

OSKALOOSA CITY COUNCIL  
REGULAR MEETING  
February 7, 2022

The Oskaloosa City Council met in regular session on Monday, February 7, 2022 at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian. Absent: None.

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

1. February 7, 2022 Agenda
2. January 18, 2022 City Council Regular Meeting Minutes
3. January 17, 2022 City Council Special Meeting Minutes
4. Receive and file the following reports and communications from advisory and operating boards and commissions:
  - a. December 2021 Water Department Month End Reports
5. Payment of claims for January 2022
6. Approval of liquor license applications:
  - a. Renewal application for a Class C Liquor License with Sunday Sales for Harry L Anderson Post No 34 dba Harry Anderson Post #34 American Legion, 302 High Avenue East.
  - b. Renewal application for a Class C Liquor License with Outdoor Service and Sunday Sales for Rock Island Tap LLC dba Rock Island Tap, 206 Rock Island Avenue.
  - c. Renewal application for a Class A Liquor License with Sunday Sales for Oskaloosa Lodge #340 Benevolent and Protective Order dba Oskaloosa Lodge #340, B.P.O. Of Elks, 202 2<sup>nd</sup> Avenue East.
  - d. An ownership update due to a change in officers for a Class E Liquor License for Hy-Vee, Inc. dba Hy-Vee, 110 South D Street Penn Central Mall.
  - e. A new application for a Special Class C Liquor License with Sunday Sales for Zuoming Cui dba Chuong Garden, 1110 A Avenue West.
  - f. A new application for a Class C Beer Permit with Sunday Sales for Oskaloosa Quick Stop Inc dba Oskaloosa Watering Hole, 1911 17<sup>th</sup> Avenue East.
7. Approval of a FY2022 Retail Cigarette/Tobacco/Nicotine/Vapor Permit for Oskaloosa Watering Hole, 1911 17<sup>th</sup> Avenue East.

The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost to approve payment of \$7,758.84 to the Iowa DOT for reimbursement for overpayment on the D Street Reconstruction Project. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost to approve Pay Application No. 5 in the amount of \$47,831.93 to Christner Contracting, Inc., \$748.16 to Area 15 Regional Planning Commission, and \$2,100.00 to Curtis Architecture & Design for work completed on the Façade Improvement Project Phase III. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost to approve payment of \$1,336.25 to Terracon for work completed on the Early Childhood Education and Recreation Center. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost to approve Mahaska Chamber & Development Group and Oskaloosa Main Street's annual calendar of events. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost to approve Change Order No. 3 for the Southwest Wastewater Treatment Facility Electrical Improvements Project. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said motion approved.

Caligiuri introduced Resolution No. 22-02-12 entitled "RESOLUTION APPROVING APPLICATIONS FOR RESIDENTIAL TAX ABATEMENT FOR VALUE ADDED IN THE URBAN REVITALIZATION AREA" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian  
NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-02-13 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 THE PROPERTY LOCATED AT 717-723 HIGH AVENUE WEST FROM UC (MIXED USE URBAN CORRIDOR DISTRICT) TO UC PUD (MIXED USE URBAN CORRIDOR PLANNED UNIT DEVELOPMENT DISTRICT)" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-02-14 entitled "RESOLUTION APPROVING AN AGREEMENT BETWEEN GARDEN & ASSOCIATES, LTD. AND THE CITY OF OSKALOOSA TO PROVIDE PROFESSIONAL SERVICES FOR THE 2022 STREET OVERLAY PROJECT" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-02-15 entitled "RESOLUTION FOR SETTING THE DATE FOR A PUBLIC HEARING ON PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT OF BIDS FOR THE EDMUNDSON PARK PLAYGROUND EQUIPMENT" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-02-16 entitled "RESOLUTION SETTING THE TIME AND PLACE TO CONDUCT A PUBLIC HEARING ON THE CITY OF OSKALOOSA MAXIMUM PROPERTY TAX DOLLARS" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced there were vacancies on the Airport Commission, Board of Adjustment, Building Code Board of Appeals, Civil Service Commission, Historic Preservation Commission, and Municipal Housing Board.

Shari Vavra, Mahaska Community Recreation Foundation, presented the Mahaska Community Recreation Foundation 2021 Annual Report.

Caligiuri introduced Resolution No. 22-02-17 entitled "RESOLUTION APPROVING THE REISSUANCE OF GENERAL OBLIGATION LOCAL OPTION SALES TAX BOND, SERIES 2020 OF THE CITY OF OSKALOOSA, IOWA AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATING THERETO." and moved its approval. Hermsen seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Comfort introduced "AN ORDINANCE AMENDING CHAPTER 2.72, 'LIBRARY BOARD OF TRUSTEES' OF THE OSKALOOSA MUNICIPAL CODE" and moved its approval on the second reading. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

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

It was moved by Hermsen, seconded by Caligiuri to hold a closed session under Iowa Code Section 21.5.1.c. to discuss strategy with legal counsel on a matter presently in litigation or in which litigation is imminent, where disclosure would be likely to prejudice or disadvantage the city's position. Acting pursuant to the requirements of the Iowa Public Information Board, David Dixon, city attorney and legal counsel for the city of Oskaloosa, Iowa, and Maria Brownell, attorney with Ahlers & Cooney, P.C., stated and indicated that the closed session that followed was to discuss strategy in a pending matter, acting pursuant to the contract existing between the parties. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said motion approved.

The meeting adjourned to closed session at 6:16 p.m. and reconvened to open session at 7:14 p.m.

It was moved by Burnett, seconded by Almond to file notice of intent to declare contractor default with respect to the natatorium to Graphite Construction Group Inc. and Bond Company. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Comfort, Drost, Hermsen and Ossian

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Hermsen that the meeting adjourn.  
Motion carried unanimously. The meeting adjourned at 7:15 p.m.

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David Krutzfeldt, Mayor

ATTEST:

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Amy Miller, City Clerk