

OSKALOOSA CITY COUNCIL  
REGULAR MEETING  
August 18, 2014

The Oskaloosa City Council met in regular session on Monday, August 18, 2014, 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.

Gary Greene, 1510 Edmundson Drive, Suite 4, and Andrew Jensen, 2109 Edmundson Drive, commented on sidewalks on Edmundson Drive. Wayne Hook, 205 Fairview Drive, commented regarding gas and electric franchise fees. Terry Wolfswinkle, 211 North J Street, and Gary Fisher, owner of Quality Car Wash located at 1101 A Avenue West, commented regarding the alley vacation at 211 North J Street.

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

1. August 4, 2014 Regular City Council Meeting Minutes
2. August 18, 2014 Agenda
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
  - a. July 21, 2014 Water Board Minutes
  - b. August 11, 2014 Planning and Zoning Commission Minutes
  - c. August 12, 2014 Historic Preservation Commission Minutes
4. Application for a Class C Liquor License with Sunday Sales for Davina Van Helten/Julie Clark dba The Klubhouse LLC, 607 High Avenue West
5. Receive and file financial reports for July 2014.

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 such motion approved.

Yates introduced "AN ORDINANCE AMENDING THE OSKALOOSA, IOWA CITY CODE BY DELETING THE CURRENT SECTION 6.04.090 IN ITS ENTIRETY AND INSERTING IN LIEU THEREOF AN AMENDED SECTION 6.04.090" and moved its approval on the third 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 duly adopted. The ordinance was assigned No. 1362.

Yates introduced "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA, BY AMENDING PROVISIONS PERTAINING TO SECTION 10.48.030 – "ANGLE PARKING" BY ALLOWING ANGLE PARKING ON A PORTION OF NORTH K STREET" and moved its approval on the third 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 duly adopted. The ordinance was assigned No. 1363.

Yates introduced Resolution No. 14-08-66 entitled "RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO VACATE THE NORTH-SOUTH AND EAST-WEST ALLEY ADJACENT TO 701 HIGH AVENUE WEST, AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" 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. 14-08-67 entitled "RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO VACATE THE EAST-WEST ALLEY ADJACENT TO 701 2<sup>ND</sup> AVENUE EAST, AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" 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. 14-08-68 entitled "A RESOLUTION AMENDING THE CITY'S CONDITIONAL SUPPORT OF IRONWOOD PARTNERS, LLC APPLICATION FOR SECTION 42 FEDERAL LOW-INCOME HOUSING TAX CREDITS THROUGH IOWA FINANCE AUTHORITY" 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 Yates, seconded by Caligiuri to appoint Ken Allsup to the Library Board of Trustees to fill an unexpired term that expires July 30, 2017. 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.

Brian Booy, Wayne Hook and Gary Greene addressed the council regarding Tuscan Village.

It was moved by Ver Steeg, seconded by Van Zetten, to approve the site plan for the property referred to as Tuscan Village located at 1510 Edmundson Drive with the stipulation that sidewalks be installed once the city installs sidewalks from the West Gate to the property line at Tuscan Village. The roll was called and the vote was:

AYES: Van Zetten, Ver Steeg and Walling

NAYS: Caligiuri, Jimenez, Moore, and Yates

Whereupon the Mayor declared said motion defeated.

It was moved by Yates, seconded by Jimenez, to approve the revised site plan for the property referred to as Tuscan Village located at 1510 Edmundson Drive, with the following amendments:

1. The location of the northernmost building has moved
2. The sidewalks to the storage units extend to the property line to connect with the park
3. The storage units lighting plan has changed
4. The driveway culvert material is now high density polyethylene instead of concrete
5. A 60-day extension for installation of sidewalks from the September 3, 2014 deadline to allow time for the city council to reconsider sidewalk requirements.

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.

Gary Fisher and Terry Wolfswinkle addressed the council regarding the alley vacation at 211 North J Street.

Caligiuri introduced "AN ORDINANCE VACATING THE NORTH-SOUTH PUBLIC ALLEY ADJACENT TO 211 NORTH J STREET, AND THE SALE OF SAID PUBLIC ALLEY RIGHT-OF-WAY" moved its approval on the second reading. Ver Steeg seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Van Zetten, and Ver Steeg

NAYS: Jimenez, Moore, Walling, and Yates

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

The Mayor announced this was the time and place for the public hearing to consider an ordinance amending the natural gas franchise agreement with MidAmerican Energy Company. Wayne Hook, 205 Fairview Drive. commented. Written comments were read and received from Andrew Jensen, Executive Director for MCDG. The Mayor declared said hearing closed.

