 4:00 p.m. in the library meeting room.

Respectfully submitted,

Susan Hasso
Library Administrative Assistant
for the Board

**OSKALOOSA WATER BOARD
SPECIAL MEETING
WITH OSKALOOSA CITY COUNCIL
4/9/13**

Members Present:

Joe Ryan
Pete Settimi
Errin Keltner

Others Present:

Chad Coon

The City Council members present were Tom Walling, Aaron VerSteege, Scottie Moore, Joe Caliguiri, Jason VanZetten, Tom Jiminez, Doug Yates, and Mayor David Krutzfeldt. City Manager Mike Schrock was also present.

Motion by Pete Settimi and seconded by Errin Keltner to approve the agenda. Ayes all, motion passed.

Randy Bauer and Heidi Patterson with Public Financial Management presented the findings for the Shared Services Study between the City of Oskaloosa and the Oskaloosa Municipal Water Department. After the presentation, there was general discussion between members of both groups about how to best approach implementation. The Mayor asked for a vote on each item as to whether there was interest in further discussion on that item. After voting and discussing the items a little further, items 1-8 were approved for further discussion and item #9 was not. Chad and Mike were then directed to meet and start putting together recommendations and report back to the joint Board/Council in approximately one month's time.

There being no further items to discuss, it was moved by Pete Settimi and second by Errin Keltner to adjourn.

ATTEST

Meeting Adjourned 6:17 PM

Joe Ryan – Chairman

Pete Settimi – Secretary

OSKALOOSA WATER BOARD
REGULAR MEETING
4/15/13

Members Present:

Joe Ryan
Pete Settimi

Others Present:

Chad Coon
Sheryl Tomlinson
Jason Van Zetten

A motion was made by Pete Settimi and 2nd by Joe Ryan to approve the agenda as presented. The motion carried with all members voting yes.

Minutes of the 3/11/13 regular meeting and 4/9/13 special meeting were read. A motion was made by Pete Settimi to approve the minutes. The motion was 2nd by Joe Ryan. The motion carried with all members voting yes.

The attached vouchers totaling \$287,580.40 were presented for approval. A motion was made by Joe Ryan to approve the vouchers for payment. Chad also presented an invoice for a new server and new workstations due to the lightning strike in the amount of \$10,275.51. This brought the total to \$297,855.91. The motion was 2nd by Pete Settimi. The motion carried with all members voting yes. The Balance Statements were also reviewed. Motion by Pete Settimi and second by Joe Ryan to approve balance statements. Motion carried with all members voting yes.

1. Customer Forum was first on the agenda. Joe asked for comments from those in attendance, there were none.

2. General Manager's Update was next on the agenda. Chad talked to the Board about a number of different issues. He informed the Board that he and the City Manager had sat down to discuss the recent PFM study, and the resulting recommendations. Chad said that he and the City Manager would continue to meet to determine how best to implement the different areas identified in the study. Chad then presented information to the Board regarding OMWD's current rate structure and some possible changes that could be made that would present a fundamental change to how rates were looked at by OMWD. Chad informed the Board members that this process would take several months to look at and analyze the information, and determine if this was something that would benefit OMWD and its customers. Joe asked Chad to talk to other communities who have gone through a change such as this with

their rate structure, how it went, and whether or not it was successfully implemented. Both Board members stated that they wanted to have more information about how the structure would be determined and how it would affect OMWD's customers.

3. Chad updated the Board about the leaks that had occurred in the last month.

There being no further items to discuss, it was moved by Pete Settimi and second by Joe Ryan to adjourn.

ATTEST

Meeting Adjourned 6:03 PM

Joe Ryan – Chairman

Pete Settimi – Secretary

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Amy Miller,
City Clerk

ITEM TITLE: CONSENT AGENDA – ITEM 2

Consider approval of a renewal application for a Class B Native Wine Permit (WBN) from Kerri Boender dba The Antique Peddler, 213 High Avenue East.

EXPLANATION:

The application is complete and in order for approval.

Staff recommends approval.

BUDGET CONSIDERATION:

\$0 revenue to the General Fund.

ATTACHMENTS: None



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: CITY MANAGER'S OFFICE

ITEM TITLE: CONSENT AGENDA – ITEM 3

Consider a resolution approving a grant agreement with the Mahaska County Community Foundation for a dog park.

EXPLANATION:

At the May 7, 2012 city council meeting the Oskaloosa City Council passed a resolution approving a grant agreement with the Mahaska County Community Foundation (MCCF) that establishes the terms and conditions under which grant funds shall be used for the purpose of constructing a dog park in Oskaloosa.

The Oskaloosa Community Dog Park Task Force submitted an application to the MCCF for a \$5,000 grant to assist with development of a dog park in Oskaloosa, and the grant was approved.

Now MCCF is asking for approval of an additional grant agreement for \$10,000 to assist with development of the dog park.

The location for this project is to be determined; however, the group organizing the effort has shown interest in an area adjacent to Edmundson Park.

BUDGET CONSIDERATION:

The city is the fiscal agent for the grant money. The dog park is anticipated to be constructed with private donations and grants.

ATTACHMENTS:

2013 Letter from MCCF, Resolution, Agreement.

May 1, 2013

Michael Shrock, City Manager
Oskaloosa Community Dog Park Task Force
City Hall, 220 S Market St
Oskaloosa, IA 52577

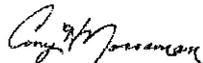
Dear Mr. Shrock,

Congratulations to the Oskaloosa Community Dog Park Task Force on your award of a Mahaska County Community Foundation grant in the amount of \$ 10,000. The MCCF Board recently awarded seventeen Mahaska County entities grants for a variety of projects. We are very excited about the quality of the applications in this funding cycle for the Mahaska County Community Foundation.

Please complete the enclosed Grant Agreement and return it as soon as possible. The second condition is that you provide the Foundation with a 6-month and final report of the project/activities financed from the grant. The report will assist us in understanding how your organization utilized the grant. In your summary of the project please address the following:

Best wishes in the completion of your project.

Sincerely,



Amy Nossaman, Treasurer
Mahaska County Community Foundation

RESOLUTION NO. _____

**A RESOLUTION APPROVING A PROJECT GRANT AGREEMENT
BETWEEN THE CITY OF OSKALOOSA AND THE MAHASKA COUNTY
COMMUNITY FOUNDATION FOR THE PURPOSE OF
CONSTRUCTING A DOG PARK IN OSKALOOSA, IOWA**

WHEREAS, the Oskaloosa Community Dog Park Task Force submitted a grant application for funds for the construction of a city owned dog park at a location to be determined, but in the corporate limits of Oskaloosa, Iowa; and

WHEREAS, the City of Oskaloosa shall act as the fiscal agent for grant funds received and collected by the Oskaloosa Community Dog Park Task Force, including the funds from the Mahaska County Community Foundation; and

WHEREAS, the terms and conditions for the grant of funds have been set forth in the grant agreement between the City of Oskaloosa and the Mahaska County Community Foundation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oskaloosa, Iowa that a Project Grant Agreement in the amount of \$10,000 between the City of Oskaloosa and the Mahaska County Community Foundation is approved.

BE IF FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute said agreement on behalf of the city.

Passed and approved this 20th day of May 2013.

David Krutzfeldt, Mayor

Attest:

Amy Miller, City Clerk

Date _____

This agreement is by and between the Mahaska County Community Foundation and **Oskaloosa Community Dog Park Task Force** here forth referred to as recipient.

The recipient agrees to do the following as conditions of acceptance for the grant award of **\$ 10,000** for the purpose of **Oskaloosa Community Dog Park**.

1. Give the Mahaska County Community Foundation credit in all media releases
2. Provide proof of purchase for project items within 6 months of grant distribution
3. Submit written request for extension if project is incomplete after 1 year
4. Return any portion of the grant monies not used for the designated purpose within 18 months of grant award
5. Provide pictures and report upon completion of the project for publicity purposes

Acknowledged and agreed to by:

Mahaska County Community Foundation
Michael Broerman, President
PO Box 207
Oskaloosa Iowa 52577

(Organization Name)

(Organization Representative Signature & Printed)

Date _____

(Address)

(City, State, Zip Code)

(Telephone number/Fax number)

(email address)

Date _____

Return signed and completed Agreement Form to the address listed above. Disbursement of funds will occur within 30 days of receiving returned form.

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Michael Schrock,
City Manager

ITEM TITLE: CONSENT AGENDA – RESOLUTION – ITEM 4

Consider a resolution providing for the financial support of the Area 15 Regional Planning Commission for Fiscal Year 2014.

EXPLANATION:

The City of Oskaloosa has been a member of the Regional Planning Commission for several years. The city has a representative on the transportation and TAC committees of the RPC. The cost of membership is based on population. At \$.42 per capita, the city's contribution amounts to \$4,814.46. The attached resolution is for the period from July 1, 2013 through June 30, 2014.

Staff recommends approval of this item as presented.

BUDGET CONSIDERATION:

The annual membership dues for the Area 15 Regional Planning Commission have been specifically included in the FY 2014 City Council adopted budget in the amount of \$4,814.46.

ATTACHMENTS:

Letter from Ellen Foudree
Resolution of Financial Commitment



P.O. Box 1110 • Ottumwa, IA 52501
(P) 641.684.6551 • (F) 641.684.4894
area15rpc@indianhills.edu
www.area15rpc.com

January 2013

Happy New Year!

The past year has been a very successful and busy year for your Economic Development District (EDD)/Council of Governments (COG) organization (Area 15 RPC). We have been involved with the communities and citizens throughout our regional neighborhood in a variety of projects.

Number of Applications/Projects:

Total Submitted	\$ 2,909,896
TOTAL FUNDED	\$ 1,309,896
PENDING	\$ 1,600,000

As we start 2013, we can look back and review all of the activities that we initiated during FY11-12 and continued in FY12-13. At the end of last fiscal year, we were successful in awards of over \$1.3 million. These funding awards represent a return of \$31.59 in Federal/State funds for each \$1.00 of per capita dues invested in FY11-12. But of greater significance, there are \$ 1.6 million in project applications still pending.

I wish to thank you, our public officials, as well as the economic development professionals and other regional partners who have assisted us in pursuing these community and economic development opportunities over the past year. Thank you for your dedicated service to our citizens.

As you begin the FY13-14 budget process, I hope you will continue your active membership and support of the RPC. Your membership provides you with access to all of the programs, services and technical assistance of the Commission and its staff. Please return the enclosed Resolution to us as soon as possible.

If there is anything I can do, please let me know. Our phone number is (641) 684-6551 and my email address is: efoudree@indianhills.edu Remember, we are working for you.

Respectfully yours,

Ellen Foudree
Executive Director

RESOLUTION NO. _____

RESOLUTION PROVIDING FOR THE FINANCIAL SUPPORT OF THE
AREA 15 REGIONAL PLANNING COMMISSION

WHEREAS, Chapters 28E and 473A of the State Code of Iowa, as amended, authorized the governing bodies of governmental units to cooperate in the operation of a regional planning commission; and

WHEREAS, by the Articles of Agreement, signed on August 15, 1973, as amended, the Area 15 Regional Planning Commission did become the authorized planning agency for Service Delivery Area 15; and

WHEREAS, the governing body of the City of Oskaloosa, Iowa is a part of the Area 15 Regional Planning Commission and has agreed to contribute \$.42 per capita, for a total amount equal to \$4,814.46 to cover financial operating costs of the Area 15 Regional Planning Commission from July 1, 2013 through June 30, 2014.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Oskaloosa, Iowa, that the Oskaloosa City Council has designated:

City Manager Official Representative

Public Works Director Alternate

to serve on the Area 15 Regional Planning Board of Directors.

PASSED AND APPROVED the 20th day of May 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE: CONSENT AGENDA – ITEM 5

Consider a resolution to temporarily close South 8th Street between 1st Avenue East and 2nd Avenue East beginning on June 10, 2013 and ending June 14, 2013 for a church activity.

EXPLANATION:

Melissa Van Donselaar from the Central Reformed Church has applied for a temporary street closure on South 8th Street between 1st Avenue East and 2nd Avenue East. The proposed street closure begins on June 10, 2013 and ends June 14, 2013 from 8:00 AM to 12:00 PM each day for vacation bible school activities. The church is requesting the approval of this temporary street closure for the safety of children attending the church activity. The church will be responsible for cleanup, all signs and barricades, and notifying the affected residents.

BUDGET CONSIDERATION:

Street closure permit fee of \$25.00

RECOMMENDED ACTION:

Approve the temporary street closure as requested.

ATTACHMENTS:

Resolution, application, and letter

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE TEMPORARY STREET CLOSURE OF SOUTH EIGHTH STREET FROM FIRST AVENUE EAST TO SECOND AVENUE EAST TO ALLOW FOR CHURCH RECREATION ACTIVITY

WHEREAS, section 10.08.020 of the Oskaloosa Municipal Code requires a City Council resolution on temporary street closures; and

WHEREAS, South 8th Street, a public street that will require a temporary street closure; and

WHEREAS, members of the Central Reformed Church have requested temporary closure of South 8th Street, from 1st Avenue East to 2nd Avenue East, for church activities; and

WHEREAS, members of the Central Reformed Church are requesting temporary street closure for the aforementioned streets between June 10, 2013 and June 14, 2013 from 8:00 AM to 12:00 PM; and

WHEREAS, members of the Central Reformed Church will be responsible for traffic control, cleanup, and notifying the affected residents; and

WHEREAS, said request has been reviewed by staff and recommended for approval; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oskaloosa, Iowa that the Central Reformed Church, is authorized to temporarily close the aforementioned requested streets, subject to certain terms and conditions.

PASSED AND APPROVED THIS _____ day of May, 2013.

David Krutzfeldt, Mayor

ATTEST: _____
Amy Miller, City Clerk



CITY OF OSKALOOSA
Public Works Department
RIGHT-OF-WAY USE PERMIT APPLICATION

FOR CITY OF OSKALOOSA OFFICE USE ONLY				
Permit Number:		Location File:		
Fee Paid \$	Date Paid	Cash	Check No.	Receipt #
PLEASE PRINT PERMIT IS VOID IF WORK DOES NOT PROCEED WITHIN 90 DAYS PLEASE PRINT				
Contractor/Organization: <i>Central Reformed Church</i>		Contact Name: <i>Andy Baker</i>	Contact Phone #: <i>673-3843</i>	
Mailing Address (Include Zip Code): <i>815 2nd Ave East</i>		Phone: <i>673-3843</i>		
Email (PRINT): <i>Centraloutreach@gmail.com</i>		Fax:		
Type of Work: (Check appropriate box) <input type="checkbox"/> Construction <input type="checkbox"/> Sidewalk <input type="checkbox"/> Driveway <input type="checkbox"/> House moving <input checked="" type="checkbox"/> Temporary Street Closure <input type="checkbox"/> Banner <input type="checkbox"/> Improvements <input type="checkbox"/> Other _____		Detailed Description: <i>Close 8th Street between 1st and 2nd Ave East from 8am-noon June 10-14th, 2013 due to activities with Vacation Bible School. Road will be open rest of the day.</i> Driveway Specifications: (Complete this section only if applicable) Total width of driveway & extension after proposed construction: _____ Driveway width: _____ Extension width: _____ Flare width/Radius per side: _____ Width of total curb cut: _____		
Start Date: <i>6/10/13</i>	Start Time: <i>8am</i>	End Date: <i>6/14/13</i>	End Time: <i>noon</i>	City Comments:
Location: <i>8th St</i>		From: <i>1st Ave East</i>		To: <i>2nd Ave East</i>
24-hour Emergency Contact: <i>Andy Baker</i>		24-hour Phone: <i>712-490-5217</i>		Check preferred method of permit approval Notification: <input type="checkbox"/> Fax <input checked="" type="checkbox"/> Email
Excavation Information		Will a street or lane closure be required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Width	Length	Depth	Distance from Curb Pavement Edge:	Will sidewalk closure be required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
				Will work involve any pavement removal? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Construction Plan Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No		NOTE: Any pavement removal will require repair to City standards		
THIS PERMIT IS VALID FOR 90 DAYS ON PAGE 2 OF THIS FORM				
I hereby state all information is correct and agree to the terms on the second page. I also agree to be bound by the provisions of the Ordinances, specifications and regulations of the City of Oskaloosa Code, or other government agencies to such special conditions, restrictions and regulations as may be imposed by the Public Works Department. The applicant is aware that any Public Street Closure of said portion of public street right-of-way will require City Council approval and is in accordance with approved maintenance of traffic plan. Permittee Signature: <i>Andy Baker</i> Date: <i>4-15-13</i>				
The undersigned does hereby certify that he/she is the duly authorized Agent of the Applicant for the purpose of binding the Applicant to the terms and conditions of this application. Permittee Signature: <i>Andy Baker</i> Date: <i>4-15-13</i>				
FOR CITY OF OSKALOOSA OFFICE USE ONLY				
The applicant is hereby authorized to make an opening in or under the above named street at the specified location; provided all work is performed in accordance with the applicant's plans, City of Oskaloosa Ordinances, specifications, and regulations governing street openings, and the following special Conditions or such special conditions as may be imposed during the performance of the authorized work.				
<input type="checkbox"/> Approved		Public Works Department Signature		Date
<input type="checkbox"/> Disapproved				
FOR CITY OF OSKALOOSA OFFICE USE ONLY				
INSURANCE		PERFORMANCE BOND INFORMATION		EXPIRATION DATE
	EXPIRATION DATE	AMT. OF BOND	<input type="checkbox"/> SURETY BOND <input type="checkbox"/> LETTER OF CREDIT <input type="checkbox"/> CERTIFIED CHECK	
			<input type="checkbox"/> CASH BOND <input type="checkbox"/> OTHER SURETY, SPECIFY _____	
PERMIT CLOSE-OUT SECTION: To be signed upon Completion of Work. Permittee certifies work has been completed in accordance to the permit.				
I, the undersigned, do hereby attest that the construction approved by the subject Permit was installed in accordance with the permit requirements and in accordance with the City of Oskaloosa's standards and regulations and that all changes have been noted in the Record Drawings (As-builts) submitted. Permittee Signature: _____ Date: _____				
FOR CITY OF OSKALOOSA OFFICE USE ONLY				
Inspected by (Signature & Title):			Date:	
Final Acceptance: PUBLIC WORKS DEPARTMENT				
Accepted By:			Date:	

Monday, April 22, 2013

City of Oskaloosa
Public Works
804 South D Street
Oskaloosa, IA 52577

Dear Council Members,

I am writing in regards to a request I submitted for a street closure. I have asked that South 8th Street from the alley directly north of Central Reformed Church to 2nd Ave E be closed the week of June 10-14th from 8:30-11:30 am each day.

This request is for the safety of children that play outside during our Vacation Bible School. We use our empty lot and the street east of the church as our playground area. This area is away from the high traffic on South 7th providing a safe place for our kids to play with balls and run. However, because of South 7th's closure, South 8th has potential to be a busy street. Even if children play only in the grass lot, the traffic on South 8th would be dangerous for them as they cross the street to get to the area. We host between 100-130 kids each day, with around 35 outside at any given time. This area is large enough to give that many kids room to run and play safely.

I also want to add that this is not a new request. We have closed this street, during those times, for the past decade or longer. We ask that despite the closure of South 7th, you would be mindful that our activities must continue as usual and that you would allow this closure for the safety of children.

Thank you for your consideration.

Sincerely,



Melissa R. Van Donselaar
Director of Children's Ministry
Central Reformed Church
641-660-6522
central2@mahaska.org



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE: CONSENT AGENDA – ITEM 6

Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by amending provisions pertaining to Chapter 10.24 - Stop and Yield Requirements; and Chapter 10.48 – “Parking Regulations Generally”, Section 10.48.240 – “No Parking Zones.” (3rd reading)

EXPLANATION:

The Public Works Department performed a review of all intersections with all-way stop signs. City staff has studied 16 intersections for all-way stop warrants. Of these 16 intersections, 14 were all-way stop control and 2 were two-way stop control intersections. Among them only two of those intersections, ‘High Avenue West & D Street’ and ‘K Avenue East & North Third Street’, met the Manual on Uniform Traffic Control Devices (MUTCD) warrants for an all-way stop. An additional 5 intersections will remain as all-way stop controls due to proximity to the downtown area and/or the geometric alignment of the intersection. Thus, a total of 7 intersections will operate with all-way stop controls and are listed as follows:

1. D Street & High Avenue West
2. North 3rd Street & K Avenue East
3. South 7th Street & 5th Avenue East
4. South B Street & 2nd Avenue West
5. High Avenue West & South A Street
6. High Avenue East & 1st Street
7. 1st Avenue East & South 1st Street

The twelve intersections which did not meet the all-way stop warrants are recommended to be changed to two-way stop intersections. The proposed regulatory signs north of A Avenue will be implemented on May 28, 2013 and the signs south of A Avenue will be implemented on June 11, 2013 as shown in the following table.

Intersection	Stop Control Direction	Implementation Date
High Ave W & South L St	eastbound & westbound	May 28, 2013
South H St & High Ave W	northbound & southbound	May 28, 2013
3rd Ave W & south M St	eastbound & westbound	May 28, 2013
3rd Ave W & South H St	eastbound & westbound	May 28, 2013
6th Ave W & South D St	eastbound & westbound	May 28, 2013
9th Ave E & South 7th St	eastbound & westbound	May 28, 2013
3rd Ave E & South 11th St	eastbound & westbound	May 28, 2013
B Ave W & North D St	eastbound & westbound	June 11, 2013
North D St & C Ave W	northbound & southbound	June 11, 2013
G Ave W & North I St	eastbound	June 11, 2013
B Ave E & North 3rd St	eastbound & westbound	June 11, 2013
North 9th St & C Ave E	northbound & southbound	June 11, 2013

All intersections recommended to be changed to two-way stop controls were also evaluated for intersection sight visibility. Where parking restrictions do not already exist, a 50' no parking restriction will be required along each side of the thru street so that stopped vehicles can see oncoming traffic.

Staff has also re-evaluated all parking restrictions listed in Section 10.48.240 of the City Code. To accomplish this, the current code was checked against existing conditions. In many cases, additional no parking signs need to be installed. In other cases, obsolete or unclear parking restriction code needs to be updated or changed.

The proposed amendments reflect Staff's attempt to address and resolve Oskaloosa's existing traffic control devices.

BUDGET CONSIDERATION:

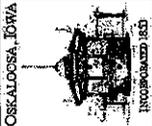
There will be minimal impact to the City Budget for the installation or removal of these traffic control signs.

RECOMMENDED ACTION:

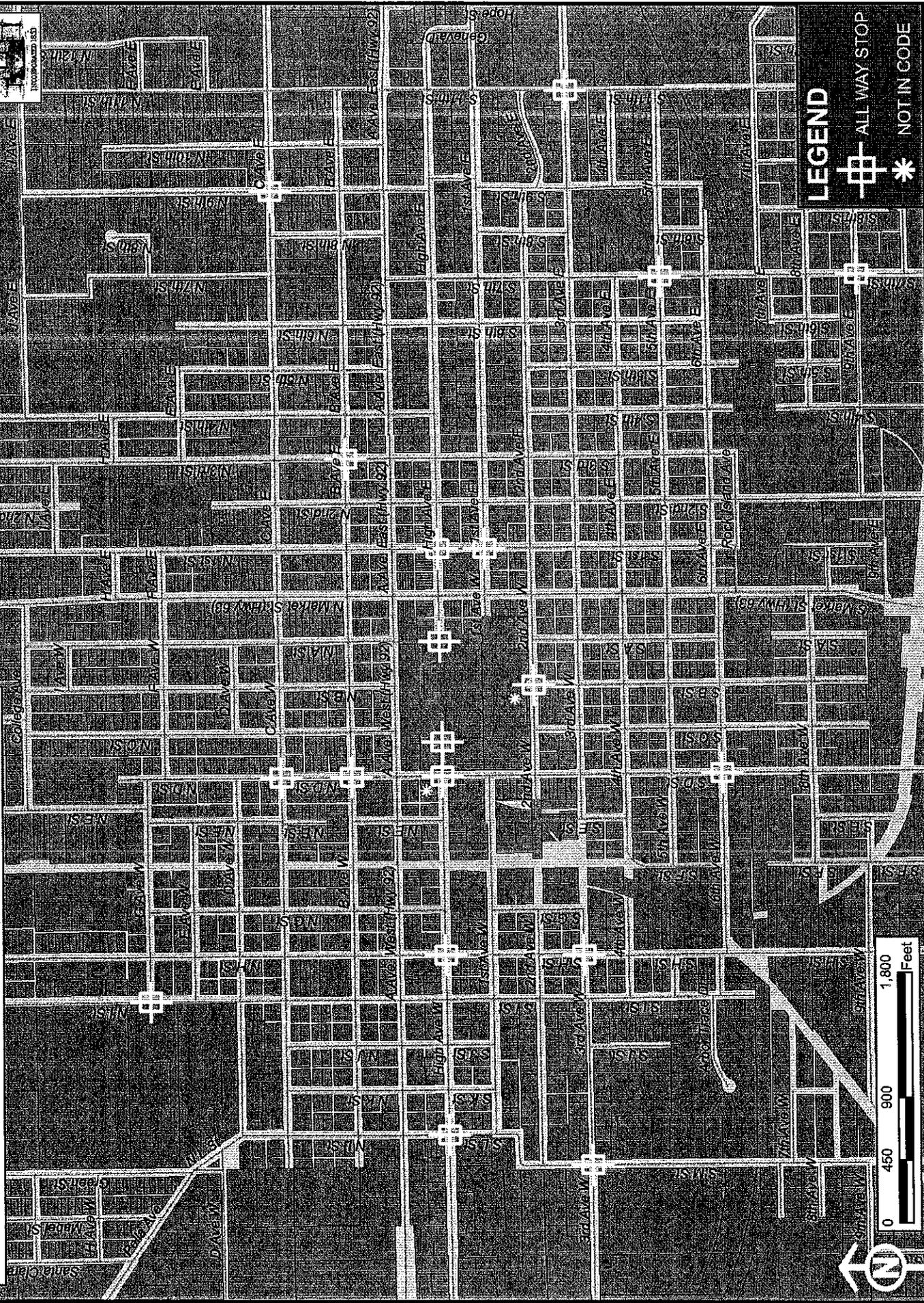
Approve the 3rd reading and adoption of the ordinance.

ATTACHMENTS:

Location Maps and Ordinance.



ALL WAY STOPS - EXISTING CONDITIONS



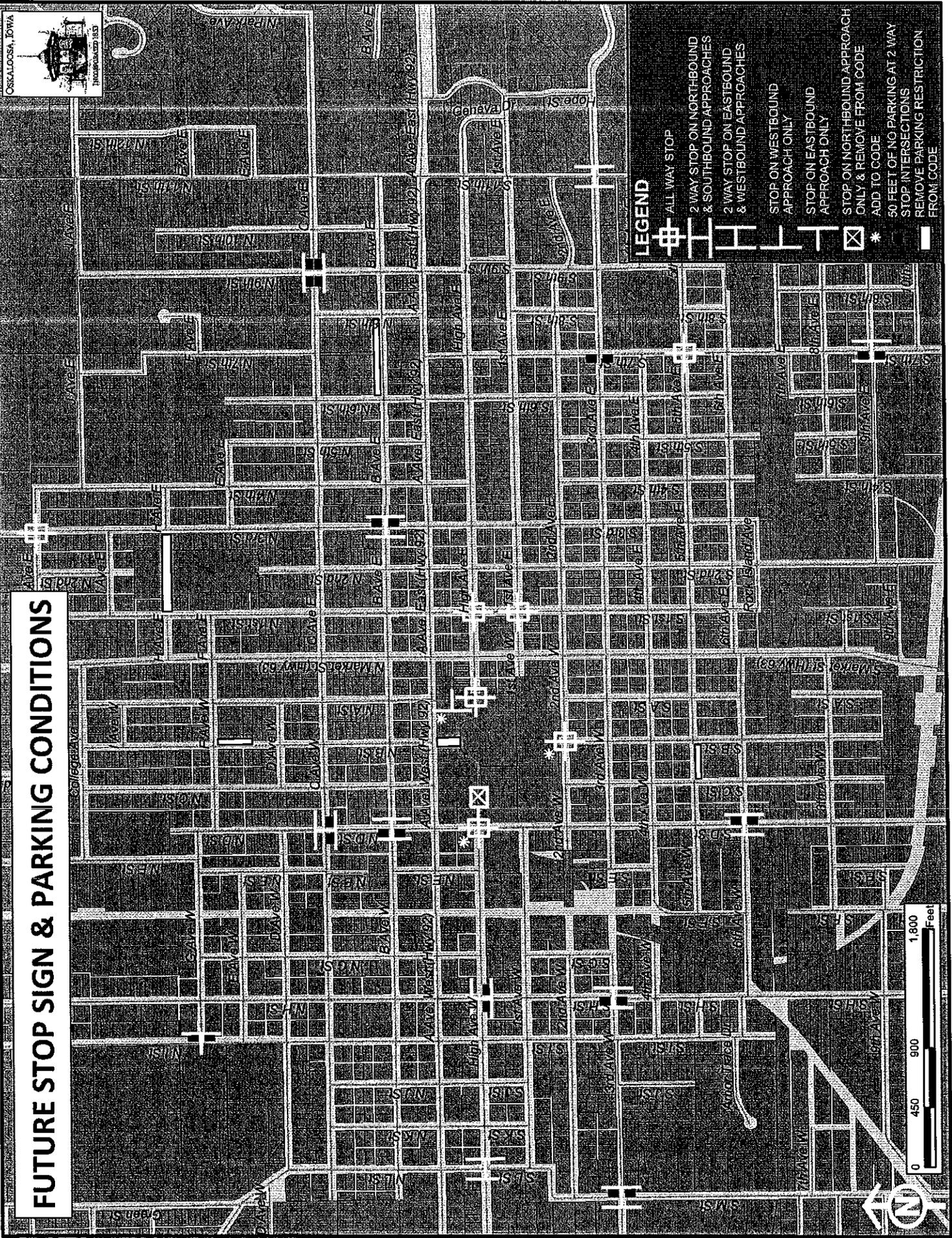
LEGEND

- ALL WAY STOP
- NOT IN CODE





FUTURE STOP SIGN & PARKING CONDITIONS



LEGEND

- # ALL WAY STOP
- T 2 WAY STOP ON NORTHBOUND & SOUTHBOUND APPROACHES
- | 2 WAY STOP ON EASTBOUND & WESTBOUND APPROACHES
- STOP ON WESTBOUND APPROACH ONLY
- STOP ON EASTBOUND APPROACH ONLY
- STOP ON NORTHBOUND APPROACH ONLY & REMOVE FROM CODE
- * ADD TO CODE
- 50 FEET OF NO PARKING AT 2 WAY STOP INTERSECTIONS
- REMOVE PARKING RESTRICTION FROM CODE



ORDINANCE NO. _____

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.

BE IT ENACTED by the City Council of the City of Oskaloosa, Iowa:

SECTION 1. SECTION 10.24.010 - - THROUGH STREETS—STOP REQUIRED is hereby deleted in its entirety.

SECTION 2. SECTION 10.24.010 - - THROUGH STREETS—STOP REQUIRED is hereby amended as outlined on the attachment to this ordinance.

SECTION 3. SECTION 10.24.020 - - STOP INTERSECTIONS is amended by adding the following:

98. High Avenue West. Vehicles traveling east and west on High Avenue West shall stop at L Street.
99. H Street. Vehicles traveling north and south on H Street shall stop at High Avenue West.
100. High Avenue West. Vehicles traveling east on High Avenue West shall stop at North A Street.

SECTION 4. SECTION 10.24.030 - FOUR-WAY STOP INTERSECTIONS is hereby deleted in its entirety.

SECTION 5. SECTION 10.24.030 - FOUR-WAY STOP INTERSECTIONS is hereby amended as follows:

Every driver of a vehicle shall stop before entering the following designated four-way stop intersections:

1. High Avenue and First Street;
2. First Avenue and First Street;
3. North Third Street and K Avenue;
4. D Street and High Avenue West;
5. South Seventh Street and Fifth Avenue West;

SECTION 6. SECTION 10.24.040 - THREE-WAY STOP INTERSECTIONS is hereby deleted in its entirety.

SECTION 7. SECTION 10.24.040 - THREE-WAY STOP INTERSECTIONS is hereby amended as follows:

Every driver of a vehicle shall stop as required before entering the following three-way stop intersections:

1. Second Avenue West and South B Street. Vehicles approaching the intersection of Second Avenue West and South B Street from the north, south, and east shall stop before entering such intersection;
2. South A Street and High Avenue West. Vehicles approaching the intersection of South A Street and High Avenue West from the north, east, and west shall stop before entering such intersection.

SECTION 8. SECTION 10.48.240 - - NO PARKING ZONES is hereby deleted in its entirety.

SECTION 9. SECTION 10.48.240 - - NO PARKING ZONES is hereby amended as outlined on the attachment to this ordinance.

SECTION 10. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 11. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication by law. The regulatory signs north of A Avenue shall be implemented on May 28, 2013 and the signs south of A Avenue shall be implemented on June 11, 2013.

Passed by the Council the _____ day of _____ 2013, and approved this _____ day of _____ 2013.

David Krutzfeldt , Mayor

ATTEST: _____
Amy Miller, City Clerk

I certify that the foregoing was published as Ordinance No. _____ on the _____ day of _____ 2013.

Signed _____

Title 10 - VEHICLES AND TRAFFIC

Chapter 10.24 - STOP AND YIELD REQUIREMENTS

10.24.010 - Through streets—Stop required.

