

OSKALOOSA CITY COUNCIL
REGULAR MEETING
March 15, 2021

The Oskaloosa City Council met in regular session on Monday, March 15, 2021 at 6:00 p.m. via electronic meeting in accordance with the State Public Health Emergency Declaration issued by the Governor of the State of Iowa with Mayor Krutzfeldt presiding and the following members answering roll call: Burnett, Caligiuri, Drost, Moore, Ottosson, Walling and Yates. Absent: None.

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

1. March 15, 2021 Agenda
2. March 1, 2021 City Council Regular Meeting Minutes
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. February 19, 2021 Historic Preservation Commission Regular Meeting Minutes
 - b. February 22, 2021 Oskaloosa Public Library Board of Trustees Meeting Minutes
 - c. February 8, 2021 Oskaloosa Water Board Regular Meeting Minutes
 - d. February 24, 2021 South Central Regional Airport Agency Meeting Minutes
4. Receive and file financial reports for February 2021.
5. Approval of liquor license applications:
 - a. Approval of a new six-month application for a Class B Beer Permit (includes Wine Coolers) with Outdoor Service from Mahaska Chamber & Development dba Mahaska Chamber & Development Group, and the use of the maximum boundary area in the central business district, including the City Square, to host various events from May 1, 2021 through October 31, 2021.
 - b. An ownership update due to a change in officers for a Class E Liquor License for Casey's Marketing dba Casey's General Store #1682, 1310 A Avenue West.
 - c. A renewal application for a Class E Liquor License with Class B Wine Permit, Class C Beer Permit and Sunday Sales for Casey's Marketing dba Casey's General Store #1682, 1310 A Avenue West.
 - d. A renewal application for a Class B Beer Permit (includes Wine Coolers) with Outdoor Service for Southern Iowa Fair and Exposition dba Southern Iowa Fair and Exposition, 615 North I Street.
6. Approval of FY 2021 Retail Cigarette/Tobacco/Nicotine/Vapor Permit for Hometown Wine & Spirit, 1202 A Avenue East.

The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Moore to appoint Andy Holmberg to the Civil Service Commission for a term that expires March 31, 2025. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Caligiuri introduced Resolution No. 21-03-35 entitled "RESOLUTION ESTABLISHING FY2022 SALARY SCHEDULE FOR NONUNION EMPLOYEES" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 21-03-36 entitled "RESOLUTION SETTING DATE FOR PUBLIC HEARING ON CHARGES OF SELLING TOBACCO TO A MINOR AGAINST OSKALOOSA WATERING HOLE, 1911 17TH AVENUE EAST, OSKALOOSA, IOWA." and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 21-03-37 entitled "RESOLUTION SCHEDULING A TIME FOR HEARING FOR CONSIDERING THE MATTER OF LEVYING A SPECIAL ASSESSMENT AGAINST THE PROPERTY OWNED BY DANIEL V DAUGHERTY REVOCABLE TRUST AT 204 6TH AVENUE EAST IN OSKALOOSA, IOWA FOR CLEAN UP TO ABATE A NUISANCE EXISTING PURSUANT TO THE ORDER OF THE MAHASKA COUNTY DISTRICT COURT" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced "AN ORDINANCE AMENDING TITLE 10 OF THE CODE OF ORDINANCES OF THE CITY OF OSKALOOSA, IOWA, BY ADDING A NEW CHAPTER REGARDING THE USE OF UTILITY VEHICLES ON CITY STREETS" and moved its approval on the third reading. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said ordinance duly adopted. The ordinance was assigned No. 1438.

It was moved by Burnett, seconded by Moore to direct staff to proceed with the demolition of 1208 Santa Clara Unit 68 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, Drost, Moore, Ottosson, Walling and Yates

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 the property owned by Oak Creek Mobile Home Park at 1208 Santa Clara Street in Oskaloosa, Iowa for clean up to abate a nuisance existing pursuant to the order of the attorney for the city of Oskaloosa, Iowa and that citizens would now have the opportunity to comment. Written comments were received from Stravers Law Firm. Dave Dixon, City Attorney, commented. The Mayor declared said hearing closed.

Caligiuri introduced Resolution No. 21-03-38 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST THE PROPERTY OWNED BY OAK CREEK MOBILE HOME PARK AT 1208 SANTA CLARA STREET IN OSKALOOSA, IOWA FOR CLEAN UP TO ABATE A NUISANCE EXISTING PURSUANT TO THE ORDER OF THE ATTORNEY FOR THE CITY OF OSKALOOSA, IOWA" and moved its approval. Moore seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on levying a special assessment against the property owned by Kilder Orlando Argueta Lopez and Superior Properties and Management LLC at 913 North Market Street in Oskaloosa, Iowa for clean up to abate a nuisance existing pursuant to Oskaloosa Municipal Code 8.08.080 and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

The property owner (contract buyer) submitted full payment for the abatement completed by the city. No further action is required after city council holds the public hearing. Action on levying a special assessment against private property for nuisance abatement at 913 North Market Street in accordance with Oskaloosa Municipal Code 8.08.080 died for lack of a motion.

The Mayor announced this is the time and place for the public hearing on levying a special assessment against the property owned by Kevin Stone and Chris Meeth at 603 G Avenue West in Oskaloosa, Iowa for clean up to abate a nuisance existing

pursuant to Oskaloosa Municipal Code 8.08.080 and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Drost introduced Resolution No. 21-03-39 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST THE PROPERTY OWNED BY KEVIN STONE AND CHRIS MEETH AT 603 G AVENUE WEST IN OSKALOOSA, IOWA FOR CLEAN UP TO ABATE A NUISANCE EXISTING PURSUANT TO OSKALOOSA MUNICIPAL CODE 8.08.080." and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Drost, Moore, Ottosson, Walling and Yates
NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on approving the final plans, specifications, form of contract, and estimated cost for the 5th Avenue West and South F Street Sewer and Water Improvements 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.

Moore introduced Resolution No. 21-03-40 entitled "RESOLUTION TO APPROVE THE FINAL PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED COST FOR THE 5TH AVENUE WEST & SOUTH F STREET SEWER & WATER IMPROVEMENTS PROJECT" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Drost, Moore, Ottosson, Walling and Yates
NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on accepting the bid and approving conveyance of city-owned property located at 207 North G Street and that citizens would now have the opportunity to comment. Wyndell Campbell, 807 A Avenue West, commented. There were no written comments received. The Mayor declared said hearing closed.

No bids were received for the property at 207 North G Street. Action accepting a bid and approving conveyance of city-owned property located at 207 North G Street died for lack of a motion.

The Mayor announced this is the time and place for the public hearing on instituting proceedings to take additional action for the issuance of not to exceed \$1,950,000 General Obligation Capital Loan Notes and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Yates introduced Resolution No. 21-03-41 entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$1,950,000 GENERAL OBLIGATION CAPITAL LOAN NOTES" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Drost, Moore, Ottosson and Yates

NAYS: Walling

Whereupon the Mayor declared said resolution duly adopted.

Drost introduced Resolution No. 21-03-42 entitled "RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,860,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2021, AND LEVYING A TAX FOR THE PAYMENT THEREOF" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Drost, Moore, Ottosson and Yates

NAYS: Walling

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on amending the current budget for Fiscal Year ending June 30, 2021 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. 21-03-43 entitled "RESOLUTION AMENDING THE CURRENT BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2021" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on adopting the annual budget for Fiscal Year 2022 and levying tax and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Yates introduced Resolution No. 21-03-44 entitled "RESOLUTION ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 2022 AND LEVYING TAX" and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on adopting the city of Oskaloosa Capital Improvement Plan, Fiscal Years 2022 through 2026 and that citizens would now have the opportunity to comment. There were no oral or written comments received. The Mayor declared said hearing closed.

Moore introduced Resolution No. 21-03-45 entitled "A RESOLUTION ADOPTING THE CITY OF OSKALOOSA CAPITAL IMPROVEMENT PLAN, FISCAL YEARS 2022 THROUGH 2026" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Walling introduced Resolution No. 21-03-46 entitled "A RESOLUTION AWARDED A CONTRACT TO DRISH CONSTRUCTION, INC. FOR AN AMOUNT NOT TO EXCEED \$936,988, AND APPROVING A CONSTRUCTION CONTINGENCY NOT TO EXCEED \$94,000 FOR THE 5TH AVENUE WEST & SOUTH F STREET SEWER & WATER IMPROVEMENTS PROJECT" and moved its approval. Yates seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Walling introduced "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF OSKALOOSA, IOWA BY CHANGING THE ZONING OF THE PROPERTY LOCATED AT 1408 B AVENUE EAST FROM R-1, SINGLE FAMILY RESIDENTIAL DISTRICT, TO R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT" and moved its approval on the second reading. Caligiuri seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

Moore introduced "AN ORDINANCE AMENDING TITLE 10 OF THE CODE OF ORDINANCES OF THE CITY OF OSKALOOSA, IOWA, BY AMENDING CHAPTER 10.78 REGARDING THE USE OF ALL-TERRAIN VEHICLES ON CITY STREETS" and moved its approval on the first reading. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

It was moved by Ottosson, seconded by Moore to approve Pay Application No. 10 in the amount of \$1,133,664.73 to Graphite Construction Group for work completed on the Early Childhood Education and Recreation Center. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Yates introduced Resolution No. 21-03-47 entitled "RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A WASTEWATER TREATMENT AGREEMENT BETWEEN THE CITY AND THE MAHASKA COUNTY SOLID WASTE MANAGEMENT COMMISSION" subject to mutually agreed upon insurance and indemnification provisions and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

It was moved by Caligiuri, seconded by Yates that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 7:22 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk