

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

**COUNCIL CHAMBERS – CITY HALL, 220 S. MARKET STREET
SEPTEMBER 3, 2013 – 6:00 P.M.**

AGENDA

CALL TO ORDER – 6:00 P.M.

ITEM 1. INVOCATION: Pastor

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. August 19, 2013 Regular City Council Meeting Minutes
2. August 22, 2013 Special City Council Meeting Minutes
3. September 3, 2013 Agenda

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

1. August 27, 2013 Board of Adjustment Minutes

c) Claims

1. Claims for August.

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

New:

1. Consider approval of an application for Class C Beer Permit with a Class B Wine Permit from Casey's Marketing Company dba Casey's Marketing Company, 413 A Avenue West.

Renewal/Transfers:

None.

Resolutions/Motions:

- 1. Consider a resolution approving the FY2013 Street Finance Report.

Ordinances:

- 1. Consider an ordinance to vacate and sell 60'X16.5' of the north-south public alley adjacent to 835 South 2nd Street (**3rd reading**); and approval of the resolution approving the deed and authorizing the sale of the alley.

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

ITEM 6. REQUESTS FROM THE COMMUNITY

- a) Consider request from Amy Langdon, Executive Director of United Way of Mahaska County, to report on United Way activities.

ITEM 7. ANNOUNCEMENT OF VACANCIES. APPLICANTS MUST RESIDE IN OSKALOOSA AND BE 18 YEARS OF AGE UNLESS SPECIFIC QUALIFICATIONS ARE STATED.

- a) Building Code Board of Appeals – One vacancy to fill upon appointment and to serve at the pleasure of the Mayor. This is a five member board that meets as needed. (4 males and 0 females currently serve).
- b) Mahaska County Solid Waste Management Commission and Ad Hoc Recycling Committee – Five vacancies to fill upon appointment to serve one year terms. Two members of the commission also serve on the Ad Hoc Recycling Committee. This is a five member board that typically meets once a month. (3 males and 1 female currently serve with one vacancy).

REGULAR AGENDA – PUBLIC HEARING ITEMS:

ITEM 8. CONSIDER A RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR WEED CUTTING BY THE CITY OF OSKALOOSA, IOWA IN ACCORDANCE WITH SECTION 8.20 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA. (PUBLIC HEARING)

ITEM 9. CONSIDER AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY REZONING THE PROPERTY AT 214 HIGHWAY 432 FROM MIXED USE URBAN CORRIDOR WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (UC/AV) DISTRICT TO GENERAL COMMERCIAL (GC) DISTRICT – 1ST READING (PUBLIC HEARING)

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 10. CONSIDER A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COSTS FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT. (PUBLIC HEARING)

REGULAR AGENDA – RESOLUTIONS & MOTIONS:

ITEM 11. CONSIDER A RESOLUTION APPROVING THE AWARD OF CONTRACT FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT TO NORRIS ASPHALT PAVING CO., LC. IN AN AMOUNT NOT TO EXCEED \$765,365.00; AND AUTHORIZE THE CITY MANAGER TO UTILIZE AN ADDITIONAL TEN PERCENT (\$76,000) FOR PROJECT CONTINGENCY.

ITEM 12. CONSIDER A RESOLUTION APPROVING THE CONTRACT AND BOND FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT TO NORRIS ASPHALT PAVING CO. IN AN AMOUNT NOT TO EXCEED \$765,365.00.

ITEM 13. CONSIDER A RESOLUTION TO HOLD A PUBLIC HEARING FOR ORDINANCE AMENDMENTS OF TITLE 17 – “ZONING,” CHAPTER 17.28 – “OFF-STREET PARKING” OF THE CITY OF OSKALOOSA ZONING ORDINANCE PROVIDING AMENDMENTS FOR OFF-STREET PARKING DESIGN STANDARDS AND PARKING FOR PERSONAL AND RECREATIONAL VEHICLES.

ITEM 14. REPORT ON ITEMS FROM CITY STAFF.

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

ITEM 15. CITY COUNCIL INFORMATION

ADJOURNMENT

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: MAYOR & CITY COUNCIL

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

1. Invocation: Pastor Bruce Thompson, Bethel Baptist Church
2. Pledge of Allegiance
3. Roll Call: _____ Mayor David Krutzfeldt, Council Members:

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

_____ Ver Steeg, _____ Walling, _____ Yates.

EXPLANATION:

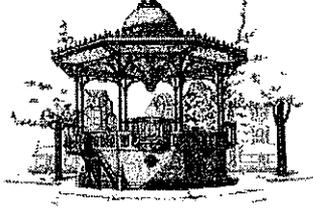
Not applicable.

BUDGET CONSIDERATION:

Not applicable.

ATTACHMENTS: None

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 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 payment of claims for August 2013.**
- Item 3. Consider approval of an application for Class C Beer Permit with a Class B Wine Permit from Casey's Marketing Company dba Casey's Marketing Company, 413 A Avenue West.**
- No complaints received.
- Item 4. Consider a resolution approving the FY 2013 Street Finance Report**
- Item 5. Consider an ordinance to vacate and sell 60"X16.5' of the north-south public alley adjacent to 835 South 2nd Street (3rd reading); and approval of the resolution approving the deed and authorizing the sale of the alley.**



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: CITY MANAGER'S OFFICE

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. August 19, 2013 Regular City Council Meeting Minutes
 - 2. August 22, 2013 Special City Council Meeting Minutes
 - 3. September 3, 2013 Agenda

- B. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - 1. August 27, 2013 Board of Adjustment Minutes

ATTACHMENTS:

August 19, 2013 Regular City Council Meeting Minutes
August 22, 2013 Special City Council Meeting Minutes
August 27, 2013 Board of Adjustment Minutes

OSKALOOSA CITY COUNCIL
REGULAR MEETING
August 19, 2013

The Oskaloosa City Council met in regular session on Monday, August 19, 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.

Kristi Bridges, 1315 South 1st, commented regarding water on her property. Tim Van Maanen, 2063 Eden Avenue, Leighton; Linda Kruzeman, 1260 200th Street, Leighton; Lisa Wanders, 1578 260th Street, Oskaloosa; Mike Vander Molen, 1054 150th Street, Pella; Steve Wanders, 1578 260th Street, Oskaloosa; and Anna Shafer, 409 3rd Avenue East, Oskaloosa; spoke regarding the amendment to the 28E Agreement for the regional airport.

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

1. August 5, 2013 Regular City Council Meeting Minutes
2. August 19, 2013 Agenda
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. August 12, 2013 Planning and Zoning Commission Minutes
 - b. July 18, 2013 Housing Trust Fund Committee Minutes
 - c. July 22, 2013 Library Board of Trustees Minutes
4. Payment of IDNR claims

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 Yates to approve the request from the Oskaloosa High School Student Council to use High Avenue East from South 3rd Street to South Market Street, South Market Street to 1st Avenue East, 1st Avenue East to South 3rd Street (the same route as in past years) for the Oskaloosa High School Homecoming Parade on Thursday, September 26, 2013 at 6:30 p.m. with lineup at 5:30 p.m. and waiver of the \$25.00 street closure fee. 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 levying a special assessment against private property for weed cutting and that citizens would now have an opportunity to comment. Austin Blackwell, 1 Park Place, and Delbert Brackney, 1117 Gurney, spoke. There were no written comments received. The Mayor declared said hearing closed.

Moore introduced Resolution No. 13-08-72 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR CUTTING AND

REMOVAL OF WEEDS BY THE CITY OF OSKALOOSA, IOWA, IN ACCORDANCE WITH TITLE 8, CHAPTER 8.20 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Moore and Walling

NAYS: Jimenez, Van Zetten, Ver Steeg and Yates

Whereupon the Mayor declared said motion defeated.

Yates introduced Resolution No. 13-08-72 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR CUTTING AND REMOVAL OF WEEDS BY THE CITY OF OSKALOOSA, IOWA, IN ACCORDANCE WITH TITLE 8, CHAPTER 8.20 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA" with the assessment for Timothy Leighton Blackwell removed. Jimenez 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.

Yates introduced "AN ORDINANCE VACATING THE NORTH-SOUTH PUBLIC ALLEY ADJACENT TO 835 SOUTH 2ND STREET AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" and moved its approval on the second reading. Caligiuri 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 second reading.

Jimenez introduced Resolution No. 13-08-73 entitled "RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING TO AMEND THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA, BY CHANGING THE ZONING OF CERTAIN PROPERTIES LOCATED AT 214 HIGHWAY 432 FROM MIXED USE URBAN CORRIDOR WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (UC/AV) DISTRICT TO GENERAL COMMERCIAL WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (CC/AV) DISTRICT" and moved its approval. Ver Steeg 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. 13-08-74 entitled "A RESOLUTION TO ACCEPT BIDS AND AWARD THE CONSTRUCTION CONTRACT FOR C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

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

NAYS: Van Zetten

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 13-08-75 entitled "RESOLUTION DENYING THE REQUEST BY MAHASKA COUNTY, IOWA TO AMEND THE AGREEMENT PURSUANT TO CHAPTER 28E, IOWA CODE BETWEEN THE CITY OF OSKALOOSA, IOWA AND CITY OF PELLA, IOWA AND MAHASKA COUNTY, IOWA FOR THE JOINT ACQUISITION, CONSTRUCTION, EQUIPPING, USE, EXPANSION AND OPERATION OF AN AIRPORT FACILITY" and moved its approval. Walling 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.

Caligiuri introduced Resolution No. 13-08-76 entitled "RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF OSKALOOSA AND THE IOWA DEPARTMENT OF TRANSPORTATION JOINT CONSTRUCTION OF SANITARY SEWER INFRASTRUCTURE" and moved its approval. Jimenez 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 Caligiuri, seconded by Moore to approve Change Order No. 1 for a net increase of \$15,925.00 to the total project cost for the West Area Sanitary Sewer Improvements Project to DeLong Construction, Inc. 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 Caligiuri, seconded by Ver Steeg that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 7:13 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

OSKALOOSA CITY COUNCIL
SPECIAL MEETING
August 22, 2013

The Oskaloosa City Council met in special session on Thursday, August 22, 2013 at 5:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Caligiuri, Jimenez, Moore, Van Zetten, Ver Steeg, Walling and Yates.

It was moved by Moore, seconded by Jimenez to approve the August 22, 2013 city council agenda. 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.

Ver Steeg introduced Resolution No. 13-08-77 entitled "RESOLUTION RESCINDING THE AWARD OF CONTRACT FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT TO NORRIS ASPHALT PAVING COMPANY, LC." 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.

Yates introduced Resolution No. 13-08-78 entitled "RESOLUTION FOR SETTING DATE OF PUBLIC HEARING ON PLANS, SPECIFICATIONS, ESTIMATED COST, AND AWARD OF CONTRACT ON THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT" and moved its approval. Caligiuri 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 Caligiuri, seconded by Ver Steeg that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 5:07 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

CITY OF OSKALOOSA
MINUTES OF BOARD OF ADJUSTMENT MEETING
August 27, 2013

A meeting of the Board of Adjustment for the City of Oskaloosa was called to order at 5:05 p.m. on Tuesday, August 27, 2013, by Acting Chairperson Russell Sparks, in the City Hall Council Chambers at 220 South Market Street, Oskaloosa, IA.

COMMITTEE MEMBERS PRESENT: Russell Sparks, Jim Hansen, Perry Murry, and Wyatt Russell

COMMITTEE MEMBERS ABSENT: Lloyd Phillips

CITY STAFF PRESENT: Engineer Technician, Nathan Willey

The first item discussed was approval of the minutes from the September 25, 2012 Board of Adjustment meeting. Murry moved and Russell seconded the approval of the minutes from the September 25, 2012 meeting. **YES:** Sparks, Hansen, Murry, Russell; **NO:** None; **ABSENT:** Phillips. The motion was unanimously approved.

Item 5-A: Consider a variance for 921 South H Street to allow a 6,300 square foot lot with a minimum lot width of 70 feet in an Urban Family Residential (R-2) District. After hearing details of the home building project from Brian Booy and Board discussion of possible impacts, Hansen moved to approve the variance. Murry seconded. **YES:** Sparks, Hansen, Murry, Russell; **NO:** None; **ABSENT:** Phillips

With no further business, Acting Chairperson Sparks adjourned the meeting at 5:20 p.m.

Minutes by Nathan Willey

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Amy Miller,
City Clerk

ITEM TITLE: CONSENT AGENDA – ITEM 2

Consider payment of claims for August 2013.

EXPLANATION:

A list of claims for August is included in your agenda packet. An additional list will be distributed at the council meeting. Also included in the packet is a detailed list of most claims over \$500.

Staff recommends approval.

BUDGET CONSIDERATION:

Totals will appear on the claims lists.

ATTACHMENTS:

Claims lists.



City of Oskaloosa, IA

COUNCIL CLAIMS LIST

Acco	Pool chemicals	632.90
Acco	Ladder	330.85
Agriland FS Inc.	Sodium bicarbonate	36.75
	Sodium bicarbonate	122.50
	Sodium bicarbonate	122.50
	Sodium bicarbonate	122.50
Airgas USA LLC	Paper products	186.90
Aramark Uniform Services	Rubber mats	67.35
Arnold Motor Supply	Supplies	26.63
	Supplies	11.23
	Tools	61.50
	Oil	39.17
	Filters	24.93
	Supplies	14.66
	Filters	104.59
	Supplies	16.83
	Oil	133.26
B & H Automotive and Locksmithing	Master locks	79.50
Barco Municipal Products	Locator rebate	-200.00
	Barricades	604.68
Batteries Plus	Batteries	107.97
Brown Supply Co	Pipe for storm sewer repair	6,850.00
	Couplings - C Ave E project	226.00
Carpenter Uniform Co	Uniforms	144.51
Carter Waters	Oil for distributor	17,605.28
Central Pump & Motor LLC	Service call - pumps west end lift station	420.00
	Repair pump Myers lift station	1,039.34
Century Lawn & Termite Service Inc	Contracted mowing - Edmundson	800.00
	Contracted mowing - Vander Wilt	550.00
	Contracted mowing - Vander Wilt	550.00
	Contracted mowing - Vanderwilt	550.00
	Contracted mowing - Edmundson	800.00
	Contracted mowing - Vander Wilt and Edmundson	1,350.00
	Contracted mowing - Edmundson	800.00
Certified Pest Control	Pest control	30.00
	Pest control	32.00
Certified Power Inc.	Supplies	10.28
	Motor seal kit	55.00
Champion Storage and Signs	RAGBRAI No Parking signs	225.00
	Notice of Hearing sign	18.00
	Notice of Hearing sign	48.00
City of Ottumwa	Annual pool inspection	568.00
Cretex Concrete Products Midwest Inc.	Direct drive	90.00
D.J. Gongol & Associates	Parts to repair pumps	1,297.07
Dell Marketing L.P.	Toner cartridges	278.98
Edel's Lawn Service and Construction Inc	Sanitary sewer repair - 4th Ave alley	1,800.00
	Street repair - B Ave E and North 6th St	2,448.00

	Replace manhole	13,000.00
	Street repair - B Ave E and North 6th St	2,400.00
Environmental Edge	Asbestos removal	14,055.00
Fastenal Company	Supplies	7.22
	Supplies	15.44
	Parts for repair	76.14
	Parts for repairs	232.52
Garden & Associates Inc	Professional services - 1st Ave Sidewalk	2,623.19
	Professional services - Trolley Place	1,336.36
	Professional services - West Area sanitary sewer	2,226.10
Haines Auto Supply	Supplies	14.61
	Supplies	27.34
	Supplies	27.56
	Tools	26.83
	Work light and reel	284.10
	Supplies	10.77
	Emergency light	128.36
	Supplies	4.35
	Supplies	5.40
	Painting supplies - pool	128.10
Hy Vee Accounts Receivable	Pool concessions	19.94
	Pool concessions	4.95
	Pool concessions	4.14
	Pool concessions	7.11
	Pool concessions	13.29
IA Munic Workers Comp Assoc	Payment 3 - Work comp	5,902.00
Ideal Ready Mix	Concrete test cylinder	81.00
	Ready mix SW Waste Water plant	142.00
Interstate Battery Systems	Battery	92.95
Iowa City/County Management Association	Membership dues - Mulfinger	20.00
Iowa Prison Industries	Street signs	113.52
John Deere Financial	Filters	68.51
Johnson's Heating A.C. & Refrig Inc	Repair air conditioning - Fire Dept	126.20
	Repair air conditioning - City Clerk's office	126.04
Keep It Sharp	Sharpen chain saws	64.00
Kelderman Manufacturing Inc	Supplies	49.60
Kelly Supply Company	Supplies	55.65
	Supplies	16.98
Lappin Tire	Replace tires	356.42
	Tire repair	25.00
Law Enforcement Targets Inc.	Targets	89.96
Liebus Concrete Products Inc	Tarr strips	81.00
M. Shrago & Son Inc	Supplies	30.00
Mahaska Bottling	Can bags	40.00
Mahaska Co Highway Dept	Fuel	83.74
	Fuel	71.92
	Fuel	1,503.22
	Fuel	474.16
	Fuel	1,239.50
	Fuel	2,362.59
Mahaska Communication Group LLC	Telephone services	51.28
	Telephone services	158.91

	Telephone services	83.34
	Telephone services	62.19
	Telephone services	65.10
Mahaska County Treasurer	Property taxes - Parcel 1013359001	98.00
	Property taxes - Parcel 1013359002	40.00
	Property taxes - Parcel 1013414005	497.00
	Property taxes - Parcel 1013341010	1,352.00
Mahaska Health Partnership	Professional services	23.00
	Professional services	23.00
	Professional services	23.00
	Professional services	23.00
Malcom Lumber Window & Door Center	Supplies	31.26
	Supplies	24.56
Manhole Adjustable Riser Co	Manhole riser - C Ave W	336.00
	Manhole riser - C Ave W	175.00
	Manhole riser - C Ave W	154.00
Mc Kim Tractor Service	Mower repair	60.19
MidAmerican Energy	Utilities	546.53
	Utilities	98.49
	Utilities	16.63
	Utilities	300.55
Midwest Wheel Companies	Supplies	35.03
Musco Sports Lighting LLC	Uniforms	15.00
Norris Asphalt Paving Inc	Cold patch	2,182.60
O'Reilly Auto Parts	Supplies	13.38
Orscheln Farm & Home	Supplies	39.99
	Supplies	79.98
	Grass seed	13.99
	Supplies	29.47
Oskaloosa Herald/Shopper	Publications	591.65
Oskaloosa Service Center Inc	Repair brakes	262.91
	Quick lube	30.20
	Quick lube	30.20
	Quick lube	30.20
	Quick lube	60.20
Oskaloosa Water Dept	Fax location services	60.80
Pella Concrete Contractors Inc	Refund - return C Ave E plans	25.00
Pitney Bowes Inc.	Postage machine lease	132.93
Premier Office Equipment Inc.	Copier maintenance	140.64
Quill Corporation	Office supplies	16.19
	Office supplies	13.73
	Office supplies	254.81
Reliable Office Supplies	Office supplies	146.43
Rockmount Research & Alloys Inc	Chop saws/tools	798.86
Schumacher Elevator Company	Scheduled maintenance	194.49
	Scheduled maintenance	136.22
Sherwin-Williams	Paint	45.49
	Paint supplies - pool	29.62
	Painting supplies - pool	140.17
	Painting supplies - pool	154.40
	Supplies	19.90
State Hygienic Laboratory	Testing services	12.00

The Office Center Inc.	Office chair - City Clerk's office	319.99
	Office supplies	32.56
	Office supplies	1.23
	Name plate	24.00
Total Choice Shipping	Shipping charges	7.76
	Shipping charges	11.51
True Value Hardware	Supplies	8.99
	Supplies	7.49
	Battery	8.49
	Supplies	7.49
	Supplies	12.78
	Supplies	46.44
	Supplies	6.99
	Supplies	10.73
	Supplies	46.97
	Supplies	22.98
	Gloves	25.98
	Supplies	24.99
	Supplies	13.78
	Supplies	6.02
UnityPoint Clinic-Occupational Medicine	Professional services	148.00
Utility Equipment Co	Coupling	213.37
Walmart Community/GECRB	Medications	8.88
	Medications	35.90
	Office supplies	59.91
	Medications	74.32
	Printer cartridges	87.94
	Supplies	20.47
	Pool supplies	102.76
	Pool supplies	6.58
	Waste Water supplies	136.29
Zep Sales and Service	Cleansers	305.90
		<hr/> 102,954.44



AFLAC	AFLAC	243.32
AFLAC	AFLAC	243.32
AFLAC	AFLAC	243.32
American Public Works Assoc - Iowa Chapter	Registration - End loader seminar	375.00
Caleb A. Wubbels & TruBank	First time homebuyer loan	2,600.00
Chad/Tracy DeWitt & TruBank	First time home buyer loan	1,750.00
Colonial Life	Colonial Life	212.80
David Dixon	August legal fees	2,200.00
David W/Brenda L Shipley and TruBank	First time homebuyer loan	2,695.15
Delta Dental of Iowa	Dental Insurance	351.00
Edward D Jones	Savings Edward Jones	300.00
Edward D Jones	Savings Edward Jones	300.00
Edward D Jones	Savings Edward Jones	300.00
Fidelity Security Life Insurance Company	Vision insurance	187.51
Heather Blommers	Reimburse travel expense	115.98
I.U.P.A.T. District Council 81	Union dues	244.11
Iowa Department of Natural Resources	Annual permits fees - 6273001 and 6273002	2,550.00
Iowa Department of Revenue	Wage levy-state	263.65
Iowa Department of Revenue	Wage levy-state	263.65
Iowa Department of Revenue	Wage levy-state	263.65
Iowa Police Chiefs Association	Registration - H Blommers	30.00
John Wesley Beranek	August services	2,000.00
Joseph Sherman Warrick and Judy Warrick	Purchase of land	5,000.00
Local 636, IAFF	Fire union	225.00
Luke R/Melissa R Letzing	First time homebuyer loan	3,500.00
Madison National Life	August life insurance premiums	445.90
Misty Dawne White-Reinier	August legal fees	1,800.00
Munic. Fire & Police Ret	Police & fire 411	18,993.88
Munic. Fire & Police Ret	Police & fire 411	18,999.29
Munic. Fire & Police Ret	Police & fire 411	19,003.85
Norris Asphalt Paving Inc	Payment #3 - South 7th St project	165,709.17
Oskaloosa Community Schools	August local option sales tax	83,403.38
PPME 2003 IBPAT	Police union dues	365.00
Richard A Sutton and Katelyn M Whitehead and Bank I	First time homebuyer's loan	3,200.00
The Cincinnati Life Insurance Company	Cincinnati Life Insurance	89.00
The Cincinnati Life Insurance Company	Cincinnati Life Insurance	89.00
The Cincinnati Life Insurance Company	Cincinnati Life Insurance	89.00
TK Concrete Inc	Final payment - East Mall Parking lot	4,854.50
UI Center for Conferences	Registration - McMains	90.00
United Way	United Way	46.00

343,635.43

August payroll 437,867.60

Calzaretta, Michael	Cell phone reimbursement	20.00
Boston, Troy	Cell phone reimbursement	20.00
McGee, John	Cell phone reimbursement	20.00
Neubert, David	Cell phone reimbursement	20.00
Pal, Akhilesh	Cell phone reimbursement	20.00
Schrock Jr, Michael	Cell phone reimbursement	20.00
Vroegh, Gary	Cell phone reimbursement	20.00
Vroegh, Grant	Cell phone reimbursement	20.00



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Amy Miller,
City Clerk

ITEM TITLE: CONSENT AGENDA – ITEM 3

Consider approval of an application for Class C Beer Permit with a Class B Wine Permit from Casey's Marketing Company dba Casey's Marketing Company, 413 A Avenue West.

EXPLANATION:

The application is complete and in order for approval.

Staff recommends approval.

BUDGET CONSIDERATION:

\$75.00 revenue to the General Fund.

ATTACHMENTS: None

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Amy Miller,
City Clerk

ITEM TITLE: CONSENT AGENDA – ITEM 4

Consider a resolution approving the FY2013 Street Finance Report.

EXPLANATION:

This resolution approves the FY2013 Street Finance Report which includes revenues and expenses from all funds for streets, a list of street related debt, street projects and an inventory of equipment. This is a required report that must be completed by the city on an annual basis.

Staff recommends approval of the FY2013 Street Finance Report.

BUDGET CONSIDERATION:

None

ATTACHMENTS:

Resolution
City Street Financial Report

RESOLUTION NO. _____

RESOLUTION APPROVING THE OFFICIAL
2013 FISCAL YEAR STREET FINANCE REPORT

WHEREAS, the Code of Iowa requires that a Street Finance Report for the fiscal year be filed with the Department of Transportation by September 30 of each year, and

WHEREAS, City Staff has prepared and filed this report with City Council for review and approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oskaloosa, Iowa that the Official 2013 Fiscal Year Street Finance Report referred to in the preamble hereof be hereby approved.

PASSED AND APPROVED this 3rd day of September, 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Cover Sheet

Now therefore let it be resolved that the city council of OSKALOOSA, Iowa
 (city name)

on 09/03/2013 did hereby approve and adopt the annual
 (month/day/year)

City Street Financial Report from July 1, 2012 to June 30, 2013
 (year)

Contact Information

Name	E-mail Address	Street Address	City	ZIP Code
Amy Miller	amy.miller@oskaloosaiowa.org	220 South Market Street	Oskaloosa	52577-0000
Hours	Phone	Extension	Alternate Phone	
8:00 - Noon, 1:00 - 5:00p	(641) 673-9431		(641) 673-9431	

Preparer Information

Name	E-mail Address	Phone	Extension
Amy Miller	amy.miller@oskaloosaiowa.org	(641) 673-9431	

Mayor Information

Name	E-mail Address	Street Address	City	ZIP Code
David Krutzfeldt	dkrutz@interpower.com	220 South Market Street	Oskaloosa	52577-0000
Phone	Extension			
(641) 673-7909				

Resolution Number _____

 Signature Mayor

 Signature City Clerk

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Summary Statement Sheet

Column 1 Column 2 Column 3 Column 4
 Road Use Other Street Street Street
 Tax Fund Monies Debt Totals

Column 1 Column 2 Column 3 Column 4
 Road Use Other Street Street Street
 Tax Fund Monies Debt Totals

Round Figures to Nearest Dollar

Round Figures to Nearest Dollar

A. BEGINNING BALANCE				
1. July 1 Balance	720,750	726,049	0	1,446,799
2. Adjustments (Note on Explanation Sheet)				
3. Adjusted Balance	720,750	726,049	0	1,446,799
B. REVENUES				
1. Road Use Tax	1,103,702			1,103,702
2. Transfer of Jurisdictions Fund				
3. Property Taxes		86,465	491,487	577,952
4. Special Assessments		623	20,793	21,416
5. Miscellaneous		937,352		937,352
6. Proceeds from Bonds, Notes, and Loans		836,350		836,350
7. Interest Earned		2,946		2,946
8. Total Revenues (Lines B1 thru B7)	1,103,702	1,863,736	512,280	3,479,718
C. Total Funds Available (Line A3 + Line B8)	1,824,452	2,589,785	512,280	4,926,517

EXPENSES				
D. Maintenance				
1. Roadway Maintenance	862,868	263,824		1,126,692
2. Snow and Ice Removal	62,136			62,136
E. Construction, Reconstruction and Improvements				
1. Engineering		70,674		70,674
2. Right of Way Purchased				
3. Street/Bridge Construction		1,448,707		1,448,707
4. Traffic Services	38,530			38,530
F. Administration		79,638		79,638
G. Equipment (Purchased or Leased)	140,320			140,320
H. Miscellaneous				
J. Street Debt				
1. Bonds, Notes, and Loans - Principal Paid			381,350	381,350
2. Bonds, Notes and Loans - Interest Paid			130,930	130,930
TOTALS				
K. Total Expenses (Lines D thru J)	1,183,492	1,783,205	512,280	3,478,977
L. Ending Balance (Line C-K)	640,960	806,580	0	1,447,540
M. Total Funds Accounted For (K + L = C)	1,824,452	2,589,785	512,280	4,926,517



City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Miscellaneous Revenues and Expenses Sheet

Code Number and Itemization of Miscellaneous Revenues (Line B5 on the Summary Statement Sheet) (See Instructions)	Column 2 Other Street Monies	Column 3 Street Debt
112 Utility Revenue	224,264	
170 Reimbursements (misc.)	4,010	
171 Sales of New Material (Rock, Culverts, etc.)	909	
172 Labor & Services	2,539	
174 Sales Tax / Local Option	699,880	
182 Property or Buildings (Sale or Rent)	5,685	
190 Other Miscellaneous	65	
Line B5 Totals	937,352	

Code Number and Itemization of Miscellaneous Expenses (Line H on the Summary Statement Sheet) 'On street' parking expenses, street maintenance, buildings, insurance, administrative costs for printing, legal fees, bond fees etc. (See instructions)	Column 2 Other Street Monies	Column 3 Street Debt
Line H Totals		

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Bonds, Notes and Loans Sheet

New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Street Improvements	102	05/01/2008	412,426	100%	2023	336,383	24,500	12,761	24,500	12,761	311,883
<input type="checkbox"/>	General Obligation	Street Improvements	103	05/01/2008	1,009,201	100%	2023	861,501	56,000	29,169	56,000	29,169	805,501
<input type="checkbox"/>	General Obligation	Street Improvements	104	05/01/2008	50,749	100%	2023	43,849	3,500	1,823	3,500	1,823	40,349
<input type="checkbox"/>	General Obligation	Street Improvements	105	05/01/2008	342,968	100%	2023	323,168	19,250	10,027	19,250	10,027	303,918
<input type="checkbox"/>	General Obligation	Paving & Construction	304	12/06/2006	1,955,000	100%	2018	1,240,000	185,000	46,983	185,000	46,983	1,055,000
<input type="checkbox"/>	General Obligation	Paving & Construction	305	04/23/2008	451,100	100%	2015	142,800	44,100	4,644	44,100	4,644	98,700
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		05/01/2008	836,350	100%	2023	836,350	49,000	25,523	49,000	25,523	787,350
		New Bond Totals			836,350	836,350	Totals	3,784,051	381,350	130,930	381,350	130,930	3,402,701

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Project Final Costs Sheet

For construction, reconstruction, and improvement projects with costs equal to or greater than 90% of the bid threshold in effect as the beginning of the fiscal year.

Section A Check here if there are no entries for this year

Line No.	1. Project Number	2. Estimated Cost	3. Project Type	4. Public Letting?	5. Location/Project Description (limits, length, size of structure)
1	12-04-03	972,346	Roadway Construction	Yes	Green Street Project

Section B

Line No.	6. Project Number	6. Contractor Name	7. Contract Work			City Labor			13. Total
			7. Contract Price	8. Additions/Deductions	9. Labor	10. Equipment	11. Materials	12. Overhead	
1	12-04-03	Cornerstone Excavating, Inc.	979,960	-26,055	1,080	1,600			956,585

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Road/Street Equipment Inventory Sheet

Check here if there are no reportable equipment

1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	6. Rental Cost	7. Used on Project this FY?	8. Used on Project Status
	1997	Henderson Dump Box	6,500			No	No Change
	2011	Elgin Sweeper	170,000			No	No Change
	2008	Asphalt Zipper	114,000			No	No Change
	2006	Etnyre Chip Spreader	110,596			No	No Change
	2006	Rhino Mower	7,865			No	No Change
	2006	Ford F-350 Pickup 4x4	21,976			No	No Change
	1995	Hydro Seeder	4,000			No	No Change
	2001	Honda Generator (2)	Unknown			No	No Change
	1985	Sheepsfoot	Unknown			No	No Change
	1975	Utility Trailer 16' x 8 wheel x 10 ton	Unknown			No	No Change
	1990	Concrete Saw & trailer-long year	Unknown			No	No Change
	1988	Caterpillar 140G Motor Grader	29,600			No	No Change
	2005	John Deere Tractor 7320	61,106			No	No Change
	2005	Bobcat Skid Loader	30,185			No	No Change
	2001	Ford 1-Ton Pickup F350	22,500			No	No Change
	1995	Ford 1-Ton Pickup F350	15,988			No	No Change
	2001	Dodge Pickup	15,000			No	No Change
	2003	International Truck	63,800			No	No Change
	1998	International Truck	34,250			No	No Change
	1996	International Truck	33,000			No	No Change
	1994	International Truck	27,000			No	No Change
	1991	Ford Truck F800	24,000			No	No Change
	1988	Chevrolet Truck	21,000			No	No Change



Iowa Department of Transportation
 Form 517007 (5-2012)
 Office of Local Systems
 Ames, IA 50010

City Street Financial Report

City Name		City Number		City Population		Fiscal Year	
OSKALOOSA		5780		11,463		2013	
1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost /Unit	6. Rental Cost /Unit	7. Used on Project this FY?	8. Status
	2014	International Truck w/ oil distributor	136,000			No	New
	1991	International Bucket Truck	34,200			No	No Change
	1999	Daewoo Loader	64,500			No	No Change
	1988	John Deere Loader	65,000			No	No Change
	1958	Ford Tractor	2,900			No	No Change
	1985	Cat Maintainer	58,400			No	No Change
	1984	Gradall Ditcher	23,500			No	No Change
	1988	Rubber Tired Roller(Dynapac)	Unknown			No	No Change
	1985	Rubber Tired Roller(Bros)	25,000			No	No Change
	1972	Steel Roller	10,000			No	No Change
	1955	Seaman Pulverizer	250			No	No Change
	1999	Vermeer Wood Chipper	21,500			No	No Change
	1995	Air Compressor-Ingersoll Rand	15,000			No	No Change
	2001	Dodge 3/4 Ton 4X4	20,955			No	No Change
	2003	Heil 10' Body, hoist & hydraulic system	8,000			No	No Change
	2007	Henderson Spreader Body	8,000			No	No Change
	2003	Monroe 11" Snow Plow	6,000			No	No Change
	2010	Henderson SS 11' Sander Body	14,000			No	No Change
	1997	Swap Loader	8,000			No	No Change
	1998	Swap Loader w/hydraulic	12,000			No	No Change
	2010	International Truck	98,884			No	No Change
	1986	Ford Spreader	Unknown			No	No Change
	2010	International Truck w/ plow, sander & scraper	112,800			No	No Change
	2012	Spaulding Crack Sealer	35,000			No	No Change
	2007	Sakai Vibratory Roller	84,900			No	No Change
	2010	Bonnell 16' Box Plow	4,950			No	No Change



Iowa Department of Transportation
 Form 517007 (5-2012)
 Office of Local Systems
 Ames, IA 50010

City Street Financial Report

City Name		City Number	City Population	Fiscal Year			
OSKALOOSA		5780	11,463	2013			
1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	6. Rental Cost	7. Used on Project this FY?	8. Status
	2011	Bonnell 8' Box Plow	1,500			No	No Change
	2003	Meyer Sand Spreader	Unknown			No	No Change
	2006	Boss V-Plow	Unknown			No	No Change
	1997	Heil 10' Dump Body	26,800			No	No Change
	2012	Allied Hydraulic Concrete Breaker	9,500			No	No Change
	2013	International Tandem Axle Truck w/ 16' Body	140,320			No	New



Iowa Department of Transportation
 Form 517007 (5-2012)
 Office of Local Systems
 Ames, IA 50010

City Street Financial Report

City Name	City Number	City Population	Fiscal Year
OSKALOOSA	5780	11,463	2013

Explanation Sheet

Comments

Bonds, Notes and Loans Sheet

5/1/2008 Bond Issue-This is a \$3M bond issue sold for several purposes including street improvements and equipment. FY09 \$412,426 was spent on streets. FY10 \$116,858 was spent on street department equipment and \$892,343 was spent on street projects for a total of \$1,009,201. FY11 \$50,749 was spent on street projects. FY12 \$35,037 was spent on street department equipment and \$307,931 was spent on street projects for a total of \$342,968. FY13 \$836,350 was spent on street projects. This completes the balance of the bond. We did secure a construction certificate which explains the expected construction schedule for the project and the sole purpose of establishing the reasonableness and necessity of a five year temporary period for allocated of the exempt bond proceeds to a project involving a substantial amount of construction expenditures.



Iowa Department of Transportation
 Form 517007 (5-2012)
 Office of Local Systems
 Ames, IA 50010

City Street Financial Report

City Name OSKALOOSA	City Number 5780	City Population 11,463	Fiscal Year 2013
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Monthly Payment Sheet

Month	Road Use Tax Payments	Transfer of Jurisdictions Payments
JULY	\$80,627.69	
AUGUST	\$121,104.26	
SEPTEMBER	\$110,180.44	
OCTOBER	\$89,032.29	
NOVEMBER	\$84,893.68	
DECEMBER	\$89,747.89	
JANUARY	\$89,444.82	
FEBRUARY	\$96,104.37	
MARCH	\$120,994.44	
APRIL	\$80,757.45	
MAY	\$52,175.88	
JUNE	\$88,638.65	
Totals	\$1,103,701.86	



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Planning & Zoning
Commission

ITEM TITLE: CONSENT AGENDA – ITEM 5

Consider an **ordinance** to vacate and sell 60'X16.5' of the north-south public alley adjacent to 835 South 2nd Street (**3rd reading**); and approval of the **resolution** approving the deed and authorizing the sale of the alley.

EXPLANATION:

Lori Poush, owner of 835 South 2nd Street and 1004 South 1st Street, has requested that the portion of the North-South alley in between the above mentioned properties be vacated. The primary building of the applicant is located on 835 South 2nd Street, whereas the applicant intends to build an accessory structure on the vacant lot at 1004 South 1st Street. Presently, the Zoning Code 17.24.030 B.6. does not permit the construction of an accessory structure without a principal building. Hence, the applicant intends to combine the two separate lots of 1004 South 1st Street & 835 South 2nd Street, by purchasing the alley, which will allow them to legally construct an accessory building on 1004 South 1st Street.

The city conducted a survey of households with direct access to the subject alley. Among the residents that responded (8 total), 50% (4) did not want the alley vacated, and 50% (4) want the alley vacated. Those who did not want the alley vacated commented that the alley is being used on a regular basis. If City Council approves this alley vacate request, driveway access easement rights should be retained for vehicular access for the adjacent property owners. This alley also contains Century Link utility infrastructure. Hence, easement rights will need to be retained for access to the above mentioned utility.

The Planning & Zoning Commission considered this item at their July 8, 2013 meeting and recommended by a vote of 5 to 0 that the City Council approve the alley vacate request but retain utility access easement and vehicular access easement.

BUDGET CONSIDERATION:

\$100.00 in application fees, and if the alley vacate is approved, there is revenue of \$495.00 (60' X 16.5' X \$0.50/SF). Alley vacates result in revenue received by the city. The city sells residential alleys for \$0.50 per square foot.

RECOMMENDED ACTION:

Approve the 3rd reading of the ordinance to vacate and sell a portion of the alley and approve the resolution approving the deed and authorizing the sale of the alley.

ATTACHMENTS:

Ordinance, Resolution, Location Map, Picture of Alley, Alley Vacate Application and Responses from adjacent owners and utility companies.

ORDINANCE NO. _____

AN ORDINANCE VACATING THE NORTH-SOUTH PUBLIC ALLEY ADJACENT TO 835 SOUTH 2ND STREET AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY

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

SECTION 1. PURPOSE. The purpose of this ordinance is to vacate the north-south public alley right-of-way that lies adjacent to 835 South 2nd Street is legally described as follows:

The 60' X 16.5' section of the north-south alley lying adjacent to Lot 6 of the subdivision of Lot 3 of the SE ¼ of the NE ¼ of Section 24 in the City of Oskaloosa, Mahaska County, Iowa

SECTION 2. EASEMENT RESERVATION. This ordinance is adopted subject to the retention of easement rights for utilities; all municipal and governmental services for ingress and egress; and the retained easement right for ingress and egress over and across the former alley in favor of those properties located at 918 South 1st Street, 920 South 1st Street, 922 South 1st Street, 924 South 1st Street, 902 South 2nd Street, 829 South 2nd Street, 831 South 2nd Street, and 833 South 2nd Street, which retained easements shall run with the land in favor of the owners thereof.

SECTION 3. REPEALER. All other ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. 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 5. WHEN EFFECTIVE. This 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.

Amy Miller, City Clerk

RESOLUTION NO. _____

RESOLUTION APPROVING THE DEED AND AUTHORIZING THE SALE OF THE NORTH-SOUTH PUBLIC ALLEY ADJACENT TO 835 SOUTH 2ND STREET, AND FOR THE SALE OF SAID PUBLIC ALLEY RIGHT-OF WAY

WHEREAS, the City of Oskaloosa has deemed it advisable to consider the vacation and sale of the north-south public alley right-of-way that lies adjacent to 835 South 2nd Street and is legally described as follows:

The 60' X 16.5' section of the north-south alley lying adjacent to Lot 6 of the subdivision of Lot 3 of the SE ¼ of the NE ¼ of Section 24 in the City of Oskaloosa, Mahaska County, Iowa

WHEREAS, The Oskaloosa City Council has vacated the alley described above, subject to the retention of easement rights for utilities; all municipal and governmental services for ingress and egress; and the retained easement right for ingress and egress over and across the former alley in favor of those properties located at 918 South 1st Street, 920 South 1st Street, 922 South 1st Street, 924 South 1st Street, 902 South 2nd Street, 829 South 2nd Street, 831 South 2nd Street, and 833 South 2nd Street, which retained easements shall run with the land in favor of the owners thereof; and has held a public hearing on the proposed sale of the above-described alley to the adjoining property owners.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the city of Oskaloosa, Iowa that David Krutzfeldt, Mayor, be and he is hereby authorized and directed to execute a Quit Claim Deed on behalf of the City of Oskaloosa, Iowa conveying the above described real property to adjoining property owners and the Mayor and City staff are further authorized to take necessary action to accomplish said conveyance.

BE IT FURTHER RESOLVED by the City Council of the City of Oskaloosa, Iowa that the said Quit Claim Deed be and is hereby approved and the city clerk is hereafter authorized to deliver said deed after execution to adjoining property owners at a price of \$0.50 per square foot plus publication and application costs applicable thereto.

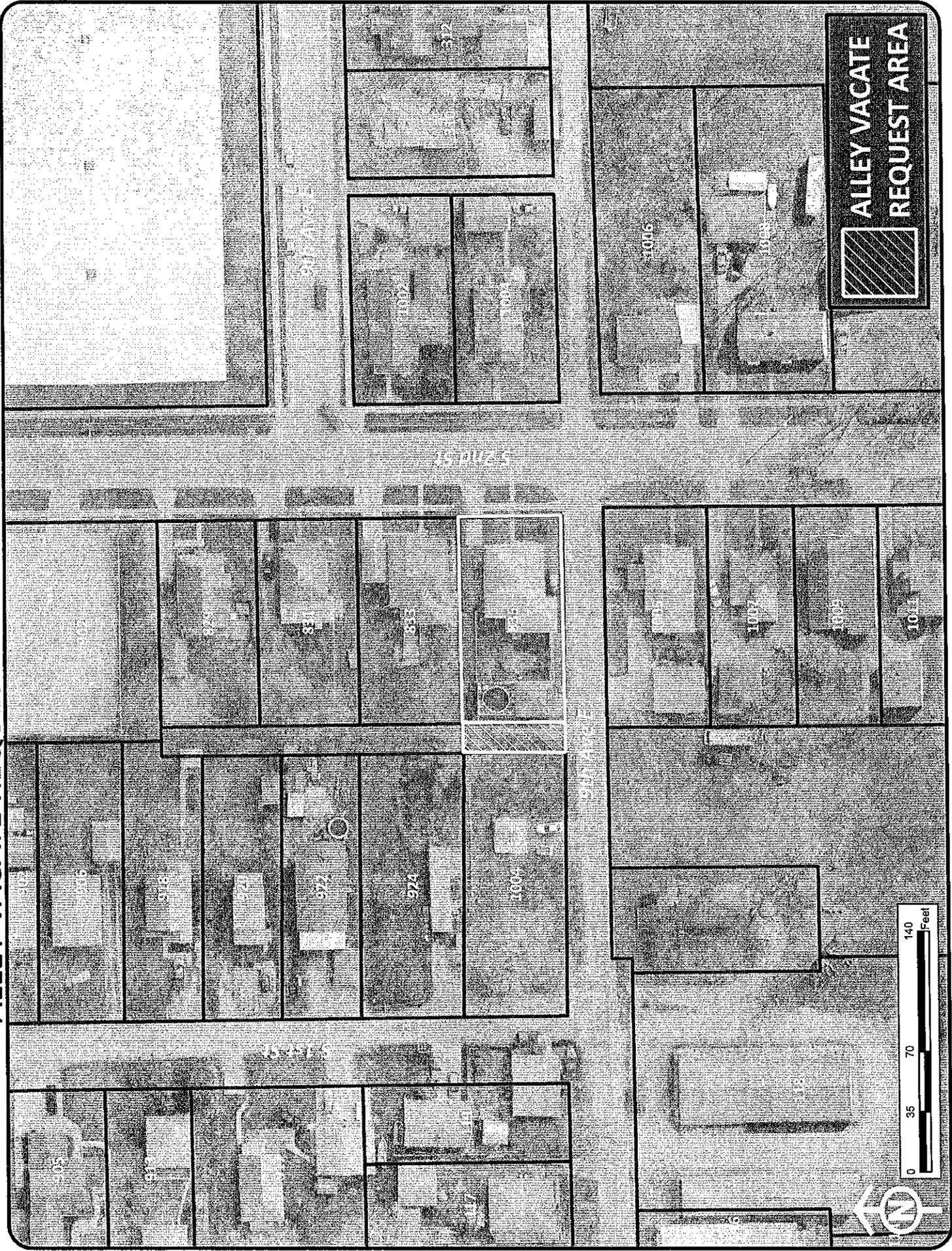
PASSED AND APPROVED by the City Council of the City of Oskaloosa, Iowa on the _____ day of _____, 2013.

David Krutzfeldt, Mayor

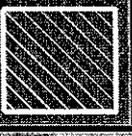
ATTEST:

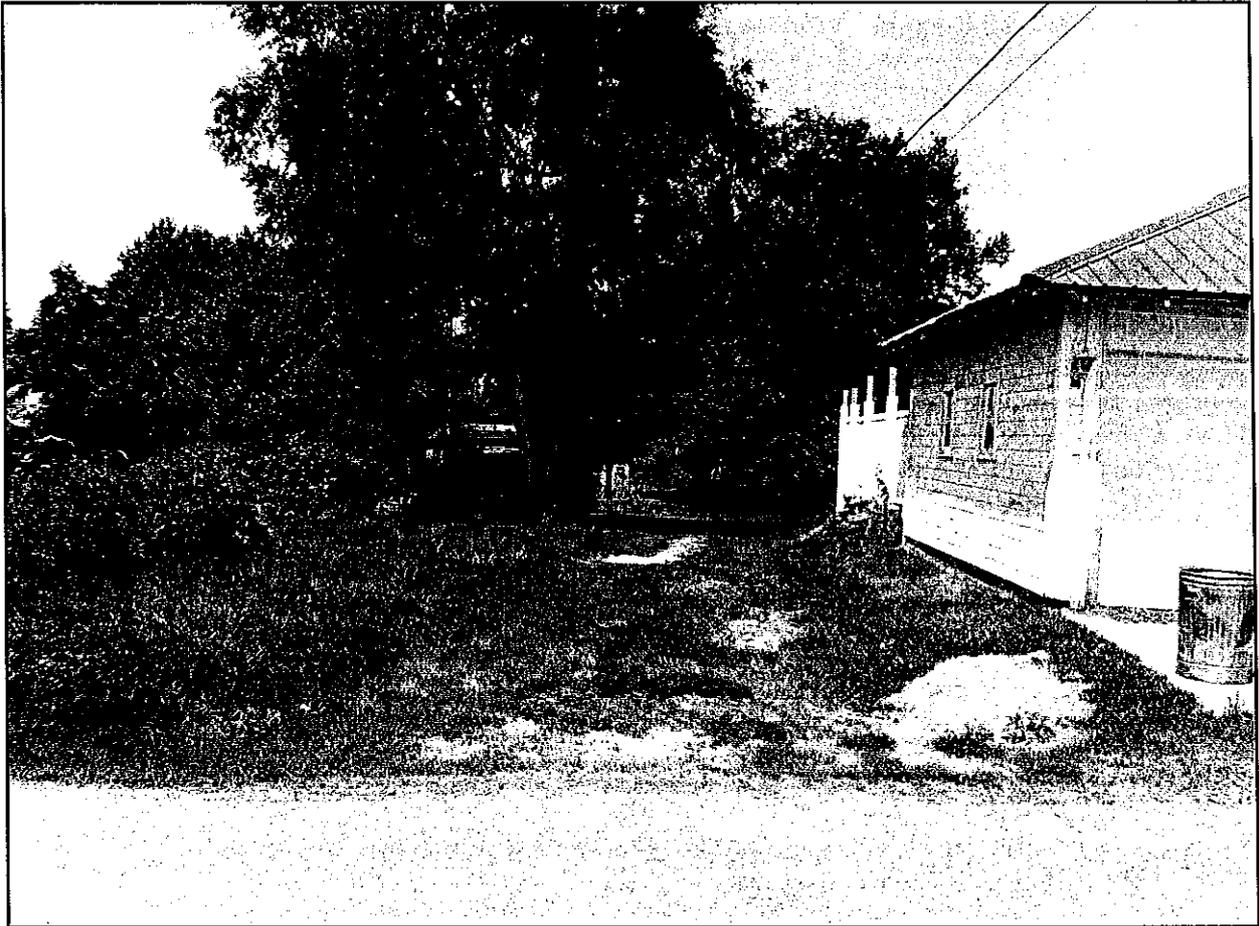
Amy Miller, City Clerk

ALLEY VACATE REQUEST FOR 835 SOUTH 2ND STREET



ALLEY VACATE
REQUEST AREA





North-south alley west of 835 South 2nd Street, looking north.

ALLEY VACATION REQUEST
City of Oskaloosa, Iowa

Policy for sale of alleys:

Policy Adopted: 2/18/2003

1. The property owner requesting the vacation of the alley will pay the \$100.00 application fee and the purchase price of one-half of the alley at the time of the request. If the alley vacation and sale is not approved, the amount of the purchase will be refunded. Other property owners adjacent to the alley that wish to purchase their half will have 30 days after the third reading of the ordinance to purchase their portion. After the 30 days it could be sold to other adjoining property owners.
2. Alleys sold within a residentially zoned area will be sold at the residential rate (\$.50/SF), and alleys located in commercially or industrially zoned areas will be sold at commercial rates (\$1.00/SF).

Date of Request: 5/20/13

Property Owner Name: Lori Poush

Address: 835 S. 2nd St.
OSKALOOSA, IA. 52577

Phone: 641-672-9271

Description of alley requested for vacation: _____

Reason for requesting alley vacation: I would like to combine my two properties so that I could put a building on my property on S. 1st. It would contain my vehicles. I would leave the alley open for traffic.

Signature Lori Poush

OFFICE USE:

Application Fee Paid

Amount Paid For 1/2 of Alley: \$ 247.50 (~~100~~ X 16.5 X \$.50 /SF) X .50

Total
\$ 495.00

Vacation Approved _____ Denied _____ Refund Payment _____

ALLEY VACATION RESPONSE : 835 South 2nd street

ADDRESS	NAME	RESPONSE	COMMENTS
918 South 1st Street	Dennie & Wanda Johnson	No, does not approve of proposed alley vacation	It's the only way to get to my back yard
920 South 1st Street	George & Linda Shook	No, does not approve of proposed alley vacation	I need access to my backyard and shed
922 South 1st Street	Cecil & Fannie Camstock	No, does not approve of proposed alley vacation	I need a way to the alley; need to get to the backyard to cut wood
924 South 1st Street	Christine Paton	No, does not approve of proposed alley vacation	I wouldn't be able to drive to the back of my trailer
829 South 2nd Street	Brian & Mary Lester	Yes Approve the proposed alley vacation	
831 South 2nd Street	Rbe LLC % Chris Roach	Yes Approve the proposed alley vacation	
833 South 2nd Street	Ruby Maxwell	Yes Approve the proposed alley vacation	She said she wasn't closing so I will go along with her
835 South 2nd Street	James & Lori Poush	Yes Approve the proposed alley vacation	
902 South 2nd Street	Clow Valve Company		

UTILITY COMPANY RESPONSE

MCG	No Utilities in Alleyway
WATER DEPT.	No Utilities in Alleyway
CENTURY LINK	Yes Utilities in Alleyway
MIDAMERICAN ENERGY	No Utilities in Alleyway



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: City Manager's Office

ITEM TITLE: REQUESTS FROM THE COMMUNITY - A

Consider request from Amy Langdon, Executive Director of United Way of Mahaska County, to report on United Way activities.

EXPLANATION:

Amy Langdon, Executive Director, United Way of Mahaska County, will attend the city council meeting to report on United Way activities.

Receive report.

BUDGET CONSIDERATION:

None.

ATTACHMENTS:

None.



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: MAYOR & CITY COUNCIL

ITEM TITLE: ANNOUNCEMENT OF VACANCIES. APPLICANTS MUST RESIDE IN OSKALOOSA AND BE 18 YEARS OF AGE UNLESS SPECIFIC SPECIFICATIONS ARE STATED.

- a) Building Code Board of Appeals – One vacancy to fill upon appointment and to serve at the pleasure of the Mayor. This is a five member board that meets as needed. (4 males and 0 females currently serve).

- b) Mahaska County Solid Waste Management Commission and Ad Hoc Recycling Committee – Five vacancies to fill upon appointment to serve one year terms. Two members of the commission also serve on the Ad Hoc Recycling Committee. This is a five member board that typically meets once a month. (3 males and 1 female currently serve with one vacancy).

EXPLANATION:

This item is reserved to provide the most current information about existing or upcoming vacancies for Boards, Committees, or Commissions filled by appointment of the Mayor, or the City Council. Appointment to fill vacancies requires a separate action or confirmation by the City Council.

BUDGET CONSIDERATION:

Not applicable, report(s) only.



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Amy Miller,
City Clerk

ITEM TITLE: PUBLIC HEARINGS

Consider a resolution levying a special assessment against private property for weed cutting by the City of Oskaloosa, Iowa in accordance with Section 8.20 of the city code of the City of Oskaloosa, Iowa. (PUBLIC HEARING)

EXPLANATION:

This is the time for the public hearing on levying a special assessment against private property for weed cutting as outlined in Exhibit A. Certified notices were sent to each property owner and a notice was published in the Oskaloosa Herald.

Staff recommends opening the public hearing, receive oral and written comments, close hearing and approve resolution.

BUDGET CONSIDERATION:

\$2,050 revenue to the Sanitary Sewer Fund to offset expenses related to the work performed by the City.

ATTACHMENTS:

Resolution
Exhibit A

RESOLUTION NO. _____

RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR CUTTING AND REMOVAL OF WEEDS BY THE CITY OF OSKALOOSA, IOWA, IN ACCORDANCE WITH TITLE 8, CHAPTER 8.20 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA.

WHEREAS, the City of Oskaloosa, Iowa did cut and remove weeds and brush from private properties listed in Exhibit "A" attached hereto and by this reference incorporated within; and

WHEREAS, the City Council of the City of Oskaloosa, Iowa is empowered to levy such assessment as may be appropriate against said properties for such cutting and removal of weeds and brush by Title 8, Chapter 8.20 of the City Code of the City of Oskaloosa, Iowa; and

WHEREAS, hearing on said assessments was duly scheduled for the 3rd day of September, 2013 at 6:00 p.m., proper notice of said hearing was given; and

WHEREAS, hearing before the City Council of the City of Oskaloosa, Iowa was held at the above mentioned date and time, and all objections to said assessments were heard; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Oskaloosa, Iowa that special assessments for the cutting and removal of weeds and brush are hereby levied against the properties described in Exhibit "A" unless said special assessments are paid in full within thirty days. All unpaid assessments will draw annual interest at nine per cent computed to the December 1st next following the due dates. The unpaid assessments shall constitute a lien against the property and shall be collected by the County Treasurer in the same manner as other taxes. Any assessments more than five hundred dollars will be paid in annual installments that will not exceed fifteen.

PASSED AND APPROVED this 3rd day of September, 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

EXHIBIT "A"
 2013 WEED CUTTING ASSESSMENTS
 June 2013

OWNER	OFFENSE	ADDRESS/LEGAL	DATE MOWED	LABOR	COST
Daniel J Coffey Parcel ID 1013254004	1st	806 North B St Lot 14 Hambeltons Addition	6/17/2013	1 hour	\$ 250.00
Ruben C Herrera Parcel ID 1013258003	1st	606 North C St Lot 9 Blk 3 Crookhams Addition	6/17/2013	1 hour	\$ 250.00
Karen L/Karol S Leech Parcel ID 1014229011	1st	1301 Mabel Lot 79 Greenview Park Addition	6/17/2013	1 hour	\$ 250.00
Rilla Bartlow Parcel ID 1024218014	1st	805 South B St Lot 49 Crookhams SD of Lots 1 & A SW NE	6/17/2013	1 hour	\$ 250.00
H Suzann Holland Parcel ID 1013403015	1st	411 North C St Lot 9 O L 8 O P	6/17/2013	1 hour	\$ 250.00
Darrell/Sherry Van Zee Parcel ID 1013276013	1st	112 K Ave E Lot 2 Wests SD Lot 10 & 11 Ninde & Searles Addition	6/20/2013	1 hour	\$ 250.00
Johnothon R Otto Parcel ID 1024184029	2nd	701 11th Ave W S 119.2' E 132' Lot 70 Ninde Williams & Co Addition	6/20/2013	1 hour	\$ 300.00
Ruben C Herrera Parcel ID 1013177016	1st	805 G Ave W O L 14 Myers Modified Addition	6/26/2013	1 hour	\$ 250.00

Weed removal on private property:

Minimum of one hour charged. After first hour, fee shall be charged by the quarter hour.

1 st cleanup	\$200.00 fee + \$50.00 per hr.
2 nd cleanup	\$250.00 fee + \$50.00 per hr.
3 rd cleanup	\$300.00 fee + \$50.00 per hr.
4 th cleanup	\$350.00 fee + \$50.00 per hr.
5 th cleanup	\$400.00 fee + \$50.00 per hr.
6 th cleanup	\$450.00 fee + \$50.00 per hr.



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE: PUBLIC HEARINGS

Consider an ordinance to amend the zoning ordinance of the City of Oskaloosa, Iowa by rezoning the property at 214 Highway 432 from Mixed Use Urban Corridor with A Avenue Commercial Corridor Overlay (UC/AV) District to General Commercial (GC) District - 1st reading (PUBLIC HEARING).

EXPLANATION:

Kelly Bryan, owner of 214 Highway 432, has submitted a rezoning request for this property. Presently the subject property is zoned Urban Corridor with A Avenue Commercial Overlay (UC/AV) District. The existing land use on this property is automotive rental and sales. The applicant would like to build a seed storage facility and possible future true bulk system to allow bulk seed delivery. The proposed land use being requested is Agricultural Sales and Service. According to Table 17.08B "Permitted Uses by Zoning Districts" of Chapter 17.08 in the Oskaloosa Municipal Code, the agricultural sales and service is not permitted in a UC district.

The Planning & Zoning Commission considered this item at their August 12, 2013 meeting and recommended by a vote of 4 to 0 that the City Council approve the request that the property at 214 Hwy 432 be rezoned as General Commercial (GC) District. The proposed rezone request is not consistent with the City's adopted Comprehensive Land Use Plan.

If the City Council approves the rezone to a General Commercial District, staff recommends consideration of adding the A Avenue Commercial Overlay (GC/AV) District to allow the implementation of the comprehensive enhancement program along A Avenue.