Every driver of a vehicle shall stop, unless a yield is permitted by this chapter, before entering an intersection with the following designated through streets:

1. 4. A Avenue East from west city limits to east city limits;
2. ~~53.~~ B Avenue East from North Market Street to North Third Street;
3. ~~54.~~ B Avenue East from North Third Street to North Ninth Street;
4. ~~20.~~ B Avenue West from A Street to D Street;
5. ~~49.~~ B Avenue West from D Street to H Street;
6. 2. C Avenue East from Market Street to North Ninth Street North Park Avenue;
3. ~~C Avenue East from North Ninth Street to South Park;~~
22. ~~C Avenue West from D Street to I Street;~~
7. ~~21.~~ C Avenue West from Market Street to D I Street;
8. C Avenue West from I Street to L Street;
9. ~~46.~~ College Avenue from Market Street to E Street;
10. ~~46.~~ Eleventh Avenue West from South Market Street to the western city limits;
11. ~~32.~~ Eleventh Street from A Avenue to C Avenue;
12. ~~33.~~ Eleventh Street from C Avenue to J Avenue;
13. ~~9.~~ Eleventh Street from south city limits to Seventeenth Avenue;
14. ~~23.~~ F Avenue West from Market Street to D Street;
15. ~~7.~~ Fifteenth Avenue East from South Market Street to South Eleventh Street;
16. ~~6.~~ First Avenue East from South First Street to South Seventh Street;
17. ~~24.~~ G Avenue West from A Street to I Street;
18. ~~4.~~ Glendale Road from Market Street to the east city limits;
19. ~~5.~~ High Avenue East from First Street to Seventh Street;
20. ~~48.~~ High Avenue East from Seventh Street to Eleventh Street;
21. ~~50.~~ High Avenue West from A Street approximately two hundred sixty feet west of Market Street to B D Street;
22. ~~55.~~ High Avenue West from D Street to H L Street;
56. ~~High Avenue West from H Street to L Street.~~
23. ~~12.~~ Market Street from south city limits to north city limits;
24. ~~49.~~ Ninth Avenue East from Eleventh Street to Seventeenth Street;
25. ~~47.~~ Ninth Avenue East from Second Street to Seventh Street;
26. ~~48.~~ Ninth Avenue East from Seventh Street to Eleventh Street;
27. ~~35.~~ Ninth Street from Third Avenue to High Avenue;
28. ~~25.~~ North D Street from C Avenue to G Avenue;

Title 10 - VEHICLES AND TRAFFIC

Chapter 10.24 - STOP AND YIELD REQUIREMENTS

- ~~29.26.~~ North E Street from G Avenue to the north city limits;
- ~~30.27.~~ North I Street from A Avenue to G M Avenue;
- ~~31.28.~~ North L Street from A Avenue to D Avenue;
- ~~32.44.~~ North Ninth Street from A Avenue to C Avenue;
- ~~33.45.~~ North Ninth Street from C Avenue to J Avenue;
- ~~34.43.~~ North Third Street from C Avenue to K Avenue;
- ~~35.37.~~ North Third Street from K Avenue to Glendale Road;
- ~~36.29.~~ Pella Road from D Avenue to west city limits;
- ~~37.44.~~ Second Street from Fifteenth Avenue ~~To~~ to Sixth Avenue;
- ~~38.36.~~ Second Street from Sixth Avenue to First Avenue;
- ~~39.8.~~ Seventeenth Street from the south city limits to A Avenue East;
- ~~40.40.~~ Seventh Street from Fifteenth Avenue to ~~Ninth~~ Fifth Avenue;
- ~~41.~~ Seventh Street from A Avenue West to Fifth Avenue East;
- ~~42.38.~~ Sixth Avenue East from Market Street to South Seventh Street;
- ~~43.17.~~ Sixth Avenue West from South Market Street to South D Street;
- ~~44.51.~~ South D Street from High Avenue to ~~Sixth~~ Eleventh Avenue;
- ~~52.~~ ~~South D Street from Sixth Avenue to Eleventh Avenue;~~
- ~~45.41.~~ South Eleventh Street from Seventeenth Avenue ~~To Third~~ to A Avenue;
- ~~42.~~ ~~South Eleventh Street from Third Avenue to A Avenue;~~
- ~~46.39.~~ South First Street from Third Avenue East to Sixth Avenue East;
- ~~47.30.~~ South H Street from High Avenue to ~~Third~~ Eleventh Avenue;
- ~~31.~~ ~~South H Street from Third Avenue to Eleventh Avenue;~~
- ~~48.43.~~ Third Avenue East from Market Street to Second Street;
- ~~49.44.~~ Third Avenue East from Second Street to Seventh Street;
- ~~50.45.~~ Third Avenue East from Seventh Street to Eleventh Street;
- ~~51.40.~~ Third Avenue East from South Eleventh Street to South Seventeenth Street;
- ~~52.34.~~ Third Avenue West from D Street to Market Street;

10.48.240 - No parking zones.

No one shall stop, stand or park a vehicle in any specifically designated no parking zones established by ordinance or resolution of the city council, except when necessary to avoid conflict with other traffic or traffic-control signals. The following no parking zones are established:

1. North I on the west side from D Avenue West to M Avenue West;
2. G Avenue West on the south side from North I Street to North D Street;
3. North C Street on the east side from F Avenue West to College Avenue;
4. North D Street on the east side from one-half block south of B Avenue West to G Avenue West;
5. South L Street on both sides from High Avenue to First Avenue;
6. South D Street on both sides from High Avenue to Third Avenue;
7. South D Street on the west side from Third Avenue to Eleventh Avenue;
8. Market Street on the east side from A Avenue to eighty feet south;
9. Sixth Avenue on the north side from Market Street to Seventh Street;
10. South Second on both sides from Sixth Avenue to Ninth Avenue;
11. Ninth Avenue on the north and south sides from Fourth Street to Seventh Street;
12. Fifteenth Avenue on both sides from Market to Eleventh Street;
13. South M Street on the west side from Third Avenue to one hundred fifty feet north of Third Avenue;
14. North K Street on the west side from High Avenue to A Avenue;
15. I Street on the east side from High Avenue to A Avenue;
16. I Street on the west side from Third Avenue to First Avenue;
17. I Street on both sides from sixty feet south of Fifth Avenue to Third Avenue;
18. E Street on the east side from High Avenue to A Avenue;
19. High Avenue on the north side from G Street to H Street;
20. High Avenue on the south side from west city limits to L Street;
21. Second Avenue on the north side from D Street to sixty feet east of B Street;
22. Second Avenue on the south side from A Street to eighty feet east of A Street;
- ~~23. Fifth Avenue on the south side from C Street to B Street;~~
23. 24. Ninth Avenue on the north side from Seventh Street to Seventh Avenue;
24. 25. Tenth Avenue on the north side from Seventh Street to sixty feet east of Seventh Street;
25. 26. Thirteenth Avenue on the north side from two hundred feet west of Seventh to Seventh;
26. 27. Seventh Avenue on the north side from two hundred feet west of Eleventh to Eleventh Street;
27. 28. Seventh Avenue on the south side from Ninth Street to Eleventh Street;
28. 29. Second Avenue on the south side from Market Street to sixty feet west of First Street;
29. 30. Rock Island Avenue on the north side from Market Street to First Street;

- 30. ~~34.~~ Fourth Street on the west side from High Avenue to A Avenue except from nine a.m. to one p.m. on Sundays;
- 31. ~~32.~~ Sixth Street on the east side from sixty feet south of Eighth Avenue to Seventh Avenue;
- 32. ~~33.~~ Eighth Avenue on both sides from Fourth Street to Fifth Street;
- 33. ~~34.~~ Fifth Street on the west side from Fifteenth Avenue to dead end;
- 34. ~~35.~~ Seventh Street on the east side of Fifteenth Avenue to Thirteenth Avenue;
- 35. ~~36.~~ Seventh Street on the west side from ~~two hundred feet south of C. & N. W. R. R.~~ to Tenth Avenue to 465 feet south of Tenth Avenue;
- 36. ~~37.~~ Seventh Street on the east side from 250 feet south of Tenth Avenue ~~C. & N. W. R. R.~~ to First Avenue;
- 37. ~~38.~~ Ninth Street on the west side from Fifth Avenue to Fourth Avenue;
- 38. ~~39.~~ South Eleventh Street on both sides from Ninth Avenue to Fifteenth Avenue;
- 39. ~~40.~~ Green Street on the east side from H Avenue to L Avenue;
- 40. ~~41.~~ D Avenue on the south side from I Street to four hundred feet west of I Street;
- 41. ~~42.~~ College Avenue on the north side from Penn Boulevard to C Street;
- 42. ~~43.~~ College Avenue on the south side from B Street to Market Street;
- 43. ~~44.~~ Gurney Street on the east side from College Avenue to K Avenue;
- 44. ~~45.~~ K Avenue on the south side from Gurney Street to Market Street;
- 45. ~~46.~~ F Avenue on the south side from A Street to Market Street;
- 46. ~~47.~~ K Street on the west side from A Avenue to B Avenue;
- 47. ~~48.~~ C Avenue on the north side from Market Street to Eighth Street;
- 48. ~~49.~~ Peasley Avenue on the south side from sixty feet west of Third Street to Third Street;
- 49. ~~50.~~ Ninth Street on the west side from C Avenue to J Avenue;
- 50. ~~51.~~ Seventh Street on the east side from C Avenue to one hundred feet north of C Avenue;
- 51. ~~52.~~ Third Avenue on the north side from Market Street to D Street;
- 52. ~~53.~~ North Second on the west side from A Avenue East to C Avenue East;
- 53. ~~54.~~ South Third Street on the east side from High Avenue to First Avenue except on Sundays and holidays;
- 54. ~~55.~~ North Third Street on the west side from A Avenue East to K Avenue East;
- 55. ~~56.~~ B Avenue East on the north side from First Street to Second Street;
- 56. ~~57.~~ H Avenue East on the north side from Market Street to North First Street;
- ~~58. H Avenue East on both sides from North First Street to North Third Street;~~
- 57. ~~59.~~ Eleventh Street on both sides from C Avenue East to A Avenue;
- 58. ~~60.~~ First Avenue East on the south side from South Seventh to Eleventh Street;
- 59. ~~61.~~ Third Avenue East on the south side from South Market to South First;
- 60. ~~62.~~ Sixth Avenue West on both sides from South market to South D Street;
- 61. ~~63.~~ South Market on both sides from Fifteenth Avenue to Second Avenue;
- 62. ~~64.~~ North Market on both sides from A Avenue to Sheriff Avenue;

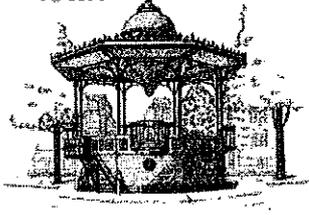
63. 65. A Avenue on both sides from west city limits to east city limits;
64. 66. North Third Street on the west side from K Avenue to the north city limits;
65. 67. H Street on the west side from G Avenue to M Avenue;
66. 68. B Street on the west side from A Avenue to B Avenue;
69. ~~B Street on the east side from two hundred feet north of D Avenue to F Avenue;~~
67. 70. A Street on the west side from B Avenue to one hundred fifty feet south of B Avenue;
68. 74. B Avenue on the south side from Market Street to First Street;
72. ~~B Avenue on the north side from Sixth Street to Eight Street;~~
69. 73. C Avenue on the south side from Eleventh Street to four hundred feet west of South Park;
70. 74. C Avenue on the south side from Tenth Street to Eleventh Street;
71. 75. M Avenue on the south side form North I Street to North Green Street;
72. 76. North Market Street on the west side from High Avenue to twenty-two feet north;
73. 77. South Market Street on the east side from First Avenue to forty-eight feet south of First Avenue;
74. 78. High Avenue West on the north side from Market Street to thirty feet west;
75. 79. High Avenue East on the south side from Market Street to thirty feet east;
76. 80. High Avenue East on the north side from Market Street to forty feet east;
77. 84. First Avenue West on the south side from Market Street to sixty feet west;
78. 82. First Avenue West on the north side from Market Street to thirty feet west;
79. 83. First Avenue East on the south side from Market Street to thirty feet east;
80. 84. First Avenue East on the north side from Market Street to forty feet east;
81. 85. South Fourth Street on both sides from Eighth Avenue to two hundred feet north;
82. 86. Santa Clara Street on the west side from the Pella Road northward five hundred feet;
83. 87. North Eleventh Street on the east side form C Avenue East to J Avenue East;
84. 88. G Avenue West on the north side from two hundred sixty feet west of North E Street to three hundred sixty feet west of North E Street;
85. 89. Third Avenue West on the north and south sides from Market Street to a point eighty feet west;
86. 90. Third Avenue East on the north and south sides from eighty feet west of South Seventh Street to eighty feet east of South Seventh Street;
87. 94. The east side of the 100 Block of North Third Street from a point sixty-five feet south of A Avenue East to A Avenue East;
88. 92. The east side of the 200 Block of North Third Street from a point sixty-five feet north of A Avenue East to A Avenue East;
89. 93. The west side of the 100 Block of North Market Street from a point forty-five feet south of A Avenue to A Avenue;
90. 94. On either side of High Avenue West from L Street to the west city limits;
91. 95. E Avenue East on the north side from North Eleventh Street to North Twelfth Street;
92. 96. High Avenue West on the south side between points twenty feet east and twenty feet west of a driveway located four hundred ninety feet west of D Street;

93. ~~97.~~ B Avenue on the south side from Market Street to I Street except on Sundays and holidays from Market Street to B Street;
94. ~~98.~~ South Third Street on the east side from First Avenue to Sixth Avenue except on Sundays and holidays from First Avenue to Second Avenue;
95. ~~99.~~ C Avenue West on the north side from Market Street to I Street;
96. ~~400.~~ B Avenue East on the north side from Market Street to the alley east of Market Street;
97. ~~404.~~ South Second Street on the east side from Second Avenue to Sixth Avenue;
98. ~~402.~~ Third Avenue East on both sides from Seventh to Eleventh Streets;
99. ~~403.~~ C Avenue West on both sides from I to L Streets;
100. ~~404.~~ Second Avenue West on the south side from B Street to eighty feet east of B Street;
101. ~~405.~~ Third Avenue on the north side from A Street to Seventh Street;
102. ~~406.~~ Third Avenue on the north side from Eleventh Street to Hope Street;
103. ~~407.~~ Seventh Street on the east side from A Avenue to High Avenue;
104. ~~408.~~ North L Street on both sides from High Avenue to A Avenue;
105. ~~409.~~ South C Street on both sides from First Avenue to High Avenue;
- ~~110. North B Street on both sides from High Avenue to A Avenue;~~
106. ~~414.~~ High Avenue West on both sides from two hundred sixty feet west of Market Street to D Street;
107. ~~412.~~ Eleventh Avenue West on both sides from Market Street to M Street;
108. ~~413.~~ North Third Street on the east side from one hundred feet north of Peasley Avenue to seven hundred twenty feet north of Peasley Avenue;
109. ~~414.~~ South D Street on the east side from one hundred feet north of Eighth Avenue to one hundred feet south of Eighth Avenue;
110. ~~415.~~ North B Street on the east side from A Avenue to one hundred feet north of A Avenue on Monday through Saturday from nine a.m. to four p.m.;
111. ~~416.~~ South A Street on the west side from one hundred thirty-six feet south at Second Avenue to Third Avenue;
112. ~~417.~~ North Third Street on the east side forty feet either side of E Avenue East;
113. ~~418.~~ Ninth Avenue East on both sides from Market Street to First Street;
114. ~~419.~~ Seventeenth Street on both sides from A Avenue to three hundred feet south of Ninth Avenue;
115. ~~420.~~ North First Street on the west side from B Avenue to K Avenue;
116. ~~421.~~ South Eighteenth Street on the west side from Ninth Avenue to the Burlington Road;
117. ~~422.~~ Ninth Avenue East on the south side from Second Street to Fourth Street;
118. ~~423.~~ North Fifth Street on the west side from B Avenue to E Avenue;
119. ~~424.~~ Sixth Avenue West on the north side from D Street to H Street;
120. ~~425.~~ H Street on the east side from A Avenue to Sixth Avenue;
121. ~~426.~~ Twelfth Street on the west side from E Avenue to F Avenue;
122. ~~427.~~ Fourth Street on the west side from A Avenue to B Avenue;

123. 428. M Street on the west side from Third Avenue to Ninth Avenue and also on the east side from Third Avenue to six hundred feet south of Third Avenue;
124. 429. South F Street on the west side from the Edmundson Park swimming pool entrance to the south city limits, a distance of approximately seven hundred fifty feet;
125. 430. South F Street on the east side from the Edmundson Park swimming pool entrance to the south city limits, a distance of approximately one hundred feet;
126. 434. North Third Street on the east side from Sheriff Avenue to Glendale Road;
127. 432. Sheriff Avenue on the north side from Third Street to Kemble Street;
128. 433. Eleventh Street on both sides from A Avenue to Ninth Avenue;
129. 434. South First Street on the west side from sixty feet north of the centerline of Second Avenue to one hundred thirty-three feet north of the centerline of Second Avenue;
130. 435. Fourth Street on the east side from two hundred feet south of Eight Avenue to Ninth Avenue;
131. 436. Fourth Street on the west side from Eighth Avenue to Ninth Avenue;
132. 437. South Third Street on the east side from Sixth Avenue to the south side of Rock Island Avenue;
133. 438. Rock Island Avenue on the south side from a point one hundred twenty feet east of South Second Street east to the dead end;
134. 439. Orchard Avenue on the south side from Green Street to the roundabout;
135. 440. Orchard Avenue on the north side from Santa Clara Street to the roundabout;
136. 444. High Avenue West on the north side from H Street to L Street;
137. 442. North Third Street on the east side from a point two hundred and fifteen feet north of C Avenue to a point three hundred and twenty-five feet north of C Avenue;
138. 443. Fox Run Drive on both sides from Seventh Street to four hundred fifty feet southwesterly of Seventh Street;
139. 444. North Third Street on the east side from C Avenue to a point fifty feet north of C Avenue.
140. 445. North side of B Avenue West at the following locations:
1. Fifty feet at westbound approach leg of B Ave West and North G Street intersection.
 2. Ten feet on both sides of north-south alley and driveway adjacent to 711 B Ave West.
141. 446. From 8:00 a.m. to 3:30 p.m. along the east side of Gurney Street from Trueblood Avenue to Rosenberger Avenue.
142. 447. Along both sides of North Green Street from M Avenue West to two thousand nine hundred and fifty feet north of M Avenue West.
143. 448. Along the north side of E Avenue East from North 3rd Street to North 4th Street.
144. 449. Along the east side of North 12th Street between E Avenue East and F Avenue East.
145. 450. Fifty feet north and south of Third Avenue West on the east side of South M Street.
146. 454. Fifty feet east and west of H Street on the south side of High Avenue West.
147. 452. Fifty feet north and south of Third Avenue West on the west side of South H Street.
148. 453. Fifty feet north and south of G Avenue West on the east side of North I Street.
149. 454. Fifty feet east and west of North D Street on the south side of C Avenue West.
150. 455. Fifty feet north and south of B Avenue West on the west side of North D Street.

151. 456. Fifty feet north and south of Sixth Avenue West on the east side of South D Street.
152. 457. Fifty feet north and south of B Avenue East on the east side of North Third Street.
153. 458. Fifty feet east and west of North Ninth Street on both sides of C Avenue East.
154. 459. Fifty feet north and south of Ninth Avenue East on the west side of South Seventh Street.
155. 460. Fifty feet north and south of Third Avenue East on the west side of South Seventh Street.

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: David Dixon,
City Attorney

ITEM TITLE: CONSENT AGENDA – ITEM 7

Consider an ordinance amending the City Code of the City of Oskaloosa, Iowa by deleting Oskaloosa city ordinance No. 736 and No. 741. (2nd reading)

EXPLANATION:

City staff has requested a revision to city ordinances to delete Ordinances 741 and 736 relative to gifts to city employees, officials or family members and the reporting thereof, as part of a planned revision of city ordinances relative to these matters. It is intended that the current ordinances be deleted. These revisions are necessary so that intended revisions to the City Employee Handbook may be made and updated.

Recommended Action: Adoption of an ordinance deleting current Oskaloosa City Ordinances No. 736 and No. 741 relative to gifts to city employees, officials or family members. (2nd reading)

BUDGET CONSIDERATION:

None.

ATTACHMENTS: Ordinances.

ORDINANCE NO. _____

AN ORDINANCE DELETING OSKALOOSA CITY ORDINANCES 736 AND 741 FROM THE OSKALOOSA CITY CODE.

BE IT ENACTED by the City Council of the City of Oskaloosa, Iowa:

SECTION 1. Oskaloosa City Ordinances 736 and 741 are hereby deleted and abrogated.

SECTION 2. WHEN EFFECTIVE. This amendment to the ordinance shall be in effect from and after its final passage, approval, and publication by law.

Passed by the Council the _____ day of _____ 2013, and approved this _____ day of _____ 2013.

David Krutzfeldt, Mayor

ATTEST: _____
Amy Miller, City Clerk

I certify that the foregoing was published as Ordinance No. _____ on the ____ day of _____ 2013.

Signed

ORDINANCE NO. 736

AN ORDINANCE TO REQUIRE THE REPORTING OF THINGS OF VALUE GIVEN TO AND RECEIVED BY CITY OFFICIALS, EMPLOYEES, AND THEIR FAMILY MEMBERS AND BUSINESSES.

BE IT ORDAINED by the Council of the City of Oskaloosa, Iowa:

The Oskaloosa Municipal Code is amended by adding the following new chapter to read as follows:

THE GIVING AND REPORTING OF GIFTS

SECTION 1. DONEE REPORTING OF GIFTS: An elected or appointed official or employee of this city, or the spouse, or minor child of an elected or appointed official or employee of this city, or firm of which the elected or appointed official or the employee of this city holds ten percent or more of the stock either directly or indirectly, shall disclose in writing on a report form developed by the Secretary of State, the nature, date, and the name of the donor, and the name of such person as donee to which a gift or gifts were made where the gift or gifts exceed fifteen dollars in cumulative value in any one calendar day. However, the donee need not report food and beverage provided for immediate consumption in the presence of the donor.

By the fifteenth day of the month following the month in which the gift has been received, a copy of the report disclosing the gift or gifts shall be filed in the office of the county auditor of the county or counties in which the city is located.

SECTION 2. DONOR REPORTING OF GIFTS: A donor of a gift to an elected or appointed official or to an employee of the city, or to the spouse, or to minor child of an elected or appointed official or employee of this city, or to a firm of which the elected or appointed official or the employee of the city is a partner, or to a corporation of which the elected or appointed official or the employee of the city holds ten percent or more of the stock either directly or indirectly, shall disclose in writing on the form developed by the Secretary of State, the nature, amount, date, and name of the donor and the name of the donee of a gift or gifts made by the donor which gift or gifts exceeds fifteen dollars in cumulative value in any one calendar day. However, the donor need not report food and beverage provided for immediate consumption in the presence of the donor.

By the fifteenth day of the month following the month in which the gift was received, a copy of the report disclosing the gift or gifts shall be filed by the donor, with the county auditor of the county or counties in which the donee's city is located.

SECTION 3. DEFINITION OF GIFT: For purpose of this ordinance "gift" is defined as follows:

1. "Gift" means a rendering of money, property, services, granting a discount, loan forgiveness, payment of indebtedness, or anything else of value in return for which legal consideration of equal or greater value is not given and received, if the donor is in any of the following categories:

a. Is doing or seeking to do business of any kind with the City of Oskaloosa. For purposes of this ordinance, "doing business with the city" means being a party to any one or any combination of sales, purchases, leases, or contracts to, from, or with the city.

b. Is engaged in activities which are regulated or controlled by the City of Oskaloosa.

c. Has interests which may be substantially and materially affected by the performance or nonperformance of the donee's official duty.

d. Is a lobbyist with respect to matters within the donee's jurisdiction.

2. However, "gift" does not mean any of the following:

a. Campaign contributions.

b. Informational material relevant to a public servant's official functions, such as books, pamphlets, reports, documents, or periodicals, and registration fees or tuition not including travel or lodging, for not more than three days, at seminars or other public meetings conducted in this state, at which the public servant receives information relevant to the public servant's official functions. Information or participation received under the exclusion of this paragraph may be applied to satisfy a continuing education requirement of the donee's regulated occupation or profession if the donee pays any registration costs exceeding thirty-five dollars.

c. Anything received from a person related within the fourth degree by kinship or marriage, unless the donor is acting as a agent or intermediary for another person not so related.

d. Any inheritance.

e. Anything available to or distributed to the public generally without regard to official status of the recipient.

f. Food, beverages, registration, and scheduled entertainment at group events to which all members of either house or both houses of the General Assembly are invited.

"Member of the General Assembly" means an individual duly elected to the Senate or House of Representatives of the State of Iowa.

g. Actual expenses for food, beverages, travel, lodging, registration, and scheduled entertainment of the donee for a meeting, which is given in return for participation in a panel or speaking engagement at the meeting.

h. Plaques or items of negligible resale value given as recognition for public services.

3. The value of the gift is determined as follows:

a. An individual making a gift on behalf of more than one person shall not divide the value of the gift by the number of persons on whose behalf the gift is made.

b. The value of a gift to the donee is the value actually received.

c. For the purposes of the reporting requirements of this ordinance, a donor of a gift made by more than one individual to one or more donees, shall report the gift if the total value of the gift to the donee exceeds fifteen dollars.

SECTION 4. FILING WITH COUNTY. The City Clerk shall file a copy of this ordinance with the county auditor of the county (or counties) in which this city is located, within fifteen days of passage of this ordinance.

SECTION 5. This ordinance shall be in effect after its final passage, approval, and publication as provided by law.

PASSED AND APPROVED this 17th day of August, 1987.

Ron Krusemark
Ron Krusemark, Mayor

ATTEST:

Marilyn Sears
Marilyn Sears, City Clerk

I certify that the foregoing was published as Ordinance No. 736 on the 26th day of August, 1987.

Marilyn Sears
Marilyn Sears, City Clerk

ORDINANCE NO. 741

AN ORDINANCE AMENDING THE CITY CODE OF OSKALOOSA, IOWA, BY ADDING A PROVISION TO THE CHAPTER ON GIFTS CONCERNING REPORTING BY A DONOR WHERE A CITY OFFICIAL OR EMPLOYEE HAS BEEN INVITED TO A GROUP EVENT AT WHICH FOOD AND OTHER THINGS OF VALUE ARE PROVIDED BY THE DONOR OR DONORS

BE IT ORDAINED by the Council of the City of Oskaloosa, Iowa:

Section 1. The Oskaloosa Municipal Code is amended by adding a new section 2.38.040 to read as follows:

(4) REPORTING FOR GROUP EVENTS. Expenses for food, beverages, registration and scheduled entertainment at group events to which all members of either house or both houses of the general assembly have been invited, and where an elected or appointed official or employee of this city has been invited, shall be reported by the donor for each such event. The donor shall report the date, location, and total expense incurred by the donor or donors. By the fifteenth day of the month following the month in which the group event occurred, a copy of the report shall be filed by the donor with the county auditor of the county or counties in which the city of the invited city official or employee is located.

Section 2. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED by Council on the 16th day of November, 1987, and approved this 16th day of November, 1987.

Ron Krusemark
 Ron Krusemark, Mayor

ATTEST:

Barbara Willoughby
 Barbara Willoughby, Deputy City Clerk

I certify that the foregoing was published as Ordinance No. 741 on the 24th day of November, 1987

Barbara Willoughby
 Barbara Willoughby, Deputy City Clerk



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE:

Consider an ordinance amending the zoning ordinance of the City of Oskaloosa, Iowa by rezoning the property at 202 South 11th Street from R-2, Urban Family Residential, to CC, Community Commercial District. (2nd reading)

EXPLANATION:

Mr. J.D. Fiechtner, the owner of the property at 202 South 11th Street, has submitted a rezoning request for his property. Shortly after purchasing the property for commercial use, he learned that it was zoned Urban Family Residential (R-2). The existing uses of his property include general offices, business support, and agricultural sales/service. Mr. Fiechtner is proposing to expand both the office space and the agricultural/business sales and support services in order to use the property for events, group gatherings, rental space, and incidental storage for the agricultural/business sales and services. The proposed commercial uses are therefore general offices, agricultural sales/service, and business support. According to Table 17.08B "Permitted Uses by Zoning Districts" of Chapter 17.08 in the Oskaloosa Municipal Code, the above mentioned land uses are not permitted in an R-2 district.

As a result of Mr. Fiechtner's request, and in order to avoid spot zoning in that area, Phyllis Childers and the First Church of the Nazarene were contacted to evaluate the future zoning of their properties adjacent to 202 South 11th Street: parcel #1118453012 and parcel #1118453014. In the past, the use of these parcels was for religious assembly and recreational use. Phyllis Childers opposed the rezoning of her property due to the harsher impact on the residential area but she did not oppose the rezoning of 202 South 11th. The First Church of the Nazarene had no objection to the rezoning of either property.

The Planning & Zoning Commission considered this item at their April 8, 2013 meeting and recommended by a vote of 7 to 0 that the City Council approve the request that the property at 202 South 11th Street be rezoned as Community Commercial District. However, the other two parcels (parcel #1118453012 and parcel #1118453014) were

recommended to remain as Urban Family Residential District. The property at 202 South 11th Street will also need a conditional use permit in order to conduct agricultural sales/service.

The Staff recommendation was that the zoning of all three parcels be changed from Urban Family Residential (R-2) to Community Commercial (CC) in order to avoid spot zoning and to bring all 3 parcels into zoning compliance for their existing use.

Note: Listed below are definitions and permitted use types by zoning districts as per Oskaloosa Municipal Code.

Urban Family Residential (R-2):

This district is intended to provide for medium density residential development, characterized by single-family dwellings on moderately-sized lots along with low density multi-unit residential structures such as duplexes and townhouses. It provides regulations to encourage innovative forms of housing development. It adapts to both established and developing neighborhoods, as well as transitions between single-family and multi-family areas. Its regulations are intended to minimize traffic congestion and to assure that density is consistent with the carrying capacity of infrastructure.

Community Commercial (CC):

This district is intended for commercial facilities which serve the needs of markets ranging from several neighborhoods to the overall region. While allowed commercial and office uses are generally compatible with nearby residential areas, traffic and operating characteristics may have more negative effects on residential neighborhoods than those permitted in the LC district. CC districts are appropriate at major intersections, at the junction of several neighborhoods, or at substantial commercial subcenters.

Note: Listed below are definitions and permitted use types by zoning districts as per Oskaloosa Municipal Code Chapter 17.06.

Religious Assembly. *A use located in a permanent building and providing regular organized religious worship and religious education incidental thereto (excluding private primary or private secondary educational facilities, community recreational facilities, day care facilities, and incidental parking facilities). A property tax exemption obtained pursuant to Property Tax Code of the State of Iowa shall constitute prima facie evidence of religious assembly use.*

General Offices. *Use of a site for business, professional, or administrative offices who may invite clients from both local and regional areas. Typical uses include real estate, insurance, management, travel, or other business offices; organization and association offices; or professional offices.*

Agricultural Sales and Service. *Establishments or places of business engaged in sale from the premises of feed, grain, fertilizers, farm equipment, pesticides and similar goods or in the provision of agriculturally related services with incidental storage on lots*

other than where the service is rendered. Typical uses include nurseries, hay, farm implement dealerships, feed and grain stores, and tree service firms.

Business Support Services. Establishments or places of business primarily engaged in the sale, rental or repair of equipment, supplies and materials or the provision of services used by office, professional and service establishments to the firms themselves but excluding automotive, construction and farm equipment. Typical uses include office equipment and supply firms, small business machine repair shops or hotel equipment and supply firms, messenger and delivery services, custodial or maintenance services, and convenience printing and copying.

BUDGET CONSIDERATION:

Revenue of \$250.00 for rezoning application fee.

RECOMMENDED ACTION:

Approve the second reading of the ordinance.

ATTACHMENTS:

Ordinance, Location Map, Table 17.08 – Permitted Uses, email, and Rezone Application.

ORDINANCE NO. _____

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.

BE IT ENACTED by the City Council of the City of Oskaloosa, Iowa:

SECTION 1. The purpose of this ordinance is to change the zoning of the following described parcel of land located at 202 South 11th Street from R-2, Urban-Family Residential District to CC, Community Commercial District, legally described as follows:

Lot Four of Hope Subdivision to the City of Oskaloosa, Mahaska County, Iowa.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication by law.

Passed by Council the _____ day of May, 2013 and approved this _____ day of May, 2013.

David Krutzfeldt, Mayor

ATTEST: _____
Amy Miller, City Clerk

I certify that the foregoing was published as Ordinance No. _____ on the _____ day of May, 2013.

Signed _____

City of Oskaloosa

Request for zoning change from Urban Family Residential (R-2) to Community Commercial (CC)

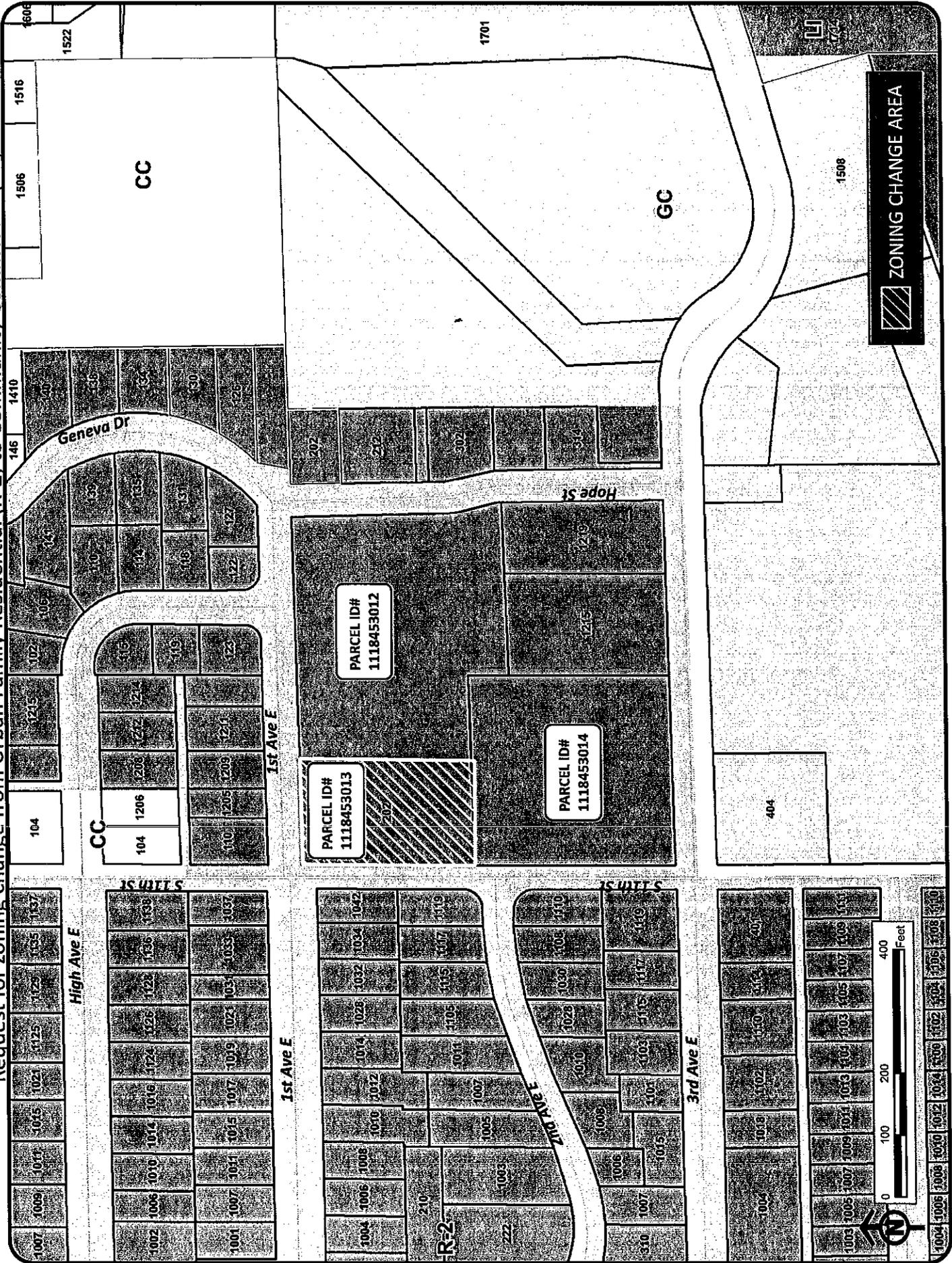


Table 17.08b
Permitted Uses by Zoning Districts

Use Types	AG	RR	R- 1	R- 2	R- 3	R- 4	UC	LC	CC	DC	GC	HC	BP	LI	GI	Additional Regulations
Agricultural Uses																
Horticulture	P	P	C	C	C	C		C	P	C	C	C				17.22.020(A)
Crop production	P	P														
Animal production	P															17.22.020(B)
Commercial feedlots																17.22.020(C)
Livestocks sales																
Residential Uses																
Single-family Detached	P	P, L(1)	P, L(1)	P, L(1)	P, L(1)	P	P, L(1)	C								17.22.030(A)
Single-family Attached	C	C	C	P	P	P	P	C								17.22.030(B)
Duplex				P	P		P	C								
Two-family				P	P		P	C								17.22.030(D)
Townhouse				P	P		P	P		P						17.22.030(C)
Multiple-family					P		C	P	C	P	C					
Downtown residential										P						17.22.030(E)
Group residential	C	C			P			C	C							17.22.030(F)
Manufactured housing residential	P	P, L(1)	P, L(1)	P, L(1)	P, L(1)	P, L(2)		C								
Mobile home park						P, L(2)										17.22.030(G)
Mobile home subdivision						P, L(2)										17.22.030(H)
Retirement residential	C	C	C	P	P		P	P	C	P	C					

L(1) = Single-family detached dwellings provided that:

All single-family detached dwellings for which a building permit has been issued (date of enactment), shall comply with the following minimum design standards

1. The dwelling shall have a minimum width facing the street of twenty-four feet.
2. The minimum horizontal dimension of the main body of the dwelling unit shall not be less than twenty feet.
3. A minimum of fifteen percent of the facade of the building facing the street shall consist of windows, doors and other building openings.
4. Any foundation skirting material shall have the appearance of masonry or poured concrete typical of site-built homes.

Installation of the skirting must be installed within thirty days following the installation of the home, or the first day of May if the ground is frozen at the time the home is placed.

L(2) = Applies in all factory built homes (Refer to Section 17.04.030 for definitions). Any foundation skirting material shall have the appearance of masonry or poured concrete typical of site-built homes. Installation of the skirting must be installed within thirty days following the installation of the home, or the first day of May if the ground is frozen at the time the home is placed.

Table 17.08B

Permitted Uses by Zoning Districts (Continued)

Use Types	AG	RR	R-1	R-2	R-3	R-4	UC	LC	CC	DC	GC	HC	BP	LI	GI	Additional Regulations
Office Uses																
Corporate offices					C		P	P	P	P	P	P	P	P	P	
General offices					C		P	P	P	P	P	P	P	P	P	
Financial offices							P	P	P	P	P	P	P	P	P	
Medical offices					C		P	P	P	P	P	P	P	P	C	
Commercial Uses																
Ag sales/service									C	C	P	P		P	P	
Auto rental/sales							P		C	P	P	P		C		17.22.050(C)
Auto services							C	C	P	P	P	P		P	P	17.22.050(A),
Body repair									C	C	P	P		P	P	17.22.050(A)
Equip rental/sales										C	P	P		P	P	17.22.050(C)
Equipment repair											P	P		P	P	17.22.050(A)
Bed and breakfast	C	C	C	C	C		P	P	P	P	P	P				17.22.050(D)
Business support							P	P	P	P	P	P	P	P	P	
Business/trade school									P	P	P	P	P	P	P	
Campground									C		C	C				17.22.050(E)
Cocktail lounge							C		P	C	P	P	C	P	P	17.22.050(F)
Commercial rec (indoor)							C	C	P	P	P	P	P	P	P	17.22.050(F)
Commercial rec (outdoor)											P	P		P	P	
Communication service							P	C	P	P	P	P	P	P	P	
Construction sales/service							C		C	C	P	P		P	P	
Consumer service							P	P	P	P	P	P	P	P	P	
Convenience storage									C		C	C		P	P	17.22.050(G)
Crematorium							C	C	C	C	C	C		C	C	
Food sales (convenience)							P	C	P	P	P	P	P	P	P	
Food sales (limited)							P	P	P	P	P	P	P	P	P	
Food sales (general)							C	C	P	P	P	P				

P = Uses permitted by right
 C = Uses permitted by conditional use permit
 Blank = Use not permitted

Table 17.08B

Permitted Uses by Zoning Districts (Continued)

Use Types	AG	RR	R-1	R-2	R-3	R-4	UC	LC	CC	DC	GC	HC	BP	LI	GI	Additional Regulations
Commercial Uses (Cont.)																
Food sales (supermarkets)									P	P	C	C				
Funeral service						C	P	P	P	P	P	P	P	P	P	
Kennels	P	C									C	C		P	P	
Laundry services										C	P	P		P	P	
Liquor sales									P	P	P	P		C		
Lodging							P		P	P	P	P	P	C		
Personal improvement							P	P	P	P	P	P	P	P	P	
Personal services							P	P	P	P	P	P	P	P	P	
Pet services	C						P	P	P	P	P	P	P	P		
Research services							P	P	P	P	P	P	P	P	P	
Restaurants (drive-in)							C		P	C	P	P		C	C	17.22.050(H)
Restaurants (general)							P	P	P	P	P	P	P	C	C	17.22.050(H)
Restricted business											C			C	P	17.22.050(I)
Retail services (limited)							P	P	P	P	P	P	C			
Retail services (large)								C	P	C	P	P				
Retail services (mass)									C	C	P	P				
Stables	C	C														
Surplus sales										C	P			P	P	
Trade services							C		C	C	P	P	P	P	P	
Vehicle storage (short-term)							C				P			P	P	
Veterinary services	C	C					P	C	C	C	P	P		P	P	
Parking uses																
Off-street parking							C		C	P	P	P	C	P	P	
Parking structure									C	P	C	C	C	P	P	

P = Uses permitted by right
 C = Uses permitted by conditional use permit
 Blank = Use not permitted

Table 17.08B

Permitted Uses by Zoning Districts (Continued)

Use Types	AG	RR	R-1	R-2	R-3	R-4	UC	LC	CC	DC	GC	HC	BP	LI	GI	Additional Regulations
Industrial Uses																
Agricultural industry														C	P	17.22.070
Construction yards														P	P	17.22.070
Custom manufacturing							C		C	P	P	P	P	P	P	17.22.070
Light industry													C	P	P	17.22.070
General industry														P	P	17.22.070
Heavy industry															C	17.22.070
Recycling collection									C	C	P			P	P	17.22.070
Recycling processing														P	P	17.22.070
Resource extraction															C	17.22.060(A), 17.22.070
Salvage services															P	17.22.060(B), 17.22.070
Vehicle storage (long-term)											C			P	P	17.22.070
Warehousing (enclosed)										C	C	C	P	P	P	17.22.070
Warehousing (open)														C	P	17.22.070
Transportation uses																
Aviation													C	C	P	
Railroad facilities										C	C		C	P	P	
Truck terminal											C			C	P	17.22.070
Transportation terminal									P	P	P	P		P	P	
Miscellaneous Uses																
Alternative energy production devices	C	C	C	C	C	C	C	C		C	C	C	P	P	P	
Amateur radio tower	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Communications tower	C	C	C	C	C	C	C	C	C	C	C	C	P	P	P	17.22.080(A)

P = Uses permitted by right
 C = Uses permitted by conditional use permit
 Blank = Use not permitted

Akhilesh Pal

From: Jerome Fiechtner [jdfiechtnerdvm@gmail.com]
Sent: Monday, March 18, 2013 3:34 PM
To: Akhilesh Pal
Subject: Re: Question on zoning

Dear Mr. Pal,

Thank you for getting back in contact with me. I will respond with basic information you requested. If you need more in depth discussion or understanding, please let me know when I could meet with you to discuss in person.

Section A of addendum to request that I submitted:

All 5 offices are currently occupied. The management of the listed Agribusinesses are being accomplished (very little traffic through office beyond office occupants. 0-3 people per day average). Conference room is used routinely, and has been utilized for a couple of large group meetings/gatherings with presentations.

Proposed to continue with occupied offices and conference space, and for events/meetings/group gatherings (rented out).

History:

The offices and conference room were all in place when the property was purchased. I assume use was office, or Sunday School rooms (there had been daycare here at one time). Conference room was called an auditorium and had been used some as a place for band to practice and play.

Ancient history was offices and showroom of car dealership.

Section B:

Currently used as break room on a daily basis. This space has been utilized a few times for larger groups (have served food and beverages to people attending meeting / presentations). Proposed to be utilized occasionally as rental for events/meetings/gatherings.

History:

The cabinets and counters were all in place in the kitchen/break room area. I think they had been used by the church youth group for gatherings and food serving. There was some gaming equipment in the space also.

Section C:

Currently used as garage parking. has been used to build 2 parade floats for special events. Proposed for possible special uses as described in initial request (a garage space)

History:

Recently used as an indoor archery range, as well as indoor skating course.

Ancient History this area was service garage for car dealership.

Section D:

Warehouse building currently used for storage of personal vehicle and RV. Proposed use of additional office space (in finished area) and/or rental storage. Possible warehouse inventory of supplies for mobile agribusiness repair and maintenance.

History:

Finished area for youth gaming room with black lighting option. Unfinished area I assume was for storage.

Ancient History the warehouse still has anchors in floor for straightening auto frames as well as wiring for air compressors and other equipment for body shop and repair. The old auto paint room is what was finished into part of the gaming area.

In summary, I am looking to be in compliance for offices on a daily basis. Possible occasional rental space for meetings and/or gatherings. Warehouse for storage or inventory needs.

If you need more clarification, please stop by for a visit to see for yourself, or let me know when I can meet at your office for discussion.

Thanks,
JD Fiechtner
641.660.3214

On Mar 18, 2013, at 11:08 AM, Akhilesh Pal wrote:

> Hello Mr. Fiechtner,

>

> We both have playing phone tags here for the last week. The reason I
> called you was to get more information on the zoning for your property
> on South 11th Street. You submitted a revised document indicating the
> possible land uses for your property. I need you to differentiate
> between the existing, previous (if possible) and proposed land uses of
> the property. This will help us decide on the proposed zoning.
> Please let me know if you have any questions.

>

> Thanks

>

> Akhilesh Pal, P.E.
> Public Works Director
> City of Oskaloosa
> 804 South D Street
> Oskaloosa, Iowa 52577
> Ph: 641-673-7472
> fax 641-673-3733
> akhilesh.pal@oskaloosaiowa.org

>

> All information in this Communication, including attachments, is
> strictly confidential and intended solely for delivery to and
> authorized use by the
> addressee(s) identified above, and may contain privileged,
> confidential information entitled to protection and/or exempt from
> disclosure under acceptable law. If you are not the intended
> recipient, please take notice that any use, distribution or copying of
> this Communication, and/or action taken or omitted to be taken in
> reliance upon it, is unauthorized and may be unlawful. If you have
> received this Communication in error, please notify the sender and delete this
Communication from your computer.

>

> -----Original Message-----

> From: Jerome Fiechtner [mailto:jdfiechtnerdvm@gmail.com]
> Sent: Tuesday, February 12, 2013 3:23 PM
> To: akhilesh.pal@oskaloosaiowa.org
> Subject: Question on zoning

>
> Dear Akhilesh Pal,
> I am writing this email to ask on the proper procedures to follow in
> proactively addressing a zoning concern I have. I purchased property
> at 202 South 11th Street last summer through a realty agency repping
> for Gateway Nazarene Church. The sale and inspections all were
> completed professionally and handled well.
>
> My concern is that I recently was informed of the fact the zoning for
> this lot (buildings and parking lot) is R2 / residential. I purchased
> the property as advertised as commercial property and buildings. My
> bid sheet for offer to buy was on Commercial/Nonresidential contract.
> The assessors office has the buildings assessed as commercial in its
> valuation. But the zoning map has it in R2 (I recently was informed).
>
> I bought the property for an office building with associated warehouse
> and was confident I was within zoning regulations since it was a
> "commercial property". I am having no issues at this time with
> neighbors/neighborhood and do not expect any issues (I had one close
> neighbor ask to rent "long term storage" in the warehouse, which is
> not compliant with R2). I am wanting to address the zoning issue to be
> completely compliant with city regulations.
>
> Please let me know if I need to speak or meet with anyone or the
> zoning commisiion to try to work through this situation. Can zoning be
> changed? Can a waiver be obtained? What is the best avenue to travel with this issue?
>
> I look forward to your ideas and comments.
>
> Sincerely,
> J.D Fiechtner
> 202 South 11th Street
> PO Box 1126
> Oskaloosa, Iowa 52577
>

CEIV
2/22/2013

REZONING APPLICATION

APPLICANT NAME: Jerome D. Flechtner & Janet Reese

APPLICANT ADDRESS: 1706 North Park Ave
Oskaloosa, Iowa 52577

OWNER NAME: Jerome D. Flechtner & Janet Reese

PHONE NUMBER: (641) 673-8778

ADDRESS OF PROPERTY: 202 South 11th Street

LEGAL DESCRIPTION: (Please provide a copy of the legal description from the Mahaska County Recorder's Office.) Lot Four of Hope Subdivision

REQUEST REZONING FROM Residential / R 2
TO Commercial

REASON FOR REZONING APPLICATION AND THE NATURE AND OPERATING CHARACTERISTICS OF THE PROPOSED USE:

The reason for request for rezoning is to be in compliance with the city code. When we purchased the property in June 2012 it was represented as Commercial Buildings & Property and the real estate offer / contract was for Commercial / Non-Residential Real Estate. The proposed use is for offices for management & oversight of agribusiness in/around Oskaloosa area, and possible storage in standing steel warehouse.

NOTE: ANY GRAPHIC INFORMATION, INCLUDING SITE PLANS, ELEVATIONS, OTHER DRAWINGS, OR OTHER MATERIALS DETERMINED BY ZONING ADMINISTRATOR TO BE NECESSARY TO DESCRIBE THE PROPOSED USE TO THE PLANNING AND ZONING COMMISSION AND/OR THE CITY COUNCIL WILL BE INCLUDED WITH THIS APPLICATION.

PLEASE SUBMIT THE \$250.00 APPLICATION FEE WITH THIS REQUEST.

Jerome D. Flechtner / Janet Reese
SIGNATURE OF OWNER

DATE: 2/22/13



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: Public Works Department,
Waste Water Division

ITEM TITLE:

Consider a resolution approving plans, specifications, form of contract, and estimated cost; and also for ordering publication of notice of hearing, and notice to bidders for the West Area Sanitary Sewer Improvements.

EXPLANATION:

Garden & Associates has prepared plans and specifications for the construction of sanitary sewer improvements; including a new pump station, force main, and gravity sewer lines; to serve the area west of Iowa Highway 163 and north of Suffolk Road. This item allows staff to proceed with scheduling a public hearing on plans, specifications, and a bid letting date for the West Area Sanitary Sewer Improvements Project. The preliminary engineering cost estimate for this project is \$547,116. If the project is awarded then the construction work is proposed to commence mid July depending on the weather. The anticipated work completion time is 65 working days.

The City Council is prepared to obtain bids for the West Area Sanitary Sewer Improvements project. Bids will be received and opened on Tuesday, June 11, 2013, at 10:00 a.m. and presented to the City Council on Monday, June 17, 2013.

BUDGET CONSIDERATION:

No financial impact is associated with scheduling the public hearing. Minimal charges will be incurred as a result of printing the notice.

RECOMMENDED ACTION:

Staff recommends approval of this item as presented.

ATTACHMENTS:

Resolution, Preliminary Plans, Notice to bidders, Gardens & Associates letter, and Engineers estimate. (Specifications are available for viewing at City Hall.)

RESOLUTION NO. _____

RESOLUTION APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST; SETTING DATE OF PUBLIC HEARING ON PLANS, SPECIFICATIONS, AND ESTIMATED COST; AND ORDERING THE ADVERTISEMENT FOR BIDS FOR THE WEST AREA SANITARY SEWER IMPROVEMENTS PROJECT

WHEREAS, the Council has authorized the preparation of the proposed plans, specifications, contract documents, and estimate of cost for the West Area Sanitary Sewer Improvements project, which are hereby preliminarily approved and ordered filed in the office of the City Clerk for public inspection and

WHEREAS, said plans and specifications along with the Notice of Hearing and Notice to Bidders have been filed by the Engineer with the City Clerk of Oskaloosa, Iowa, as follows:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oskaloosa, Iowa, as follows:

Section 1. That this Council will meet on the 17th day of June, 2013, at 6:00 p.m., at which time it will hold a public hearing on the proposed plans and specifications for the aforementioned project. At the hearing, any interested person may appear and file objections to the proposed plans, specifications, form of contract, or estimated cost of the project.

Section 2. The preliminary plans and specifications, notice of hearing, notice to bidders, and estimate of cost are hereby approved for the purpose of enabling the solicitation of bids.

Section 3. That the amount of the bid security to accompany each bid shall be in an amount which shall conform to the provisions of the notice to bidders as part of said specifications.

Section 4. That the Clerk shall publish Notice of Hearing and Notice to Bidders the same being in the form herein above specified, which publication shall be made in the Oskaloosa Herald, a legal newspaper printed wholly in the English language, printed in Oskaloosa, Iowa, and of general circulation therein, which publication shall be in accordance with the State Code of Iowa.

Section 5. That bids will be received by the City of Oskaloosa at the Office of the City Clerk at City Hall at 220 South Market Street until 10:00 a.m. on

the 11th day of June, 2013, in connection with the aforementioned project.

Section 6. That this Council will meet at the City Council Chambers, Oskaloosa City Hall, Oskaloosa, Iowa, on the 17th day of June, 2013, at 6:00 p.m., and subsequent to the public hearing on said documents it will consider all bids filed pursuant to the plans, specifications, form of contract, and cost for the aforementioned project.

Section 7. That all resolutions or parts of resolutions thereof in conflict herewith be and same hereby repealed.

PASSED AND APPROVED this _____ day of May, 2013.

David Krutzfeldt,
Mayor

ATTEST:

Amy Miller, City Clerk

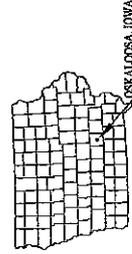
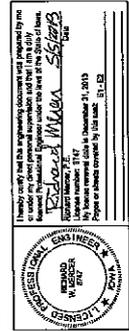
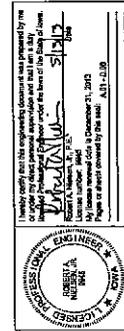
I, Amy Miller, City Clerk of Oskaloosa, Iowa, do hereby certify that the foregoing Resolution is a true and exact copy of the Resolution adopted by the City Council at their regular meeting in the Council Proceedings of the City of Oskaloosa, Iowa.

Amy Miller, City Clerk

WEST AREA SANITARY SEWER IMPROVEMENTS OSKALOOSA, IOWA 2013

Materials and construction shall be in accordance with the BUILDING CODES, SPECIFICATIONS, STANDARDS, SPECIFICATIONS, SPECIFICATIONS AND SPECIAL PROVISIONS, of which specifications are on file with the Iowa Department of Natural Resources.

SHEET NO.	DESCRIPTION
A.01	TITLE SHEET
A.02	LEGEND, LOCATION MAP AND GENERAL NOTES
B.01	ESTIMATED PROJECT QUANTITIES AND DETAILS
D.01 - D.04	GRAVITY SEWER PLAN AND PROFILE
D.05 - D.06	FORCE MAIN PLAN AND PROFILE
D.07 - D.08	LIFT STATION SITE PLAN, SECTIONS AND DETAILS
E1 - E2	LIFT STATION ELECTRICAL SHEETS
13	TOTAL SHEETS



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GARDEN & ASSOCIATES, LTD.
ENGINEERS & SURVEYORS
1702 32nd Avenue, Suite 2
P.O. Box 613
Osaka, Iowa 52577
641.232.2000
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WEST AREA SANITARY
SEWER IMPROVEMENTS
OSKALOOSA, IOWA
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SHEET TITLE
TITLE SHEET

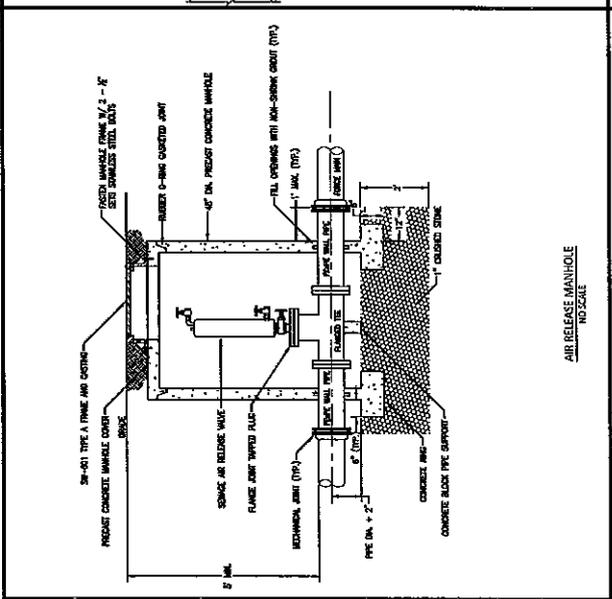
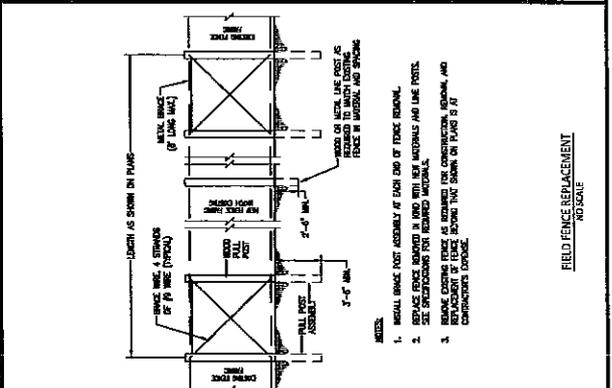
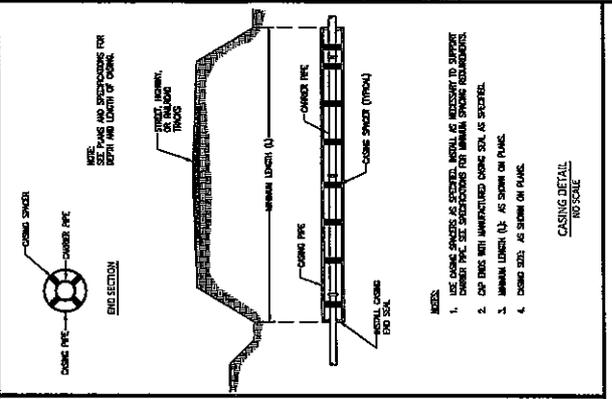
SCALE: NO SCALE
FIELD BOOK: NA
DRAWN BY: EJR
APPROVED: BAN

RESPONSE:

DATE: APR. 25, 2013

PROJECT NO.: 3012180

SHEET NO.: A.01



CASING DETAIL
 NO SCALE

NOTES:

- USE CASED SPACERS AS SPECIFIED. METAL AS NECESSARY TO SUPPORT CASED PIPE. SEE SPECIFICATIONS FOR MINIMUM SPACING REQUIREMENTS.
- MINIMUM LENGTH (L) AS SHOWN ON PLANS.
- CASED SIZE AS SHOWN ON PLANS.

FIELD FENCE REPLACEMENT
 NO SCALE

NOTES:

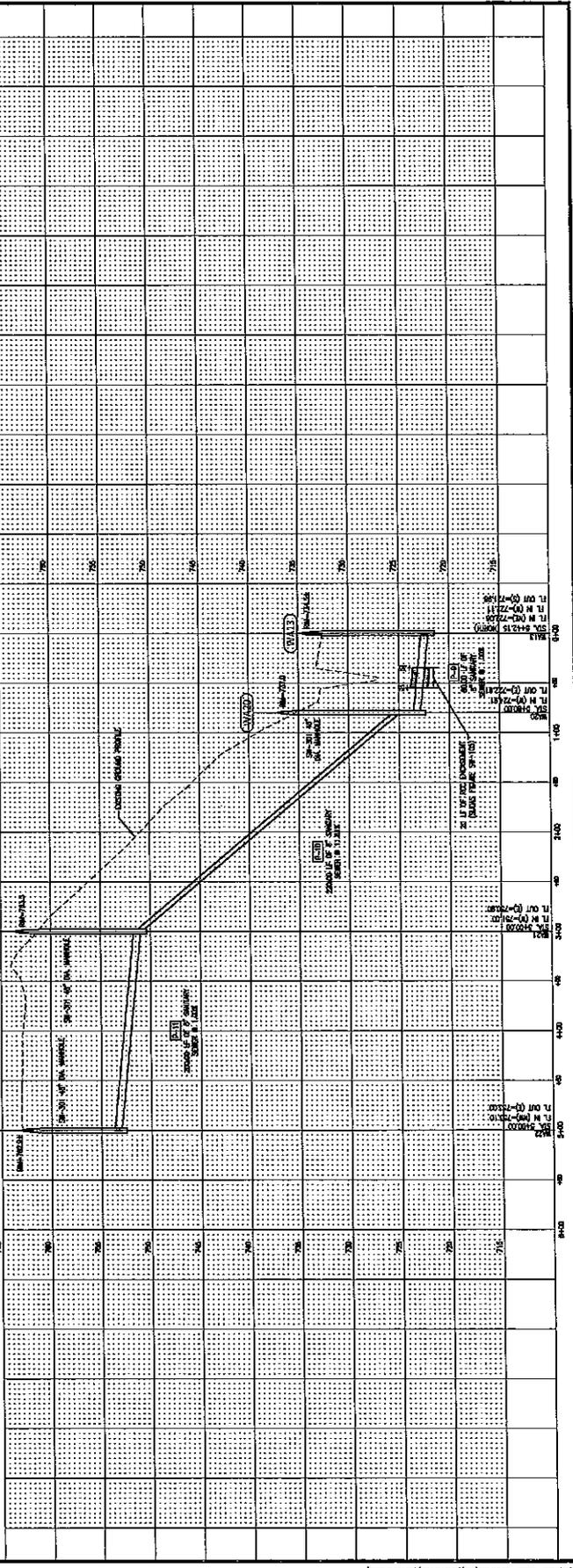
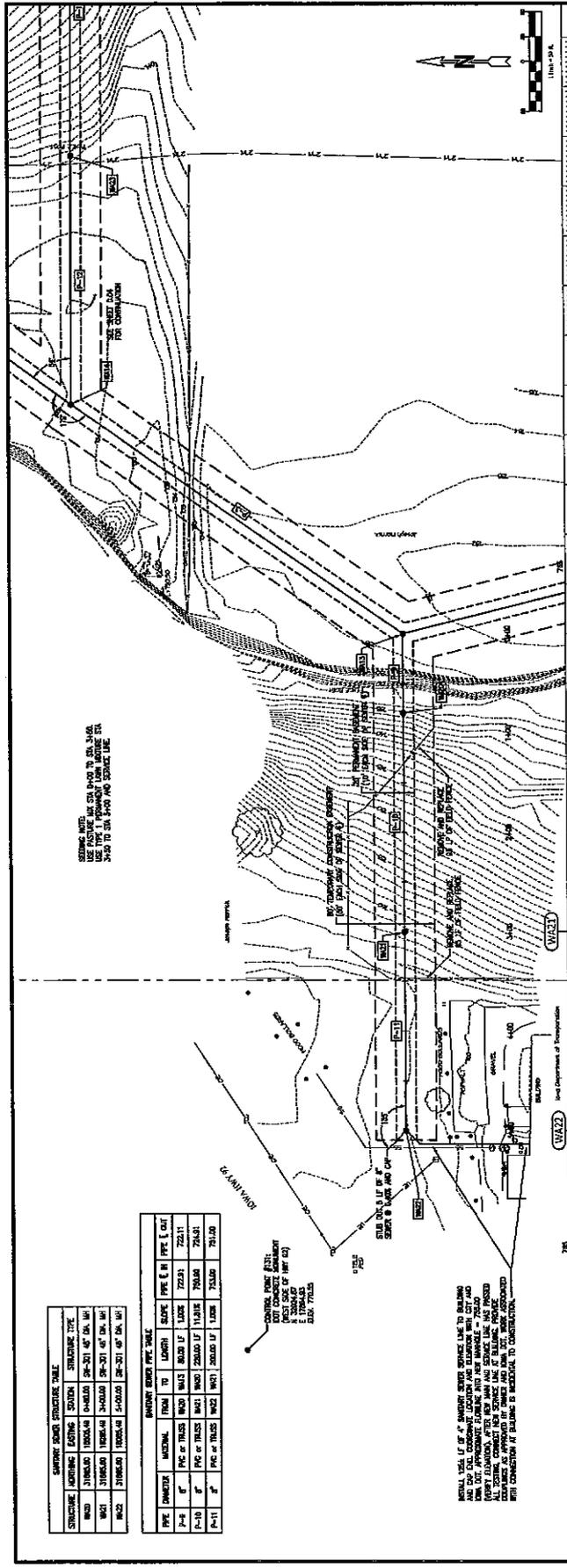
- INSTALL BRACE POST ASSEMBLY AT EACH END OF FENCE SECTION.
- REMOVE BRACE ASSEMBLY AND BRACE POSTS AFTER CONSTRUCTION AND REMOVE MATERIAL.
- REMOVE EXISTING FENCE AS REQUIRED FOR CONSTRUCTION, REMOVE AND REINSTALL FENCE AS SHOWN THAT REMAINS ON PLANS IS TO REMAIN UNLESS OTHERWISE NOTED.

AIR RELEASE MANHOLE
 NO SCALE

NOTES:

- INSTALL BRACE POST ASSEMBLY AT EACH END OF FENCE SECTION.
- REMOVE BRACE ASSEMBLY AND BRACE POSTS AFTER CONSTRUCTION AND REMOVE MATERIAL.
- REMOVE EXISTING FENCE AS REQUIRED FOR CONSTRUCTION, REMOVE AND REINSTALL FENCE AS SHOWN THAT REMAINS ON PLANS IS TO REMAIN UNLESS OTHERWISE NOTED.

Item	Qty from No.	Unit	Description	Quantity	Remarks
1	1000-1052-0	LS	Manhole	1.5	
2	2000-1052-0	LS	Manhole	1.5	
3	3000-1052-0	TON	Manhole	1.5	
4	4000-1052-0	LF	Manhole	2.0	
5	5000-1052-0	LF	Manhole	1.5	
6	6000-1052-0	LF	Manhole	1.5	
7	7000-1052-0	LF	Manhole	1.5	
8	8000-1052-0	LF	Manhole	1.5	
9	9000-1052-0	LF	Manhole	1.5	
10	10000-1052-0	LF	Manhole	1.5	
11	11000-1052-0	LF	Manhole	1.5	
12	12000-1052-0	LF	Manhole	1.5	
13	13000-1052-0	EA	Manhole	1.5	
14	14000-1052-0	EA	Manhole	1.5	
15	15000-1052-0	EA	Manhole	1.5	
16	16000-1052-0	EA	Manhole	1.5	
17	17000-1052-0	EA	Manhole	1.5	
18	18000-1052-0	EA	Manhole	1.5	
19	19000-1052-0	EA	Manhole	1.5	
20	20000-1052-0	EA	Manhole	1.5	
21	21000-1052-0	EA	Manhole	1.5	
22	22000-1052-0	EA	Manhole	1.5	
23	23000-1052-0	EA	Manhole	1.5	
24	24000-1052-0	EA	Manhole	1.5	



