

OSKALOOSA CITY COUNCIL  
REGULAR MEETING  
May 7, 2018

The Oskaloosa City Council met in regular session on Monday, May 7, 2018, at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates. Absent: None.

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

1. April 16, 2018 City Council Regular Meeting Minutes
  2. May 7, 2018 Agenda
  3. Receive and file the following reports and communications from advisory and operating boards and commissions:
    - a. March 12, 2018 Water Board Minutes
    - b. April 17, 2018 Planning and Zoning Commission Minutes
    - c. April 20, 2018 Historic Preservation Commission Minutes
    - d. April 24, 2018 Board of Adjustment Minutes
    - e. April 3, 2018 Airport Commission Minutes
  4. Payment of claims for April 2018.
  5. Renewal application for a Special Class C Liquor License with Class B Native Wine Permit and Sunday Sales for Chuong Garden of Oskaloosa, Inc. dba Chuong Garden, 1110 A Avenue West.
  6. Five day liquor license application for a Special Class C Liquor License with Beer/Wine from Sodexo America, LLC dba William Penn University - Dana Atkins Memorial Union, 200 R Avenue West, effective May 10, 2018.
  7. New Class C Beer Permit, with Class B Wine Permit and Sunday Sales for DOLGENCORP LLC, dba Dollar General Store #2070, 200 High Avenue West, Suite 47, effective May 21, 2018.
  8. Renewal application for a Class C Liquor License with Sunday Sales and Outdoor Service for Oskaloosa Post #2237 Veterans of Foreign Wars dba Oskaloosa Post #2237 Veterans of Foreign Wars, 1215 South 17th Street.
- The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Moore, seconded by Ottosson to approve Pay Application No. 3 in the amount of \$8,950.00 from Josiah Updegraff for the 2018 Pool Slide Rehabilitation Project. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Moore, seconded by Ottosson to approve Pay Application No. 1 in the amount of \$73,787.13 from DeLong Construction, Inc. for the Lacey Recreation Complex Roadway Improvement Project. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Moore, seconded by Ottosson to approve Pay Application No. 2 (Final), from Cornerstone Excavating, Inc. in the amount of \$97,213.03; and Change Order No. 1 (Final) for a net decrease of \$1,125.85, for Division 1 of the Phase 1 Sanitary Sewer System Improvements Project. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

Moore introduced Resolution No. 18-05-77 entitled "RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$1,710,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2018A, AND LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-78 entitled "A RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AND DISBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF OSKALOOSA, IOWA AND THE IOWA FINANCE AUTHORITY, AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$3,822,000 SEWER REVENUE CAPITAL LOAN NOTES, SERIES 2018, OF THE CITY OF OSKALOOSA, IOWA, UNDER THE PROVISIONS OF THE CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-79 entitled "RESOLUTION APPOINTING BANKERS TRUST COMPANY OF DES MOINES, IOWA, TO SERVE AS PAYING AGENT, NOTE REGISTRAR, AND TRANSFER AGENT, APPROVING THE PAYING AGENT AND NOTE REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-80 entitled "RESOLUTION OF SUPPORT AND FINANCIAL COMMITMENT FOR THE MAIN STREET PROGRAM IN OSKALOOSA, IOWA" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-81 entitled "RESOLUTION AUTHORIZING AN AGREEMENT FOR ASSIGNMENT OF MAHASKA COUNTY HELD TAX SALE CERTIFICATES 1991-35; 1991-36; AND 1991-37 FOR PROPERTIES OWNED BY THE BUCK GROVE TRUST" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced "AN ORDINANCE TO AMEND CHAPTER 15.50, SECTIONS 15.50.070 AND 15.50.080 OF THE OSKALOOSA MUNICIPAL CODE" and moved its approval on the third reading. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said ordinance duly adopted. The ordinance was assigned No. 1407.

The Mayor announced there were vacancies on the Building Code Board of Appeals, Civil Service Commission, Historic Preservation Commission, Municipal Housing Agency, Planning and Zoning Commission and Water Board.

Brad Reiman, Bearence Management Group, reviewed the proposal for employee life insurance, health insurance and flex spending plan for Fiscal Year 2019.

Jimenez introduced Resolution No. 18-05-82 entitled "RESOLUTION ADOPTING PROPOSALS FOR EMPLOYEE LIFE AND HEALTH INSURANCE PROGRAMS FOR FISCAL YEAR 2019" with Option 2, and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Kate Van Gilst, Recreation Manager, of the Mahaska Community Recreation Foundation, presented the MCRF quarterly report.

The Mayor announced this is the time and place for the public hearing on the plans, specifications, form of contract, and estimated cost for the new street lighting for the D Street Reconstruction Project, and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Caligiuri introduced Resolution No. 18-05-83 entitled "RESOLUTION APPROVING THE FINAL PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED COST ON THE NEW STREET LIGHTING OF D STREET RECONSTRUCTION PROJECT" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Alvin Westercamp, Fellowship Bible Church Building Committee, addressed City Council regarding approval of the site plan for the addition to the Fellowship Bible Church.

Burnett introduced Resolution No. 18-05-84 entitled "RESOLUTION APPROVING THE SITE PLAN FOR A 9,740 SQUARE FOOT ADDITION TO THE FELLOWSHIP BIBLE CHURCH LOCATED AT 111 NORTH I STREET" with stipulations and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Jimenez introduced Resolution No. 18-05-85 entitled "RESOLUTION APPROVING THE SITE PLAN FOR THE DEVELOPMENT OF AN INTERNATIONAL INGREDIENT CORPORATION WAREHOUSE AND FEED PRODUCTION FACILITY AT 2387 HIGHWAY 23" with stipulations and subject to a variance being granted regarding the requirement for installation of sidewalks and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-86 entitled "RESOLUTION AWARDDING CONTRACT TO MUSCO SPORTS LIGHTING, LLC FOR THE D STREET LIGHTING PROJECT" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson and Walling

NAYS: None

ABSTAIN: Yates (due to his role with Musco)

Whereupon the Mayor declared said resolution duly adopted.

Yates introduced Resolution No. 18-05-87 entitled "RESOLUTION APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN GARDEN AND ASSOCIATES, LTD. AND THE CITY OF OSKALOOSA FOR THE SANITARY IMPROVEMENTS PROJECT" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Moore introduced Resolution No. 18-05-88 entitled "RESOLUTION ACCEPTING THE WORK OF CORNERSTONE EXCAVATING, INC. FOR DIVISION 1 OF THE PHASE 1 SANITARY SEWER SYSTEM IMPROVEMENTS PROJECT" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Yates introduced Resolution No. 18-05-89 entitled "RESOLUTION TO PROCEED BY EMINENT DOMAIN PURSUANT TO IOWA CODE §6B.2C TO CONDEMN REAL ESTATE IN OSKALOOSA IOWA FOR THE PURPOSES OF SANITARY SEWER IMPROVEMENTS" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Ottosson, seconded by Caligiuri to receive and file the City of Oskaloosa Rental Housing Inspection Program 2018 Audit Report. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Burnett, seconded by Yates to proceed with the demolition of 313 South 3rd Street and with the prosecution of the owner as a violator of Oskaloosa Municipal Code 15.30. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Burnett to proceed with the survey and indicate the intent to sell a portion of the city owned lot located adjacent to 433 North 6th Street. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Jimenez, Moore, Ottosson, Walling and Yates

NAYS: None

Whereupon the Mayor declared said motion approved.

Council Member Tom Jimenez announced his resignation and final meeting due to moving out of Ward 2.

It was moved by Caligiuri, seconded by Yates that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 7:05 p.m.

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David Krutzfeldt, Mayor

ATTEST:

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Amy Miller, City Clerk