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

Mixed use urban corridor district (UC):

This district recognizes the mixed use character of major urban corridors, such as A Avenue and Market Street. These corridors sometimes accommodate a combination of

residential, commercial, and office uses. Design standards maintain their character as important urban streets.

General commercial district (GC)

This district accommodates a variety of commercial uses, some of which have significant traffic or visual effect. These districts may include commercial uses which are oriented to services, including automotive services, rather than retail activities. These uses may create land use conflicts with adjacent residential areas, requiring provision of adequate buffering. This district is most appropriately located along major arterial streets or in areas that can be adequately buffered from residential districts.

A Avenue commercial corridor overlay district (AV)

Application: The AV overlay district applies to the A Avenue corridor between the interchange of Highways 163 and 92 on the west side of the city to the intersection with 3rd Street. The exact boundaries of this overlay district are indicated on the city's official zoning map.

Purpose: The AV district recognizes the critical importance of the A Avenue corridor as a major commercial link between the principal entrance to Oskaloosa at the interchange of Highway 163 and Highway 92 and the city's downtown business district. The city has developed a plan for the enhancement of this corridor, designed to improve its visual quality and functional performance as a business environment. The AV overlay district provides a performance-based system, combining requirements and incentives to assure that subsequent development complements these public enhancement efforts.

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.

Automotive Rental and Sales. Sale or rental of automobiles, noncommercial trucks, motorcycles, motor homes, recreational vehicles or boats, including incidental storage, maintenance, and servicing. Typical uses include new and used car dealerships; motorcycle dealerships; and boat, trailer, and recreational vehicle dealerships.

BUDGET CONSIDERATION:

Revenue of \$250.00 for rezoning application fee.

RECOMMENDED ACTION:

Open public hearing, receive comments, close the public hearing and approve the first reading of the ordinance.

ATTACHMENTS:

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

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF CERTAIN PROPERTY LOCATED AT 214 HIGHWAY 432 FROM MIXED USE URBAN CORRIDOR WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (UC/AV) DISTRICT TO GENERAL COMMERCIAL WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (CC/AV) 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 214 Highway 432 from UC/AV, Urban Corridor with A Avenue Commercial Corridor Overlay District to GC/AV, General Commercial with A Avenue Commercial Corridor Overlay District, legally described as follows:

A part of the North Half of the Southeast Quarter of Section Fourteen, Township Seventy-five, Range Sixteen, in the City of Oskaloosa, Iowa, more particularly described as: Commencing at a point 1065.0 feet West and 594.45 feet South of the Northeast corner of the Northeast Quarter of said Southeast Quarter to the point of beginning; thence South 587.15 feet; thence N 65 degrees 41' W 14.6 feet; thence N 89 degrees 54 ½' W 273.2 feet; thence Northwesterly 588.68 feet to a point 80 feet normally distant Easterly from the centerline of former Highway #163 (now known as Highway 432) thence East 393.87 feet to the point of beginning, together with and subject to easements and restrictions of record.

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

David Krutzfeldt, Mayor

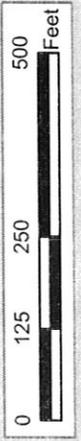
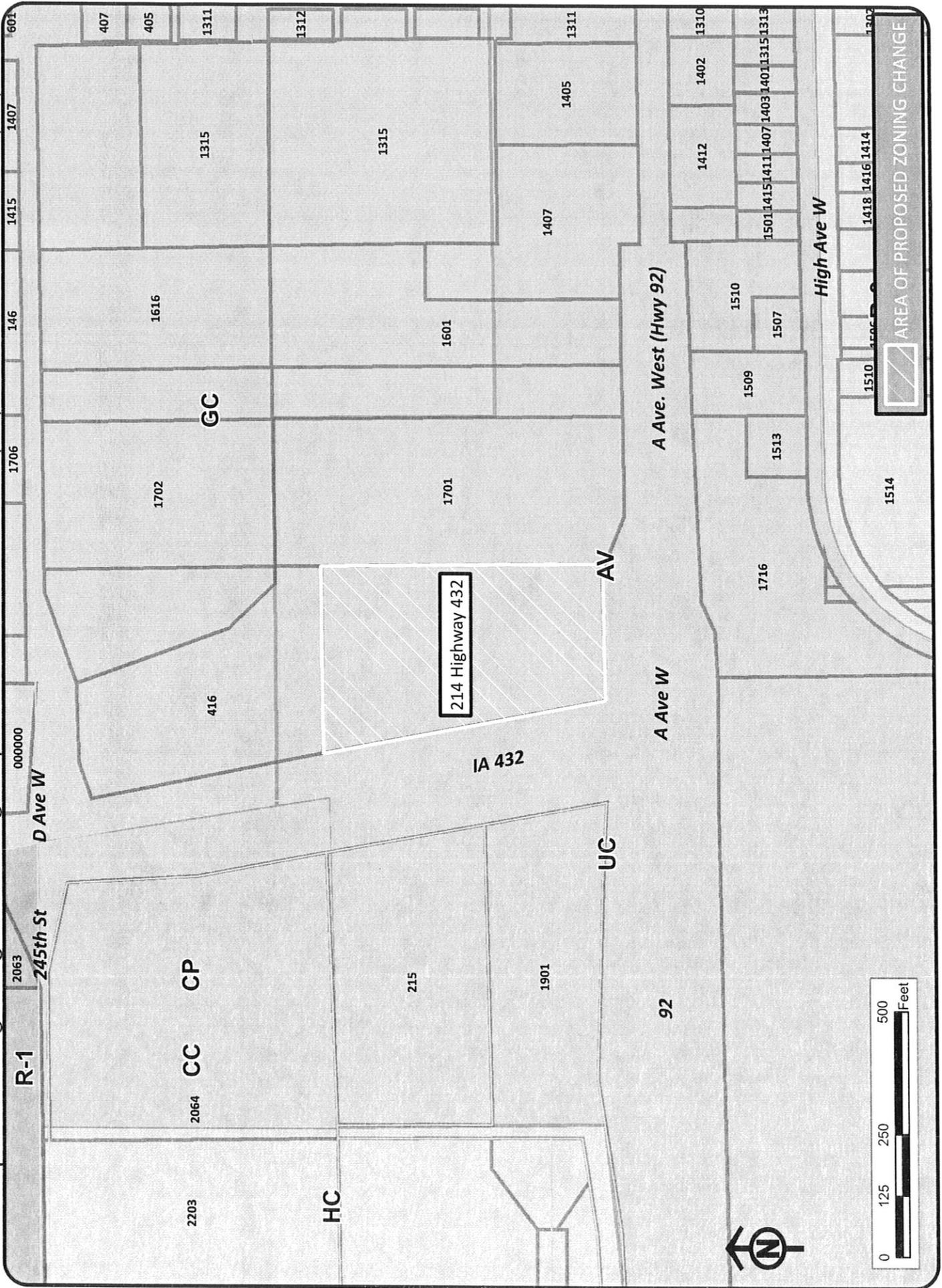
ATTEST: _____
Amy Miller, City Clerk

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

Signed _____

PROPOSED ZONING CHANGE

Proposed zoning change for 214 Highway 432 from Urban Corridor (UC) to General Commercial (GC)



AREA OF PROPOSED ZONING CHANGE

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 to 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
Civic Uses																
Administration		C	C	C	C	C	P	P	P	P	P	P	P	P	P	
Cemetery	P	C	C	C	C	C										
Clubs	C	C	C	C	P	C	P	P		C	P	P	C	P	P	17.22.040(A)
Clubs (social)	C	C	C	C	P	C	P	P	P	P	P	P	P	P	P	17.22.040(A)
College/University	C	C	C	C	P	C	P	P	P	P	P	P	P	P		
Convalescent services	C	C		C	P	C	P	P	P	C						
Cultural services	C	C	P	P	P	P	P	P	P	P	P	P	P	P		
Day care (limited)	P	P	P	P	P	P	P	P	P	P	C	C	C	C	C	17.22.040(B)
Day care (general)	C	C	C	C	P	C	P	P	P	P	P	P	P	C	C	17.22.040(B)
Detention facilities											C	C		C	C	
Elder home	P	P	P	P	P	P	P									
Emergency residential	P	P	P	P	P	P	P	P	P	P						
Family home	P	P	P	P	P	P	P	P								
Group care facility					P		P	P	P	P	P	P				17.22.040(D)
Group home	C			C	P		P	P	P	P	P	P				17.22.040(D)
Guidance services					P		P	P	P	P	P	P	P	P	P	
Health care					P		P	P	P	P	P	P	P	P	P	
Hospitals					C		C	C	C	P	P	P	P	C	C	
Maintenance facility	S	S					C		C		P	P		P	P	
Park and recreation	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Postal facilities							C	P	P	P	P	P	P	P	P	
Primary education	C	P	P	P	P	P	P	P	P	P	C	C				17.22.040(C)
Public assembly							C	C	C	P	P	P	C			
Religious assembly	P	P	P	P	P	P	P	P	P	P	P	P		C		17.22.040(E)
Safety services	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Secondary Education	C	C	C	C	P	C	P	C	C	C	C	C				17.22.040(C)
Utilities	P	C	C	C	C	C	C	C	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
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), (B)
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		
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

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 (Continued)																
Construction batch plant											P	P		C	P	
Landfill (nonputrescible)															C	17.22.080(B)
Landfill (putrescible)																
WECS	C	C	C	C	C	C	C	C		C	C	C	P	P	P	17.22.070(C)

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

REZONING APPLICATION

APPLICANT NAME: KB Zone Auto LLC

APPLICANT ADDRESS: 214 Hwy 432
Oskaloosa, Ia 52577

OWNER NAME: Kelly Bryan

PHONE NUMBER: 641-676-4565 / 641-660-2251

ADDRESS OF PROPERTY: 214 Hwy 432

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

Oct

REQUEST REZONING FROM UC
TO GC

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

Need to expand seed business and build new seed storage facility - 60x80' pole barn steel (immediate)

Existing use is car & trailer sales

Also have office for my seed business
Semiloading deliveries (1000 x 50 lb equivalent) of seed → 2x True Bulk system (Bino attached to)
→ Install Bulk system → to allow seeds to delivered in bulk
to deliver semiloading capacities of seed to retail operations
FARM PRODUCT SALES → East End of B...

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. * SINGENTA TRUE BULK SYS

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

Kelly Bryan
SIGNATURE OF OWNER

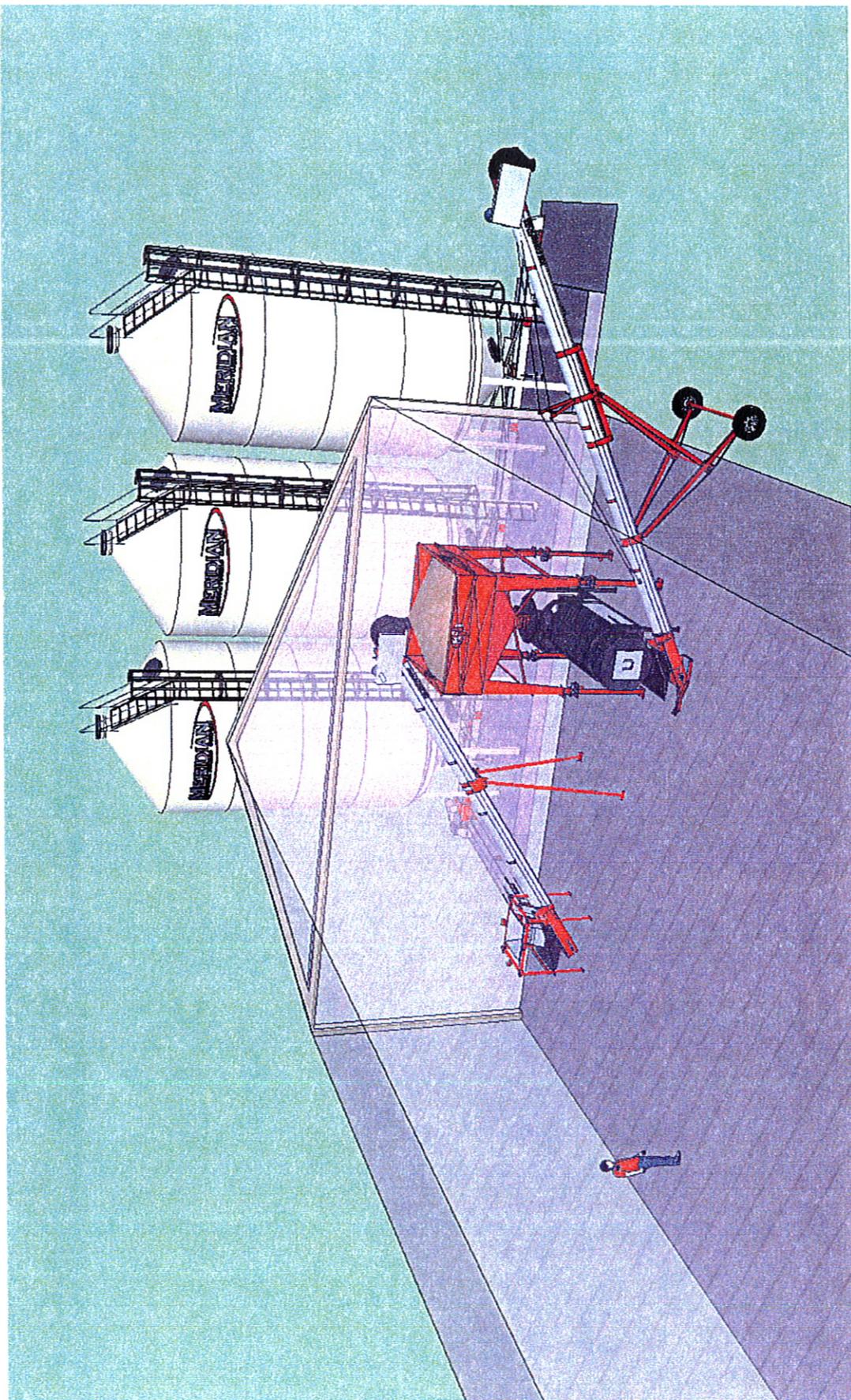
DATE: 6-24-13

AUTHORIZING SIGNATURE

DATE

X

Fax to 815-457-2404 Attn: Bruce Frank



CUSTOMER

Kelly Bryan
 1064 500th Ave.
 Montezuma, IA 50171
 Email: kelly@skifunvalley.com

Phone: 641.660.2251

Syngenta

DEALER/SALESMAN

KSI/
 Steve H.

DATE

10/04/12

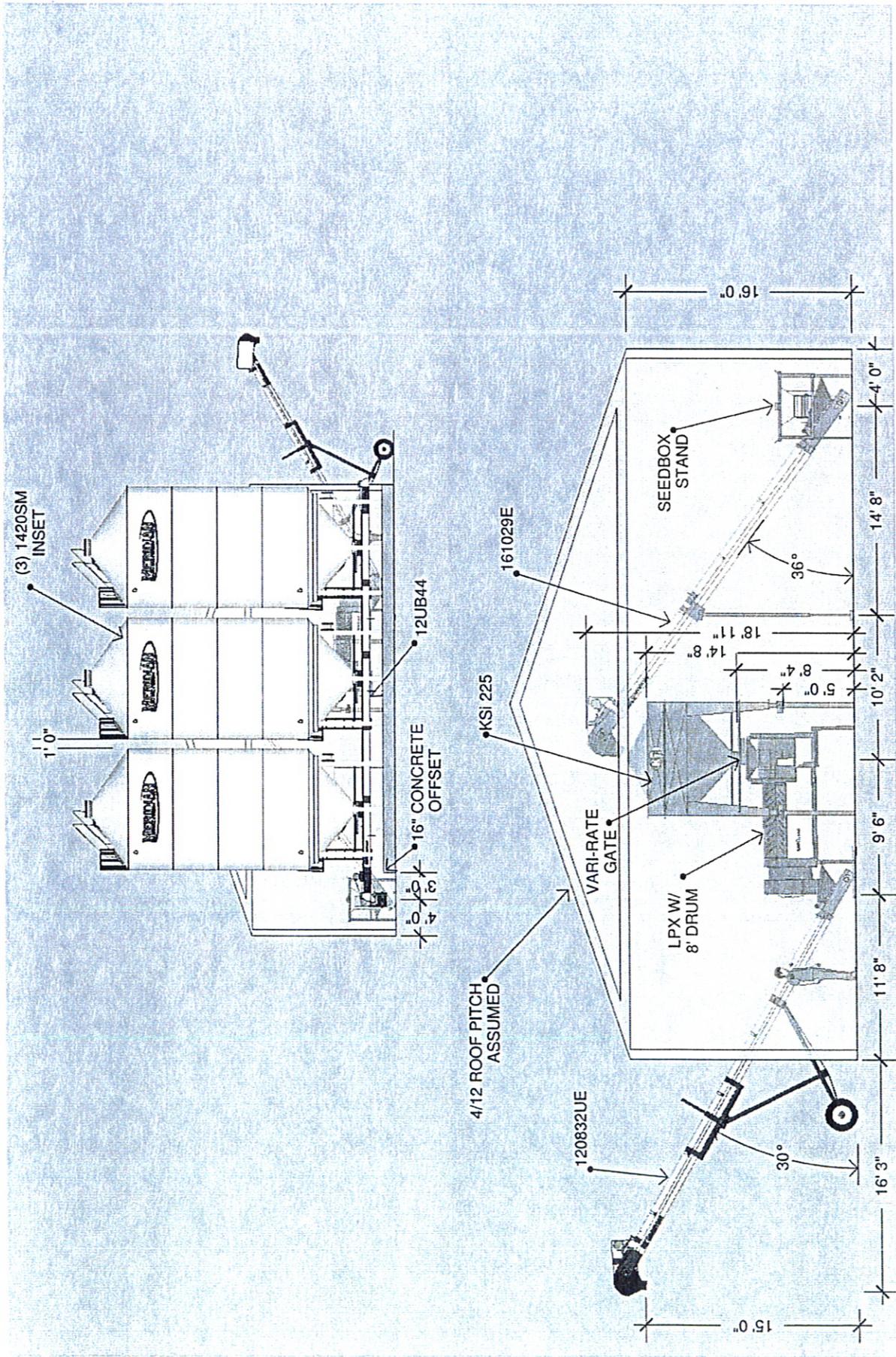
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VIEW

ISO





CUSTOMER
 Kelly Bryan
 1064 500th Ave.
 Montezuma, IA 50171
 Email: kelly@skifunvalley.com

Phone: 641.660.2251
 Syngenta

DEALER/SALESMAN
 KSI/
 Steve H.

DATE
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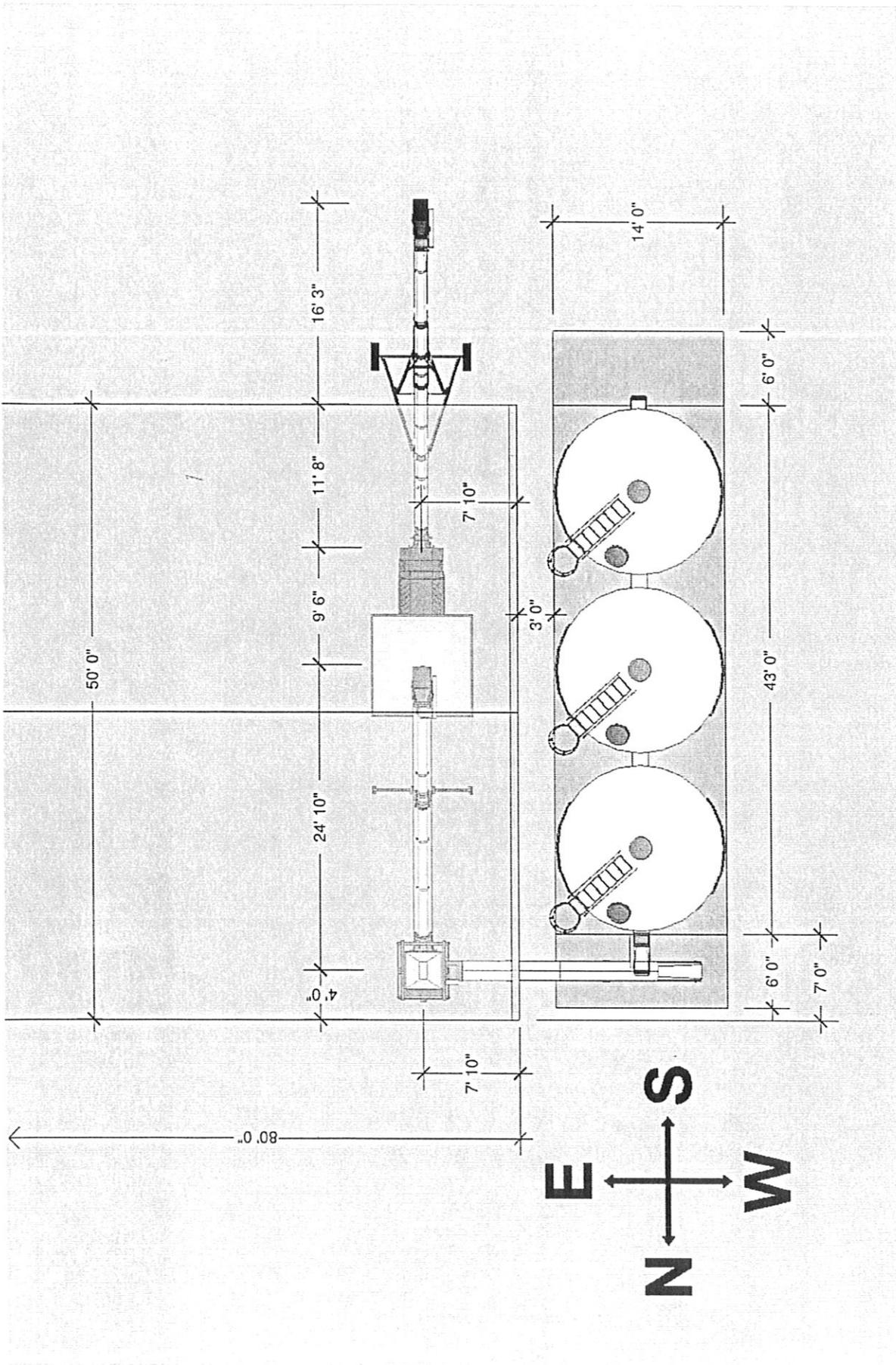
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VIEW
 Side



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CUSTOMER
 Kelly Bryan
 1064 500th Ave.
 Montezuma, IA 50171
 Email: kelly@skifunvalley.com

Phone: 641.660.2251

Syngenta

DEALER/SALESMAN

KSi/
 Steve H.

DATE

01/23/13

CHANGE LEVEL

02

VIEW

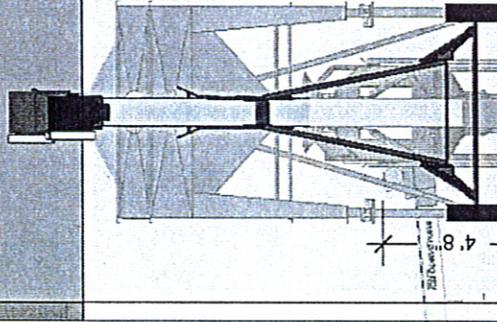
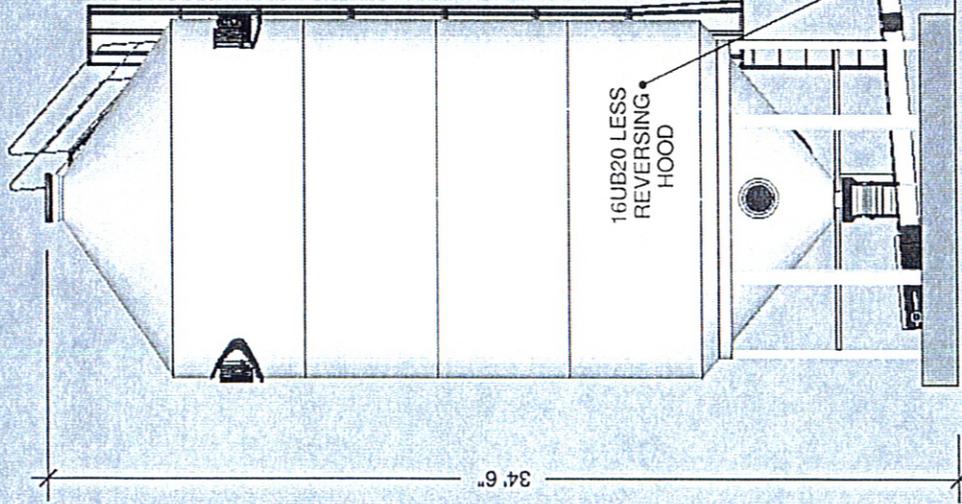
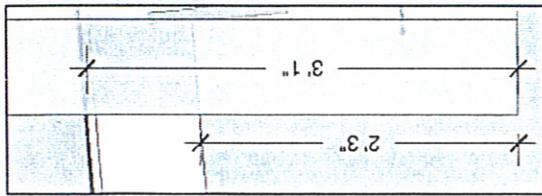
Top

13

PAGE
 03



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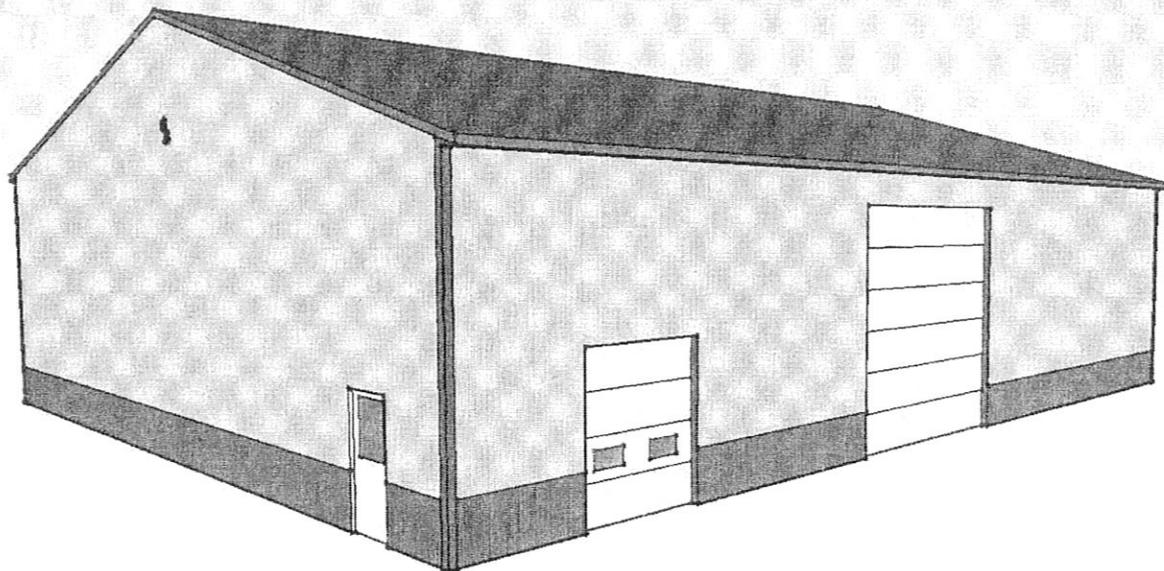
DATE
 01/23/13

CHANGE LEVEL
 02

13

VIEW
 Details





PROPERTY LINE

59'-2 1/8"

165'-2 1/8"

92'-3 1/2"

108'-3 3/8"

159'-16 8/16"

PROPOSED BUILDING

60x80

HWY 432

PROPOSED GRAVEL DRIVE

800 FEET

435'-7 1/8"

121'-6 3/8"

437'-3 1/4"

EXISTING BUILDING

40x60

40'

6.5'-10"

20'

182'-2 1/8"

114'-6 5/8"

BILL BOARD

SANITARY

265'-10 1/16"

285'-10 1/16"

23'-6 1/8"

SCALE 1/8" = 1'

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE: PUBLIC HEARINGS

Consider a resolution approving the plans, specifications, form of contract, and estimate of costs for the C Avenue East and North Third Street Pavement Rehabilitation Project. (PUBLIC HEARING)

EXPLANATION:

The Engineering Division of the Public Works Department has prepared plans and specifications for the construction of the C Avenue East and North Third Street Pavement Rehabilitation Project. The scope of this project includes milling existing pavement and asphalt overlay, concrete pavement reconstruction, full depth and partial depth concrete patching, repair concrete curb & gutter sections, new ADA accessible sidewalk ramp reconstruction, sidewalk and driveway pavement replacement, and alley approach improvements.

Once the project is awarded, the construction work will commence early to mid September depending on the weather. The anticipated work completion time is 45 working days.

Now is the time for interested persons to express their opinions concerning the project plans, specifications, form of contract, and estimate of cost.

BUDGET CONSIDERATION:

Funding for the project is available in the General Fund and Pavement Management Fund of this fiscal year budget.

RECOMMENDED ACTION:

Open the public hearing; receive comments; close the hearing; and approve the resolution approving the project plans, specifications, form of contract and estimate of costs.

ATTACHMENTS:

Resolution, Engineers Estimate, Final Plans and Specifications.

RESOLUTION NO. _____

**A RESOLUTION TO APPROVE THE FINAL PLANS, SPECIFICATIONS, FORM OF CONTRACT
AND ESTIMATED COSTS FOR THE C AVENUE EAST AND NORTH THIRD STREET
PAVEMENT REHABILITATION PROJECT**

WHEREAS, the City Council of the City of Oskaloosa, Iowa, has heretofore deemed it necessary and desirable for Pavement Rehabilitation on C Avenue East from Market Street to Park Avenue and North Third Street from A Avenue to E Avenue, known as the "C Avenue East and North Third Street Pavement Rehabilitation Project"; and

BE IT RESOLVED that the City of Oskaloosa City Council does hereby approve and adopt the plans, specifications, contract documents, estimated costs, and notice of award for the C Avenue East and North Third Street Pavement Rehabilitation Project.

PASSED AND APPROVED this _____ day of September, 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

ENGINEER'S OPINION OF PROBABLE COST

Project: C Avenue East & North 3rd Street Pavement Rehabilitation Project

Location: C Avenue East from Market Street to North Park Avenue, North 3rd Street from A Avenue to E Avenue East

Basis for Estimate: [] Conceptual [X] Preliminary [] Final

Date: August 5, 2013

Project No. CIP No. 2010-26

ENGINEERS ESTIMATE

C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT					
Item	Description	Unit	Estimated Quantity	Unit Price	Amount
1	Mobilization	LS	1	N/A	\$10,000.00
2	Excavation - Class 10, 12, or 13	CY	800	\$15.00	\$12,000.00
3	Subbase, Granular	SY	2700	\$10.00	\$27,000.00
4	Manhole Adjustments	EA	8	\$1,000.00	\$8,000.00
5	PCC Pavement, 8" Thick	SY	2000	\$50.00	\$100,000.00
6	2.5' Curb and Gutter, 8" Thick	LF	720	\$30.00	\$21,600.00
7	PCC Pavement Samples and Testing	LS	1	N/A	\$2,000.00
8	HMA Interlayer (1M ESAL, 1" Base Course, PG 64-34)	TON	1100	\$150.00	\$165,000.00
9	HMA Interlayer (1M ESAL, 1.5" Surface Course, PG 64-22)	TON	1650	\$110.00	\$181,500.00
10	HMA Pavement Samples and Testing	LS	1	N/A	\$2,000.00
11	Driveway Removal	SY	80	\$10.00	\$800.00
12	Sidewalk Removal	SY	675	\$10.00	\$6,750.00
13	PCC Sidewalk, 4" Thick	SY	200	\$35.00	\$7,000.00
14	PCC Sidewalk & Ramps, 6" Thick	SY	575	\$45.00	\$25,875.00
15	Detectable Warnings (4' x 2' Panels)	EA	103	\$250.00	\$25,750.00
16	PCC Paved Driveway, 6" Thick	SY	80	\$45.00	\$3,600.00
17	Full Depth Patching	SY	400	\$100.00	\$40,000.00
18	Curb Grinding	LF	250	\$20.00	\$5,000.00
19	Pavement Milling	SY	12000	\$5.00	\$60,000.00
20	Pavement Removal	SY	2000	\$5.00	\$10,000.00
21	Curb and Gutter Removal	LF	630	\$10.00	\$6,300.00
22	Conventional Seeding, Fertilizing, and Mulching	LS	1	N/A	\$5,000.00
23	Traffic Control	LS	1	N/A	\$15,000.00
24	Water Valve Adjustments	EA	21	\$250.00	\$5,250.00
25	Fabric Matting	LF	2000	\$8.00	\$16,000.00

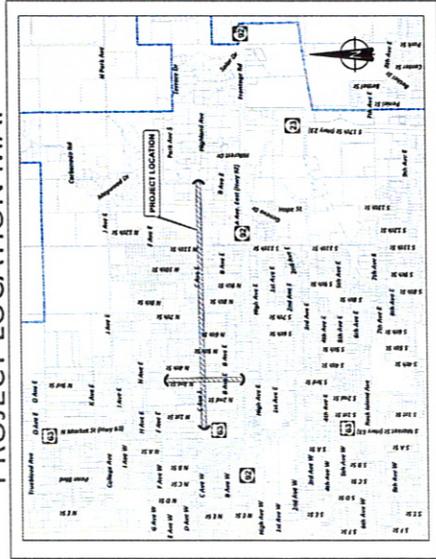
Total Base Bid: \$761,425.00

1. These costs are based on preliminary information. The actual site conditions may result in variations of unit prices or items.
2. This cost estimate is approximate.
3. LS=Lump Sum, LF=Lineal Feet, SF=Square Feet, CF=Cubic Feet, SY=Square Yard, CY=Cubic Yard, EA=Each

C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT OSKALOOSA, IOWA 2013



PROJECT LOCATION MAP



SHEET INDEX	
SHEET NO.	DESCRIPTION
A.1	TITLE SHEET
A.2	TRAFFIC CONTROL PLAN
A.3	GENERAL NOTES & QUANTITY TABULATION
A.4	TYPICAL SECTIONS
A.5	INTERSECTION JOINTING PLANS
A.6	SUDAS SPECIFICATIONS
B.1-B.9	C AVENUE EAST PLANS
B.10-B.12	NORTH 3RD STREET PLANS
18	TOTAL SHEETS

I hereby certify that this engineering document was prepared by me or under my direct personal supervision and that I am a duly licensed Professional Engineer under the laws of the State of Iowa.

Akhlesh Pal, P. E. Date
 License Number: 20813 December 31, 2013
 My license renewed date is: December 31, 2013
 Pages or sheets covered by this seal
 ALL SHEETS

- LEGEND**
- ⊕ WATER VALVE
 - ☒ MANHOLE
 - ▭ EDGE MILL 8" WIDTH & RESURFACE WITH 2.5" HMA OVERLAY
 - ▨ EDGE MILL 8" WIDTH & RESURFACE WITH 1.5" HMA OVERLAY
 - ▩ 8" THICK CONCRETE PAVEMENT RECONSTRUCTION
 - ▧ CONCRETE REPAIRS (CURB & GUTTER, ALLEY APPROACHES, & FULL DEPTH PATCHES)
 - ▦ REMOVE, REPLACE, & CONSTRUCT NEW 6" THICK SIDEWALK
 - ▥ REMOVE, REPLACE, & CONSTRUCT NEW 4" THICK SIDEWALK
 - ▤ TRUNCATED DOMES



UTILITY CONTACT INFORMATION		
UTILITY	ORGANIZATION/REPRESENTATIVE	PHONE
STORM AND SANITARY SEWER	CITY OF OSKALOOSA DAVE HUBBERT	641.690.6746
WATER	OSKALOOSA WATER DEPT. CHAD COON	641.690.6555
NATURAL GAS	MP JAFERGAN ENERGY JEFF FERGUSON	641.690.3419
ELECTRIC	MP JAFERGAN ENERGY JEFF FERGUSON	641.690.3419
COOPERATIVE	AGS BRAD BOENGER	641.266.7165
TELEVISION	MEWACOM BRIAN HARROW	641.456.8841
PHONE	CENTURY LINK PHIL WILLIAMS	811 or 515-865-6129
PUBLIC WORKS	CITY OF OSKALOOSA AKHLESH PAL & JATE WILLEY	641.673.4272

OSKALOOSA ENGINEERING DEPT. 104 SOUTH D STREET OSKALOOSA, IA 52577 PHONE: (641) 773-2423 FAX: (641) 773-3733	DATE	REVISION/ISSUE	NO.
OSKALOOSA IOWA			

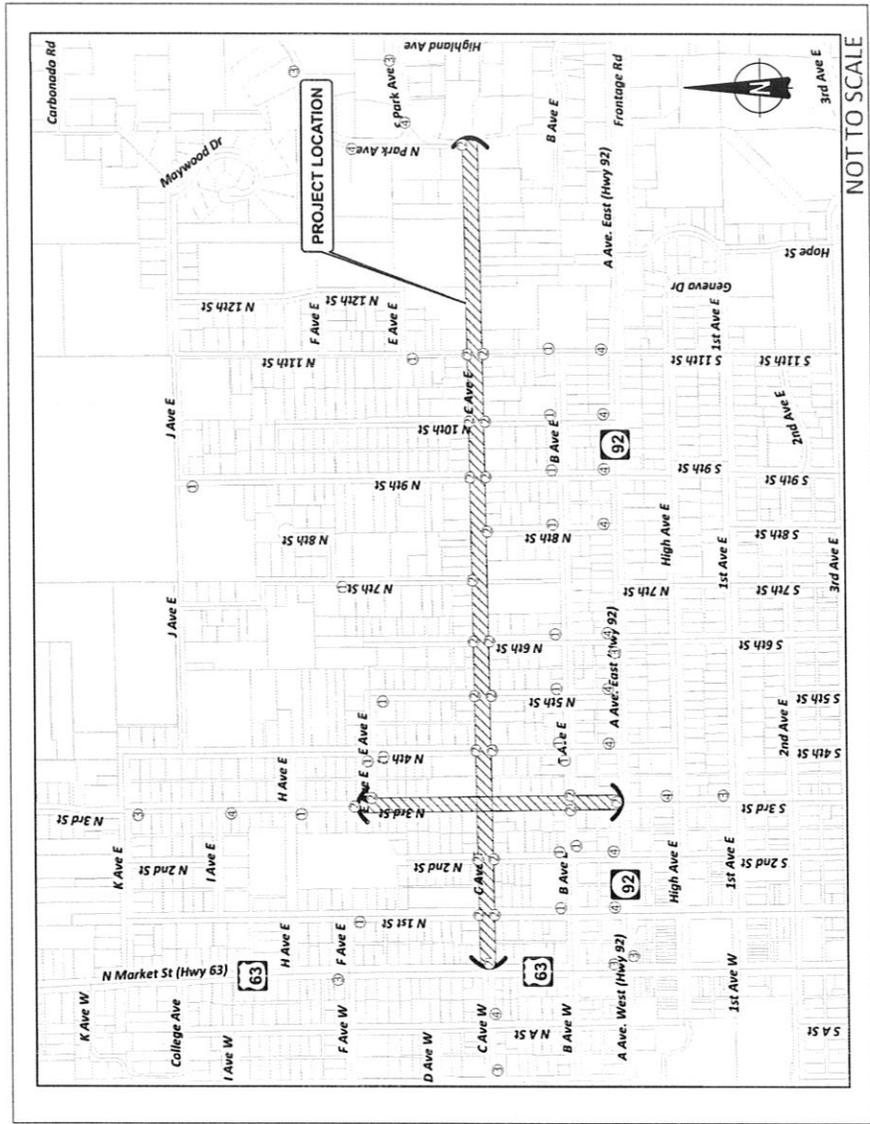
PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET	PROJECT NO. 2010-26
TITLE SHEET	DATE: AUG 5, 2013
SHEET TITLE: PAVEMENT REHABILITATION PROJECT	APPROVED BY: Ap
	DRAWN BY: NW

A.1

NOT TO SCALE

TRAFFIC CONTROL PLAN

- TRAFFIC CONTROL AND SIGNING ON THIS PROJECT SHALL BE IN ACCORDANCE WITH THE CURRENT MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES. (MUTCD) ALL SIGNS SHALL USE REFLECTIVE HIGH INTENSITY SHEETING OR BETTER.
- WHERE POSSIBLE ALL POST MOUNTED SIGNS SHALL BE PLACED A MINIMUM OF TWO FEET CLEAR OF THE BACK OF CURB.
- PERMANENT SIGNS CONVEYING A MESSAGE CONTRARY OR CONTRADICTORY TO THE MESSAGE OF THE TEMPORARY SIGNS AND NOT APPLICABLE TO THE WORKING CONDITIONS SHALL BE COVERED BY THE CONTRACTOR WHEN DIRECTED BY THE ENGINEER.
- ALL TRAFFIC CONTROL DEVICES, INCLUDING WOODEN POSTS SHALL BE FURNISHED, MAINTAINED, AND REMOVED BY THE CONTRACTOR.
- THE LOCATION FOR CONTRACTOR STORAGE OF EQUIPMENT BY THE CONTRACTOR DURING NON-WORKING HOURS SHALL BE AS APPROVED BY THE ENGINEER IN CHARGE OF CONSTRUCTION.
- PROPOSED SIGN SPACING MAY BE MODIFIED, AS APPROVED BY THE ENGINEER, TO MEET EXISTING FIELD RESTRICTIONS OR TO PREVENT OBSTRUCTIONS OF THE MOTORIST'S VIEW OF PERMANENT SIGNING.
- PROPOSED CHANGES IN THE TRAFFIC CONTROL PLAN SHALL BE REVIEWED WITH THE ENGINEER BEFORE CHANGES ARE MADE.
- THE BID ITEM "TRAFFIC CONTROL" SHALL INCLUDE THE COST FOR ALL TRAFFIC CONTROL MEASURES REQUIRED OF THE CONTRACTOR.
- ALL CONTRACTOR-FURNISHED BARRICADES, VERTICAL PANELS, AND FIXED POST MOUNTED TRAFFIC CONTROL SIGNS SHALL BE REFLECTORIZED WITH ENCAPSULATED LENS SHEETING MEETING STANDARD SPECIFICATIONS.
- ARTICLE 25.28.12 OF THE I.D.O.T. STANDARD SPECIFICATIONS REQUIRES MAINTENANCE OF ALL TRAFFIC CONTROL DEVICES, INCLUDING MAINTENANCE OF THE DEVICES DURING NON-WORKING HOURS IN ORDER TO ASSURE PROPER OPERATION.
- WHEN USED FOR TRAFFIC CONTROL OR PROTECTION OF THE WORK SITE, SAFETY FENCE MUST BE FIRMLY SECURED TO A VERTICAL POSITION. RELATED COSTS WILL BE INCLUDED IN THE TRAFFIC CONTROL BID ITEM.
- ALL "STOP" AND OTHER REGULATORY SIGNS ARE NOT TO BE DISTURBED UNTIL NECESSARY IF A "STOP" OR OTHER REGULATORY SIGN MUST BE REMOVED, IT CAN BE REMOVED AND STORED FOR THE CITY TO PICKUP.
- TYPE "A" FLASHING WARNING LIGHTS SHALL BE VISIBLE TO BOTH DIRECTIONS OF TRAFFIC. THE BACKSIDE OF THE TYPE III BARRICADES SHALL BE FULLY REFLECTORIZED UNLESS THERE IS NO ACCESS PERMITTED BEYOND THE BARRICADE. STRIPES SHALL BE PROPERLY SLOPED DOWN TOWARDS THE TRAFFIC SIDE. LIGHTS ARE REQUIRED ON TYPE III BARRICADES.
- ALL BARRICADES CLOSING CONSTRUCTION AREAS ON ALL STAGES REQUIRE A MINIMUM OF 2 TYPE III BARRICADES TO CLOSE THE ENTIRE STREET (FOR TYPE III WITH ROAD CLOSED ON IT).
- ALLEYS OR CLOSED STREETS ARE REQUIRED TO HAVE TYPE III BARRICADES.
- PRIVATE DRIVEWAYS CAN BE CLOSED WITH TYPE II BARRICADES.
- TRAFFIC CONTROL WILL BE PAID FOR AT THE CONTRACT LUMP SUM PRICE.
- ALL EXISTING STREET INTERSECTIONS ARE TO BE OPEN FOR TRAFFIC AT ALL TIMES, EXCEPT WHEN PAVING AND/OR MAJOR CONSTRUCTION ACTIVITY IS IN PROGRESS.
- THE DEAD END STREETS NORTH OF C AVENUE (N 2ND ST, N 6TH ST, AND N 10TH ST) MUST MAINTAIN RESIDENTIAL ACCESS AT ALL TIMES DURING THE PROJECT. CONSTRUCTION MUST BE PHASED IN SUCH A MANNER AS TO ALLOW ACCESS TO THE DEAD END STREETS.
- FLAGGERS AND OTHER TRAFFIC CONTROL MEASURES WILL BE NECESSARY TO MAINTAIN ONE LANE OF TRAFFIC AT ALL TIMES FROM NORTH 11TH STREET TO THE HOSPITAL ENTRANCE ON C AVENUE EAST.
- THE CITY ENGINEER RESERVES THE RIGHT TO CHANGE THE TRAFFIC CONTROL PLAN WHEN REQUIRED.



NOT TO SCALE

SHEET NO.

A.2

PROJECT NO.

DATE:

APPROVED BY:

DRAWN BY:

PROJECT NAME:

C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT

NO.

REVISION/ISSUE

DATE

OSKALOOSA ENGINEERING DEPT.
100 SOUTH D STREET
OSKALOOSA, IA 52577
PHONE: (641) 737-7472
FAX: (641) 737-3733



SHEET TITLE:

TRAFFIC CONTROL PLAN

GENERAL NOTES:

- THIS PROJECT INCLUDES ALL WORK AND MATERIALS ASSOCIATED WITH THE MILLING AND HMA OVERLAY OF AN EXISTING ROADWAY AND CROSS-STREET APPROACHES. CONTRACTORS SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER, PUBLIC UTILITIES, TRAFFIC CONTROL, AND MISCELLANEOUS AGENCIES INVOLVED WITH THE PROJECT.
- ALL CONSTRUCTION WORK SHALL BE IN ACCORDANCE WITH THE CITY OF OKLAHOMA DEPARTMENT OF PUBLIC WORKS STANDARD DRAWINGS AND THE DOWNSIDE URBAN DESIGN AND SPECIFICATIONS (DUDAS) STANDARD SPECIFICATIONS 2013 EDITION PLUS CURRENT SUPPLEMENTAL SPECIFICATIONS AND DETAILED SPECIFICATION REQUIREMENTS, DUDAS SPECIFICATION MANUALS, AND THE CITY OF OKLAHOMA STANDARD SPECIFICATIONS 2013 EDITION PLUS CURRENT SUPPLEMENTAL SPECIFICATIONS. CONTRACTORS SHALL ALSO BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER, PUBLIC UTILITIES, TRAFFIC CONTROL, AND MISCELLANEOUS AGENCIES INVOLVED WITH THE PROJECT.
- NOTIFY ARIELSON PAL, DIRECTOR OF PUBLIC WORKS, CITY OF OKLAHOMA, AT 641-673-7472 TWO WEEKS PRIOR TO COMMENCING WORK. IN ADDITION, COORDINATE WORK AND COOPERATE WITH CITY PERSONNEL AND ENGINEERS.
- CONTRACTOR SHOULD MAKE EVERY EFFORT TO ALLOW ACCESS DURING CONSTRUCTION AND SHALL NOTIFY PROPERTY OWNERS 48 HOURS IN ADVANCE IF ACCESS TO PROPERTIES WILL BE INTERRUPTED. ACCESS TO PRIVATE PROPERTY SHALL BE MAINTAINED AT ALL TIMES FOR EMERGENCY VEHICLES.
- C-AVENUE EAST AND NORTH 3RD STREET WILL BE CLOSED ONCE CONSTRUCTION BEGINS. ALL EXISTING STREET INTERSECTIONS ARE TO REMAIN OPEN FOR TRAFFIC AT ALL TIMES. CONTRACTORS SHALL BE RESPONSIBLE FOR MAINTAINING TRAFFIC CONTROL AND SIGNAGE THROUGHOUT THE PROJECT. THE RIGHT TO CHANGE TRAFFIC CONTROL AS NEEDED, BARRICADES AND SIGNAGE SHALL BE FURNISHED BY THE CONTRACTOR AND INSTALLED PER THE REQUIREMENTS OF THE MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES. TRAFFIC CONTROL SHALL ALSO BE IN ACCORDANCE WITH THE CITY OF OKLAHOMA STANDARD SPECIFICATIONS 2013 EDITION PLUS CURRENT SUPPLEMENTAL SPECIFICATIONS. CONTRACTOR SHALL MAINTAIN CLEAN AS NECESSARY, AND REPLACE DAMAGED TRAFFIC CONTROL DEVICES THROUGHOUT THE DURATION OF CONSTRUCTION.
- TRAFFIC CONTROL SHALL BE PUT IN PLACE AT THE CONTRACT LUMP-SUM PRICE AND SHALL BE FULLY RESPONSIBLE FOR MAINTAINING, MONITORING, AND REMOVAL OF ALL TRAFFIC CONTROL DEVICES. NO SEPARATE PAYMENT WILL BE MADE FOR FLAGGERS AND PILOT CARS IF REQUIRED BY THE CONTRACT DOCUMENTS. INCLUDE IN LUMP-SUM PRICE FOR TRAFFIC CONTROL.
- ASPHALT PAVEMENT MILLINGS GENERATED BY THE MILLING PROCESS SHALL REMAIN THE PROPERTY OF THE CITY OF OKLAHOMA. MILLINGS SHALL BE DELIVERED TO THE CITY STORAGE YARD AT THE INTERSECTION OF THIRD AVENUE AND SUFFOLK ROAD. MILLINGS SHALL BE DEPOSITED IN A LOCATION DESIGNATED BY THE CITY ENGINEER.
- ALL SALVAGE MATERIAL SHALL BE DELIVERED TO THE CITY STORAGE YARD.
- CONTRACTOR SHALL BE RESPONSIBLE FOR PERFORMING ALL TESTING, INCLUDING OBTAINING SAMPLES, SIGNATURES (7029.3.008 PROTOGRAPH), AND THICKNESS (7029.3.06), AND PAVEMENT SMOOTHNESS (7029.3.008 PROTOGRAPH).
- CONTRACTOR SHALL PROVIDE QUALITY CONTROL IN ACCORDANCE WITH SECTION 7029.3.06B.
- CONTRACTOR IS RESPONSIBLE FOR NOTIFYING ALL UTILITY COMPANIES IN SERVICE DURING CONSTRUCTION. ALL UTILITIES SHALL BE ADJUSTED TO CONFORM TO THE FINISHED SURFACE OF THE STREET. IF CONFLICTS OCCUR, ADDITIONAL WORK WILL BE ACCOMMODATED AS EXTRA WORK.
- PROTECT ALL UTILITIES FROM DAMAGE DURING CONSTRUCTION UNLESS OTHERWISE SHOWN ON PLANS. ANY UTILITIES DAMAGED DUE TO CONTRACTORS NEGLIGENCE WILL BE REPAIRED AT THEIR EXPENSE.
- CONTRACTOR SHALL PRESERVE ALL MONUMENTS, STAKES, REFERENCE POINTS, AND BENCHMARKS IN CASE OF DESTRUCTION BY CONTRACTOR'S NEGLIGENCE OR CARELESSNESS. THEY WILL BE CHARGED WITH THE RESULTING EXPENSE OF REPLACEMENT AND RESPONSIBILITY FOR ANY MISTAKES OR LOSS OF THE CAUSED THEREBY.
- CONTRACTOR SHALL PROVIDE HIS OWN WASTE AREA FOR WASTE MATERIAL REMOVED FROM THE PROJECT SITE. THE WASTE AREA WILL BE SUBJECT TO THE APPROVAL OF THE CITY ENGINEER.
- CONTRACTOR SHALL PRESENT ENTRY OF MUD, DIRT, DEBRIS, AND OTHER MATERIAL INTO EXISTING SEWERS, SHOULD MUD, DIRT, DEBRIS, OR OTHER MATERIAL ENTER THE SEWERS, THE CONTRACTOR SHALL CLEAN AT NO COST TO THE OWNER.
- GRAVELLE MIS SHALL BE DOT C-3 WORK OR C-4 WORK FOR ALL PAVEMENT, DRIVEWAYS, AND SIDEWALKS. GRAVELLE AGGREGATE SHALL BE CLASS 3 DURABILITY. USE OF FLY ASH AND GROUND GRANULATED BLAST FURNACE SLAG (GGBFS) SHALL BE IN ACCORDANCE WITH SECTION 7010.2.02C OF THE SPECIFICATIONS.
- CONTRACTOR SHALL BE RESPONSIBLE PARTY FOR ALL TESTING AND RE-TESTING OF P.C. CONCRETE REQUIRED BY THE SPECIFICATIONS INCLUDING AIR CONTENT, SLUMP, AND CYLINDERS.
- THE JURISDICTION RESERVES THE RIGHT TO MAKE ALTERATIONS IN THE PLANS OR IN THE QUANTITIES OF THE WORK AS MAY BE CONSIDERED NECESSARY. SUCH ALTERATIONS SHALL BE IN WRITING BY THE ENGINEER AND SHALL NOT BE CONSIDERED AS A WAIVER OF ANY CONDITIONS OF THE CONTRACT DOCUMENTS OR TO INVALIDATE ANY OF THE PROVISIONS THEREOF.
- ALL TRAFFIC SIGNAGE INTERFERING WITH CONSTRUCTION SHALL BE REMOVED AND REPLACED AS DIRECTED BY THE ENGINEER.

ESTIMATED PROJECT QUANTITIES

C AVENUE EAST (NORTH MARKET STREET TO NORTH PARK AVENUE) & NORTH 3RD STREET (A AVENUE EAST TO E AVENUE EAST)		REMARKS	
NO	BID ITEM NO	BID ITEM DESCRIPTION	UNIT ESTIMATED QUANTITY
1	1050-105-D	Mulchization	LS 1
2	2010-108-E-0	Excavation - Class 10, 12, or 13	CY 800
3	2010-108-I-0	Subbase, Granular	SY 2700
4	6010-108-E	Manhole Adjustments	EA 8
5	7010-108-A-0	PCC Pavement, 8" Thick	SY 2000
6	7010-108-E-0	2.5" Curb and Gutter, 8" Thick	LF 720
7	7010-108-I-0	PCC Pavement Samples and Testing	LS 1
8	7020-108-A-0	HMA Interlayer	TOH 1100
9	7020-108-A-0	HMA Overlay	TOH 1650
10	7020-108-H-0	HMA Pavement Samples and Testing	LS 1
11	7030-108-A-0	Driveway Removal	SY 80
12	7030-108-A-0	Sidewalk Removal	SY 675
13	7030-108-E-0	PCC Sidewalk, 4" Thick	SY 200
14	7030-108-E-0	PCC Sidewalk, 6" Thick	SY 575
15	7030-108-G-0	Detectable Warnings (4' x 2' Panels)	EA 103
16	7030-108-H-1	PCC Paved Driveway, 6" Thick	SY 80
17	7040-108-A-0	Full Depth Patches	SY 400
18	7040-108-F-0	Curb Grading	LF 250
19	7040-108-G-0	Pavement Milling	SY 12000
20	7040-108-H-0	Pavement Removal	SY 2000
21	7040-108-I-0	Curb and Gutter Removal	LF 630
22	9010-108-A-0	Conventional Seeding, Fertilizing, and Mulching	LS 1
23	N/A	Traffic Control	LS 1
24	N/A	Water Valve Adjustments	EA 21
25	N/A	Fabric Milling	LF 2000

CONSTRUCTION NOTES:

- PUBLIC UTILITIES EXISTING WITHIN THE CONSTRUCTION AREA, NOT ALL PUBLIC UTILITIES AND FIXTURES ARE SHOWN ON THE PLANS. WHEN ENCOUNTERED WITHIN THE CONSTRUCTION AREA, IT SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO NOTIFY THE OWNERS OF THOSE UTILITIES PRIOR TO THE BEGINNING OF ANY CONSTRUCTION. IT IS THE CONTRACTOR'S RESPONSIBILITY TO DETERMINE THE EXISTENCE AND EXACT LOCATION OF UNDERGROUND UTILITIES. SHOWING UTILITIES SHALL BE THE CONTRACTOR'S RESPONSIBILITY. THE CONTRACTOR SHALL BE ALLOWED TO THE CONTRACTOR FOR ANY INTERFERENCE OR DELAY CAUSED BY SUCH WORK. THE CONTRACTOR SHALL AT FORD ACCESS TO THESE FACILITIES FOR NECESSARY MODIFICATION OF SERVICE.
- THE CONTRACTOR SHALL NOT DISTURB DESIRABLE GRASS AREAS AND TREES OUTSIDE THE CONSTRUCTION LIMITS. THE CONSTRUCTION LIMITS WILL BE SUBJECT TO APPROVAL OF THE CITY ENGINEER. EQUIPMENT OR USE THESE AREAS FOR STORAGE OF MATERIALS, STORAGE, PARKING, AND SERVICE AREAS WILL BE SUBJECT TO APPROVAL OF THE CITY ENGINEER.
- PLANS SHEETS INCLUDED IN THE PROJECT ARE FOR THE PURPOSE OF ALIGNMENT, LOCATION, SCOPE, AND SPECIFIC DIRECTION OF THE WORK TO BE PERFORMED UNDER THE CONTRACT. IRRELEVANT DATA ON THESE SHEETS IS NOT CONSIDERED A PART OF THIS CONTRACT.
- IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO PRODUCE WASTE AREAS AND DISPOSAL SITES FOR EXCESS MATERIAL EXCAVATED MATERIAL WHICH IS NOT DESIRABLE TO BE INCORPORATED INTO THE PROJECT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER. NO MATERIAL SHALL BE PLACED WITHIN THE RIGHT-OF-WAY, UNLESS SPECIFICALLY STATED IN THE PLANS OR APPROVED BY THE CITY ENGINEER.
- IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO FURNISH ALL STAKING NECESSARY FOR THE EXECUTION OF THIS WORK. NO PAYMENT WILL BE ALLOWED FOR STAKING OR SURVEYING HIRED OR PERFORMED BY THE CONTRACTOR.



DATE	REVISION/ISSUE	NO.
OSKALOOSA, IA 52577		
PHONE: (641) 373-7472		
FAX: (641) 229-7333		

SHEET TITLE: PAVEMENT REHABILITATION PROJECT QUANTITY TABULATION

PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET

PROJECT NUMBER: NW

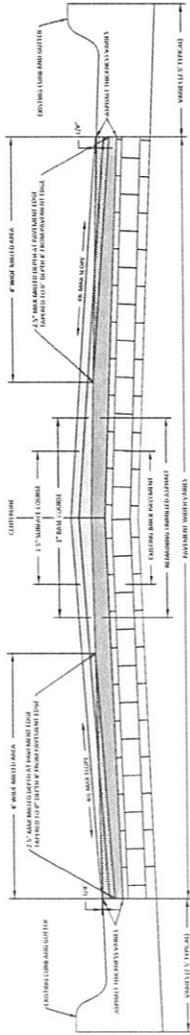
APPROVED BY: AP

DATE: AUG 5, 2013

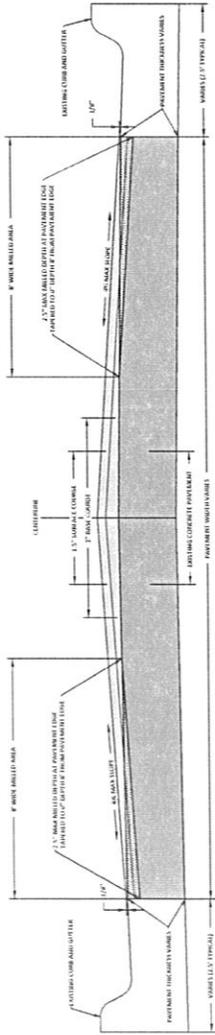
PROJECT NO.: 2010-26

SHEET NO.: A.3

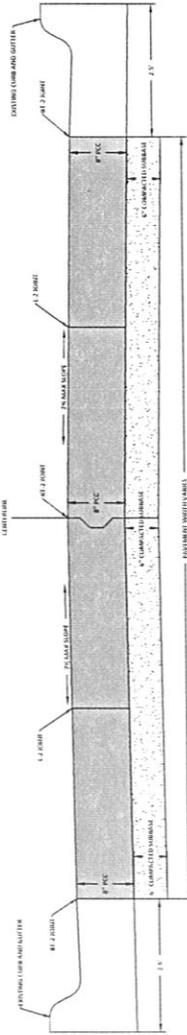
TYPICAL SECTION - HMA RESURFACING OVER BRICK PAVEMENT
(C AVENUE EAST STA 25+00 TO 48+63) & (NORTH 3RD STREET STA 0+00 TO 15+04)



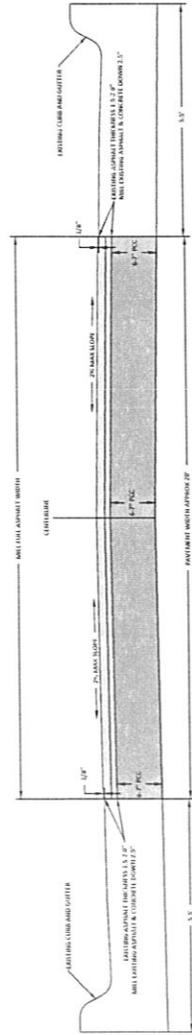
TYPICAL SECTION - HMA RESURFACING OVER CONCRETE PAVEMENT
C AVENUE EAST: (STA 3+48 TO 5+85), (STA 9+27 TO 12+34) & (STA 13+16 TO 19+56)



TYPICAL SECTION - CONCRETE PAVEMENT RECONSTRUCTION
C AVENUE EAST: (STA 5+85 TO 9+27) & (STA 12+34 TO 13+16)



TYPICAL SECTION - HMA RESURFACING OVER CONCRETE PAVEMENT
C AVENUE EAST: (STA 19+56 TO 25+00)



ADDITIONAL CONSTRUCTION NOTES:

- CURB AND GUTTER REPLACEMENT:**
1. CURB AND GUTTER SHALL BE 8" THICK.
 2. DOWEL INTO AND MATCH EXISTING CURB AND GUTTER WIDTH AND TYPE.
 3. PLACE AND SEAL EXPANSION JOINT BETWEEN BACK OF CURB AND ANY OTHER PCC PAVEMENT.
 4. JOINTS ARE TO BE SPACED A MAXIMUM OF 12' APART.
 5. GROUT THE BACK OF CURB.

ALLEY APPROACH REPLACEMENT:

1. PLACE AND SEAL EXPANSION JOINT BETWEEN ALLEY APPROACH AND BACK OF CURB.

FULL DEPTH PATCHES:

1. MATCH EXISTING CONCRETE THICKNESS. ADDITIONAL EXCAVATION MAY BE REQUIRED.
2. SEE FULL DEPTH PATCH DETAIL BELOW.

REPLACE AND CONSTRUCT NEW ADA RAMPS:

1. COMPACT SUBGRADE. GRANULAR SUBBASE IS NOT REQUIRED FOR SIDEWALKS.
2. PLACE AND SEAL EXPANSION JOINT BETWEEN BACK OF CURB AND SIDEWALK RAMP.
3. TRUNCATED DOMES MAY BE CUT TO FIT AS NEEDED.

NEW 8" PCC PAVEMENT:

1. SEE INTERSECTION JOINTING PLAN ON PAGE A.5.
2. SEAL ALL JOINTS.

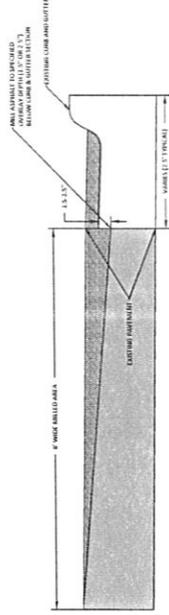
PAVEMENT MILLING:

1. ADDITIONAL MILLING MAY BE REQUIRED WHERE PAVEMENTS TRANSITION FROM 2% CROSS SLOPE TO 0% CROSS SLOPE.
2. SEE MILLING DETAIL BELOW.

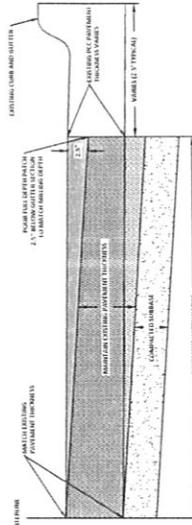
CURB GRINDING:

1. GRIND NEW AND EXISTING RAMPS WHERE SHOWN ON PLANS TO ACHIEVE ADA STANDARDS.

MILLING DETAIL - ASPHALT OVER CURB AND GUTTER SECTION



FULL DEPTH PATCH DETAIL



NO.	REVISION/ISSUE	DATE

SHEET TITLE:
TYPICAL SECTIONS

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT

PROJECT NO. 2010-26
DATE: AUG 5, 2013
APPROVED BY: AP
DRAWN BY: NW

SHEET NO.

A.4



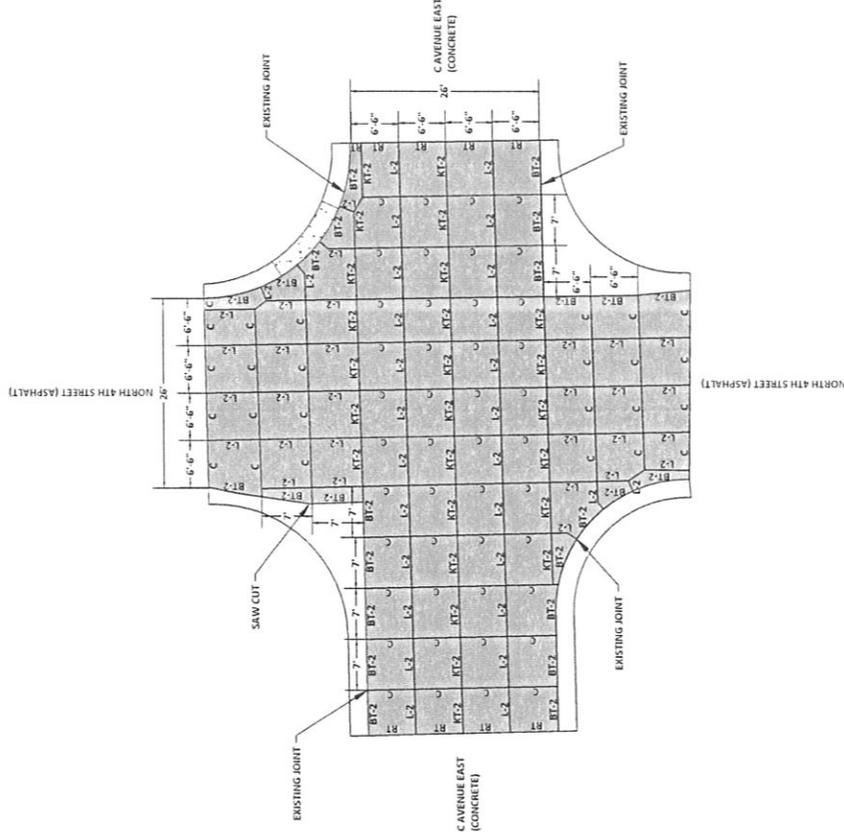
OSALOOKA ENGINEERING DEPT. 160 SOUTH 21ST STREET OSALOOKA, IA 52770 PHONE: (641) 873-7437 FAX: (641) 873-3733	DATE	REVISION/ISSUE	NO.
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PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT
SHEET TITLE: INTERSECTION JOINING PLANS

DRAWN BY: NW	APPROVED BY: AP	DATE: AUG 5, 2013	PROJECT NO: 2010-26
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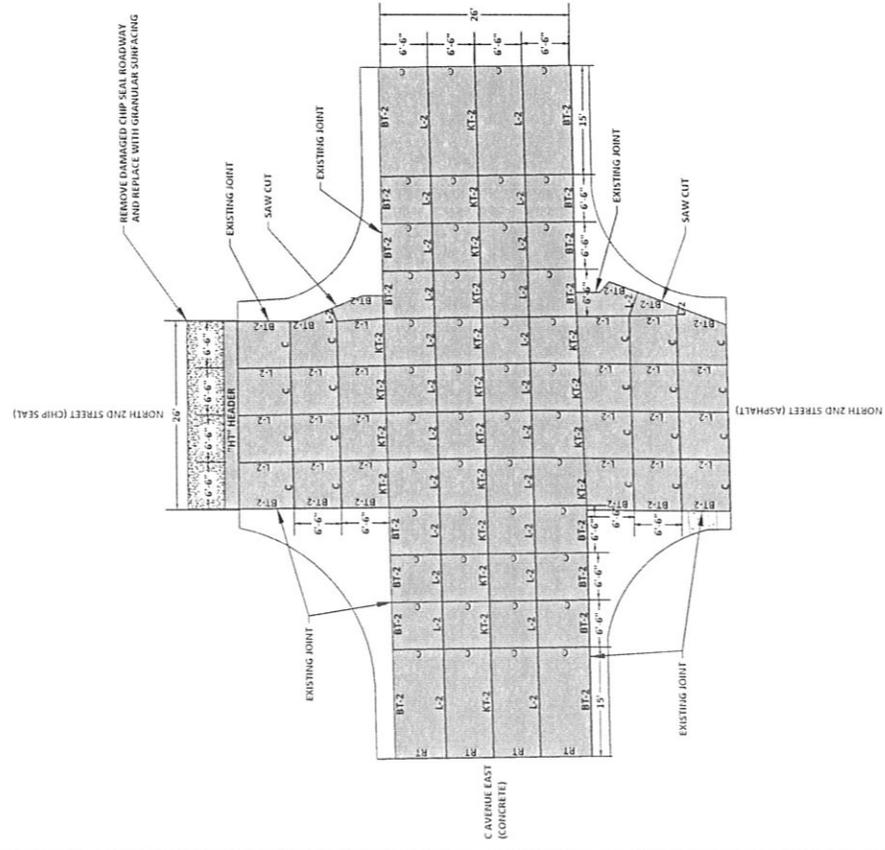
SHEET NO. **A.5**

INTERSECTION OF C AVENUE EAST & NORTH 4TH STREET



* JOINT SEALANT IS REQUIRED IN ALL SAW CUT JOINTS.

INTERSECTION OF C AVENUE EAST & NORTH 2ND STREET



* JOINT SEALANT IS REQUIRED IN ALL SAW CUT JOINTS.

B.1

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY:
AP

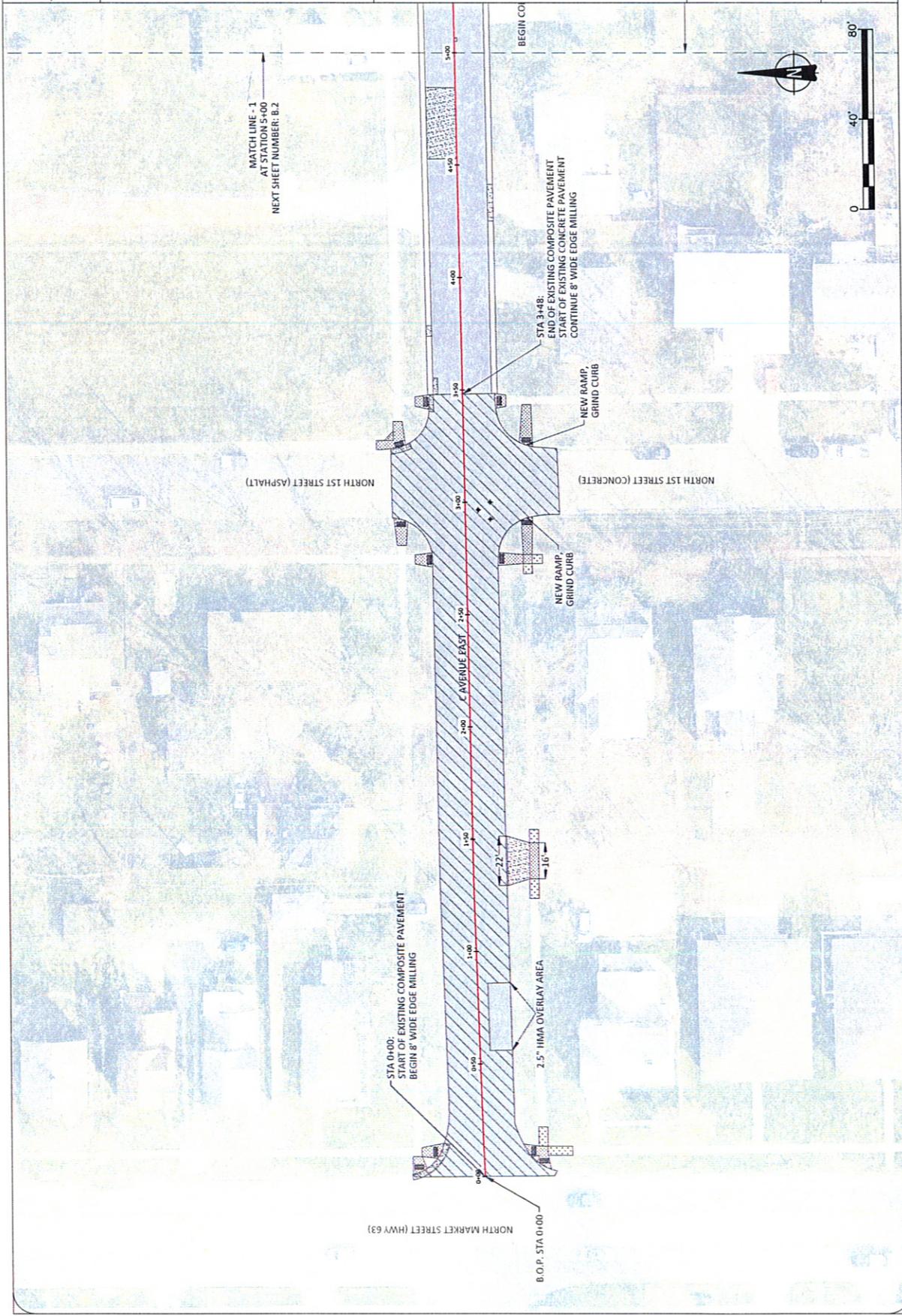
DRAWN BY:
NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET

NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
104 SOUTH STREET
OSKALOOSA, IA 52577
PHONE: (641) 573-3733
FAX: (641) 573-3733

SHEET TITLE:
C AVENUE EAST CONSTRUCTION
(STA 0+00 TO 5+00)



B.2

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

DRAWN BY:
AP

APPROVED BY:
NW

SHEET NO.

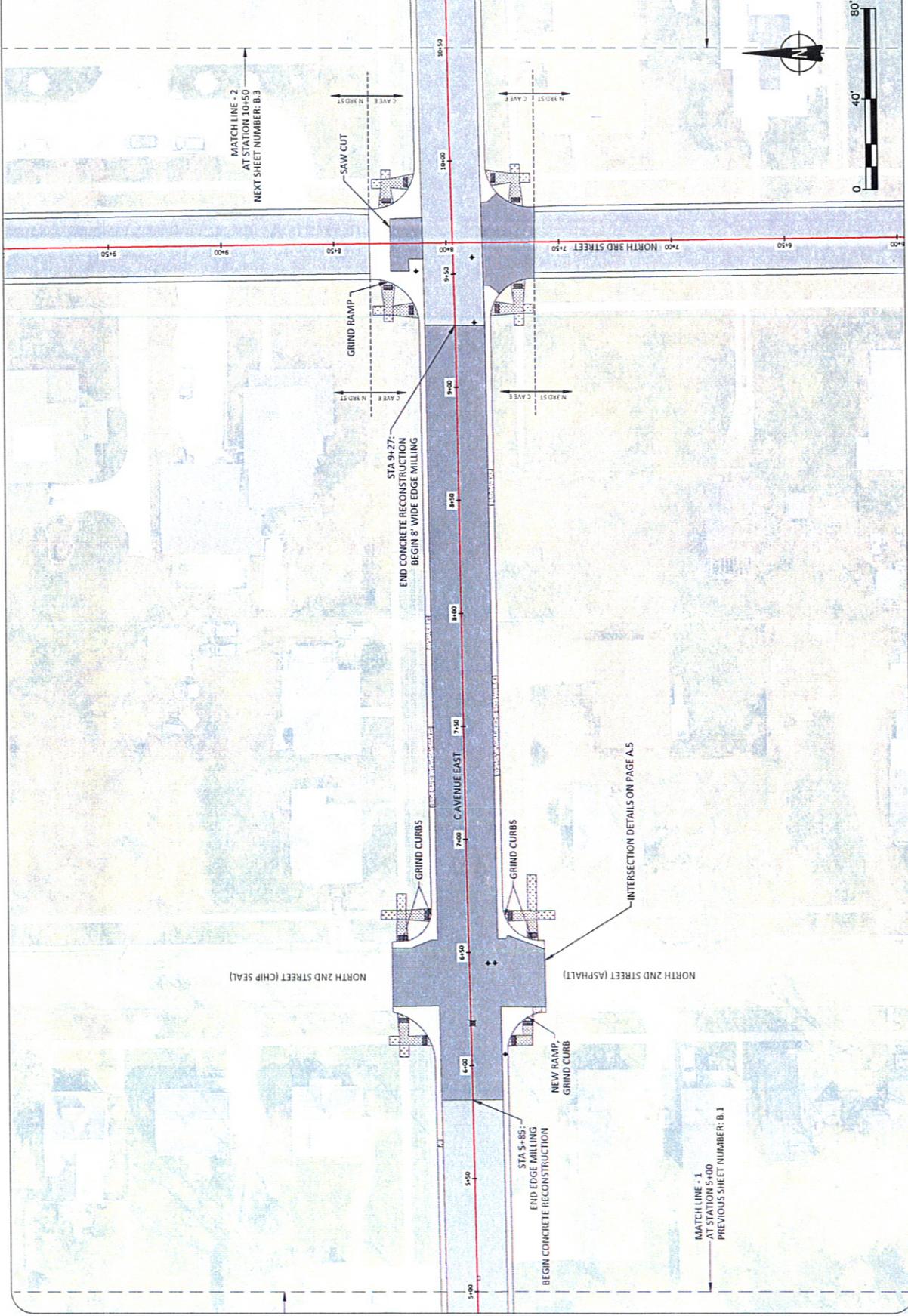
NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
104 SOUTH D STREET
OSKALOOSA, IA 52577
PHONE: (641) 773-7422
FAX: (641) 773-3733



SHEET TITLE:
C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT (STA 5+00 TO 10+50)

PROJECT NAME:

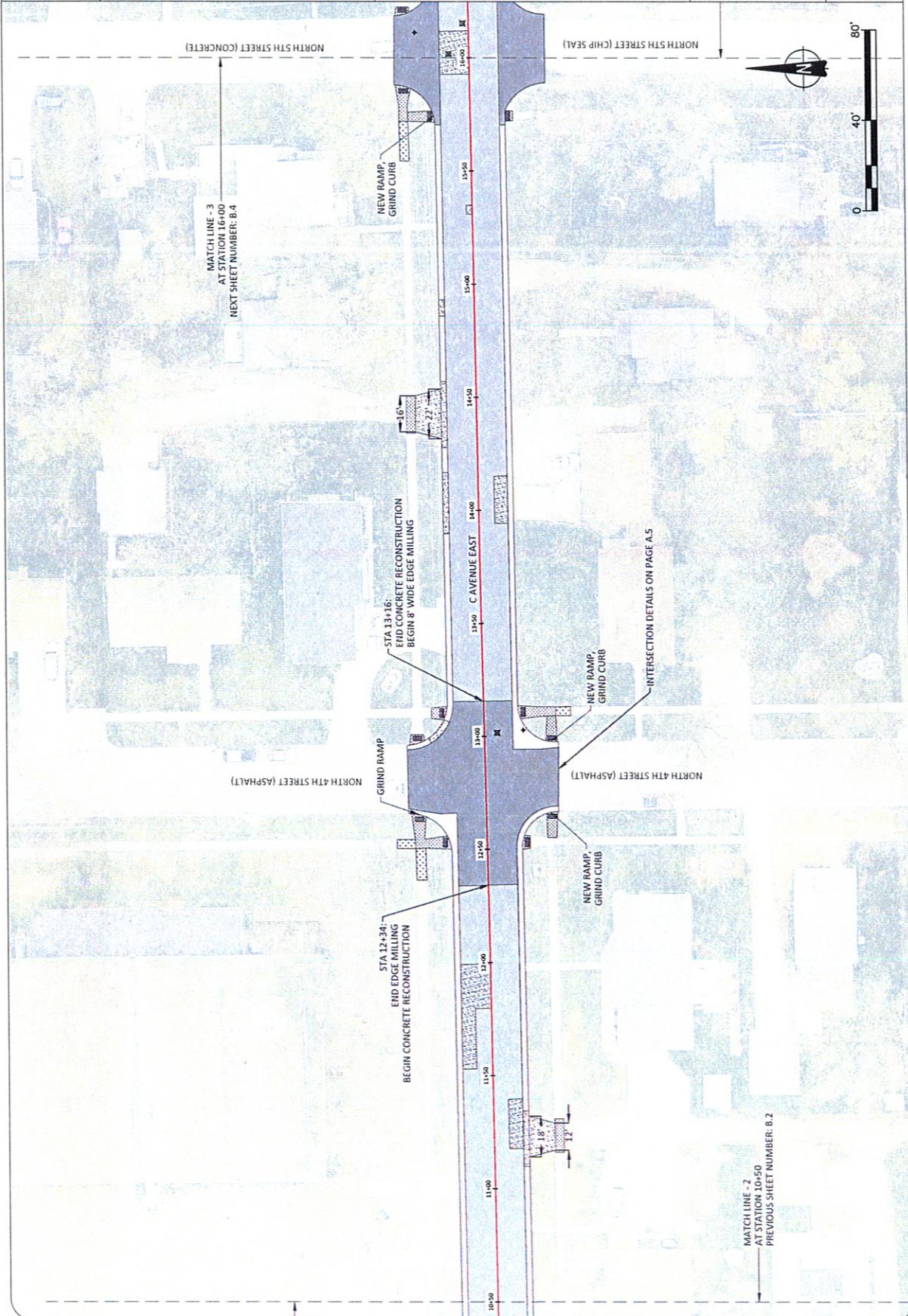


B.3

PROJECT NO. 2010-26
 DATE: AUG 5, 2013
 DRAWN BY: NW
 APPROVED BY: AP

SHEET TITLE: C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT (STA 10+50 TO 16+00)
 NO. _____
 REVISION/ISSUE _____
 DATE _____

OSKALOOSA ENGINEERING DEPT.
 104 SOUTH STREET
 OSKALOOSA, IA 52577
 PHONE: (641) 773-7472
 FAX: (641) 773-9933



MATCH LINE - 2
 AT STATION 10+50
 PREVIOUS SHEET NUMBER: B.2



NO.	REVISION/ISSUE	DATE

PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT (STA 16+00 TO 21+00)

SHEET TITLE: C AVENUE EAST CONSTRUCTION

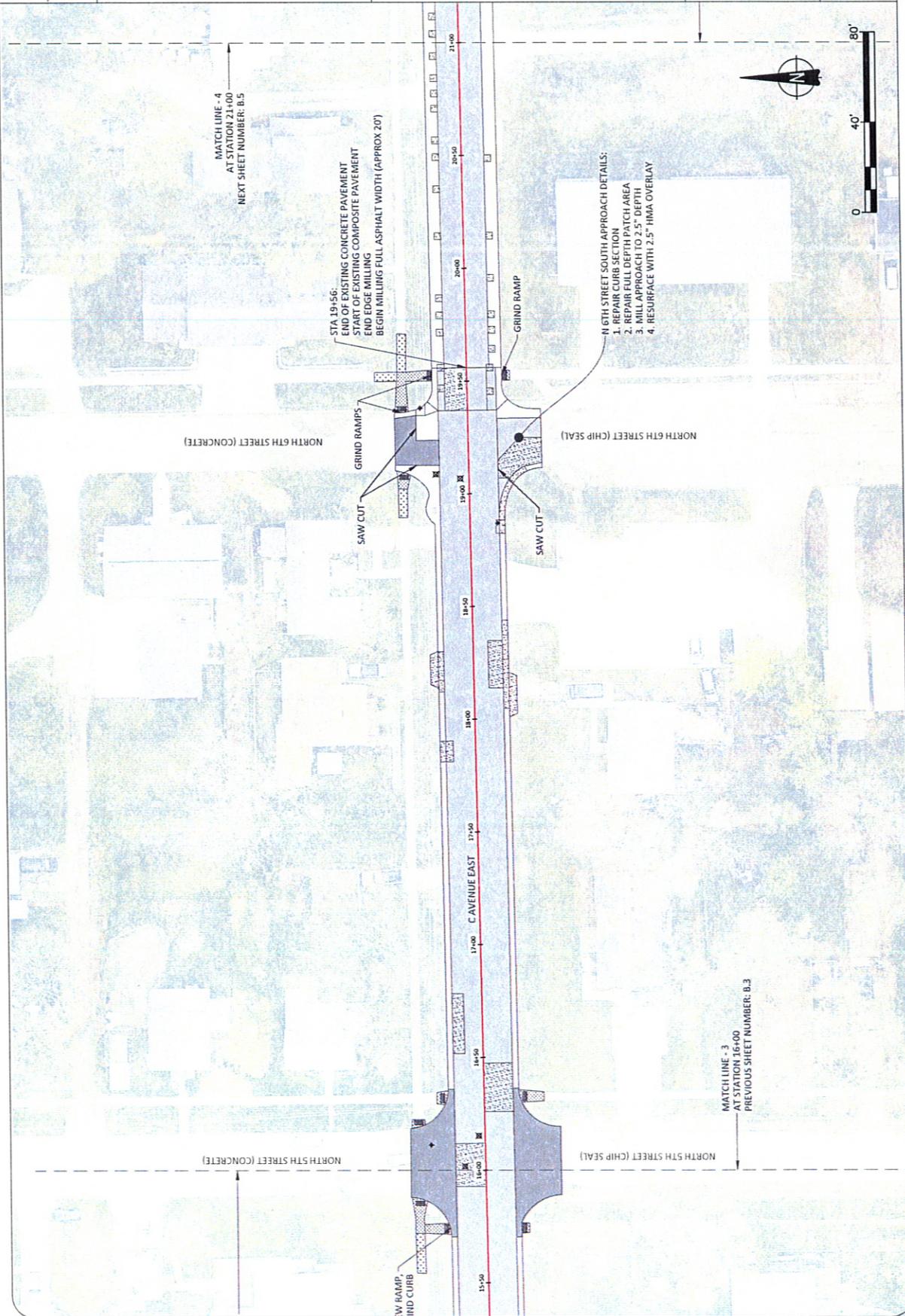
PROJECT NO. 2010-26

DATE: AUG 5, 2013

APPROVED BY: AP

PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT (STA 16+00 TO 21+00)

SHEET NO. B.4



OSKALOOSA ENGINEERING DEPT. IOWA
 100 SOUTH D STREET
 OSKALOOSA, IA 52577
 PHONE: (641) 923-7472
 FAX: (641) 923-3723

B.5

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY: AP

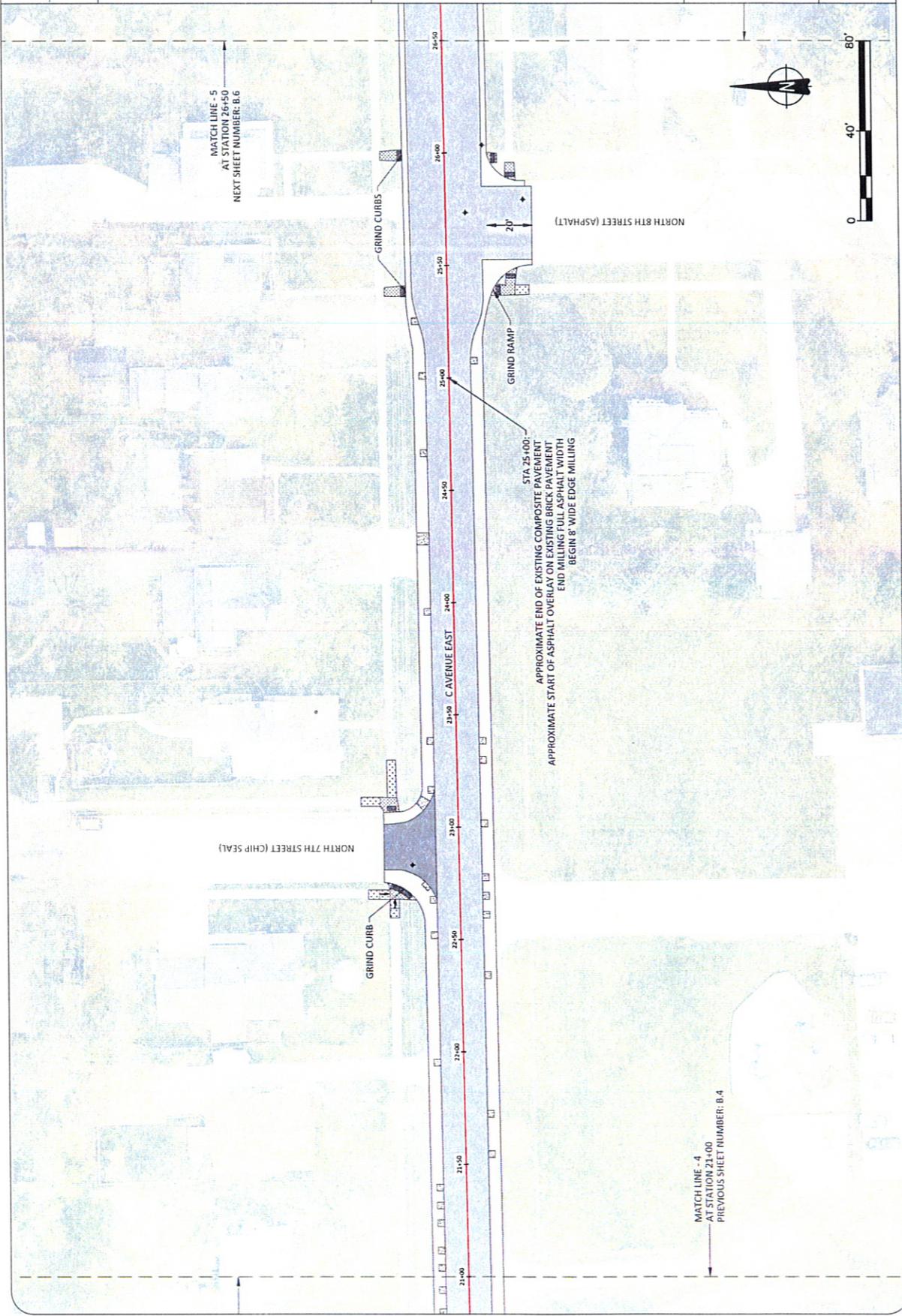
DRAWN BY: NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT
(STA 21+00 TO 26+50)

SHEET TITLE:

NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
1004 SOUTH O STREET
OSKALOOSA, IA 52577
PHONE: (641) 773-7422
FAX: (641) 773-3733



B.6

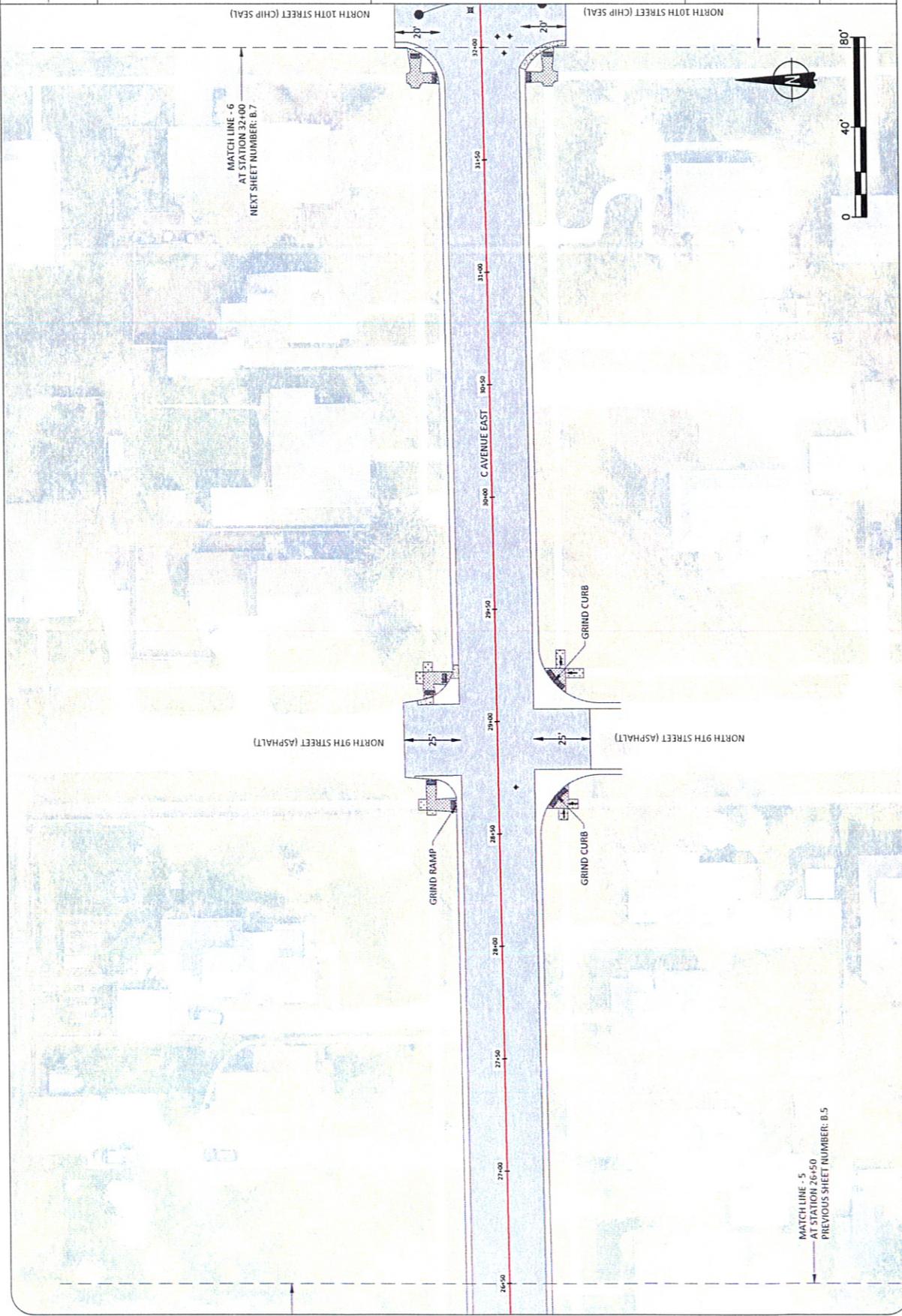
PROJECT NO. 2010-26
DATE: AUG 5, 2013

APPROVED BY: AP
DRAWN BY: NW

PROJECT NAME: C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT (STA 26+50 TO 32+00)

SHEET TITLE: C AVENUE EAST CONSTRUCTION (STA 26+50 TO 32+00)

OSKALOOSA ENGINEERING DEPT.
OSKALOOSA, IA 52577
PHONE: (641) 272-2172
FAX: (641) 272-3233



MATCH LINE - 6
AT STATION 32+00
NEXT SHEET NUMBER: B.7

MATCH LINE - 5
AT STATION 26+50
PREVIOUS SHEET NUMBER: B.5

B.7

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY: AP

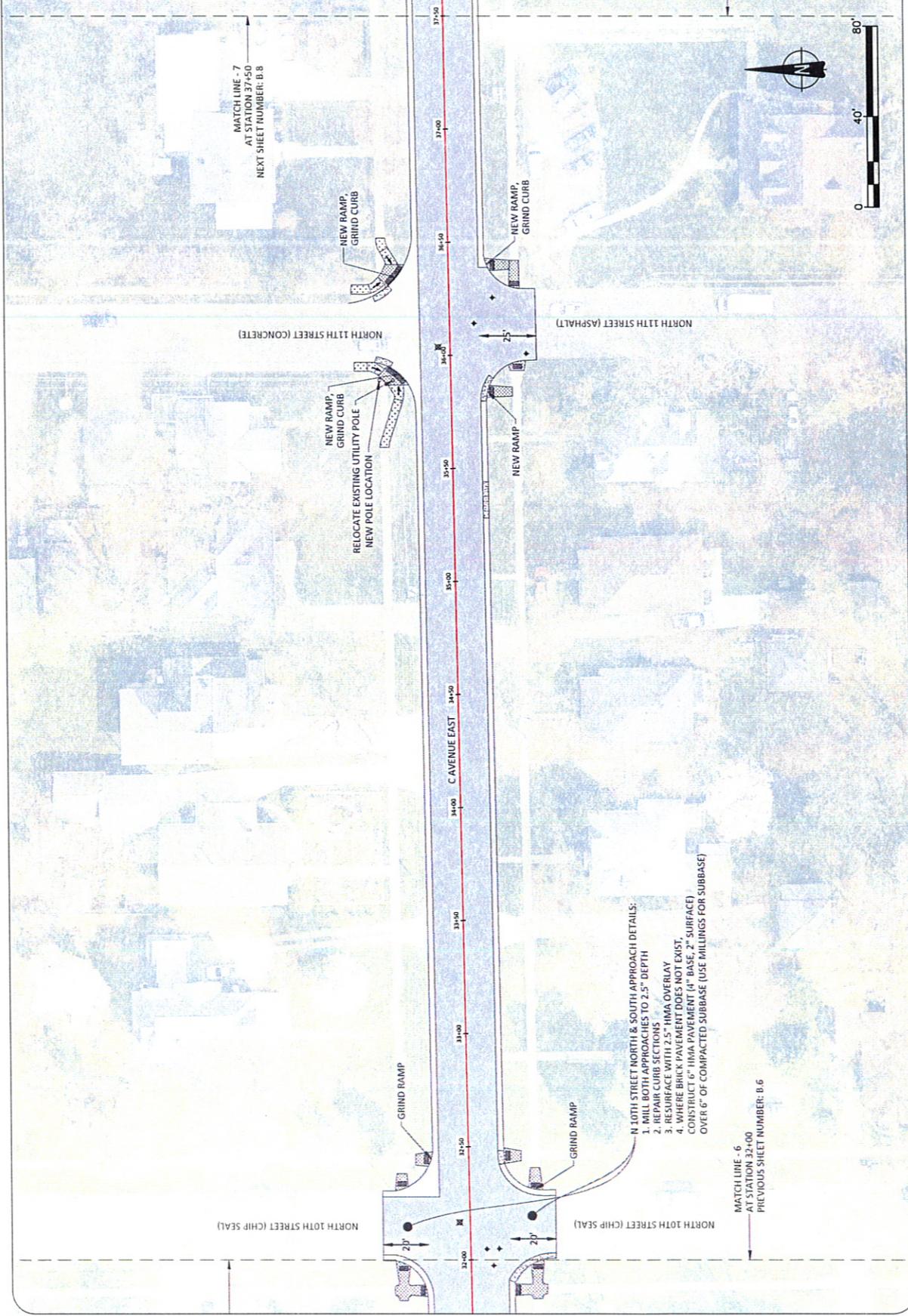
DRAWN BY: NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT
(STA 32+00 TO 37+50)

SHEET TITLE:

NO.	REVISION/ISSUE	DATE

OSKALOOSA IOWA
OSKALOOSA ENGINEERING DEPT
100 SOUTH G STREET
OSKALOOSA, IA 52537
PHONE: 641.879.3472
FAX: 641.879.3733

- N 10TH STREET NORTH & SOUTH APPROACH DETAILS:
1. MILL BOTH APPROACHES TO 2.5" DEPTH
 2. REPAIR CURB SECTIONS
 3. RESURFACE WITH 2.5" HMA OVERLAY
 4. WHERE BRICK PAVEMENT DOES NOT EXIST, CONSTRUCT 6" HMA PAVEMENT (4" BASE, 2" SURFACE) OVER 6" OF COMPACTED SUBBASE (USE MILLINGS FOR SUBBASE)

MATCH LINE - 6
AT STATION 32+00
PREVIOUS SHEET NUMBER: B.6

NORTH 10TH STREET (CHIP SEAL)

RELOCATE EXISTING UTILITY POLE
NEW POLE LOCATION

NEW RAMP,
GRIND CURB

NORTH 11TH STREET (CONCRETE)

MATCH LINE - 7
AT STATION 37+50
NEXT SHEET NUMBER: B.8

B.8

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY: AP

DRAWN BY: NW

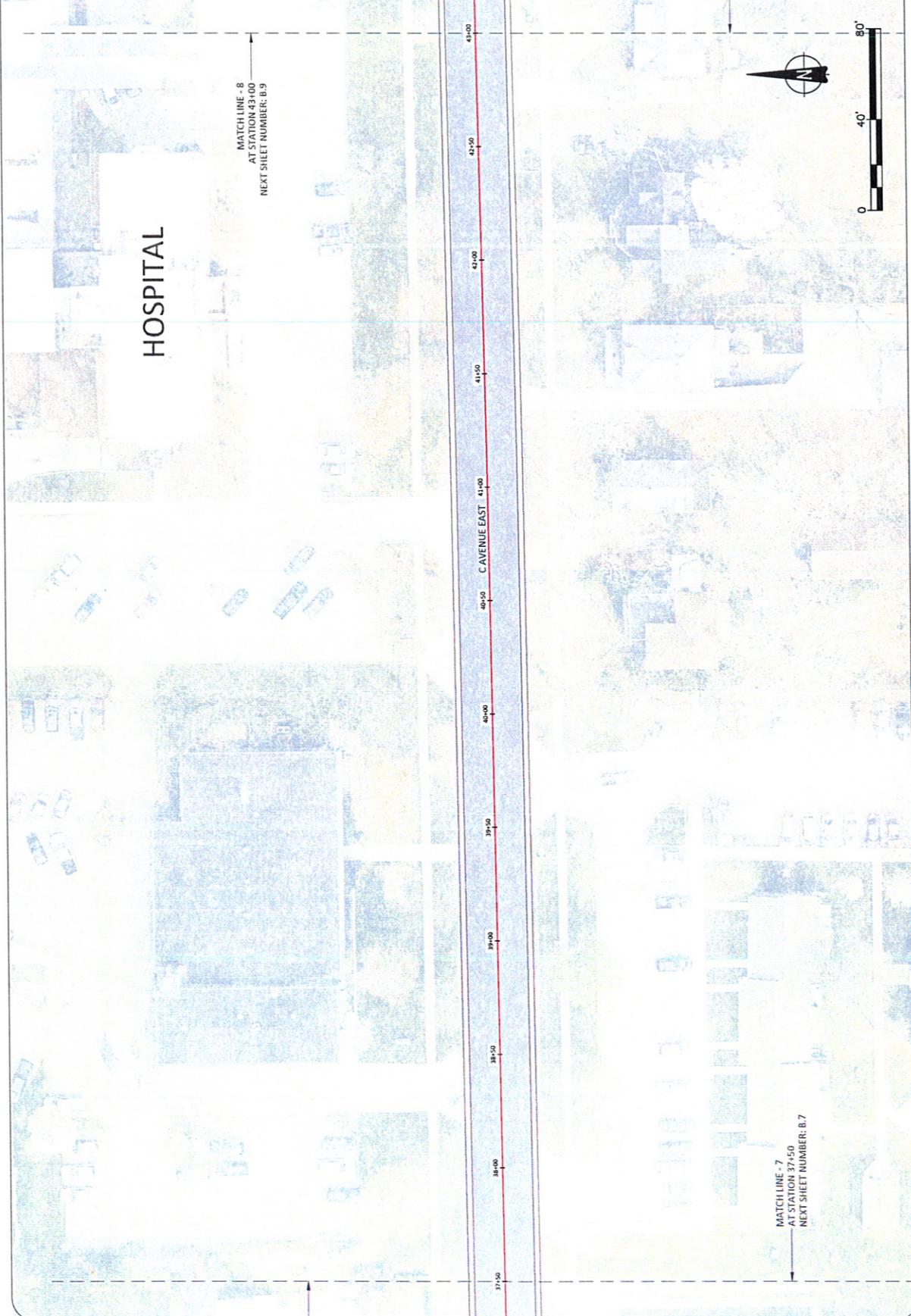
PROJECT NAME:

C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT

SHEET TITLE:
C AVENUE EAST CONSTRUCTION
(STA 37+50 TO 43+00)

OSKALOOSA IOWA
OSKALOOSA ENGINEERING DEPT.
106 SOUTH D STREET
OSKALOOSA, IA 52577
PHONE: (641) 373-2427
FAX: (641) 373-3333

NO.	REVISION/ISSUE	DATE



B.9

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

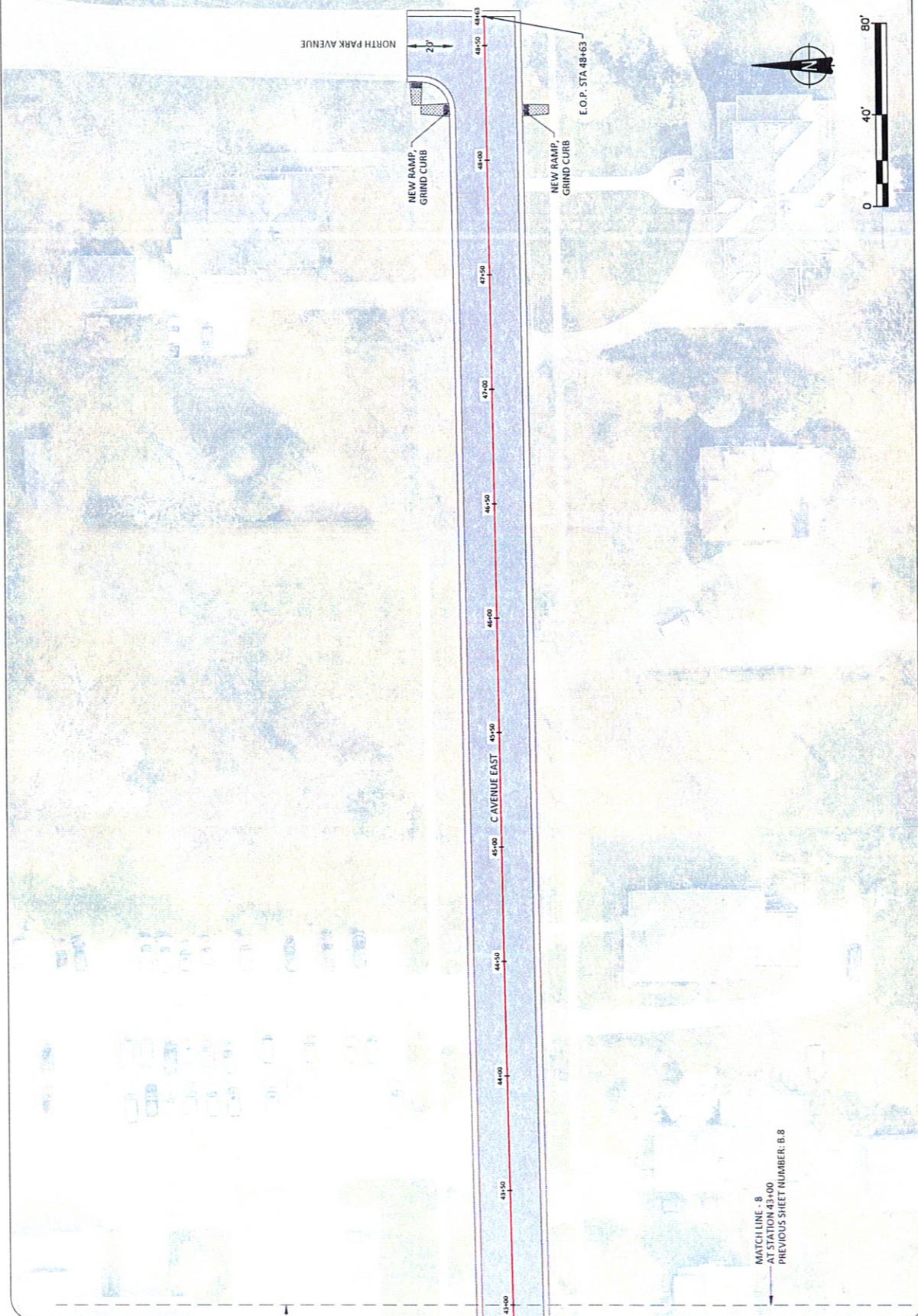
DRAWN BY: NW
APPROVED BY: AP

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT
(STA 43+00 TO 48+63)

SHEET TITLE:

NO. REVISION/ISSUE DATE

OSKALOOSA ENGINEERING DEPT.
104 SOUTH G STREET
OSKALOOSA, IA 52577
PHONE: (641) 773-7422
FAX: (641) 773-9323



B.10

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY:
AP

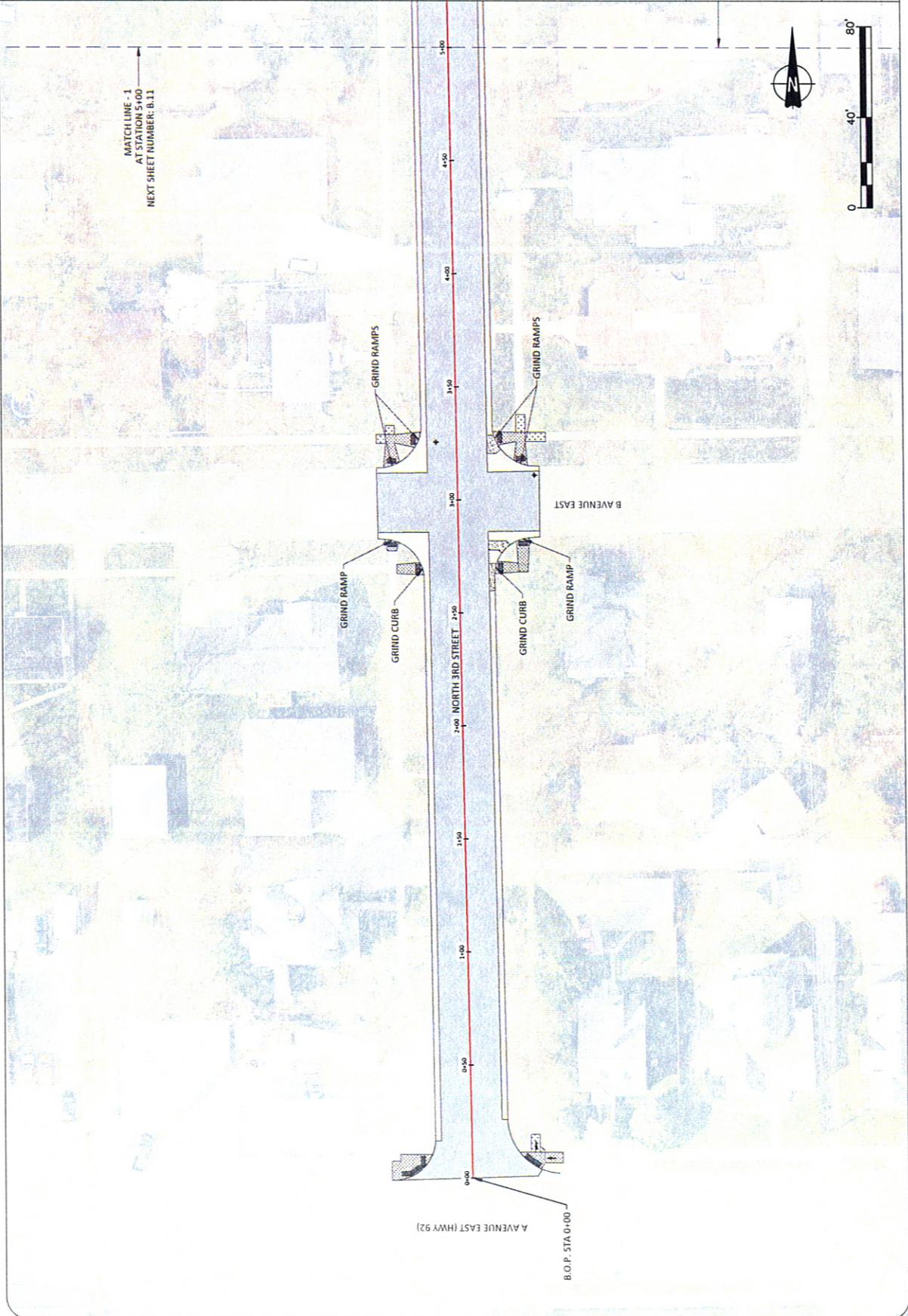
DRAWN BY:
NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET

SHEET TITLE:
PAVEMENT REHABILITATION PROJECT
(STA 0+00 TO 5+00)

NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
1501 OLIVE STREET
OSKALOOSA, IA 52577
PHONE: (641) 293-7472
FAX: (641) 293-3733



B.11

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY:
AP

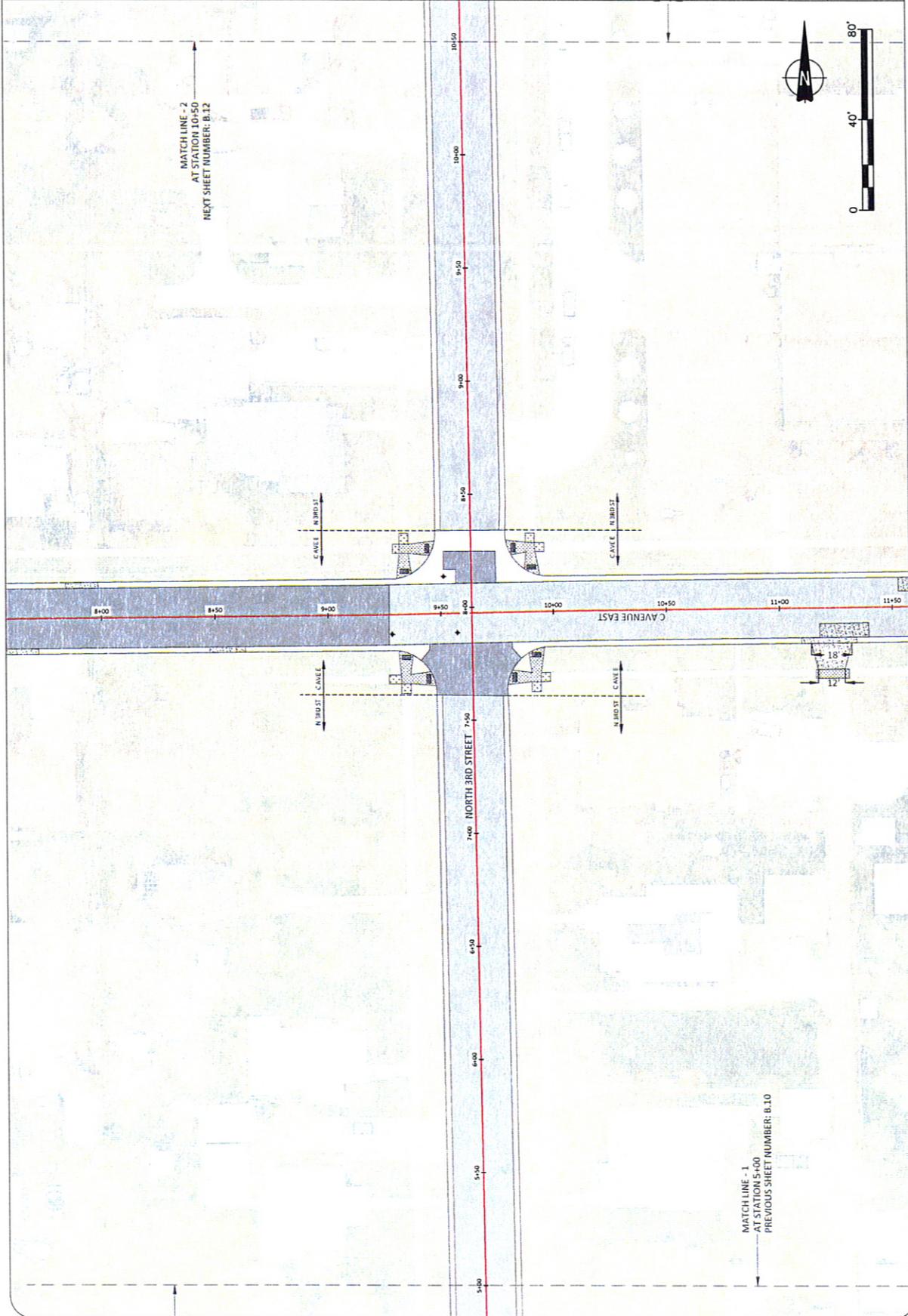
DRAWN BY:
NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET
PAVEMENT REHABILITATION PROJECT
(STA 5+00 TO 10+50)

SHEET TITLE:

NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
108 SOUTH G STREET
OSKALOOSA, IA 52577
PHONE: (641) 773-2722
FAX: (641) 773-3733



MATCH LINE - 1
AT STATION 5+00
PREVIOUS SHEET NUMBER: B.10

MATCH LINE - 2
AT STATION 10+50
NEXT SHEET NUMBER: B.12

B.12

SHEET NO.

