

**CITY OF ALTOONA COUNCIL MEETING
MONDAY, APRIL 21, 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, Vern Willey, John Shaw, John Gray, Jerry Whetstone, Amy Hill,

Audience Present: Dennis Keller, Helen Blaney, Andrew Carico, Joyce Carico, Amy Horst, Jacob Johnson, Adam Bricker, Angie Pfankuch, Jessica Quinn, Brittney Punckney, Amanda Backous

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 April 7 and 14, 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. **Metro Waste Authority (MWA) representative Amy Horst will present information on recycling in the Metro Area.**

MWA Communications Specialist Amy Horst located at 300 Locust Street, Des Moines, Iowa. Ms. Horst spoke about the various programs provided through MWA.

*****Council Member Stacey Warren arrived at 6:38pm**

6. **Public hearing for April 21, 2008 at 6:30 p.m. to consider amending Chapter 165.02 – Definitions, of the Zoning Code**

Mayor Tim Burget introduced the public hearing to consider amending definitions of the Zoning Code. The changes deal with adding definitions to deal with the accessory structure ordinance changes made at last month's meeting. City Administrator Jeff Mark explained that the first change is to add definitions for Greenhouse and Gazebo. The second is to modify the "Building, Accessory" definition.

Open Hearing at 6:45 pm

Public Comment: No one came forward to speak

Close Hearing at 6:46 pm

7. **Consider ordinance to amend Chapter 165.02 – Definitions, by adding definitions for Greenhouse and Gazebo**

ORDINANCE NO. 4-21-2008 #1 (279) AN ORDINANCE TO APPROVE AMENDING CHAPTER 165.02 – DEFINITIONS, BY ADDING DEFINITIONS FOR GREENHOUSE AND GAZEBO

Roll Call Vote: (1st reading)

 1 Conkling Y Sloan Y Riding 2 Warren Y Nolin (5-0)

Roll Call Vote: (Waive 2nd & 3rd reading)

Y Conkling Y Sloan 1 Riding 2 Warren Y Nolin (5-0)

Roll Call Vote: (to publish)

Y Conkling Y Sloan Y Riding 2 Warren 1 Nolin (5-0)

8. **Consider ordinance to amend Chapter 165.02 – Definitions, to modify existing language of Building, accessory**

ORDINANCE NO. 4-21-2008 #2 (280) AN ORDINANCE TO APPROVE AMENDING CHAPTER 165.02 – DEFINITIONS, TO MODIFY EXISTING LANGUAGE OF BUILDING, ACCESSORY

Roll Call Vote: (1st reading)

Y Conkling Y Sloan 1 Riding 2 Warren Y Nolin (5-0)

Roll Call Vote: (Waive 2nd & 3rd reading)

1 Conkling 2 Sloan Y Riding Y Warren Y Nolin (5-0)

Roll Call Vote: (to publish)

Y Conkling 2 Sloan 1 Riding Y Warren Y Nolin (5-0)

9. **Public Hearing to discuss vacation of a Public Utility Easement on Lot 45, Meadow Vista Townhomes Plat 2**

Mayor Burget explained this public hearing is to consider the vacation of a Public Utility Easement on Lot 45, Meadow Vista Townhomes Plat 2. City Administrator Mark explained the property is located south of Orinoco Court and north of Seneca Court, west of 28th Avenue SW. Meadow Vista is the development south of 8th Street SW, across from the Prairie Meadows practice track. With the re-design of the interior portion of Meadow Vista Townhomes Plat 2, an existing public utility is in the way. A new easement will be provided with the re-plat. The re-design is a change in building style, going from five and six-plex units to bi-attached units.

Open Hearing at 6:48 pm

Public Comment: No one came forward to speak

Close Hearing at 6:49 pm

10. **Resolution to vacate a Public Utility Easement on Lot 45, Meadow Vista Townhomes Plat 2**
Resolution #4-21-2008 #01 RESOLUTION TO VACATE A PUBLIC UTILITY EASEMENT ON LOT 45, MEADOW VISTA TOWNHOMES PLAT 2

Council Member Joe Riding asked Community Development Director John Shaw if there were any deficiencies. Director John Shaw stated that the developers were waiting on approval from MidAmerican Energy Company. Matt Walker of Civil Design Advantage located at 5501 NW 112th Street #G, Grimes, Iowa, stated that they have been in contact with MidAmerican and it has been approved and was suppose to have been mailed last week.

Council Member Gerald Nolin motioned to approve the resolution subject to approval from MidAmerican Energy Company. Council Member Warren seconded the motion.

Roll Call Vote:

Y Conkling Y Sloan Y Riding 2 Warren 1 Nolin (5-0)

11. **Resolution to approve a final plat for Meadow Vista Townhomes Plat 3**
Resolution #4-21-2008 #02 RESOLUTION TO APPROVE A FINAL PLAT FOR MEADOW VISTA TOWNHOMES PLAT 3

Mayor Burget stated this is a re-plat of the middle portion of Meadow Vista Townhomes Plat 3. City Administrator Mark stated previously, the plat was for five and six-plex buildings. Now, the owners are proposing side-by-side units. The plat is an 18-lot subdivision, less than the 22 lots previously approved. The lot layout differs from the original Development Plan in that in that the front yard setback for these ‘duplex’ style units is shown at 30 feet and the previous setback was 35 feet.

Council Member Warren motioned to approve the resolution subject to approval from MidAmerican Energy Company. Council Member Michelle Sloan seconded the motion.

Roll Call Vote:

Y Conkling 2 Sloan Y Riding 1 Warren Y Nolin (5-0)

12. **Resolution to approve a site plan for Meadow Vista Townhomes Plat 3**
Resolution #4-21-2008 #03 RESOLUTION TO APPROVE A SITE PLAN FOR MEADOW VISTA TOWNHOMES PLAT 3

Mayor Burget stated this is the resolution for the site plan approval for Meadow Vista Townhomes Plat 3.

Roll Call Vote:

2 Conkling Y Sloan 1 Riding Y Warren Y Nolin (5-0)

13. **Resolution to approve a preliminary plat for Meadow Vista Estates Plat 7**
Resolution #4-21-2008 #04 RESOLUTION TO APPROVE A PRELIMINARY PLAT FOR MEADOW VISTA ESTATES PLAT 7

Mayor Burget explained this plat will develop 17 single-family residential lots on 5.40 acres. The plat is a southern extension of Meadow Vista Estates, south of 8th Street SW across from the Prairie Meadows practice track. The plat will construct one new east-west residential street, 16th Street SW; and extend 26th and 28th Avenues south. The plat is consistent with the approved development plan.

Roll Call Vote:

Y Conkling 2 Sloan 1 Riding Y Warren Y Nolin (5-0)

14. **Resolution to approve a site plan for Venbury Square**
Resolution #4-21-2008 #05 RESOLUTION TO APPROVE A SITE PLAN FOR VENBURY SQUARE

Mayor Burget stated this is the resolution for the Venbury Square retail center site plan. City Administrator Mark explained the building is a 13,840 square feet “L” shaped structure with a clock tower and a two-story appearance as the result of a parapet wall. Staff is working on a development agreement.

Brian Shiffler of Shiffler & Associates located at 4717 Grand Avenue, Des Moines, Iowa, presented the layout. Council Member Riding asked if there were any deficiencies. Community Development Director Shaw stated that the lighting plan needed to be adjusted. Mr. Shiffler stated they are working on it and will get an electronic version to Director Shaw.

Council Member Riding motioned for approval subject to lighting plan meeting City of Altoona staff’s approval. Council Member Sloan seconded the motion.

Roll Call Vote:

Y Conkling 2 Sloan 1 Riding Y Warren Y Nolin (5-0)

15. **Consent Agenda**
- a) **Allow Bills**
 - b) **Capital Project**
B1) **Pay App #1 – North I-80 Utility Extension – H&W Contracting, LLC - \$143,595.33**
 - c) **Arbor Day Proclamation**
 - d) **Consider request from Fireside Grille for Bike Night on Monday evenings from May through September to utilize grass area east of Fireside for family games and music**
 - e) **Resolution approving Gas Pipeline Easement to MidAmerican Energy Company (located by railroad tracks north of Water Plant #3)**
Resolution #4-21-2008 #06 RESOLUTION TO GAS PIPELINE EASEMENT TO MIDAMERICAN ENERGY COMPANY (LOCATED BY RAILROAD TRACKS NORTH OF WATER PLANT #3)

- f) **Resolution approving Gas Pipeline Easement to MidAmerican Energy Company (located south of Hy-Vee)**
Resolution #4-21-2008 #07 RESOLUTION TO APPROVE GAS PIPELINE EASEMENT TO MIDAMERICAN ENERGY COMPANY (LOCATED SOUTH OF HY-VEE)
- g) **Resolution to fix a date for a Public Hearing on a loan agreement in a principal amount not to exceed \$1,800,000**
Resolution #4-21-2008 #08 RESOLUTION TO FIX A DATE FOR A PUBLIC HEARING ON A LOAN AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,800,000
- h) **Resolution to set a date for Public Hearing on the Issuance of Annual Appropriation Urban Renewal Tax Increment Revenue Bonds in a principal amount not to exceed \$60,000,000**
Resolution #4-21-2008 #09 RESOLUTION TO SET A DATE FOR PUBLIC HEARING ON THE ISSUANCE OF ANNUAL APPROPRIATION URBAN RENEWAL TAX INCREMENT REVENUE BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$60,000,000
- i) **Set Public Hearing for May 5, 2008, at 6:30 pm to consider approval of the plans, specifications, form of contract and estimated costs for the Western Gateway Improvements**
- j) **Set Public Hearing for May 5, 2008, at 6:30 pm to consider approval of the plans, specifications, form of contract and estimated costs for the Center Place SW Extension Project.**
- k) **Set Public Hearing for May 5, 2008, at 6:30 pm to consider the conveyance and vacation of property known as Lot "B" (Street) of Nancy Ann Estates Plat 1 to Daymark-Springtree Meadows, LLC.**
- l) **Consider approval for Altoona Adult Softball League lease agreement**

Roll Call Vote:

1 Conkling 2 Sloan Y Riding Y Warren Y Nolin (5-0)

16. **Beer and Liquor Permits**

a) **Big Steer – Class C (Commercial Liquor License)**

Police Chief John Gray stated that there were no violations at this establishment. City Administrator Mark stated this establishment did have some fire code violations but none were life threatening. Council Member Warren motioned to approve subject to 30 days to comply with fire code regulations.

Roll Call Vote:

Y Conkling Y Sloan Y Riding 1 Warren 2 Nolin (5-0)

b) **Bosselman Travel Center – Class C (Commercial Beer License)**

Police Chief John Gray stated that there were no violations at this establishment. City Administrator Mark stated Bosselman had the same issue as Big Steer. Council Member Conkling motioned to approve subject to 30 days to comply with fire code.

Roll Call Vote:

1 Conkling Y Sloan Y Riding 2 Warren Y Nolin (5-0)

c) **Rich's Sports Bar – Class C (Commercial Liquor License)**

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

Roll Call Vote:

Y Conkling 1 Sloan Y Riding Y Warren 2 Nolin (5-0)

d) Adult Softball League – Class B (Commercial Beer License – includes wine coolers)

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

Roll Call Vote:

Y Conkling 2 Sloan Y Riding 1 Warren Y Nolin (5-0)

e) Fireside Grille LLC – Extended Outdoor Area Bike Night

Police Chief John Gray stated that there were no violations at this establishment. City Administrator Mark stated this establishment also had the fire code issue listed above. Council Member Conkling motioned to approve subject to 30 days to comply with fire code.

Roll Call Vote:

1 Conkling 2 Sloan Y Riding Y Warren Y Nolin (5-0)

17. General Business Items/Reports and Updates

Council Member Conkling requested the council approve a letter in support of the MPO requesting a grant from the Environmental Protection Agency.

Roll Call Vote:

1 Conkling 2 Sloan Y Riding Y Warren Y Nolin (5-0)

Council Member Sloan requested the council cover the library expansion topic at the May 12th work session.

Council Member Riding reminded council of the Chamber Spring Dinner.

Council Member Nolin stated he attended the Municipal Leadership Class #3 and it was very informative.

18. Adjourn

Roll Call Vote: at 7:03 p.m.

2 Conkling Y Sloan Y Riding 1 Warren Y Nolin (5-0)

Attest to:

Amy S. Hill, Secretary

Timothy J. Burget, Mayor