

OSKALOOSA CITY COUNCIL
REGULAR MEETING
October 17, 2022

The Oskaloosa City Council met in regular session on Monday, October 17, 2022 at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Almond, Caligiuri, Comfort, Drost, Hermsen and Ossian. Absent: Burnett.

Allison McGuire, Oskaloosa Main Street, presented information regarding the ELEVATE: Upper Story Housing Tour held October 1, 2022.

It was moved by Caligiuri, seconded by Comfort to approve the consent agenda, with the removal of Item I:

1. October 17, 2022 Agenda
2. October 3, 2022 City Council Regular Meeting Minutes
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. September 26, 2022 Oskaloosa Public Library Board of Trustees Meeting Minutes
 - b. October 4, 2022 Planning and Zoning Commission Meeting Minutes
4. Receive and file financial reports for September 2022

The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort to approve Pay Application No. 13 in the amount of \$17,825.89 to Christner Contracting, Inc., \$2,479.61 to Area 15 Regional Planning Commission, and \$2,240.00 to Curtis Architecture & Design for work completed on the Façade Improvement Project Phase III. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort to approve Pay Application No. 1 in the amount of \$8,455.00 to Josiah Updegraff for work completed on the Edmundson Park – Masonry Work Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort to approve Pay Application No.4 in the amount of \$359,816.86 to Minturn, Inc. for work completed on the 3-Lane Conversion and Traffic Signal Installation Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort to approve payment of \$31,763.00 to Stiver's Ford for purchase of a police patrol vehicle. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort to approve an amendment to the Capital Improvement Plan for the purchase of a vehicle for the Streets Division in the not to exceed amount of \$63,000 and allowing the City Clerk to issue payment. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Caligiuri introduced Resolution No. 22-10-123 entitled "RESOLUTION ADOPTING SUPPLEMENT TO THE OSKALOOSA MUNICIPAL CODE OF ORDINANCES THROUGH ORDINANCE NO. 1452" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-10-124 entitled "RESOLUTION AUTHORIZING INTERNAL ADVANCE TO THE TAX INCREMENT REVENUE FUND" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-10-125 entitled "RESOLUTION APPROVING THE FISCAL YEAR 2022 FINANCIAL REPORT" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-10-126 entitled "RESOLUTION SCHEDULING A PUBLIC HEARING FOR NOVEMBER 21, 2022 TO CONSIDER ADOPTION OF THE PLAN OSKY COMPREHENSIVE PLAN" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-10-127 entitled "RESOLUTION SCHEDULING A TIME FOR HEARING FOR CONSIDERING THE MATTER OF LEVYING A SPECIAL ASSESSMENT AGAINST PRIVATE PROPERTY FOR WEED CUTTING BY THE CITY IN ACCORDANCE WITH SECTION 8.20 OF THE CITY CODE OF THE CITY OF OSKALOOSA, IOWA, AND DIRECTING NOTICE TO THE OWNER OF THE PROPERTY TO BE ASSESSED" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 22-10-128 entitled "RESOLUTION SCHEDULING A PUBLIC HEARING ON VACATION AND SALE OF THE 16.5 FOOT WIDE SECTION OF THE NORTH-SOUTH ALLEY ADJACENT TO 546 9TH AVENUE EAST" and moved its approval. Comfort seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Caligiuri, seconded by Ossian to approve a 28E agreement between the city of Oskaloosa and the Iowa Alcoholic Beverages Division (ABD). The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

The Mayor announced this is the time and place for the public hearing on 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. There were no oral or written comments received. The Mayor declared said hearing closed.

Hermesen introduced Resolution No. 22-10-129 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: Almond, Caligiuri, Comfort, Drost, Hermesen and Ossian
NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Scott Vaughan, Oskaloosa Fire Department, presented the 2022 3rd Quarter Code Enforcement Quarterly Report.

It was moved by Caligiuri, seconded by Drost, to receive and file inspection reports from the Iowa Department of Natural Resources regarding the wastewater treatment facilities. The roll was called and the vote was:

AYES: Almond, Caligiuri, Comfort, Drost, Hermesen and Ossian
NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Comfort, to waive the Developer's default under Section 6.6 only through July 1, 2023, and consistent with Section 11.4 such a waiver should not be deemed to waive a breach of any other provision or any other subsequent breach of Section 6.6 pursuant to Development Agreement with Oskaloosa Gateway Hotel, LLC dated July 9, 2019, and continue authorizing certification for tax increment for payment of an Economic Development Grant. The roll was called and the vote was:

AYES: Almond, Caligiuri, Comfort, Hermesen and Ossian
NAYS: None

ABSTAIN: Drost (Conflict of interest due to employment at Musco Sports Lighting.)

Whereupon the Mayor declared said motion approved.

Caligiuri introduced "AN ORDINANCE AMENDING THE OSKALOOSA IOWA CITY CODE CHAPTER 1.24.060" and moved its approval on the second reading. Drost seconded the motion. The roll was called and the vote was:

AYES: Almond, Caligiuri, Comfort, Drost, Hermesen and Ossian
NAYS: None

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

It was moved by Drost, seconded by Hermsen to approve payment of \$7,665.00 to SVPA for services completed on the Early Childhood Education and Recreation Center. The roll was called and the vote was:

AYES: Almond, 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 6:46 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk