

**CITY OF ALTOONA COUNCIL MEETING  
MONDAY, MARCH 17, 2008, 6:30 P.M.  
AT THE ALTOONA CITY HALL**

**1. CALL TO ORDER**

Roll Call at 6:30 p.m.

Mayor Burget-present      Conkling- present                      Nolin- present  
Riding- present              Sloan- present                              Warren- absent

**City Officials Present:** Jeff Mark, Randy Pierce, Jeff Harden, Chad Quick, John Gray, Jerry Whetstone, Amy Hill

**Audience Present:** Dennis Keller, Brent Culp, Ed Skinner, Connie Geisenhoff, Katie Scott, Tony Graziano, Peter Bien, Sarah Ashby

**2. Perfecting and approval of the agenda**

Roll Call Vote:

  Y   Conkling   2   Sloan   1   Riding   A   Warren   Y   Nolin (4-0)

**3. Approval of March 3 and 10, 2008 Council Minutes**

Roll Call Vote:

  Y   Conkling   2   Sloan   Y   Riding   A   Warren   1   Nolin (4-0)

**4. Citizens request to address council**

No one came forward to speak

**5. Ken Sands presenting annual update on Ankeny Regional Airport**

Ken Sands, 304 Village Circle, Altoona, is our representative to the Polk County Aviation Authority. Mr. Sands presented a history of the Ankeny Regional Airport and an update of the activities and future plans for the airport.

**6. Public hearing to consider amending Chapter 167.04 – Accessory Buildings**

Mayor Tim Burget introduced the proposed change to Chapter 167.04 Accessory Buildings, section of the Zoning Ordinance. The main changes deal with adding language that makes it clear that 1 & 2 family dwellings in R-3 and R-5 districts also comply, and allowing accessory structures to be placed next to easements instead of three feet away as is now the case.

Open Hearing at 6:57 pm

Public Comment: No one came forward to speak

Close Hearing at 6:58 pm

**7. Ordinance approving amending Chapter 167.04 – Accessory Buildings (1<sup>st</sup> Reading)**

**ORDINANCE NO. 3-17-2008 #1 (278) AN ORDINANCE TO APPROVE AMENDING CHAPTER 167.04 – ACCESSORY BUILDING**

Roll Call Vote: (1<sup>st</sup> reading)

  2   Conkling   Y   Sloan   1   Riding   A   Warren   Y   Nolin (4-0)

Roll Call Vote: (Waive 2<sup>nd</sup> & 3<sup>rd</sup> reading)

  Y   Conkling   2   Sloan   1   Riding   A   Warren   Y   Nolin (4-0)

Roll Call Vote: (to publish)

  1   Conkling   Y   Sloan   Y   Riding   A   Warren   2   Nolin (4-0)

8. **Public hearing to consider amending Chapter 57 – Dangerous and Vicious Animals (Public Input)**  
Mayor Burget introduced this public hearing to provide citizens with an opportunity to address the current ordinance and to offer input as to possible changes.  
Open Hearing at 6:59 pm  
Public Comment: No one came forward to speak  
Close Hearing at 7:00 pm  
Council Member Conkling stated that the MAC Council was beginning to address this issue that would cover Polk County. Mayor Burget stated that he doesn't foresee any changes in the ordinance at this time.
9. **Public Hearing to consider Tax Increment Revenue Rebate Agreement with F & S Rosenberger LLC. (Eastpointe Center)**  
Mayor Burget stated this is a development agreement between the City of Altoona and F&S Rosenberger LLC. (Eastpointe Center). The developer is constructing office space for Valley Bank and the Skinner Law Office west of 1<sup>st</sup> Avenue North and south of Aventureland Drive. The developer will be responsible for constructing the public improvements, water, sewer, storm water and streets.  
Open Hearing at 7:02 pm  
Public Comment: No one came forward to speak  
Close Hearing at 7:03 pm
10. **Resolution approving Tax Increment Revenue Rebate Agreement with F & S Rosenberger, LLC. (Eastpointe Center)**  
**Resolution #3-17-2008 #01 RESOLUTION TO CONSIDER APPROVING TAX INCREMENT REVENUE REBATE AGREEMENT WITH F & S ROSENBERGER, LLC. (EASTPOINTE CENTER)**  
Council Member Conkling motioned for approval subject to the development agreement being reviewed by legal council. Council Member Joe Riding seconded the motion.  
Roll Call Vote:  
1 Conkling Y Sloan 2 Riding A Warren Y Nolin (4-0)
11. **Public Hearing to consider Tax Increment Revenue Rebate Agreement with Franzen Altoona I-80 Partnership (Merchants Whiteline Warehouse)**  
Mayor Burget stated this is an agreement between the City of Altoona and Franzen I-80 Partnership. Merchants White Line Warehousing, Inc. is constructing their facility on Lot 1, Plat 4 Franzen. The developer will be responsible for constructing the public improvements, water, sewer, storm water and streets.  
Open Hearing at 7:04 pm  
Public Comment: No one came forward to speak  
Close Hearing at 7:05 pm
12. **Resolution approving Tax Increment Revenue Rebate Agreement with Franzen Altoona I-80 Partnership (Merchants Whiteline Warehouse)**  
**Resolution #3-17-2008 #02 RESOLUTION TO CONSIDER APPROVING TAX INCREMENT REVENUE REBATE AGREEMENT WITH FRANZEN ALTOONA I-80 PARTNERSHIP (MERCHANTS WHITELINE WAREHOUSE)**  
Motion made subject to the development agreement being reviewed by legal council.  
Roll Call Vote:  
Y Conkling 2 Sloan Y Riding A Warren 1 Nolin (4-0)

