

OSKALOOSA CITY COUNCIL
REGULAR MEETING
August 5, 2019

The Oskaloosa City Council met in regular session on Monday, August 5, 2019, at 6:00 p.m. with Mayor Krutzfeldt presiding and the following members answering roll call: Burnett, Caligiuri, Drost, Ottosson, and Walling. Absent: Moore, Yates

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

1. August 5, 2019 Agenda
2. July 15, 2019 City Council Regular Meeting Minutes
3. Receive and file the following reports and communications from advisory and operating boards and commissions:
 - a. July 1, 2019 Airport Commission Minutes
 - b. July 19, 2019 Historic Preservation Commission Minutes
 - c. June 24, 2019 Library Board of Trustees Minutes
 - d. July 2, 2019 Planning and Zoning Commission Minutes
 - e. April 2, 2019 South Central Regional Airport Agency Minutes
4. Payment of claims for July 2019.
5. New application for a FY 2020 Retail Cigarette/Tobacco/Nicotine/Vapor Permit for Stop N Go, 1308 A Avenue East.
6. Approval of liquor license applications:
 - a. Renewal application for a Class C Liquor License with Sunday Sales for Oskaloosa Entertainment Inc dba Hot Shotz Bar & Grill, 507 High Avenue West
 - b. Renewal application for a Class C Liquor License with Sunday Sales for Mahaska Bowling and Recreation dba Mahaska Bowling and Recreation Center Inc, 1700 A Avenue East.
 - c. New application for a Class C Beer Permit with Class B Wine Permit and Sunday Sales for Stop N Go, LLC dba Stop N Go, 1308 A Avenue East.
 - d. Refund a Class E Liquor License for Mike's Market and Deli, L.L.C. dba Mike's Market and Deli, 1308 A Avenue East due to a change in ownership.
 - e. Refund a Class C Beer Permit from Mike's Market and Deli, LLC dba Mike's Market and Deli, 1308 A Avenue East due to a change in ownership.

The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Walling, seconded by Ottosson to approve Pay Application No. 1, in the amount of \$136,207.42 to Visu-Sewer, Inc., for Division 2 of the Phase 3 Sanitary Sewer System Improvements Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

It was moved by Walling, seconded by Ottosson to approve Pay Application No. 3 in the amount of \$34,200.00, to C.L. Carroll Co., Inc. for the Phase I Wastewater Treatment Facilities Improvements Project. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

Walling introduced Resolution No. 19-08-99 entitled "RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT BETWEEN UNION PACIFIC RAILROAD COMPANY AND THE CITY OF OSKALOOSA FOR PURCHASING A PROPERTY." and moved its approval. Ottosson seconded the motion. The roll was call and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Walling introduced Resolution No. 19-08-100 entitled "RESOLUTION SETTING A DATE FOR A PUBLIC HEARING FOR THE SALE OF CITY-OWNED PROPERTY." and moved its approval. Ottosson seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

Walling introduced "AN ORDINANCE TO AMEND CHAPTER 10.24 OF THE MUNICIPAL CODE OF THE CITY OF OSKALOOSA, IOWA." and moved its approval on the third reading. Ottosson seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said ordinance duly adopted. The ordinance was assigned No. 1421.

The Mayor announced there were vacancies on the Airport Commission, Board of Adjustment, Building Code Board of Appeals, Historic Preservation Commission, and Oskaloosa Housing Trust Fund.

Burnett introduced Resolution No. 19-08-101 entitled "RESOLUTION TO APPROVE AN AGREEMENT WITH GARDEN & ASSOCIATES, LTD. FOR PAVEMENT IMPROVEMENTS ON SOUTH 7TH STREET AND MEADOW CREEK SUBDIVISION" and moved its approval. Caligiuri seconded the motion. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said resolution duly adopted.

David Dixon commented that acting pursuant to the requirements of the Iowa Public Information Board he stated and indicated that the closed session to follow is to discuss legal strategy in a pending matter where he is acting as legal counsel for the City of Oskaloosa Iowa pursuant to the contract for this matter.

It was moved by Walling, seconded by Drost 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 and reconvene in open session to consider action on the matter. The roll was called and the vote was:

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

NAYS: None

Whereupon the Mayor declared said motion approved.

The meeting adjourned to closed session at 6:15 p.m. and reconvened to open session at 6:26 p.m.

It was moved by Drost, seconded by Caligiuri to approve a settlement offer with a former city employee. The roll was called and the vote was:

AYES: Burnett, Caligiuri, Drost, and Ottosson

NAYS: Walling

Whereupon the Mayor declared said motion approved.

It was moved by Caligiuri, seconded by Drost that the meeting adjourn. Motion carried unanimously. The meeting adjourned at 6:27 p.m.

David Krutzfeldt, Mayor

ATTEST:

Amy Miller, City Clerk