SAMPLED SEWER STRUCTURE TABLE

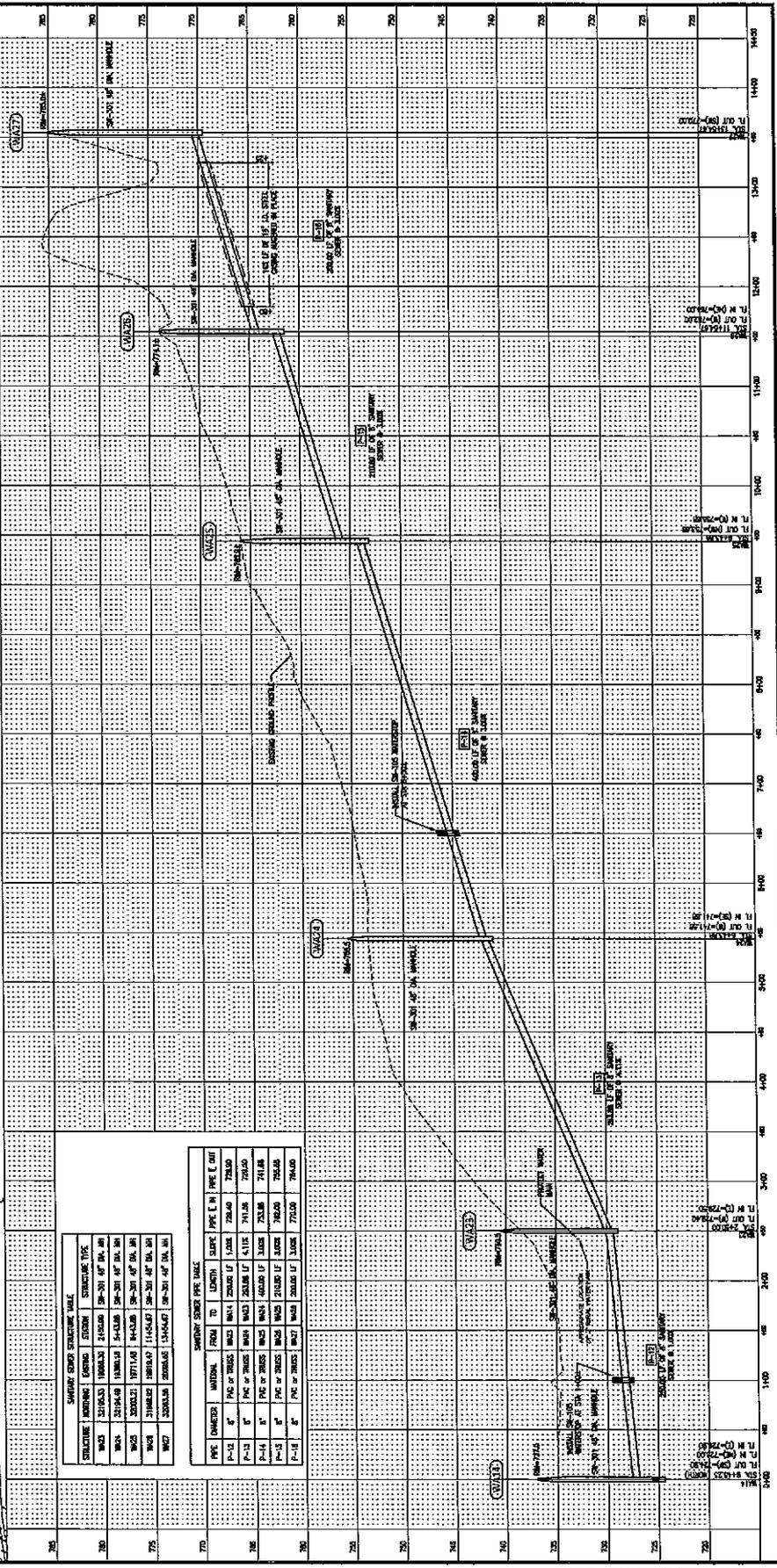
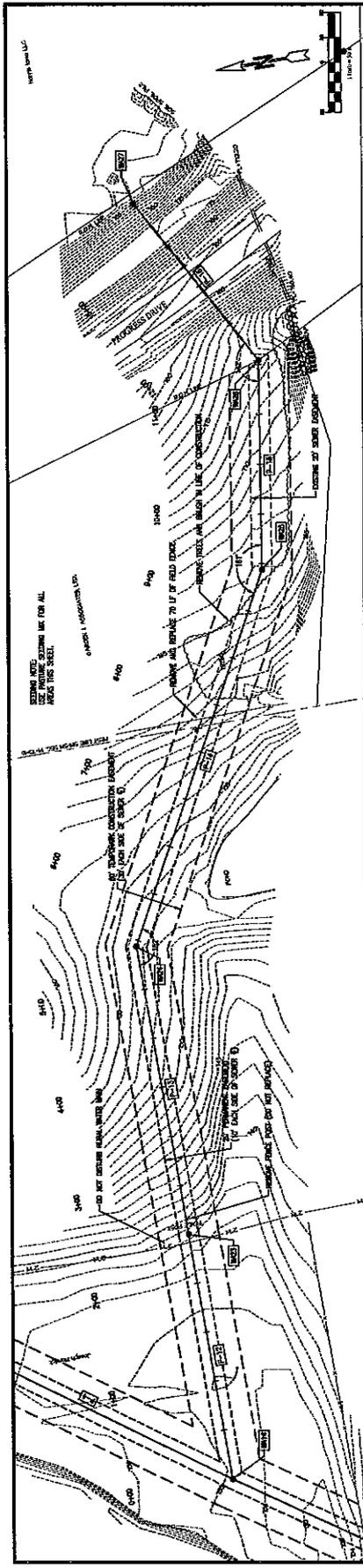
STRUCTURE	ADDRESS	EASTING	SECTION	STRUCTURE TYPE
MH-1	31800.00	18000.00	28-301 45° 00' 00" W	220.00
MH-2	31800.00	18000.00	28-301 45° 00' 00" W	220.00
MH-3	31800.00	18000.00	28-301 45° 00' 00" W	220.00

MANHOLE SEWER PIPE TABLE

PIPE	DIAMETER	MATERIAL	FROM TO	LENGTH	SHAPE	PIPE I.D.	PIPE I. OUT
P-4	8"	PVC 40' THICK	MH-1	80.00 LF	1.00%	770.91	770.21
P-10	8"	PVC 40' THICK	MH-2	200.00 LF	1.00%	754.81	754.81
P-11	8"	PVC 40' THICK	MH-3	200.00 LF	1.00%	754.81	754.81

CONCRETE PIPING (P-11) SHALL BE 12" DIA. 40' THICK PVC 40' THICK PIPE. SEE SPEC. FOR ALL PIPE.

MINIMUM 12" DIA. OF 4" DIAMETER SEWER SERVICE LINE TO BUILDING SHALL BE 12" DIA. OF 4" DIAMETER SEWER SERVICE LINE TO BUILDING. SEE SPEC. FOR ALL PIPE.



STRUCTURE	MARKING	LENGTH	STATION	STRUCTURE TYPE
M-1	2+10.00	18x18x18	2+10.00	24" DIA. 18' DEEP
M-2	3+10.00	18x18x18	3+10.00	24" DIA. 18' DEEP
M-3	4+10.00	18x18x18	4+10.00	24" DIA. 18' DEEP
M-4	5+10.00	18x18x18	5+10.00	24" DIA. 18' DEEP
M-5	6+10.00	18x18x18	6+10.00	24" DIA. 18' DEEP
M-6	7+10.00	18x18x18	7+10.00	24" DIA. 18' DEEP
M-7	8+10.00	18x18x18	8+10.00	24" DIA. 18' DEEP
M-8	9+10.00	18x18x18	9+10.00	24" DIA. 18' DEEP
M-9	10+10.00	18x18x18	10+10.00	24" DIA. 18' DEEP
M-10	11+10.00	18x18x18	11+10.00	24" DIA. 18' DEEP

PIPE	DIAMETER	MATERIAL	FROM	TO	LENGTH	SLOPE	PIPE I. IN	PIPE E. OUT
P-1	18"	PVC	2+10.00	3+10.00	1000.00	0.25%	725.00	725.00
P-2	18"	PVC	3+10.00	4+10.00	1000.00	0.25%	725.00	725.00
P-3	18"	PVC	4+10.00	5+10.00	1000.00	0.25%	725.00	725.00
P-4	18"	PVC	5+10.00	6+10.00	1000.00	0.25%	725.00	725.00
P-5	18"	PVC	6+10.00	7+10.00	1000.00	0.25%	725.00	725.00
P-6	18"	PVC	7+10.00	8+10.00	1000.00	0.25%	725.00	725.00
P-7	18"	PVC	8+10.00	9+10.00	1000.00	0.25%	725.00	725.00
P-8	18"	PVC	9+10.00	10+10.00	1000.00	0.25%	725.00	725.00
P-9	18"	PVC	10+10.00	11+10.00	1000.00	0.25%	725.00	725.00

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NOTICE TO BIDDERS
NOTICE OF PUBLIC HEARING

WEST AREA SANITARY SEWER IMPROVEMENTS
OSKALOOSA, IOWA

Time and Place for Filing Sealed Proposals. Sealed bids for the work comprising the improvements as stated below must be filed before **10:00 A.M. on June 11, 2013**, in the office of the City Clerk, City Hall, City of Oskaloosa, 220 South Market, Oskaloosa, Iowa 52577.

Time and Place Sealed Proposals Will be Opened and Considered. Sealed proposals will be opened and bids tabulated at 10:00 A.M. on June 11, 2013, in the office of the City Clerk, 220 South Market, Oskaloosa, Iowa, for consideration by the City of Oskaloosa at its meeting at 6:00 P.M. on Monday, June 17, 2013 in the Council Chambers, City Hall, 220 South Market, Oskaloosa, Iowa. The City of Oskaloosa reserves the right to reject any and all bids.

Time for Commencement and Completion of Work. Work on the improvement shall be commenced immediately upon issuance of a written Notice to Proceed and be completed as stated below.

Bid Security. Each bidder shall accompany its bid with bid security as security that the successful bidder will enter into a contract for the work bid upon and will furnish after the award of contract a corporate surety bond, in form acceptable to the City, for the faithful performance of the contract, in an amount equal to one hundred percent of the amount of the contract. The bidder's security shall be in the amount fixed in the Instruction to Bidders and shall be in the form of a cashier's check, a certified check, or a bank money order drawn on a FDIC insured bank in Iowa or on a FDIC insured bank chartered under the laws of the United States; or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States; or a bid bond on the form provided in the contract documents with corporate surety satisfactory to the City. The bid shall contain no condition except as provided in the specifications.

Contract Documents. Bid forms, plans and specifications may be obtained from Garden & Associates, Ltd., P.O. Box 451, 1701 3rd Avenue East, Suite 1, Oskaloosa, IA 52577 upon deposit of **Forty Dollars (\$40.00)** which shall be refunded upon return of said plans and specification within fourteen (14) days after award of the project. If said plans and specifications are not returned within the time specified and in a reusable condition, the deposit shall be forfeited.

Public Hearing on Proposed Contract Documents and Estimated Costs for Improvement. A public hearing will be held by the City of Oskaloosa on the proposed contract documents (plans, specifications and form of contract) and estimated cost for the improvement at its meeting at 6:00 P.M. on Monday, June 17, 2013, in the Council Chambers, City Hall, 220 South Market, Oskaloosa, Iowa.

Preference of Products and Labor. Preference shall be given to domestic construction materials by the contractor, subcontractors, materialmen, and suppliers in performance of the contract and, further, by virtue of statutory authority, preference will be given to products and provisions grown

and coal produced within the State of Iowa, and to Iowa domestic labor, to the extent lawfully required under Iowa statutes.

General Nature of Improvement. The work generally consists of the following:

Mobilization – Lump Sum; Clearing and Grubbing – Lump Sum; Trench Foundation – 100 TON; PCC Encasement – 20 LF; Trench Compaction Testing – Lump Sum; Sanitary Sewer, Trenched, 8” Diameter – 1,715 LF; Sanitary Sewer, Trenched, 10” Diameter – 2,322 LF; Sanitary Sewer Gravity Main with Casing Pipe, Trenchless, 8” Diameter – 145 LF; Sanitary Sewer Gravity Main with Casing Pipe, Trenchless, 10” Diameter – 218 LF; Sanitary Sewer Force Main, Trenched 6” PVC – 1,530 LF; Sanitary Sewer Force Main, Trenchless 6” PVC (Install in Existing Casing Pipe) – 786 LF; Sanitary Sewer Service Stub, PVC, 4” – 125 LF; Sewage Air Release Valve and Pit – 1 EA; Manhole, SW-301, 48” – 16 EA; Infiltration Barrier, Rubber Chimney Seal – 16 EA; Field or Drain Tile Lines, 4” to 8” Dia. – 200 LF; Field Fence, Remove and Replace – 305 LF; Driveway, Granular, Class A Crushed Stone – 20 TON; Conventional Seeding, Fert., and Mulching – Lump Sum; SWPPP Preparation – Lump Sum; SWPPP Management – Lump Sum; SWPPP Qualifying Rainfall Event Inspection – 20 EA; Silt Fence – 1,000 LF; Pumping Station – Lump Sum.

Building materials, supplies, and equipment incorporated into said improvement are exempt from Iowa Department of Revenue and Finance sales tax and any applicable local option sales tax and school infrastructure local option sales tax pursuant to Iowa Code Sections: 422.42 (15) & (16), and 422.47 (5). Bidder shall not include payment of Iowa sales tax in Bid. Jurisdiction will provide Purchasing Agent Authorization Letter and Designated Exempt Entity Iowa Construction Sales Tax Exemption Certificate. Contractor will coordinate sales tax exempt purchases with subcontractors and material and equipment suppliers. Contractor will maintain records identifying the materials purchased sales tax exempt and will maintain records verifying the use of said materials on said improvement.

Payment to the Contractor for said improvements will be made in monthly estimates and one final payment. Monthly estimates will be equivalent to ninety-five percent (95%) of the contract value of the work completed during the preceding calendar month. Such monthly payment will in no way be construed as an act of acceptance for any part of the work partially or totally.

Final payment to the Contractor will be made no earlier than thirty (30) days from and after final acceptance of the work by the Jurisdiction. Before final payment is made, the Contractor shall file with the Jurisdiction lien waivers from material suppliers and/or subcontractors showing that they were paid in full for materials supplied and/or work performed on the project.

Liquidated damages in the amount of **Six Hundred Dollars (\$600.00)** per working day will be assessed for each day that the work shall remain uncompleted after the end of the contract period with due allowance for extension of contract period due to conditions beyond the control of the Contractor.

Successful Bidder will be required to furnish Performance, Payment and Maintenance Bond acceptable to the City of Oskaloosa on the form provided in the specifications in amounts equal to one hundred percent (100%) of the contract price.

Award of the contract will be to the lowest responsive, responsible, qualified bidder submitting the lowest acceptable bid. The City of Oskaloosa hereby reserves the right to reject any or all bids, to waive informalities and irregularities and to enter into such contract as it may deem to be for the best interest of the City of Oskaloosa. A bidder shall not withdraw its proposal for a period of 60 calendar days after the date designated for opening of proposals.

The work under the proposed contract shall commence on or before the date specified in a written Notice to Proceed and shall be fully completed and ready for final payment within **65** working days.

This Notice is given by authority of the City of Oskaloosa, Iowa.

Dave Krutzfeldt, Mayor
City of Oskaloosa, Iowa

ATTEST:

Amy Miller, City Clerk

This Notice published in the Oskaloosa Herald.

**ENGINEER'S OPINION OF PROBABLE COST
WEST AREA SANITARY SEWER IMPROVEMENTS
OSKALOOSA, IOWA**

9-May-13

Bid Item	Specification Item No.	Bid Item Description	Unit	Estimated Quantity	Unit Price	Extended Price
1	1090-105-D	Mobilization	LS	XXXXXX	XXXXXX	\$10,000.00
2	2010-108-C-0	Clearing and Grubbing	LS	XXXXXX	XXXXXX	\$5,000.00
3	3010-108-C-0	Trench Foundation	TON	100	\$25.00	\$2,500.00
4	3010-108-E-0	PCC Encasement	LF	20	\$50.00	\$1,000.00
5	3010-108-F-0	Trench Compaction Testing	LS	XXXXXX	XXXXXX	\$3,000.00
6	4010-108-A-1	Sanitary Sewer, Trenched, 8" Diameter	LF	1,715	\$32.00	\$54,880.00
7	4010-108-A-1	Sanitary Sewer, Trenched, 10" Diameter	LF	2,322	\$38.00	\$88,236.00
8	4010-108-B-2	Sanitary Sewer Gravity Main with Casing Pipe, Trenchless, 8" Diameter	LF	145	\$175.00	\$25,375.00
9	4010-108-B-2	Sanitary Sewer Gravity Main with Casing Pipe, Trenchless, 10" Diameter	LF	218	\$200.00	\$43,600.00
10	4010-108-C-1	Sanitary Sewer Force Main, Trenched 6" PVC	LF	1,530	\$20.00	\$30,600.00
11	4010-108-L-0	Sanitary Sewer Force Main, Trenchless, 6" PVC (Install in Existing Casing Pipe)	LF	786	\$25.00	\$19,650.00
12	4010-108-E-0	Sanitary Sewer Service Stub, PVC, 4"	LF	125	\$25.00	\$3,125.00
13	4010-108-G-0	Sewage Air Release Valve and Pit	EA	1	\$3,000.00	\$3,000.00
14	6010-108-A-0	Manhole, SW-301, 48"	EA	16	\$3,200.00	\$51,200.00
15	6020-108-A-1	Infiltration Barrier, Rubber Chimney Seal	EA	16	\$300.00	\$4,800.00
16	XXXX-XXX-X-X	Field or Drain Tile Lines, 4" to 8" Dia.	LF	200	\$25.00	\$5,000.00
17	XXXX-XXX-X-X	Field Fence, Remove and Replace	LF	305	\$10.00	\$3,050.00
18	7030-108-H-2	Driveway, Granular, Class A Crushed Stone	TON	20	\$30.00	\$600.00
19	9010-108-A-0	Conventional Seeding, Fert., and Mulching	LS	XXXXXX	XXXXXX	\$10,000.00
20	9040-108-A-1	SWPPP Preparation	LS	XXXXXX	XXXXXX	\$1,500.00
21	9040-108-A-2	SWPPP Management	LS	XXXXXX	XXXXXX	\$1,000.00
22	9040-108-A-3	SWPPP Qualifying Rainfall Event Inspection	EA	20	\$100.00	\$2,000.00
23	9040-108-N-1	Silt Fence	LF	1,000	\$3.00	\$3,000.00
24	XXXX-XXX-X-X	Pumping Station	LS	XXXXXX	XXXXXX	\$175,000.00
					TOTAL	\$547,116.00

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: CITY COUNCIL

ITEM TITLE:

Discussion and possible action relative to Oskaloosa Municipal Code, 17.28.080 -- Parking for personal and recreational vehicles.

EXPLANATION:

During the city council meeting held on May 6, 2013 council members requested a specific item to discuss the enforcement of codes for parking personal and recreational vehicles within town. The specific section of code is Oskaloosa Municipal Code (OMC), 17.28.080.

Staff is seeking input and direction from city council on a preferred action item associated with the request to discuss this section of the OMC.

BUDGET CONSIDERATION:

None at this time.

ATTACHMENTS:

Oskaloosa Municipal Code, 17.28.080

17.28.080 - Parking for personal and recreational vehicles.

A. **Applicability.** This section permits the parking of personal vehicles on a single lot in a residential district subject to specific conditions. Personal vehicles include: passenger cars; vans; pickup trucks; camper shells, toppers, and other similar appurtenances intended for attachment to a personal vehicle; trailers under twenty-five feet in length, and boats under twenty-five feet in length. The maximum height of any Personal Vehicle shall be eight feet from grade. Trucks, tractor cab units, trailers, recreational vehicles, boats over twenty-five feet in length and vehicles over ten tons gross empty weight shall be defined as heavy commercial vehicles.

B. Location of Parking.

1. Parking is permitted within any enclosed structure when such structure conforms to the regulations of its zoning district.
2. Parking of personal vehicles is permitted on a paved driveway (outside of an enclosed structure) within the front yard setback, but shall in no case encroach upon the public right-of-way.
3. Parking of personal vehicles may occur in the rear yard setback (outside of an enclosed structure and not on the front yard paved driveway) if the zoning administrator determines that such parking conforms to the provisions of this title and meets the following conditions:
 - a. The parking space is provided on a paved surface connected by a paved surface to a dedicated public right-of-way and/or alley.
 - b. The paved parking does not exceed the maximum impervious coverage limit for the lot.
4. Heavy commercial vehicles, including tractor cab units rated at more than ten tons gross vehicle weight, and recreational vehicles, shall not be parked on any lot within a residential zoning district, except as provided below.

C. **Special Provisions for Recreational Vehicles and Boats.** Parking and storage of recreational vehicles and boats within residential districts is subject to the following additional conditions. These conditions are in addition to those requirements for the parking of personal vehicles.

1. Recreational vehicles and boats must be maintained in a clean, well-kept state.

2. Recreational vehicles and boats equipped with liquefied petroleum gas containers must ensure that such containers must meet the current standards of the Interstate Commerce Commission, the United States Department of Transportation, or the American Society of Mechanical Engineers. Any valves must be closed at all times that the vehicle is not in preparation for immediate use. Leaks in containers must be repaired immediately.
3. Recreational vehicles may be used as temporary parking by nonpaying guests for a maximum of three consecutive days or fourteen days total during any calendar year. Cooking in the recreational vehicle is prohibited at all times.
4. Recreational vehicles and boats may not be permanently connected to utility lines.
5. Recreational vehicles and boats may not be used for the storage of goods, materials, or equipment other than those items which pertain to the use of the vehicle.
6. If feasible on a lot, recreational vehicles and boats shall be parked outside of required front yard and street side yard setbacks.

(Ord. 1086 §17.908, 2000)



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: CITY MANAGER'S OFFICE

ITEM TITLE:

Consider a resolution authorizing the Mayor and City Clerk to execute the necessary documents for the purpose of retaining private mowing and trimming services for city facilities and property.

EXPLANATION:

In the interest of comparing city provided services with those provided by the private sector, staff issued an Invitation for Bid (IFB) specifically for mowing and trimming services at select city facilities and properties. The city has requested sealed bids on a "per mow" basis and will have a bid opening on Monday, May 20th at 9:15am. City staff will tabulate the bids and then complete a basic cost analysis of historical expenditures to hire seasonal staff and provide the proper equipment to complete similar work.

The results of the cost analysis will influence staff's recommendation to the city council when this item is discussed on Monday, May 20th at 6:00pm during the city council meeting. Bid tabulation information will be provided to the city council during the meeting.

BUDGET CONSIDERATION:

None at this time, however there will be a financial impact if the city retains a private company to provide mowing and trimming services at select city facilities and/or properties. The contract for mowing and trimming services will be paid from the city's general fund, specifically the funds budgeted for part time seasonal help and ongoing maintenance of equipment in the Parks Maintenance account.

ATTACHMENTS:

Resolution
Municipal Mowing and Trimming Bid Notice with Maps

RESOLUTION NO. _____

A RESOLUTION APPROVING AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE NECESSARY DOCUMENTS FOR THE PURPOSE OF RETAINING PRIVATE MOWING AND TRIMMING SERVICES FOR CITY FACILITIES AND PROPERTY.

WHEREAS, the city historically has completed the task of mowing and trimming at city facilities and properties utilizing a blend of a full time staff and part time seasonal staff; and

WHEREAS, a number of changes and the uncertainty associated with the Patient Protection and Affordable Care Act has made it difficult to interpret, implement and maintain effective part time seasonal staff; and

WHEREAS, it has also become increasingly apparent that it is in the city's best interest to evaluate whether or not private contractors can be economically retained in lieu of hiring part time seasonal staff.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oskaloosa, Iowa that the Mayor and City Clerk are hereby authorized and directed to execute any and all necessary documents for the purpose of retaining private mowing and trimming services for city facilities and property in accordance with the lowest bid received in the city's best interest

Passed and approved this _____ day of _____, 2013.

David Krutzfeldt, Mayor

Attest:

Amy Miller, City Clerk

City of Oskaloosa, Iowa
Municipal Mowing and Trimming Agreement – 2013

The City of Oskaloosa, Iowa is accepting sealed bids for mowing and trimming services for the calendar 2013 season. The extent of the work involved consists of effectively maintaining the grounds as specified below.

The Contractor agrees to provide a base bid and service for the following locations:

Regularly mow the following with their own equipment:

- Edmundson Park, does **not** include the golf course.
- Vanderwilt Park, including city property on south side of Orchard Avenue.
- Playground on C Avenue East near Grant School.
- Playground on C Avenue West near IMexico.
- Playground on South I Street (Jaycees).

The Contractor agrees to provide an alternate bid for the following locations:

Regularly mow and trim the following with their own equipment:

- Old White Cemetery
- 603 North D Street
- 801 A Avenue West
- 204 North C Street

Contractor responsibilities:

- Contractor shall ensure locations have an attractive appearance at all times.
- Contractor shall consistently maintain turf height at a regular length of approximately four inches (4").
- Trimming areas such as fence lines, poles, trees, etc. shall not have grown longer than six inches (6").
- Contractor must clean up paper and debris before, during and after each mowing and trimming.
- Contractor shall utilize its own labor, equipment and materials necessary to perform contracted services to the City's expectations.
- Mowing and trimming services shall only be provided Monday through Friday and between the hours of 6:00am and 4:00pm Central Standard Time, unless otherwise approved by the City Manager or designee.
- The mowing and trimming proposal is for the calendar year 2013 season.

- Contractor shall bid each area individually and on a “per mow” basis.
- Contractor shall provide at least thirty (30) days notice prior to terminating services for the City.
- Contractor shall invoice and provide a monthly account of services provided to the City by the first (1st) of each month.
- Contractor shall maintain a minimum one million dollar (\$1,000,000) general liability insurance naming the City as an additionally insured party.
- Contractor must provide City with Certificate of Insurance confirming the limits of insurance and showing City as additionally insured.

City responsibilities:

- City reserves the right to award a contract based upon the lowest total for all base bid locations.
- City reserves the right to delete location(s) and terminate contract for mowing and trimming services at its sole discretion, with or without cause, however as a general rule thirty (30) days notice will be provided by City to Contractor.
- City at its discretion may add or delete alternate bid locations when selecting and awarding bid to Contractor.
- City shall reserve the right to request fewer or additional mowing by Contractor at locations based upon observed needs and conditions.
- City and Contractor shall have the right to negotiate an additional “per mow” cost for other locations not included within this document.
- City shall process invoices by the fifteenth (15th) of each month.
- City reserves the right to reject any and all bids at its discretion.

[BID INFORMATION CONTINUES TO THE FOLLOWING PAGE]

Example of how to provide the City with an acceptable bid:

Company name

Company contact information (ownership name, address, phone number, email address, website if applicable)

Description of equipment and staffing levels of business

Tax ID #

Three (3) business references for work performed

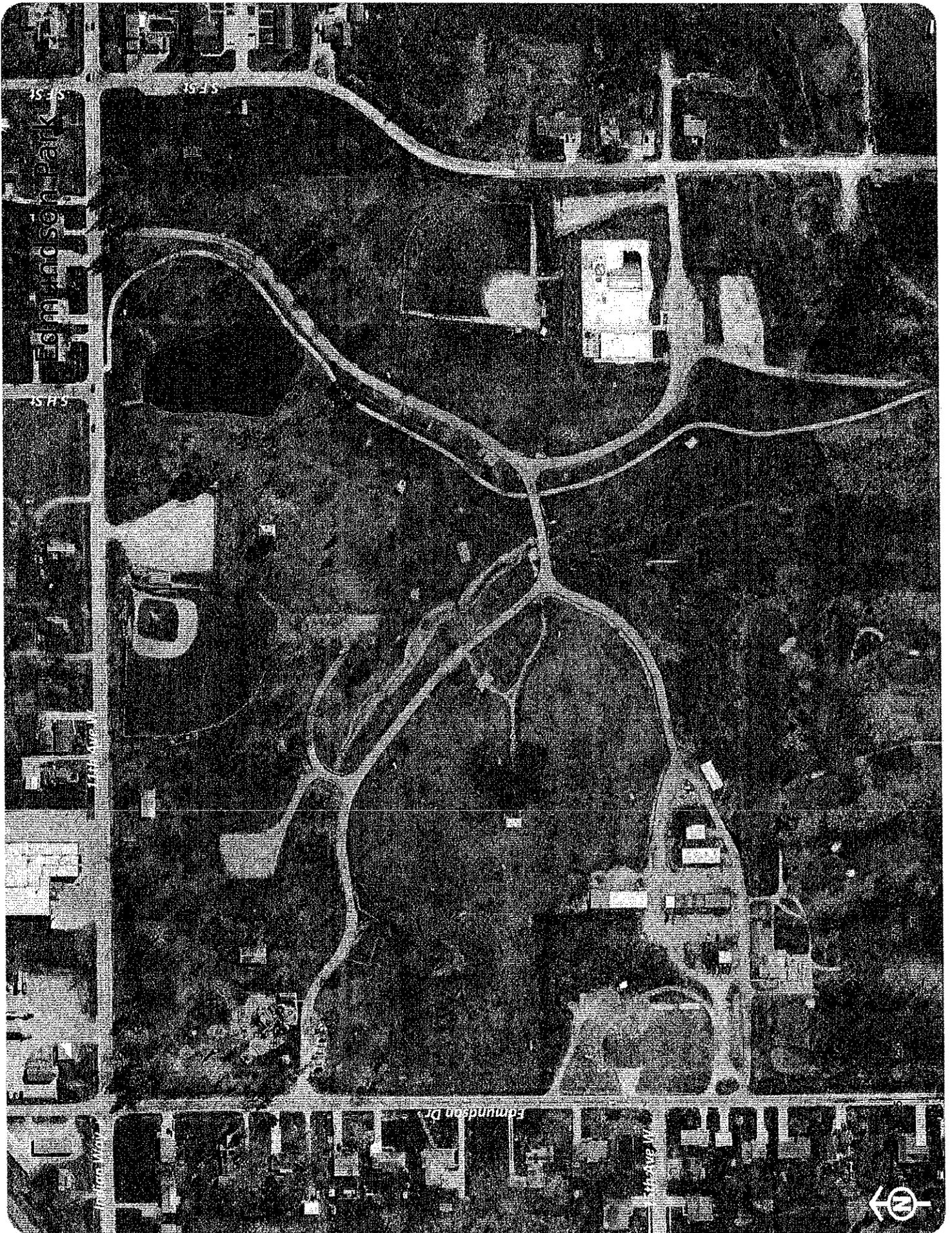
BASE BID LOCATIONS	PER MOW BID AMOUNT
Edmundson Park	\$ _____ per mow
Vanderwilt Park	\$ _____ per mow
Playground C Avenue East	\$ _____ per mow
Playground C Avenue West	\$ _____ per mow
Playground South I Street	\$ _____ per mow
TOTAL FOR ALL BASE BID LOCATIONS	\$ _____ per mow

ALTERNATE BID LOCATIONS	PER MOW BID AMOUNT
Old White Cemetery	\$ _____ per mow
603 North D Street	\$ _____ per mow
801 A Avenue West	\$ _____ per mow
204 North C Street	\$ _____ per mow

Print and sign name of company's authorized agent. Include date of signature.

Bids shall be submitted to the City Clerk's Office no later than May 20, 2013, 9:00 AM CST. Bid opening shall occur at 9:15 AM CST in the lower level conference room of City Hall located at 220 S. Market St., Oskaloosa, IA.

For more information contact David Neubert, Wastewater Director, at (641)673-5433 or david.neubert@oskalooaiowa.org.



Edmondson Park

SHS

11th Ave

Edmondson Dr

13th Ave W



Vanderwilt Park

M Ave W

Samuelson St

Orchard Ave

L Ave W

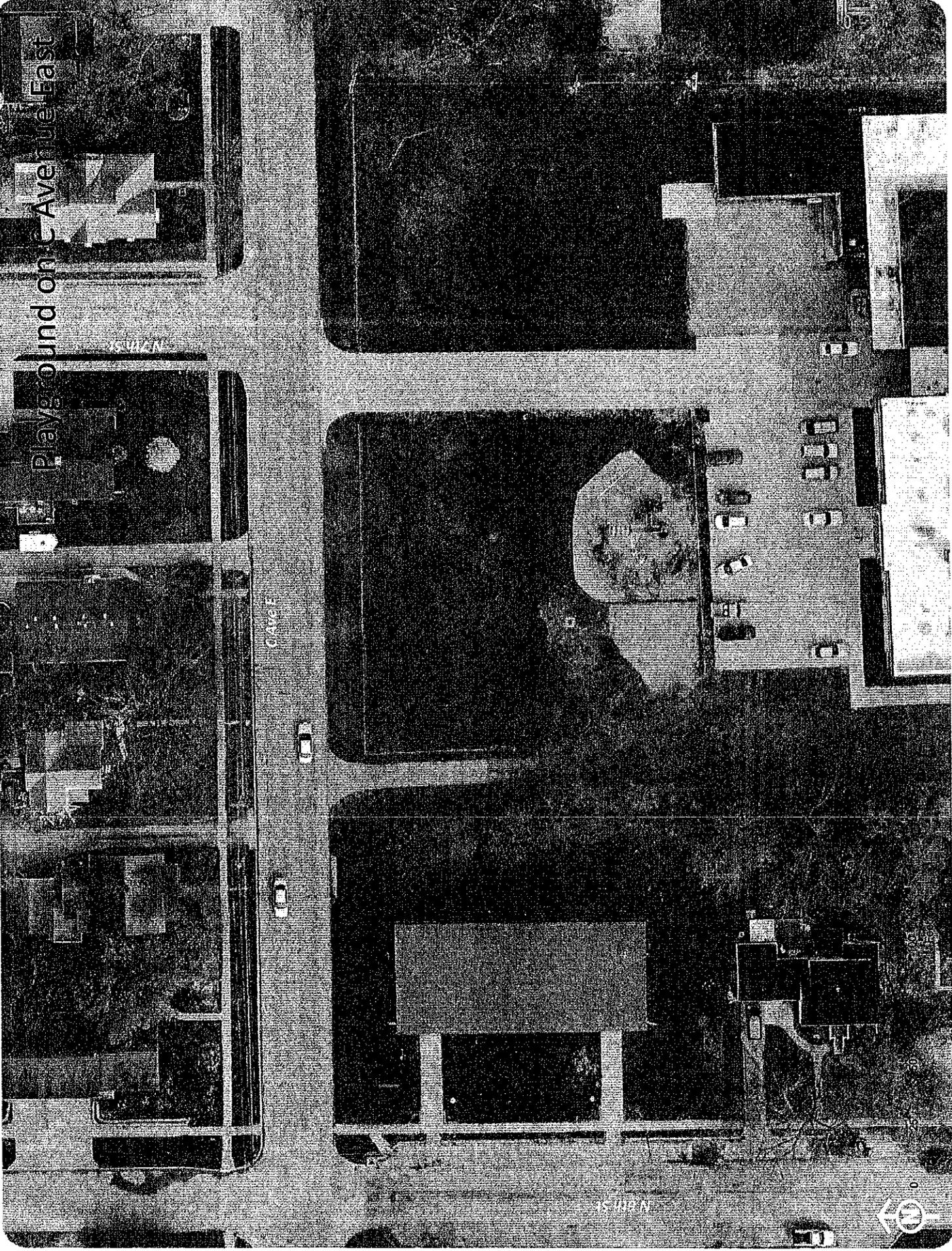
J Ave W



Playground on C Avenue East

C Ave E

15 11/11 N



Playground on C Avenue West

D Ave W

C Ave W

151 N

N K St



Playground at South 13 Street and 4th Avenue West



S 13 ST

4TH AVE W

S 15 ST

00 Feet





CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: COUNCIL
APPOINTED STAFF

ITEM TITLE: REPORT ON ITEMS FROM CITY STAFF.

- a) City Manager.
- b) City Clerk.
- c) City Attorney.

EXPLANATION:

This item is reserved to receive reports from the City Manager, City Clerk, and/or the City Attorney.

BUDGET CONSIDERATION:

Not applicable, report(s) only.

ATTACHMENTS:

None.



CITY COUNCIL COMMUNICATION

MEETING DATE: May 20, 2013

REQUESTED BY: CITY COUNCIL

ITEM TITLE: CLOSED SESSIONS

Consider holding a closed session under Iowa Code Section 21.5.1.c. to discuss strategy with counsel on a matter presently in litigation or in which litigation is imminent where disclosure would be likely to prejudice or disadvantage the city's position.

EXPLANATION:

The City Manager and City Attorney would like to discuss a matter with City Council that is currently in litigation.

BUDGET CONSIDERATION:

None at this time.

ATTACHMENTS:

None.