13. **Public Hearing to consider Tax Increment Revenue Rebate Agreement with Franzen I-80 Partnership (RISE Project)**  
Mayor Burget stated this is an agreement between the City of Altoona and Franzen I-80 Partnership. The City of Altoona has been awarded a RISE grant for the construction of an extension of Adventureland Drive to the east and the construction of 11<sup>th</sup> Avenue NE, south to the rail spur. The cost of the construction is \$980,000. The RISE grant is for \$490,000 or 50%. The developer will be responsible for the remaining 50%.  
 Open Hearing at 7:06 pm  
 Public Comment: No one came forward to speak  
 Close Hearing at 7:07 pm
14. **Resolution approving Tax Increment Revenue Rebate Agreement with Franzen I-80 Partnership (RISE Project)**  
**Resolution #3-17-2008 #03 RESOLUTION TO CONSIDER APPROVING TAX INCREMENT REVENUE REBATE AGREEMENT WITH FRANZEN I-80 PARTNERSHIP (RISE PROJECT)**  
City Administrator Jeff Mark stated that we did receive a RISE grant for \$490,000. Motion made subject to the development agreement being reviewed by legal council.  
 Roll Call Vote:  
Y Conkling 1 Sloan 2 Riding A Warren Y Nolin (4-0)
15. **Public Hearing to consider Tax Increment Revenue Rebate Agreement with Midwest I, LLC. (Railspur)**  
Mayor Burget stated this is a public hearing to discuss the agreement between the City of Altoona and Midwest I, LLC. The developer agrees to construct a Railspur from the existing Iowa Interstate Railway to the south property line of Merchants White Line Warehouse.  
 Open Hearing at 7:07 pm  
 Public Comment: Ed Skinner of Skinner Law Office located at 204 8<sup>th</sup> Street SE gave an overview of the Railspur project and thanked City council and staff for help in getting the project funding through the RISE grant.  
 Close Hearing at 7:17 pm
16. **Resolution approving Tax Increment Revenue Rebate Agreement with Midwest I, LLC. (Railspur)**  
**Resolution #3-17-2008 #04 RESOLUTION TO CONSIDER APPROVING TAX INCREMENT REVENUE REBATE AGREEMENT WITH MIDWEST I, LLC. (RAILSPUR)**  
 Motion made subject to the development agreement being reviewed by legal council.  
 Roll Call Vote:  
1 Conkling 2 Sloan Y Riding A Warren Y Nolin (4-0)
17. **Consent Agenda**  
 a) **Allow Bills**  
 b) **Resolution to approve 28E agreement between Central Iowa Law Enforcement Agencies for traffic enforcement**  
 c) **Consider approval for Snyder & Associates proposal for engineering services associated with RISE Project**  
 d) **Consider approval for grant to Altoona Fire Department**  
 e) **Consider approval of league lease with Altoona Youth Soccer Association**  
 Council Member Conkling requested that item “b” in the consent agenda be removed for separate roll call vote. Motion was made by Council Member Riding to approve the consent agenda without item “b”. Council Member Gerald Nolin seconded the motion.

Roll Call Vote:

Y Conkling Y Sloan 1 Riding A Warren 2 Nolin (4-0)

- b) **Resolution to approve 28E agreement between Central Iowa Law Enforcement Agencies for traffic enforcement**  
**Resolution #3-17-2008 #05 RESOLUTION TO CONSIDER APPROVING 28E AGREEMENT BETWEEN CENTRAL IOWA LAW ENFORCEMENT AGENCIES FOR TRAFFIC ENFORCEMENT**

Council Member Conkling stated that he receives several phone calls following the combined law enforcement efforts in Altoona whether it is a seatbelt or speed crackdown in regards to the citizens being upset about having other law enforcement agencies in Altoona.

Roll Call Vote:

1 Conkling Y Sloan 2 Riding A Warren Y Nolin (4-0)

**18. Beer and Liquor Permits**

**a) Adventureland Campground – Class C (Commercial Beer License)**

Police Chief John Gray stated that there were no violations at this establishment.

Roll Call Vote:

Y Conkling 2 Sloan 1 Riding A Warren Y Nolin (4-0)

**b) Coffee Barn Roasterie – Class B (Native Wine License)**

Police Chief John Gray stated that there were no violations at this establishment.

Roll Call Vote:

1 Conkling 2 Sloan Y Riding A Warren Y Nolin (4-0)

**19. General Business Items/Reports and Updates**

No items to report at this time.

**19. Adjourn**

Roll Call Vote: at 7:20 p.m.

1 Conkling 2 Sloan Y Riding A Warren Y Nolin (4-0)

Attest to:

\_\_\_\_\_  
**Amy Hill, Secretary**

\_\_\_\_\_  
**Timothy J. Burget, Mayor**