PROJECT NO.
2010-26

DATE:
AUG 5, 2013

APPROVED BY:
AP

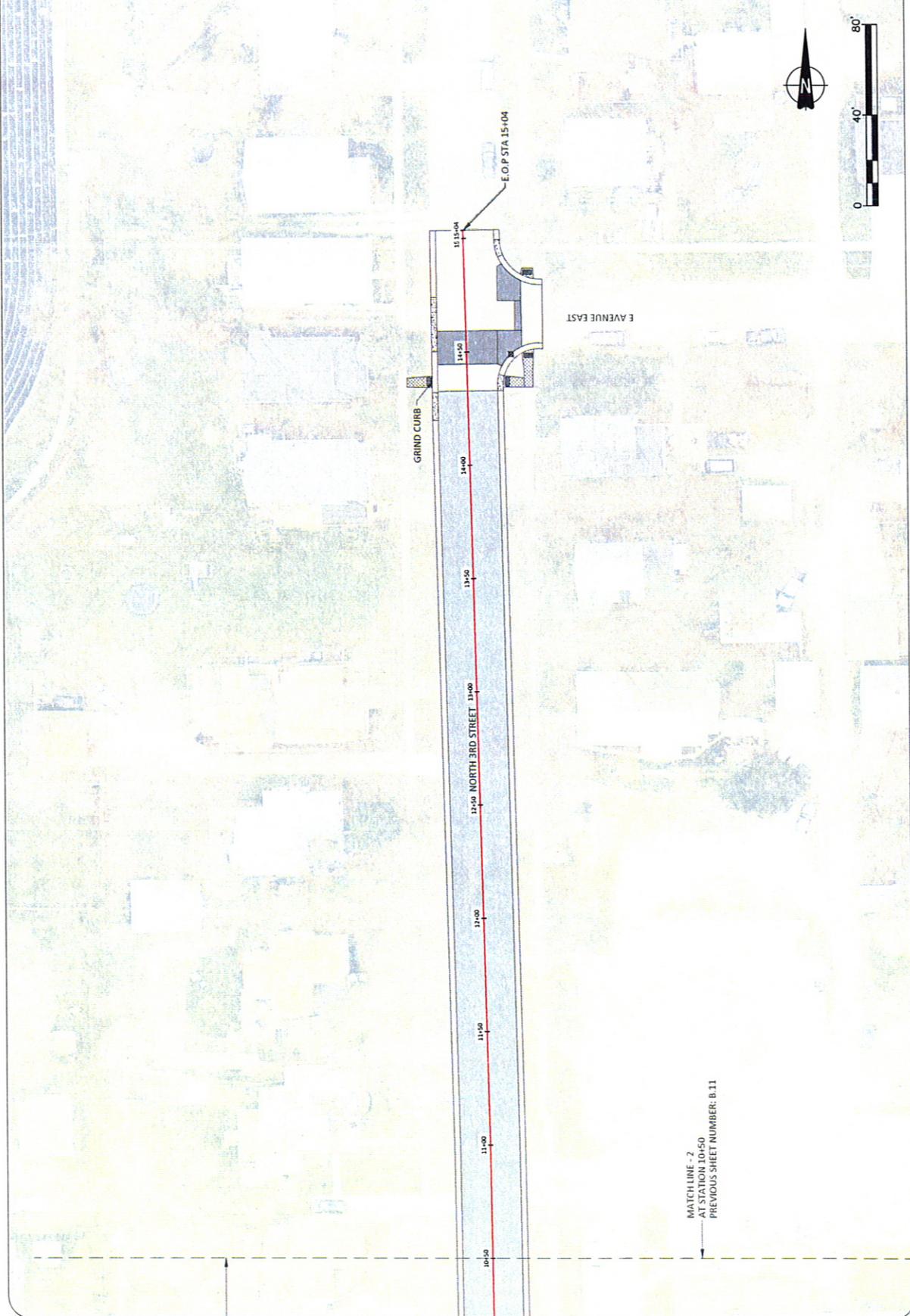
DRAWN BY:
NW

PROJECT NAME:
C AVENUE EAST & NORTH 3RD STREET

SHEET TITLE:
PAVEMENT REHABILITATION PROJECT
NORTH 3RD STREET OVERLAY
(STA 10+50 TO 15+04)

NO.	REVISION/ISSUE	DATE

OSKALOOSA ENGINEERING DEPT.
104 SOUTH O STREET
OSKALOOSA IA 52577
PHONE: (641) 873-7437
FAX: (641) 873-3733



OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE:

Consider a resolution approving the award of contract for the C Avenue East and North Third Street Pavement Rehabilitation Project to Norris Asphalt Paving Co., LC. in an amount not to exceed \$765,365.00; and authorize the City Manager to utilize an additional ten percent (\$76,000.00) for project contingency.

EXPLANATION:

The Pavement Rehabilitation Project was advertised for pavement improvements on C Avenue East from Market Street to Park Avenue and North Third Street from A Avenue to E Avenue. The scope of this project includes milling existing pavement, asphalt overlay, concrete pavement reconstruction, full and partial depth concrete patching, concrete curb & gutter repair, new ADA accessible sidewalk ramp construction, sidewalk and driveway pavement replacement, and alley approach improvements.

Bids were received and publicly read on August 16, 2013. There was only one bid from Norris Asphalt Paving Co. LC, in the amount of \$765,365.00, which is 0.5% over the engineer's estimate of \$761,425.00. The construction bid from Norris Asphalt is fairly close to the engineer's estimate and it is not uncommon to receive only one bid for asphalt work in this region.

Adopting this item as presented will authorize staff to utilize 10% (\$76,000.00) of the contract amount as a construction contingency for unforeseen circumstances. The contractor will need to submit a change order for City Council approval if they exceed the contract price and contingency amount. If approved by the Council, it is anticipated that a "Notice to Proceed" would be issued by September 9, 2013. The anticipated work completion time is 45 working days, so the project's substantial completion date is set for early November of 2013.

BUDGET CONSIDERATION:

Funding for the project is available in the General Fund and Pavement Management Fund of this fiscal year budget.

RECOMMENDED ACTION:

Approve the resolution awarding the project to Norris Asphalt Paving Co., LC.

Staff recommends that the bid be awarded in the amount of \$765,365.00 and authorize a total construction contingency budget of \$76,000.00 to be administered by the Public Works Director under the supervision of the City Manager.

ATTACHMENTS:

Resolution, Bid Tabulation, Notice of Award, Recommendation letter, and Bid Documents.

RESOLUTION NO. _____

A RESOLUTION TO ACCEPT BIDS AND AWARD THE CONSTRUCTION CONTRACT FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT

WHEREAS, the City Council of the City of Oskaloosa, Iowa, has heretofore deemed it necessary and desirable for Pavement Rehabilitation on C Avenue East from Market Street to Park Avenue and North Third Street from A Avenue to E Avenue, known as the "C Avenue East and North Third Street Pavement Rehabilitation Project" (will be known as the "Project"); and

WHEREAS, the bids for the aforementioned Project were received, opened and tabulated as per published notice; and

WHEREAS, the bid from Norris Asphalt Paving Co., LC in the amount of \$765,365.00 was the lowest responsive, responsible bid; and

WHEREAS, the Engineer has heretofore reviewed the bids and recommended that the City Council approve and accept the aforementioned bid for said Project

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

1. The bid from Norris Asphalt Paving Co., LC in the total amount of \$765,365.00 is hereby accepted with approval. Furthermore, the Construction Contract is therefore awarded to Norris Asphalt Paving Co., LC for the aforementioned bid amount.
2. The City Council authorizes the City Manager to approve a construction contingency of \$76,000.00 to be administered by the Public Works Director during construction as necessary in order to complete this project.

PASSED AND APPROVED this _____ day of September, 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

CAVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT

BID SUMMARY SHEET

BIDS RECEIVED: 10:00 AM on Friday, August 16, 2013

BASE BID		ENGINEER'S OPINION OF COST				NORRIS ASPHALT PAVING CO. 14242 TERMINAL AVENUE OTTUMWA, IA 52501 (641)682-3427 FAX:(641)682-7981	
Item	Description	Unit	Estimated Quantity	Unit Price	Total Cost	Unit Price	Total Cost
1	Mobilization	LS	1	N/A	\$10,000.00	N/A	\$15,000.00
2	Excavation - Class 10, 12, or 13	CY	800	\$15.00	\$12,000.00	\$16.00	\$12,800.00
3	Subbase, Granular	SY	2700	\$10.00	\$27,000.00	\$8.00	\$21,600.00
4	Manhole Adjustments	EA	8	\$1,000.00	\$8,000.00	\$1,500.00	\$12,000.00
5	PCC Pavement, 8" Thick	SY	2000	\$50.00	\$100,000.00	\$48.00	\$96,000.00
6	2.5' Curb and Gutter, 8" Thick	LF	720	\$30.00	\$21,600.00	\$30.00	\$21,600.00
7	PCC Pavement Samples and Testing	LS	1	N/A	\$2,000.00	N/A	\$2,500.00
8	HMA Interlayer (1" Base Course, PG 64-34)	TON	1100	\$150.00	\$165,000.00	\$140.50	\$154,550.00
9	HMA Interlayer (1M ESAL, 1" Surface Course, PG 64-22)	TON	1650	\$110.00	\$181,500.00	\$105.00	\$173,250.00
10	HMA Pavement Samples and Testing	LS	1	N/A	\$2,000.00	N/A	\$4,000.00
11	Driveway Removal	SY	80	\$10.00	\$800.00	\$10.00	\$800.00
12	Sidewalk Removal	SY	675	\$10.00	\$6,750.00	\$10.00	\$6,750.00
13	PCC Sidewalk, 4" Thick	SY	200	\$35.00	\$7,000.00	\$40.00	\$8,000.00
14	PCC Sidewalk & Ramps, 6" Thick	SY	575	\$45.00	\$25,875.00	\$55.00	\$31,625.00
15	Detectable Warnings (4' x 2' Panels)	EA	103	\$250.00	\$25,750.00	\$280.00	\$28,840.00
16	PCC Paved Driveway, 6" Thick	SY	80	\$45.00	\$3,600.00	\$50.00	\$4,000.00
17	Full Depth Patching	SY	400	\$100.00	\$40,000.00	\$85.00	\$34,000.00
18	Curb Grinding	LF	250	\$20.00	\$5,000.00	\$20.00	\$5,000.00
19	Pavement Milling	SY	12000	\$5.00	\$60,000.00	\$5.50	\$66,000.00
20	Pavement Removal	SY	2000	\$5.00	\$10,000.00	\$7.50	\$15,000.00
21	Curb and Gutter Removal	LF	630	\$10.00	\$6,300.00	\$10.00	\$6,300.00
22	Conventional Seeding, Fertilizing, and Mulching	LS	1	N/A	\$5,000.00	N/A	\$6,500.00
23	Traffic Control	LS	1	N/A	\$15,000.00	N/A	\$20,000.00
24	Water Valve Adjustments	EA	21	\$250.00	\$5,250.00	\$250.00	\$5,250.00
25	Fabric Matting	LF	2000	\$8.00	\$16,000.00	\$7.00	\$14,000.00
Base Bid Total:					\$761,425.00		\$765,365.00

NOTICE OF AWARD

To: Norris Asphalt Paving Co.
14242 Terminal Avenue
Ottumwa, IA 52501

The City Council of the City of Oskaloosa, Iowa has considered the proposal submitted by you on **September 3, 2013** in the City of Oskaloosa, Iowa. It appears that it is to the best interest of the City of Oskaloosa, Iowa to accept your proposal in the amount of **Seven Hundred Sixty Five Thousand Three Hundred Sixty Five and 0/100 Dollars (\$765,365.00)**, you are hereby notified that your proposal has been accepted for the **C Avenue East and North Third Street Pavement Rehabilitation Project** subject to completion of financing and approval of the Contract.

You are required by the "Notice of Hearing and Letting" to execute the formal Contract with the City of Oskaloosa and to furnish the required Contractor's performance and payment bond within the terms specified in the "Notice of Hearing and Letting".

Dated this ____ day of September, 2013.

CITY OF OSKALOOSA, IOWA

By _____

Title _____

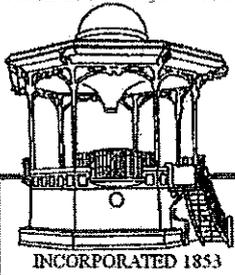
Acceptance of Notice
Receipt of the Above

"Notice of Award" is hereby acknowledged this ____ day of _____, 2013.

Contractor

By _____

Title _____



City of Oskaloosa

Department of Public Works

804 South D Street, Oskaloosa, IA-52577

Phone: (641) 673-7472

Facsimile: (641) 673-3733

www.oskaloosaiowa.org

August 16, 2013

Michael Schrock, Jr.
City Manager
City of Oskaloosa
220 South Market Street
Oskaloosa, IA 52577

RE: C Avenue East and North Third Street Pavement Rehabilitation Project, Oskaloosa, Iowa

Dear Mike:

Bids for the referenced project were received on August 16, 2013. The low bid was received from Norris Asphalt Paving Co., LC from Ottumwa, Iowa in the amount of \$765,365.00.

I have reviewed the bid and based on our review, I recommend award of the contract to Norris Asphalt Paving Co., LC. I am familiar with the work performed by Norris Asphalt Paving Co. on previous similar projects and have found their work to be satisfactory.

Sincerely,

A handwritten signature in black ink, reading "Akhilesh Pal". The signature is written in a cursive style and is positioned above the printed name.

Akhilesh Pal
Public Works Director

Encs: Bid Tabulation and Original Bids



BID BOND

KNOW ALL BY THESE PRESENTS:

That we, Norris Asphalt Paving Co., LC, as Principal, and Merchants Bonding Company (Mutual), as Surety, are held and firmly bound unto CITY OF OSKALOOSA, IOWA, as Oblige, (hereinafter referred to as "the Jurisdiction"), in the penal sum of Ten Percent (10%) of the Bid Price dollars (\$ _____), or 10% percent of the amount bid in lawful money of the United States, for which payment said Principal and Surety bind themselves, their heirs, executors, administrators, successors, and assigns jointly and severally, firmly by these presents.

The condition of the above obligation is such that whereas the Principal has submitted to the Jurisdiction a certain proposal, in a separate envelope, and hereby made a part hereof, to enter into a contract in writing, for the following described improvements;

**C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT
OSKALOOSA, IOWA**

The Surety hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Jurisdiction may accept such bid or execute such Contract; and said Surety does hereby waive notice of any such extension.

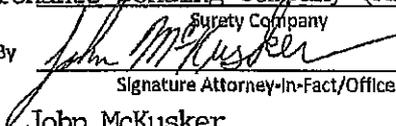
In the event that any actions or proceedings are initiated with respect to this Bond, the parties agree that the venue thereof shall be Wapello County, State of Iowa. If legal action is required by the Jurisdiction against the Surety or Principal to enforce the provisions of the bond or to collect the monetary obligation incurring to the benefit of the Jurisdiction, the Surety or Principal agrees to pay the Jurisdiction all damages, costs, and attorney fees incurred by enforcing any of the provisions of this Bond. All rights, powers, and remedies of the Jurisdiction hereunder shall be cumulative and not alternative and shall be in addition to all rights, powers and remedies given to the Jurisdiction, by law. The Jurisdiction may proceed against Surety for any amount guaranteed hereunder whether action is brought against Principal or whether Principal is joined in any such action or actions or not.

NOW, THEREFORE, if said proposal by the Principal be accepted, and the Principal shall enter into a contract with Jurisdiction in accordance with the terms of such proposal, including the provision of insurance and of a bond as may be specified in the contract documents, with good and sufficient surety for the faithful performance of such contract, for the prompt payment of labor and material furnished in the prosecution thereof, and for the maintenance of said improvements as may be required therein, then this obligation shall become null and void; otherwise, the Principal shall pay to the Jurisdiction the full amount of the bid bond, together with court costs, attorney's fees, and any other expense of recovery.

Signed and sealed this 16 day of August, 2013.

SURETY:

Merchants Bonding Company (Mutual)

By 
Signature Attorney-in-Fact/Officer

John McKusker
Printed Name of Attorney-in-Fact/Officer

McKusker & Associates
Company Name

PO Box 85
Company Address

Brooklyn, IA 52211
City, State, Zip Code

641-522-9200
City, State, Zip Code

Company Telephone Number

PRINCIPAL:

Norris Asphalt Paving Co., LC

By 
Bidder
Signature

Brady D. Meldrem
Printed Name

President
Title

PO Box 695
Address

Ottumwa, IA 52501
City, State, Zip Code

641-682-3427
City, State, Zip Code

Telephone Number

NOTE: All signatures on this bid bond must be original signatures in ink; copies, facsimile, or electronic signatures will not be accepted. This bond must be sealed with the Surety's raised, embossing seal. The Certificate or Power of Attorney accompanying this bond must be valid on its face and sealed with the Surety's raised, embossing seal.

MERCHANTS
BONDING COMPANY™
POWER OF ATTORNEY

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations duly organized under the laws of the State of Iowa (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint, individually,

John McKusker; Nancy Ollinger

of Brooklyn and State of IA their true and lawful Attorney-in-Fact, with full power and authority hereby conferred in their name, place and stead, to sign, execute, acknowledge and deliver in their behalf as surety any and all bonds, undertakings, recognizances or other written obligations in the nature thereof, subject to the limitation that any such instrument shall not exceed the amount of:

TWO MILLION (\$2,000,000.00) DOLLARS

and to bind the Companies thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the Companies, and all the acts of said Attorney-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This Power-of-Attorney is made and executed pursuant to and by authority of the following By-Laws adopted by the Board of Directors of the Merchants Bonding Company (Mutual) on April 23, 2011 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 24, 2011.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 10th day of February, 2012.



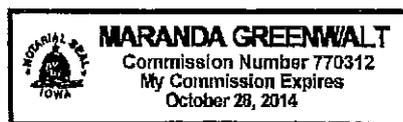
MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.

By *Larry Taylor*
President

STATE OF IOWA
COUNTY OF POLK ss.

On this 10th day of February, 2012, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument is the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal at the City of Des Moines, Iowa, the day and year first above written.



Maranda Greenwalt

Notary Public, Polk County, Iowa

STATE OF IOWA
COUNTY OF POLK ss.

I, William Warner, Jr., Secretary of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 16 day of August, 2013.



William Warner Jr.
Secretary

POA 0014 (11/11)

PROPOSAL

PROPOSAL: PART A – SCOPE

The City Of Oskaloosa, hereinafter called the "Jurisdiction," has need of a qualified contractor to complete the work comprising the below referenced improvement. The undersigned Bidder hereby proposes to complete the work comprising the below referenced improvement as specified in the contract documents, which are officially on file with the Jurisdiction, in the office of the City Clerk of the City of Oskaloosa, at the prices hereinafter provided in Part C of the Proposal, for the following described improvements:

PROJECT DESCRIPTION:

**C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT
OSKALOOSA, IOWA**

The work involves milling existing asphalt and asphalt overlay, concrete pavement reconstruction, full depth and partial depth concrete patching, repair concrete curb & gutter sections, new ADA accessible sidewalk ramp reconstruction, sidewalk and driveway pavement replacement, alley approach improvements, and related construction.

PROPOSAL: PART B – ACKNOWLEDGMENT OF ADDENDA

The Bidder hereby acknowledges that all addenda become a part of the contract documents when issued, and that each such addendum has been received and utilized in the preparation of this bid. The Bidder hereby acknowledges receipt of the following addenda by inserting the number of each addendum in the blanks below:

ADDENDUM NUMBER 1 dated 8/15/13 ADDENDUM NUMBER _____

ADDENDUM NUMBER _____ ADDENDUM NUMBER _____

and certifies that said addenda were utilized in the preparation of this bid.

PROPOSAL: PART C – BID ITEMS, QUANTITIES, AND PRICES

UNIT BID PRICE CONTRACTS: The Bidder must provide the Unit Bid Price, the Total Bid Price, any Alternate Prices, and the Total Construction Costs on the Proposal Attachment: Part C – Bid Items, Quantities, and Prices. In case of discrepancy, the Unit Bid Price governs. The quantities shown on the Proposal Attachment: Part C – Bid Items, Quantities, and Prices are approximate only, but are considered sufficiently adequate for the purpose of comparing bids. The Total Construction Cost plus any alternates selected by the Jurisdiction, shall be used only for comparison of bids. The Total Construction Cost, including any Add-Alternates, shall be used for determining the sufficiency of the bid security.

BASE BID CONTRACTS: The Bidder must provide any Bid Prices, any Alternate Prices, and the Total of the Base Bid plus any Add-Alternates on the Proposal Attachment: Part C – Bid Items, Quantities, and Prices. The Total of the Base bid plus any Alternates selected by the Jurisdiction shall be used only for

comparison of bids. The Total of the Base Bid plus any Add-Alternates shall be used for determining the sufficiency of the bid security.

PROPOSAL: PART D – GENERAL

The Bidder hereby acknowledges that the Jurisdiction, in advertising for public bids for this project, reserves the right to:

1. Reject any or all bids. Award of the contract, if any, to be to the lowest responsible, responsive bidder; and
2. Reject any or all alternates in determining the items to be included in the contract. Designation of the lowest responsible, responsive bidder to be based on comparison of the total bid plus any selected alternates; and
3. Make such alterations in the contract documents or in the proposal quantities as it determines necessary in accordance with the contract documents after execution of the contract. Such alterations shall not be considered a waiver of any conditions of the contract documents, and shall not invalidate any of the provisions thereof; and

The Bidder hereby agrees to:

1. Enter into a contract, if this proposal is selected, in the form approved by the Jurisdiction, provide proof of registration with the Iowa Division of Labor in accordance with Chapter 91C of the Iowa Code, and furnish a performance, maintenance, and payment bond; and
2. Forfeit bid security, not as a penalty but as liquidated damages, upon failure to enter into such contract and/or to furnish said bond; and
3. Commence the work on this project on or before a date to be specified in a written notice to proceed by the Jurisdiction, and to fully complete the project within 60 days; and to pay liquidated damages for noncompliance with said completion provisions at the rate of Six hundred Dollars dollars (\$ 600.00) for each calendar day thereafter that the work remains incomplete.

PROPOSAL: PART E – NON-COLLUSION AFFIDAVIT

The Bidder hereby certifies:

1. That this proposal is not affected by, contingent on, or dependent on any other proposal submitted for any improvement with the Jurisdiction; and
2. That no individual employed by the Bidder has employed any person to solicit or procure the work on this project, nor will any employee of the Bidder make any payment or agreement for payment of any compensation in connection with the procurement of this project; and
3. That no part of the bid price received by the Bidder was or will be paid to any person, corporation, firm, association, or other organization for soliciting the bid, other than the payment of their normal compensation to persons regularly employed by the Bidder whose services in connection with the construction of the project were in the regular course of their duties for the Bidder; and

4. That this proposal is genuine and not collusive or sham; that the Bidder has not colluded, conspired, connived, or agreed, directly or indirectly, with any bidder or person, to submit a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought, by agreement or collusion, or communication or conference, with any person, to fix the bid price of the Bidder or of any other bidder, and that all statements in this proposal are true; and
5. That the individual(s) executing this proposal have the authority to execute this proposal on behalf of the Bidder.

PROPOSAL: PART F – ADDITIONAL REQUIREMENTS

The Bidder hereby agrees to comply with the additional requirements listed below that are included in this proposal and identified as proposal attachments:

<u>ITEM NO.</u>	<u>DESCRIPTION OF ATTACHMENT</u>
1.	Bid Bond
2.	
3.	
4.	
5.	
6.	

PROPOSAL: PART G – IDENTITY OF BIDDER

The Bidder shall indicate whether the bid is submitted by a/an:

- Individual, Sole Proprietorship
- Partnership
- Corporation
- Limited Liability Company
- Joint-venture: all parties must join-in and execute all documents
- Other

The Bidder shall enter its Public Registration Number C 0 8 4 2 - 5 9 issued By the Iowa Commissioner of Labor Pursuant Section 91C.5 of the Iowa Code.

Failure to provide said Registration Number shall result in the bid being read under advisement. A contract will not be executed until the Contractor is registered.

Norris Asphalt Paving Co.LC
Bidder

Brady D. Meldrem
Signature

By Brady D. Meldrem
Name (Print/Type)

President
Title

14242 Terminal Ave.
Street Address

Ottumwa IA 52501
City, State, Zip Code

641-682-3427
Telephone Number

Type or print the name and title of the company's owner, president, CEO, etc. if a different person than entered above

Name

Title

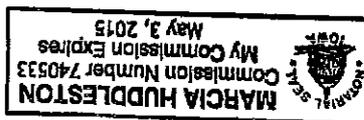
NOTE: The signature on this proposal must be an original signature in ink; copies, facsimiles, or electronic signatures will not be accepted.

Subscribed and sworn to before me this 16 day of August, 2013.

Marcia Huddleston

Notary Public in and for: State of Iowa County of Wapello

My commission expires May 3, 2015.



PROPOSAL

PROPOSAL ATTACHMENT: PART C – BID ITEMS, QUANTITIES, AND PRICES

This is a UNIT BID PRICE CONTRACT. The bidder must provide the Bid Price(s), any Alternate Price(s), and the Total of the Base Bid plus any Add-Alternates in this Proposal Attachment: Part C – Bid Items, Quantities, and Prices the total of the base bid plus any alternates selected by the Jurisdiction shall be used only for comparison of bids. The total of the Base Bid plus any Add-Alternates shall be used for determining the sufficiency of the bid security.

BID ITEMS, QUANTITIES AND PRICES

<u>Item</u>	<u>Description</u>	<u>Unit</u>	<u>Estimated Quantity</u>	<u>Unit Price</u>	<u>Amount</u>
1	Mobilization	LS	1	N/A	\$ 15,000.00
2	Excavation - Class 10, 12, or 13	CY	800	\$16.00	\$ 12,800.00
3	Subbase, Granular	SY	2700	\$ 8.00	\$ 21,600.00
4	Manhole Adjustments	EA	8	\$1500.00	\$ 12,000.00
5	PCC Pavement, 8" Thick	SY	2000	\$48.00	\$ 96,000.00
6	2.5' Curb and Gutter, 8" Thick	LF	720	\$30.00	\$ 21,600.00
7	PCC Pavement Samples and Testing	LS	1	N/A	\$ 2,500.00
8	HMA Interlayer (1M ESAL, 1" Base Course, PG 64-34)	TON	1100	\$140.50	\$ 154,550.00
9	HMA Interlayer (1M ESAL, 1.5" Surface Course, PG 64-22)	TON	1650	\$105.00	\$ 173,250.00
10	HMA Pavement Samples and Testing	LS	1	N/A	\$ 4,000.00
11	Driveway Removal	SY	80	\$10.00	\$ 800.00
12	Sidewalk Removal	SY	675	\$10.00	\$ 6,750.00
13	PCC Sidewalk, 4" Thick	SY	200	\$40.00	\$ 8,000.00
14	PCC Sidewalk & Ramps, 6" Thick	SY	575	\$55.00	\$ 31,625.00
15	Detectable Warnings (4' x 2' Panels)	EA	103	\$280.00	\$ 28,840.00
16	PCC Paved Driveway, 6" Thick	SY	80	\$50.00	\$ 4,000.00
17	Full Depth Patching	SY	400	\$85.00	\$ 34,000.00
18	Curb Grinding	LF	250	\$20.00	\$ 5,000.00
19	Pavement Milling	SY	12000	\$5.50	\$ 66,000.00
20	Pavement Removal	SY	2000	\$7.50	\$ 15,000.00
21	Curb and Gutter Removal	LF	630	\$10.00	\$ 6,300.00
22	Conventional Seeding, Fertilizing, and Mulching	LS	1	N/A	\$ 6,500.00
23	Traffic Control	LS	1	N/A	\$ 20,000.00
24	Water Valve Adjustments	EA	21	\$250.00	\$ 5,250.00
25	Fabric Matting	LF	2000	\$7.00	\$ 14,000.00
Base Bid Total					\$ 765,365.00

NOTE: This is a UNIT BID PRICE CONTRACT. The bidder must provide the Unit Bid Price, the Total Bid Price, any Alternate Price(s), and the Total Construction Cost; in case of discrepancy, the Unit Bid Price governs. The quantities shown on this Attachment, Bid Items, Quantities, and Prices are approximate only, but are considered sufficiently adequate for the purpose of comparing bids. The total Construction Cost selected by the Jurisdiction shall be used only for comparison of bids. The Total Construction Cost shall be used for determining the sufficiency of the bid security.

NOTE: The above prices DO NOT include sales tax for building materials, supplies and equipment incorporated into said improvements that is exempt from Iowa Department of Revenue and Finance Sales Tax and applicable local options sales tax and school infrastructure local options sales tax pursuant to Iowa Code sections. Bidder shall include all other application fees and taxes in bid.

NOTE: It is understood that the above quantities are estimated for the purpose of this bid. All quantities are subject to revision by the Jurisdiction. Quantity changes which amount to twenty percent (20%) or less of the total bid shall not affect the unit bid price.

C AVENUE EAST & NORTH 3RD STREET PAVEMENT REHABILITATION PROJECT

BID SUMMARY SHEET

BIDS RECEIVED: 10:00 AM on Friday, August 16, 2013

BASE BID		ENGINEER'S OPINION OF COST				NORRIS ASPHALT PAVING CO. 14242 TERMINAL AVENUE OTTUMWA, IA 52501 (641)682-3427 FAX:(641)682-7981	
Item	Description	Unit	Estimated Quantity	Unit Price	Total Cost	Unit Price	Total Cost
1	Mobilization	LS	1	N/A	\$10,000.00	N/A	\$15,000.00
2	Excavation - Class 10, 12, or 13	CY	800	\$15.00	\$12,000.00	\$16.00	\$12,800.00
3	Subbase, Granular	SY	2700	\$10.00	\$27,000.00	\$8.00	\$21,600.00
4	Manhole Adjustments	EA	8	\$1,000.00	\$8,000.00	\$1,500.00	\$12,000.00
5	PCC Pavement, 8" Thick	SY	2000	\$50.00	\$100,000.00	\$48.00	\$96,000.00
6	2.5' Curb and Gutter, 8" Thick	LF	720	\$30.00	\$21,600.00	\$30.00	\$21,600.00
7	PCC Pavement Samples and Testing	LS	1	N/A	\$2,000.00	N/A	\$2,500.00
8	HMA Interlayer (1" Base Course, PG 64-34)	TON	1100	\$150.00	\$165,000.00	\$140.50	\$154,550.00
9	HMA Interlayer (1M ESAL, 1" Surface Course, PG 64-22)	TON	1650	\$110.00	\$181,500.00	\$105.00	\$173,250.00
10	HMA Pavement Samples and Testing	LS	1	N/A	\$2,000.00	N/A	\$4,000.00
11	Driveway Removal	SY	80	\$10.00	\$800.00	\$10.00	\$800.00
12	Sidewalk Removal	SY	675	\$10.00	\$6,750.00	\$10.00	\$6,750.00
13	PCC Sidewalk, 4" Thick	SY	200	\$35.00	\$7,000.00	\$40.00	\$8,000.00
14	PCC Sidewalk & Ramps, 6" Thick	SY	575	\$45.00	\$25,875.00	\$55.00	\$31,625.00
15	Detectable Warnings (4' x 2' Panels)	EA	103	\$250.00	\$25,750.00	\$280.00	\$28,840.00
16	PCC Paved Driveway, 6" Thick	SY	80	\$45.00	\$3,600.00	\$50.00	\$4,000.00
17	Full Depth Patching	SY	400	\$100.00	\$40,000.00	\$85.00	\$34,000.00
18	Curb Grinding	LF	250	\$20.00	\$5,000.00	\$20.00	\$5,000.00
19	Pavement Milling	SY	12000	\$5.00	\$60,000.00	\$5.50	\$66,000.00
20	Pavement Removal	SY	2000	\$5.00	\$10,000.00	\$7.50	\$15,000.00
21	Curb and Gutter Removal	LF	630	\$10.00	\$6,300.00	\$10.00	\$6,300.00
22	Conventional Seeding, Fertilizing, and Mulching	LS	1	N/A	\$5,000.00	N/A	\$6,500.00
23	Traffic Control	LS	1	N/A	\$15,000.00	N/A	\$20,000.00
24	Water Valve Adjustments	EA	21	\$250.00	\$5,250.00	\$250.00	\$5,250.00
25	Fabric Matting	LF	2000	\$8.00	\$16,000.00	\$7.00	\$14,000.00
Base Bid Total:					\$761,425.00		\$765,365.00



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Public Works Department,
Engineering Division

ITEM TITLE:

Consider a resolution approving the contract and bond for the C Avenue East and North Third Street Pavement Rehabilitation Project to Norris Asphalt Paving Co. in an amount not to exceed \$765,365.00.

EXPLANATION:

Norris Asphalt Paving Co. provided the city with the construction contract and bond for the C Avenue East and North Third Street Pavement Rehabilitation Project which has been executed by the contractor. This resolution authorizes and directs the Mayor and City Clerk to execute the contract and bond.

If the project is awarded, construction work is proposed to commence in early September of 2013, depending on the weather. The anticipated work completion time is 45 working days. The low bidder for this project was Norris Asphalt Paving Co., with a total bid of \$765,365.00. This low bid is within budget estimates.

BUDGET CONSIDERATION:

Funding for the project is available in the General Fund and Pavement Management Fund of this fiscal year budget.

RECOMMENDED ACTION:

Staff recommends approving the contract and bond for the C Avenue East & North 3rd Street Pavement Rehabilitation Project to Norris Asphalt Paving Co. in the amount of \$765,365.00.

ATTACHMENTS:

Resolution, Contract and Bond documents.

RESOLUTION NO. _____

A RESOLUTION APPROVING CONTRACT AND BOND FOR THE C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT TO NORRIS ASPHALT PAVING CO. IN THE AMOUNT OF \$765,365.00

WHEREAS, the City Council of the City of Oskaloosa, Iowa, has heretofore deemed it necessary and desirable for improvements on C Avenue East and North Third Street Pavement Rehabilitation Project, (will be known as the "Project"); and

WHEREAS, the Oskaloosa City Council has authorized the award of contract to Norris Asphalt Paving Co. on the Project, and

WHEREAS, the contract has been duly executed by the contractor and is accompanied by an appropriate bond; and

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

Section 1. That the contract referred to in the preamble hereof between this City and Norris Asphalt Paving Co. dated September 3, 2013 in the amount of \$765,365.00 be and the same is hereby approved.

Section 2. That the performance bond accompanying said contract wherein Norris Asphalt Paving Co. appears as principal and Merchants Bonding Company of Des Moines, Iowa, as surety, in like amount, be and the same is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute the contract and bond for the Project.

PASSED AND APPROVED this _____ day of September, 2013.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk

CONTRACT

CONTRACT NO. _____

DATE September 3, 2013

THIS CONTRACT, made and entered into at OSKALOOSA, IOWA this 3 day of September, 2013, by and between the CITY OF OSKALOOSA by its _____, upon order of its _____ hereinafter called the "Jurisdiction," and Norris Asphalt Paving Co., LC _____, hereinafter called the "Contractor."

WITNESSETH:

The Contractor hereby agrees to complete the work comprising the below referenced improvement as specified in the contract documents, which are officially on file with the Jurisdiction, in the office of the City Clerk, City of Oskaloosa, Iowa: 220 South Market Street, Oskaloosa, Iowa - 52577. This contract includes all contract documents. The work under this contract shall be constructed in accordance with the SUDAS Standard Specifications, Latest Edition, and as further modified by the supplemental specifications and special provisions included in said contract documents, and the Contract Attachment - Item 1: General, which is attached hereto. The Contractor further agrees to complete the work in strict accordance with said contract documents, and to guarantee the work as required by law, for the time required in said contract documents, after its acceptance by the Jurisdiction.

This contract is awarded and executed for completion of the work specified in the contract documents for the bid prices shown on the Contract Attachment - Item 2: Bid Items, Quantities, and Prices, which were proposed by the Contractor in its proposal submitted in accordance with the Notice to Bidders and Notice of Public Hearing for the following described improvements:

**C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT
OSKALOOSA, IOWA**

The Contractor agrees to perform said work for and in consideration of the Jurisdiction's payment of the bid amount of Seven Hundred Sixty Five Thousand Three Hundred Sixty Five and no/100 dollars (\$ 765,365.00) which amount shall constitute the required amount of the performance, maintenance, and payment bond. The Contractor hereby agrees to commence work under this contract on or before a date to be specified in a written notice to proceed by the Jurisdiction and to fully complete the project within 45 working days; and to pay liquidated damages for noncompliance with said completion provisions at the rate of Six Hundred Dollars dollars (\$600.00) for each working day thereafter that the work remains incomplete.

IN WITNESS WHEREOF, the Parties hereto have executed this instrument, in triplicate on the date first shown written.

JURISDICTION

CONTRACTOR

By _____

Norris Asphalt Paving Co. LC
Contractor

(Seal)
ATTEST:

By _____
Signature

Title

FORM APPROVED BY:

14242 Terminal Ave. PO Box 695
Street Address

Attorney for Jurisdiction

Ottumwa, IA 52501
City, State, Zip Code

641-682-3427
Telephone

CONTRACTOR PUBLIC REGISTRATION INFORMATION To Be Provided By:

1. All Contractors: The Contractor shall enter its Public Registration Number _____ - _____ issued by the Iowa Commissioner of Labor pursuant to Section 91C.5 of the Iowa Code.
2. Out-of-State Contractors:
 - A. Pursuant to Section 91C.7 of the Iowa Code, an out-of-state contractor, before commencing a contract in excess of five thousand dollars in value in Iowa, shall file a bond with the division of labor services of the department of workforce development. It is the contractor's responsibility to comply with said Section 91C.7 before commencing this work.
 - B. Prior to entering into contract, the designated low bidder, if it is a corporation organized under the laws of a state other than Iowa, shall file with the Engineer a certificate from the Secretary of the State of Iowa showing that it has complied with all the provisions of Chapter 490 of the Iowa Code, or as amended, governing foreign corporations.

NOTE: All signatures on this contract must be original signatures in ink; copies, facsimile, or electronic signatures will not be accepted.

CORPORATE ACKNOWLEDGMENT

State of _____)
) SS
_____ County)

On this ____ day of _____, 20____, before me, the undersigned, a Notary Public in and for the State of _____, personally appeared _____ and _____, to me known, who, being by me duly sworn, did say that they are the _____, and _____, respectively, of the corporation executing the foregoing instrument; that (no seal has been procured by) (the seal affixed thereto is the seal of) the corporation; that said instrument was signed (and sealed) on behalf of the corporation by authority of this Board of Directors; that _____ and _____ acknowledged the execution of the instrument to be the voluntary act and deed of the corporation, by it and by them voluntarily executed.

Notary Public in and for the State of _____
My commission expires _____, 20____

PARTNERSHIP ACKNOWLEDGMENT

State of _____)
) SS
_____ County)

On this ____ day of _____, 20 ____, before me, the undersigned, a Notary Public in and for the State of _____, personally appeared _____ to me personally known, who being by me duly sworn, did say that the person is one of the partners of _____, a partnership, and that the instrument was signed on behalf of the partnership by authority of the partners and the partner acknowledged the execution of the instrument to be the voluntary act and deed of the partnership by it and by the partner voluntarily executed.

Notary Public in and for the State of _____
My commission expires _____, 20____

INDIVIDUAL ACKNOWLEDGMENT

State of _____)
) SS
_____ County)

On this ____ day of _____, 20____, before me, the undersigned, a Notary Public in and for the State of _____, personally appeared _____ and _____, to me known to be the identical person(s) named in and who executed the foregoing instrument, and acknowledged that (he) (she) (they) executed the instrument as (his) (her) (their) voluntary act and deed.

Notary Public in and for the State of _____
My commission expires _____, 20____

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

State of _____)
) SS
_____ County)

On this ____ day of _____, 20____, before me a Notary Public in and for said county, personally appeared _____, to me personally known, who being by me duly sworn did say that person is _____ of said _____, that (the seal affixed to said instrument is the seal of said OR no seal has been procured by the said) _____, and that said instrument was signed and sealed on behalf of the said _____, by authority of its managers and the said _____ acknowledged the execution of said instrument to be the voluntary act and deed of said _____, by it voluntarily executed.

Notary Public in and for the State of _____
My commission expires _____, 20____

SURETY BOND NO. IAC 66234

PERFORMANCE, PAYMENT, AND MAINTENANCE BOND

KNOW ALL BY THESE PRESENTS:

That we, Norris Asphalt Paving Co., LC as Principal (hereinafter the "Contractor" or "Principal" and Merchants Bonding Company (Mutual) as Surety are held and firmly bound unto City of Oskaloosa, as Oblige (hereinafter referred to as "the Jurisdiction"), and to all persons who may be injured by any breach of any of the conditions of this Bond in the penal sum of Seven Hundred Sixty Five Thousand, Three Hundred Sixty Five & 00/100 dollars (\$765,365.00), lawful money of the United States, for the payment of which sum, well and truly to be made, we bind ourselves, our heirs, legal representatives and assigns, jointly or severally, firmly by these presents.

The conditions of the above obligations are such that whereas said Contractor entered into a contract with the Jurisdiction, bearing date the _____ day of _____, hereinafter the "Contract") wherein said Contractor undertakes and agrees to construct the following described improvements:

**C AVENUE EAST AND NORTH THIRD STREET PAVEMENT REHABILITATION PROJECT
OSKALOOSA, IOWA**

and to faithfully perform all the terms and requirements of said Contract within the time therein specified, in a good and workmanlike manner, and in accordance with the Contract Documents. Provided, however, that one year after the date of acceptance as complete of the work under the above referenced Contract, the maintenance portion of this Bond shall continue in force but the penal sum for maintenance shall be reduced to the sum of Seven Hundred Sixty Five Thousand, Three Hundred Sixty Five & 00/100 DOLLARS (\$765,365.00), which is the cost associated with those items shown on the proposal and in the Contract that require a maintenance bond period in excess of one year.

It is expressly understood and agreed by the Contractor and Surety in this bond that the following provisions are a part of this Bond and are binding upon said Contractor and Surety, to-wit:

1. **PERFORMANCE:** The Contractor shall well and faithfully observe, perform, fulfill, and abide by each and every covenant, condition, and part of said Contract and Contract Documents, by reference made a part hereof, for the above referenced improvements, and shall indemnify and save harmless the Jurisdiction from all outlay and expense incurred by the Jurisdiction by reason of the Contractor's default or failure to perform as required. The Contractor shall also be responsible for the default or failure to perform as required under the Contract and Contract Documents by all its subcontractors, suppliers, agents, or employees furnishing materials or providing labor in the performance of the Contract.
2. **PAYMENT:** The Contractor and the Surety on this Bond hereby agreed to pay all just claims submitted by persons, firms, subcontractors, and corporations furnishing materials for or performing labor in the performance of the Contract on account of which this Bond is given, including but not limited to claims for all amounts due for labor, materials, lubricants, oil, gasoline,

repairs on machinery, equipment, and tools, consumed or used by the Contractor or any subcontractor, wherein the same are not satisfied out of the portion of the contract price the Jurisdiction is required to retain until completion of the improvement, but the Contractor and Surety shall not be liable to said persons, firms, or corporations unless the claims of said claimants against said portion of the contract price shall have been established as provided by law. The Contractor and Surety hereby bind themselves to the obligations and conditions set forth in Chapter 573 of the Iowa Code, which by this reference is made a part hereof as though fully set out herein.

3. MAINTENANCE: The Contractor and the Surety on this Bond hereby agree, at their own expense:
- A. To remedy any and all defects that may develop in or result from work to be performed under the Contract within the period of two (2) year (s) from the date of acceptance of the work under the Contract, by reason of defects in workmanship or materials used in construction of said work;
 - B. To keep all work in continuous good repair; and
 - C. To pay the Jurisdiction's reasonable costs of monitoring and inspection to assure that any defects are remedied, and to repay the Jurisdiction all outlay and expense incurred as a result of Contractor's and Surety's failure to remedy any defect as required by this section.

Contractor's and Surety's agreement herein made extends to defects in workmanship or materials not discovered or known to the Jurisdiction at the time such work was accepted.

4. GENERAL: Every Surety on this Bond shall be deemed and held bound, any contract to the contrary notwithstanding, to the following provisions:
- A. To consent without notice to any extension of time to the Contractor in which to perform the Contract;
 - B. To consent without notice to any change in the Contract or Contract Documents, which thereby increases the total contract price and the penal sum of this bond, provided that all such changes do not, in the aggregate, involve an increase of more than 20% of the total contract price, and that this bond shall then be released as to such excess increase; and
 - C. To consent without notice that this Bond shall remain in full force and effect until the Contract is completed, whether completed within the specified contract period, within an extension thereof, or within a period of time after the contract period has elapsed and the liquidated damage penalty is being charged against the Contractor.

The Contractor and every Surety on the bond shall be deemed and held bound, any contract to the contrary notwithstanding, to the following provisions:

- D. That no provision of this Bond or of any other contract shall be valid that limits to less than five years after the acceptance of the work under the Contract the right to sue on this Bond.

E. That as used herein, the phrase "all outlay and expense" is not to be limited in any way, but shall include the actual and reasonable costs and expenses incurred by the Jurisdiction including interest, benefits, and overhead where applicable. Accordingly, "all outlay and expense" would include but not be limited to all contract or employee expense, all equipment usage or rental, materials, testing, outside experts, attorneys fees (including overhead expenses of the Jurisdiction's staff attorneys), and all costs and expenses of litigation as they are incurred by the Jurisdiction. It is intended the Contractor and Surety will defend and indemnify the Jurisdiction on all claims made against the Jurisdiction on account of Contractor's failure to perform as required in the Contract and Contract Documents, that all agreements and promises set forth in the Contract and Contract Documents, in approved change orders, and in this Bond will be fulfilled, and that the Jurisdiction will be fully indemnified so that it will be put into the position it would have been in had the Contract been performed in the first instance as required.

In the event the Jurisdiction incurs any "outlay and expense" in defending itself against any claim as to which the Contractor or Surety should have provided the defense, or in the enforcement of the promises given by the Contractor in the Contract, Contract Documents, or approved change orders, or in the enforcement of the promises given by the Contractor and Surety in this Bond, the Contractor and Surety agree that they will make the Jurisdiction whole for all such outlay and expense, provided that the Surety's obligation under this bond shall not exceed 125% of the penal sum of this bond.

In the event that any actions or proceedings are initiated regarding this Bond, the parties agree that the venue thereof shall be Mahaska County, State of Iowa. If legal action is required by the Jurisdiction to enforce the provisions of this Bond or to collect the monetary obligation incurring to the benefit of the Jurisdiction, the Contractor and the Surety agree, jointly, and severally, to pay the Jurisdiction all outlay and expense incurred therefor by the Jurisdiction. All rights, powers, and remedies of the Jurisdiction hereunder shall be cumulative and not alternative and shall be in addition to all rights, powers, and remedies given to the Jurisdiction, by law. The Jurisdiction may proceed against surety for any amount guaranteed hereunder whether action is brought against the Contractor or whether Contractor is joined in any such action(s) or not.

NOW THEREFORE, the condition of this obligation is such that if said Principal shall faithfully perform all the promises of the Principal, as set forth and provided in the Contract, in the Contract Documents, and in this Bond, then this obligation shall be null and void, otherwise it shall remain in full force and effect.

When a word, term, or phrase is used in this Bond, it shall be interpreted or construed first as defined in this Bond, the Contract, or the Contract Documents; second, if not defined in the Bond, Contract, or Contract Documents, it shall be interpreted or construed as defined in applicable provisions of the Iowa Code; third, if not defined in the Iowa Code, it shall be interpreted or construed according to its generally accepted meaning in the construction industry; and fourth, if it has no generally accepted meaning in the construction industry, it shall be interpreted or construed according to its common or customary usage.

Failure to specify or particularize shall not exclude terms or provisions not mentioned and shall not limit liability hereunder. The Contract and Contract Documents are hereby made a part of this Bond.

Witness our hands, in triplicate, this 3rd day of September, 2013.

Surety Countersigned By:

PRINCIPAL:

Signature of Agent

Norris Asphalt Paving Co., LC
Contractor

Printed Name of Agent

By: *Steve J. Seaman*
Signature
Vice President
Title

Company Name

SURETY:

Company Address

Merchants Bonding Company (Mutual)
Surety Company

City, State, Zip Code

By: *Michael P. Foster*
Signature Attorney-In-Fact Officer

Company Telephone Number

Michael P. Foster, Attorney-in-Fact
Printed Name of Attorney-In-Fact Officer

FORM APPROVED BY:

Merchants Bonding Company (Mutual)
Company Name

2100 Fleur Drive
Company Address

Attorney for Jurisdiction

Des Moines, IA 50321
City, State, Zip Code

800-678-8171
Company Telephone Number

NOTE:

1. All signatures on this performance, payment, and maintenance bond must be original signatures in ink; copies, facsimile, or electronic signatures will not be accepted.
2. This bond must be sealed with the Surety's raised, embossing seal.
3. The Certificate or Power of Attorney accompanying this bond must be valid on its face and sealed with the Surety's raised, embossing seal.
4. The name and signature of the Surety's Attorney-In-Fact/Officer entered on this bond must be exactly as listed on the Certificate or Power of Attorney accompanying this bond.

MERCHANTS
BONDING COMPANY™
POWER OF ATTORNEY
for Company Employees

Bond #: IAC 66234

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations duly organized under the laws of the State of Iowa (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint the following company employees, individually,

Michael P. Foster

of **Des Moines** and State of **Iowa** their true and lawful Attorney-in-Fact, with full power and authority hereby conferred in their name, place and stead, to sign, execute, acknowledge and deliver in their behalf as surety any and all bonds, undertakings, recognizances or other written obligations in the nature thereof, subject to the limitation that any such instrument shall not exceed the amount of:

Unlimited

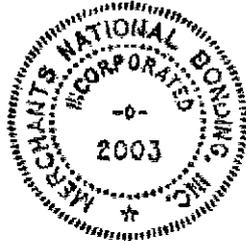
and to bind the Companies thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the Companies, and all the acts of said Attorney-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This Power-of-Attorney is made and executed pursuant to and by authority of the following By-Laws adopted by the Board of Directors of the Merchants Bonding Company (Mutual) on April 23, 2011 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 24, 2011.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 1st day of January, 2012.



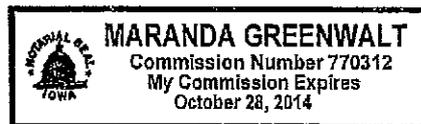
MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.

By *Larry Taylor*
President

STATE OF IOWA
COUNTY OF POLK ss.

On this 1st day of January, 2012, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument is the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal at the City of Des Moines, Iowa, the day and year first above written.



Maranda Greenwalt
Notary Public, Polk County, Iowa

STATE OF IOWA
COUNTY OF POLK ss.

I, William Warner, Jr., Secretary of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 3rd day of September, 2013.



William Warner Jr.
Secretary

POA 0015 (11/11)

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: Planning & Zoning
Commission

ITEM TITLE:

Consider a resolution to hold a public hearing for ordinance amendments of Title 17 – “Zoning,” Chapter 17.28 – “Off-Street Parking” of the City Of Oskaloosa Zoning Ordinance providing amendments for off-street parking design standards and parking for personal and recreational vehicles.

EXPLANATION:

The City Council, during its meeting on June 3, 2013, recommended the city staff and Planning & Zoning Commission conduct research and provide recommendations on updating the City Ordinance regulating the parking of personal and recreational vehicles.

The following code changes are presented by the Planning and Zoning Commission for City Council consideration:

1. Amend off-street parking design standards for pavement and drainage, Section 17.28.060 B. Pavement and drainage; and
2. Amend applicability, location of parking, and special provisions for recreational vehicles and boats, Section 17.28.080 Parking for personal and recreational vehicles.

The Planning & Zoning Commission considered this item at their July 8, 2013 meeting and recommended by a vote of 5 to 0 that the City Council approve the ordinance amendments. Council approval of this item will allow scheduling of a public hearing at the September 16, 2013, City Council meeting.

DETAILED PROJECT DESCRIPTION:

1. Amend off-street parking design standards for pavement and drainage, Section

17.28.060 B. Pavement and drainage;

The proposed text amendment inserts specific language for the off-street parking pavement types to add sealcoat, gravel, or crushed stones as acceptable surfaces.

B. Pavement and Drainage.

1. Off-street parking facilities shall be surfaced with concrete, asphalt, asphaltic concrete, ~~or bricks,~~ **sealcoat, gravel, or crushed stone**, and shall be maintained with materials sufficient to prevent mud, dust, or loose material except as provided below:
 - a. Sites within the AG and RR districts are exempt from this requirement.
 - b. In residential areas, all parking spaces and driveways used for parking shall be ~~paved on an surface consisting of concrete, asphalt, asphaltic concrete, bricks, sealcoat, gravel, or crushed stone~~; however, this requirement does not extend to driveways not used under any conditions for parking.
 - c. In GI districts, the paving requirement for certain parking and loading areas more than one hundred feet back from any public right-of-way may be waived, following review and approval of a specific site plan by the zoning administrator.
2. Off-street parking facilities shall be designed and built to prevent the free flow of water onto adjacent properties.

2. Amend applicability, location of parking, and special provisions for recreational vehicles and boats, Section 17.28.080 Parking for personal and recreational vehicles.

The proposed text amendment inserts specific language to remove weight restrictions, limit the size restrictions, change the required pavement type for heavy commercial vehicles, and add conditions for the parking of personal vehicles.

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, trailers, ~~boats,~~ 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~~ **thirteen feet six inches (13'-6")** 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 surface (outside of an enclosed structure), **complying with the Off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**, within the front yard setback, but shall in no case encroach upon the public right-of-way. Parking of personal vehicles is permitted on a ~~paved~~ driveway surface (outside of an enclosed structure) within the front yard setback, but shall in no case encroach upon the public right-of-way. **The driveway surface must comply with the off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**
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~~ **driveway** surface connected by a ~~paved~~ **driveway** surface to a dedicated public right-of-way and/or alley. **The driveway surface must comply with the off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**
 - 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~~. **All permitted heavy commercial vehicles in a residential district must be parked on paved hard surface consisting of concrete, asphalt, asphaltic concrete.**
- 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, **when parked or stored on residential properties**, must be maintained in a clean, well-kept state **at all times**. **Spider webs, debris, excessive dirt, weed accumulation on or under a recreational vehicle are prohibited at all times as are broken windows and flat tires. All parking and storage areas for recreational vehicles or boats shall be properly maintained and kept free of weeds, mud, and other debris.**
 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~~ a recreational vehicle or boat is prohibited at all times. **Recreational vehicles or boats shall not be occupied for living purposes.**

4. Recreational vehicles and boats may not be permanently connected to utility lines. **Sewer hookups are prohibited at all times.**
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.
7. **All covers and tarps or any other material utilized to protect recreational vehicles or boats from the elements must be secured and weatherproof. Rocks, bricks, or other weighted items cannot be used to secure the weatherproofing cover. The use of ropes, bungee cords, adjustable straps, or other similar methods are required to secure the cover to the vehicle.**
8. **Recreational vehicles or boats shall not block sidewalk access or interfere with pedestrian use of sidewalks. Recreational vehicles or boats must be parked or stored on a driveway at all times and shall not surpass or encroach upon a property's sidewalk. In the event a sidewalk is not present on a property, recreational vehicles or boats shall be parked or stored at least ten feet (10') from the back of the curb or edge of pavement on a driveway, if no curb exists. The City Manager or designee shall maintain discretion, to declare the parking or storage of recreational vehicles or boats to be a traffic hazard and require immediate removal of the recreational vehicle or boat at any time.**
9. **No recreational vehicles or boats shall be parked or stored in the corner lot side yard next to the street unless it complies with all other provisions of this section.**

BUDGET CONSIDERATION:

There will be minimal impact to the City Budget for the cost associated with drafting revisions to Chapter 17.28 of the Oskaloosa Municipal Code.

ATTACHMENTS:

Resolution.

RESOLUTION NO. _____

RESOLUTION SETTING DATE FOR A PUBLIC HEARING TO AMEND THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY AMENDING TITLE 17, "ZONING," CHAPTER 17.28, "OFF-STREET PARKING," SECTION 17.28.060 B. – "PAVEMENT AND DRAINAGE" AND SECTION 17.28.080 – "PARKING FOR PERSONAL AND RECREATIONAL VEHICLES"

WHEREAS, the City of Oskaloosa has deemed it advisable to consider amending Title 17 – "Zoning," Chapter 17.28 – "Off-street parking," Section 17.28.060 B. – "Pavement and Drainage" and Section 17.28.080 "Parking for personal and recreational vehicles" of the City Of Oskaloosa Zoning Ordinance providing amendments for off-street parking pavement types and special provisions for recreational vehicles. The amendments are as follows:

1. Section 17.28.060 B. – "Pavement and Drainage" is deleted in its entirety and amended as follows:
 - B. Pavement and Drainage.
 1. Off-street parking facilities shall be surfaced with concrete, asphalt, asphaltic concrete, ~~or bricks~~, **sealcoat, gravel, or crushed stone**, and shall be maintained with materials sufficient to prevent mud, dust, or loose material except as provided below:
 - a. Sites within the AG and RR districts are exempt from this requirement.
 - b. In residential areas, all parking spaces and driveways used for parking shall be ~~paved~~ **on an surface consisting of concrete, asphalt, asphaltic concrete, bricks, sealcoat, gravel, or crushed stone**; however, this requirement does not extend to driveways not used under any conditions for parking.
 - c. In GI districts, the paving requirement for certain parking and loading areas more than one hundred feet back from any public right-of-way may be waived, following review and approval of a specific site plan by the zoning administrator.
 2. Off-street parking facilities shall be designed and built to prevent the free flow of water onto adjacent properties.
2. Section 17.28.080 "Parking for personal and recreational vehicles" is deleted in its entirety and amended as follows:

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, trailers, **boats**, 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~~ **thirteen feet six inches (13'-6")** 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 surface (outside of an enclosed structure), **complying with the Off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**, within the front yard setback, but shall in no case encroach upon the public right-of-way.

Parking of personal vehicles is permitted on a ~~paved~~ driveway surface (outside of an enclosed structure) within the front yard setback, but shall in no case encroach upon the public right-of-way. **The driveway surface must comply with the Off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**

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~~ **driveway** surface connected by a ~~paved~~ **driveway** surface to a dedicated public right-of-way and/or alley. **The driveway surface must comply with the Off-street parking design standards provisions of Section 17.28.060 B.1. of the Zoning Code**
 - 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.~~ **All permitted heavy commercial vehicles in a**

residential district must be parked on paved hard surface consisting of concrete, asphalt, asphaltic concrete.

- 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, when parked or stored on residential properties, must be maintained in a clean, well-kept state at all times. Spider webs, debris, excessive dirt, weed accumulation on or under a recreational vehicle are prohibited at all times as are broken windows and flat tires. All parking and storage areas for recreational vehicles or boats shall be properly maintained and kept free of weeds, mud, and other debris.**
 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~~ a recreational vehicle **or boat** is prohibited at all times. **Recreational vehicles or boats shall not be occupied for living purposes.**
 4. Recreational vehicles and boats may not be permanently connected to utility lines. **Sewer hookups are prohibited at all times.**
 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.
 7. **All covers and tarps or any other material utilized to protect recreational vehicles or boats from the elements must be secured and weatherproof. Rocks, bricks, or other weighted items cannot be used to secure the weatherproofing cover. The use of ropes, bungee cords, adjustable straps, or other similar methods are required to secure the cover to the vehicle.**

8. Recreational vehicles or boats shall not block sidewalk access or interfere with pedestrian use of sidewalks. Recreational vehicles or boats must be parked or stored on a driveway at all times and shall not surpass or encroach upon a property's sidewalk. In the event a sidewalk is not present on a property, recreational vehicles or boats shall be parked or stored at least ten feet (10') from the back of the curb or edge of pavement on a driveway, if no curb exists. The City Manager or designee shall maintain discretion, to declare the parking or storage of recreational vehicles or boats to be a traffic hazard and require immediate removal of the recreational vehicle or boat at any time.

9. No recreational vehicles or boats shall be parked or stored in the corner lot side yard next to the street unless it complies with all other provisions of this section.

WHEREAS, said proposed text amendment was reviewed by the Planning and Zoning Commission at their meeting on July 8, 2013, and

WHEREAS, section 17.34.040 of the Oskaloosa Municipal Code requires a public hearing on such Zoning Ordinance Amendments.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oskaloosa, Iowa that a public hearing shall be conducted on Monday, September 16, 2013 at 6:00 p.m. in the City Council Chambers, City Hall, Oskaloosa, Iowa at which time persons may appear and speak for or against the amendments as legally described in the preamble hereof.

PASSED AND APPROVED this _____ day of September, 2013.

David Krutzfeldt, Mayor

ATTEST: _____
Amy Miller, City Clerk

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 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.

OSKALOOSA
IOWA



CITY COUNCIL COMMUNICATION

MEETING DATE: September 3, 2013

REQUESTED BY: MAYOR & CITY COUNCIL

ITEM TITLE: CITY COUNCIL INFORMATION.

EXPLANATION:

This item is reserved to receive reports from the Mayor and City Council. This is an opportunity for the members of the City Council to provide updates on activities, events, or items of note to the public. This is also the opportunity for the City Council to request future agenda items, or request items to be sent to Committee for review and discussion.

BUDGET CONSIDERATION:

Not applicable, report(s) only.