Yates introduced "AN ORDINANCE AMENDING THE FRANCHISE AGREEMENT WITH MIDAMERICAN ENERGY COMPANY BY STRIKING AND REPLACING PORTIONS OF SECTION 13.12.140 FRANCHISE FEE WITH LANGUAGE REFLECTING AN ADDITIONAL 2% ACROSS THE BOARD INCREASE TO EXISTING FRANCHISE FEE RATES FOR NATURAL GAS" and moved its approval on the first reading. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, and Yates

NAYS: Van Zetten, Ver Steeg, and Walling

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

The Mayor announced this was the time and place for the public hearing to consider an ordinance amending the electric franchise agreement with MidAmerican Energy Company. Wayne Hook, 205 Fairview Drive, commented. Written comments were read and received from Andrew Jensen, Executive Director for MCDG. The Mayor declared said hearing closed.

Caligiuri introduced "AN ORDINANCE AMENDING THE FRANCHISE AGREEMENT WITH MIDAMERICAN ENERGY COMPANY BY STRIKING AND REPLACING PORTIONS OF SECTION 13.16.140 FRANCHISE FEE WITH LANGUAGE REFLECTING AN ADDITIONAL 2% INCREASE TO EXISTING FRANCHISE FEE RATES FOR ELECTRIC" and moved its approval on the first reading. Yates seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, and Yates

NAYS: Van Zetten, Ver Steeg, and Walling

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

Yates introduced Resolution No. 14-08-69 entitled "A RESOLUTION APPROVING AND ADOPTING A REVENUE PURPOSE STATEMENT FOR THE USE OR EXPENDITURE OF FEE REVENUES FROM PROPOSED NATURAL GAS AND ELECTRIC FRANCHISE FEES" and moved it approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Caligiuri, Jimenez, Moore, and Yates

NAYS: Van Zetten, Ver Steeg, and Walling

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 14-08-70 entitled "A RESOLUTION CALLING A SPECIAL CITY ELECTION" 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.

Van Zetten introduced a resolution entitled "A RESOLUTION APPROVING A MOTION TO SUBMIT TO THE VOTERS OF THE CITY OF OSKALOOSA, IOWA AT PUBLIC ELECTION THE QUESTION OF WHETHER TO DISCONTINUE THE OSKALOOSA MUNICIPAL WATER BOARD OF TRUSTEES" and moved its approval. Ver Steeg seconded the motion. The roll was called and the vote was:

AYES: Jimenez, Van Zetten, and Ver Steeg

NAYS: Caligiuri, Moore, Walling, and Yates

Whereupon the Mayor declared said resolution defeated.

The Mayor announced this was the time and place for the public hearing to consider a resolution determining an area of the city to be a blighted and economic development area, and that the rehabilitation, conservation, redevelopment, or a combination thereof, of such area is necessary in the interest of public health, safety or welfare to the residents of the city; designating such area as appropriate for urban renewal projects; and adopting Amendment No. 1 to the Oskaloosa Amended and Restated Urban Renewal Plan. There were no oral or written comments received. The Mayor declared said hearing closed.

Caligiuri introduced Resolution No. 14-08-71 entitled "RESOLUTION DETERMINING AN AREA OF THE CITY TO BE A BLIGHTED AND ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING AMENDMENT NO. 1 TO THE OSKALOOSA AMENDED AND RESTATED URBAN RENEWAL PLAN" 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.

Moore introduced "AN ORDINANCE AMENDING ORDINANCE NOS. 576, 1064 AND 1106, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED OSKALOOSA URBAN RENEWAL AREA, IN THE CITY OF OSKALOOSA, COUNTY OF MAHASKA, STATE OF

IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF OSKALOOSA, COUNTY OF MAHASKA, OSKALOOSA COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE AMENDED OSKALOOSA URBAN RENEWAL AREA (AMENDMENT NO. 1 TO THE OSKALOOSA AMENDED AND RESTATED URBAN RENEWAL PLAN)” and moved its approval on the first reading. Jimenez second 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.

It was moved by Ver Steeg, seconded by Moore that the meeting adjourn. Motion was carried unanimously. The meeting adjourned at 7:56 p.m.

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David Krutzfeldt, Mayor

ATTEST:

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Amy Miller, City Clerk