

OSKALOOSA CITY COUNCIL
REGULAR MEETING
November 4, 2013

The Oskaloosa City Council met in regular session on Monday, November 4, 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.

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

1. October 21, 2013 Regular City Council Meeting Minutes
2. November 4, 2013 Agenda
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. September 18, 2013 Water Board Minutes
 - b. October 22, 2013 Board of Adjustment Minutes
 - c. October 7, 2013 Airport Commission Minutes
 - d. October 15, 2013 Airport Commission Special Meeting Minutes
4. Claims for October 2013
5. Application for a Class C Liquor License with Outdoor Services and Catering Privilege for SPSZ, LLC dba On the Green, 2214 South 11th Street.
6. Renewal application for a Class E Liquor License with a Wine and Beer Permit from CB Liquor, Inc. dba CB Liquor, 1202 A Avenue East.
7. Renewal application for a Class E Liquor License with carryout wine & beer for Kabal Chauchan dba Cork & Bottle, 309 A Avenue West.

The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Jimenez introduced "AN ORDINANCE VACATING THE EAST-WEST PUBLIC ALLEY ADJACENT TO 413 NORTH A STREET, AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" and moved its approval on the third reading. 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 ordinance duly adopted. The ordinance was assigned No. 1346.

Jimenez introduced Resolution No. 13-11-99 entitled "RESOLUTION APPROVING THE DEED AND AUTHORIZING THE SALE OF THE NORTH-SOUTH PUBLIC ALLEY ADJACENT TO 413 NORTH A STREET, AND FOR THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" 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.

The Mayor announced there were vacancies on the Building Code Board of Appeals, Mahaska County Solid Waste Management Commission and Ad Hoc Recycling Committee, Historic Preservation Commission, Airport Commission and Stephen Memorial Animal Shelter Commission.

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. There were no oral or written comments received. The Mayor declared said hearing closed.

Caligiuri introduced Resolution No. 13-11-100 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. 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.

The Mayor announced this was the time and place for the public hearing on changing the zoning of the property located at 811 A Avenue West from Mixed Use Urban Corridor with A Avenue Commercial Corridor Overlay (UC/AV) District to General Commercial with A Avenue Commercial Corridor Overlay (GC/AV) District and that citizens would now have an opportunity to comment. There were no oral or written comments received.

Caligiuri introduced "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF CERTAIN PROPERTY LOCATED AT 811 A AVENUE WEST FROM MIXED USE URBAN CORRIDOR WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (UC/AV) DISTRICT TO GENERAL COMMERCIAL WITH A AVENUE COMMERCIAL CORRIDOR OVERLAY (GC/AV) DISTRICT" and moved that it be denied. 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 ordinance defeated.

The Mayor announced this was the time and place for the public hearing on amending the zoning ordinance to conditionally permit laundry services within Mixed Use Urban Corridor and Community Commercial zoning districts and that citizens would now have an opportunity to comment. There were no oral or written comments received.

Ver Steeg introduced "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY AMENDING TABLE 17.08B –

“PERMITTED USES BY ZONING DISTRICTS” OF THE CITY OF OSKALOOSA ZONING ORDINANCE PROVIDING AMENDMENTS FOR LAND USE PLANNING AND ZONING REGULATIONS OF LAUNDRY SERVICES” 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 ordinance approved on the first reading.

The Mayor announced this was the time and place for the public hearing on establishing a no parking zone along the south side of 5th Avenue East between South 7th Street and South 8th Street and that citizens would now have an opportunity to comment. There were no oral or written comments received.

Moore introduced “AN ORDINANCE ESTABLISHING A “NO PARKING ZONE” ALONG THE SOUTH SIDE OF 5TH AVENUE EAST BETWEEN SOUTH 7TH STREET AND SOUTH 8TH STREET, PROHIBITING THE PARKING OF MOTOR VEHICLES OR OTHER TYPE OF VEHICLES WITHIN SAID NO PARKING ZONE; AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF” and moved its approval. Yates seconded the motion. The roll was called and the vote was:

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

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

The Mayor announced this was the time and place for the public hearing on amending the zoning ordinance regarding sign and street graphic regulations and that citizens would now have an opportunity to comment. There were no oral or written comments received.

Caligiuri introduced “AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY AMENDING TITLE 17, “ZONING,” CHAPTER 17.30, “SIGN REGULATIONS,” SECTION 17.30.030 D. – “GENERAL SIGN AND STREET GRAPHICS REGULATION – EXEMPT SIGNS,” SUBSECTION 17.30.030 D. 1. – “REAL ESTATE SIGNS” 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 ordinance approved on the first reading.

Moore introduced Resolution No. 13-11-101 entitled “RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH ROHRBACH ASSOCIATES PC FOR THE SCHEMATIC DESIGN OF FIRE STATION NO. 1” 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 Jimenez, seconded by Ver Steeg to authorize payment of \$324,034.00 to WesTech for dual stage gas membranes, control panel and flame trap valves for the secondary digester located at the Southwest Wastewater Plant. 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 Yates to approve Pay Request No. 2 to DeLong Construction Inc. in the amount of \$145,590.34 for work completed on the West Area Sanitary Sewer Improvements Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Jimenez, seconded by Caligiuri to approve Pay Request No. 1 to Norris Asphalt Paving Co. in the amount of \$212,796.67 for work completed on the C Avenue East & North 3rd Street Pavement Rehabilitation Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Richard Atterbury, Martens & Company, presented the Fiscal Year 2013 Audit Report.

It was moved by Yates, seconded by Caligiuri to receive and file the audit report, authorize payment of \$8,400 to Martens & Company and \$625 to the Auditor of the State. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Jimenez introduced Resolution No. 13-11-102 entitled "RESOLUTION APPROVING TAX INCREMENT FINANCE ASKING FOR FISCAL YEAR 2014-2015" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Ver Steeg introduced Resolution No. 13-11-103 entitled "RESOLUTION APPROVING THE 2013 FISCAL YEAR FINANCIAL REPORT" 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.

Yates introduced Resolution No. 13-11-104 entitled "RESOLUTION APPROVING THE 2013 FISCAL YEAR URBAN RENEWAL REPORT" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Caligiuri, seconded by Yates to hold a closed session under Iowa Code Section 20.17(3) to discuss collective bargaining strategy. 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 meeting adjourned to closed session at 7:20 p.m. and reconvened to open session at 8:20 p.m.

It was moved by Caligiuri, seconded by Yates that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 8:21 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk