

OSKALOOSA CITY COUNCIL
REGULAR MEETING
May 15, 2023

The Oskaloosa City Council met in regular session on Monday, May 15, 2023 at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Almond, Burnett, Caligiuri, Comfort, Drost and Ossian. Absent: None. Hermsen joined the meeting electronically due to being out of town.

Sandra Rempe, 513 East Scott Street, Kirksville, MO, commented regarding the regional airport. Alicia Helm, 401 South Market Street, commented regarding a petition on the regional airport and First Amendment rights. Nick Ryan, 1851 260th Street, commented regarding a petition on the regional airport, the four-lane highway and regional airport. Brandon Molyneux, 514 South C Street, commented regarding First Amendment rights and the regional airport.

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

1. May 15, 2023 Agenda
2. May 1, 2023 City Council Regular Meeting Minutes
3. May 4, 2023 City Council Special Meeting Minutes
4. Receive and file financial reports for April 2023
5. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. March 2023 Water Department Month End Reports
 - b. May 2, 2023 Planning and Zoning Commission Meeting Minutes
 - c. April 29, 2023 City Band Board Meeting Minutes

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. 3 in the amount of \$110,318.75 to KLC Construction, Inc. for work completed on the 2022 Sanitary Sewer 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. 3 in the amount of \$13,100.00 to Josiah Updegraff for work completed on the Edmundson Park – Masonry Work 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 payment in the amount of \$5,297.53 to SVPA for services 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 the purchase of one (1) new Signature LaserFlow system flow sampler and meter from GPM Environmental Solutions, LLC for a total cost of \$26,870.00. 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 authorize submittal of a grant application to the Bulletproof Vest Partnership under the US Department of Justice. 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. 23-05-61 entitled "RESOLUTION SCHEDULING A PUBLIC HEARING ON VACATION AND SALE OF THE 56.2 FOOT BY 16.5 FOOT SECTION OF THE NORTH-SOUTH ALLEY ADJACENT TO 1311 SOUTH 2ND STREET" 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. 23-05-62 entitled "RESOLUTION SCHEDULING A PUBLIC HEARING FOR JUNE 5, 2023 FOR AN ORDINANCE AMENDING TITLE 17, 'ZONING', TO CHANGE THE 'DOWNTOWN RESIDENTIAL' LAND USE TYPE TO 'MIXED USE RESIDENTIAL' AND ALLOW IN ALL BUSINESS DISTRICTS" 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 “AN ORDINANCE TO AMEND THE CITY CHARTER OF THE CITY OF OSKALOOSA, IOWA BY REMOVING ARTICLE VI AND MODIFYING SECTION 7.2 TO COMPLY WITH IOWA LAW AND MAKING CONFORMING CHANGES” and moved its approval on the second reading. Drost seconded the motion. It was moved by Caligiuri, seconded by Comfort to waive the rules requiring three separate readings of an ordinance. The roll was called for suspension of the rules and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved. The roll was called for final passage of the ordinance and the vote was:

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

NAYS: None

Whereupon the Mayor declared said ordinance duly adopted. The ordinance was assigned No. 1459.

Sean Murphy, Engineering Technician, presented information on the status of the Three-Lane Conversion and Traffic Signal Installation Project.

Hermsen left the meeting at 6:25 p.m.

Almond introduced Resolution No. 23-05-63 entitled “RESOLUTION ADOPTING PROPOSALS FOR EMPLOYEE BENEFIT AND INSURANCE PROGRAMS FOR FISCAL YEAR 2024” and moved its approval. Drost seconded the motion. The roll was called and the vote was:

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

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 voluntary annexation of property owned by the Oskaloosa Community School District and generally located at 2098 Suffolk Road. There were no oral or written comments received. The Mayor declared said hearing closed.

Drost introduced Resolution No. 23-05-64 entitled “RESOLUTION APPROVING THE VOLUNTARY ANNEXATION OF PROPERTY OWNED BY THE OSKALOOSA COMMUNITY SCHOOL DISTRICT AND GENERALLY LOCATED AT 2098 SUFFOLK ROAD” and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

AYES: Almond, Burnett, Caligiuri, Drost and Ossian

NAYS: None

ABSTAIN: Comfort (Conflict of interest due to board member of the Oskaloosa Community School District.)
Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing levying a special assessment against the property owned by Andra Jansen at 316 N 2nd in Oskaloosa, Iowa, for clean up to abate a nuisance existing pursuant to Oskaloosa Municipal Code 8.08. There were no oral or written comments received. The Mayor declared said hearing closed.

Almond introduced Resolution No. 23-05-65 entitled "RESOLUTION LEVYING A SPECIAL ASSESSMENT AGAINST THE PROPERTY OWNED BY ANDRA JANSEN AT 316 N 2ND IN OSKALOOSA, IOWA, FOR CLEAN UP TO ABATE A NUISANCE EXISTING PURSUANT TO OSKALOOSA MUNICIPAL CODE 8.08" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced Resolution No. 23-05-66 entitled "RESOLUTION ADOPTING REVENUE PURPOSE STATEMENT REGARDING USE OF REVENUES FROM PROPOSED INCREASED RATE FOR THE MIDAMERICAN ENERGY COMPANY NATURAL GAS FRANCHISE FEES PURSUANT TO IOWA CODE § 364.2(4)(f)" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on an ordinance amending Title 13, Chapter 13.12, Natural Gas Franchise, with MidAmerican Energy Company for the purpose of increasing franchise fee. Nick Ryan, 1851 260th Street, commented. There were no written comments received. The Mayor declared said hearing closed.

Drost introduced "AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.12, NATURAL GAS FRANCHISE, WITH MIDAMERICAN ENERGY COMPANY FOR THE PURPOSE OF INCREASING FRANCHISE FEE" and moved its approval on the first reading. Almond seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

Drost introduced Resolution No. 23-05-67 entitled "RESOLUTION ADOPTING REVENUE PURPOSE STATEMENT REGARDING USE OF REVENUES FROM PROPOSED INCREASED RATE FOR THE MIDAMERICAN ENERGY COMPANY ELECTRIC FRANCHISE FEES PURSUANT TO IOWA CODE § 364.2(4)(f)" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

The Mayor announced this is the time and place for the public hearing on an ordinance amending Title 13, Chapter 13.16, Electric Franchise, with MidAmerican Energy Company for the purpose of increasing franchise fee. There were no oral or written comments received. The Mayor declared said hearing closed.

Caligiuri introduced "AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.16, ELECTRIC FRANCHISE, WITH MIDAMERICAN ENERGY COMPANY FOR THE PURPOSE OF INCREASING FRANCHISE FEE" and moved its approval on the first reading. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

Almond introduced Resolution No. 23-05-68 entitled "RESOLUTION AWARDDING THE CONTRACT FOR EDMUNDSON PLAYGROUND IMPROVEMENT PROJECT" and moved its approval. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Caligiuri introduced "AN ORDINANCE ESTABLISHING A VACANT BUILDINGS CODE" and moved its approval on the first reading. Drost seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

Almond introduced "AN ORDINANCE TO AMEND CHAPTER 10.48, "PARKING REGULATIONS GENERALLY," OF THE MUNICIPAL CODE OF THE CITY OF OSKALOOSA, IOWA" and moved its approval on the second reading. Caligiuri seconded the motion. The roll was called and the vote was:

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

NAYS: None

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

Mayor Krutzfeldt signed the proclamation for National Public Works Week, May 21 – 27, 2023.

It was moved by Drost, seconded by Almond that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 6:50 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk