

**CITY OF ALTOONA COUNCIL MEETING
MONDAY, JANUARY 5, 2009, 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- present

City Officials Present: Jeff Mark, Randy Pierce, Vern Willey, John Shaw, John Gray, Jerry Whetstone, Jody Evans, Attorney Bob Laden

Audience Present: Helen Blaney, Dennis Keller, Brent Culp, Krista Kielsmasher.

2. Perfecting and approval of the agenda

Roll Call Vote:

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

3. Approval of December 15, 2009, Council Minutes

Motion to approve minutes as presented.

Roll Call Vote:

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

4. Citizens request to address council

No one came forward to speak

5. Public Hearing to consider an amendment to Chapter 69.08 No Parking Zones to clarify language for parking on 8th Avenue SE (1st Reading)

Mayor Tim Burget explained this was a public hearing for the proposed amendment to Chapter 69.08, No Parking Zones. The amendment clarifies that there is no parking on 8th Avenue SE, on either side of the street, from 1st Street East to 8th Street SE. This is the stretch of 8th Avenue SE that is adjacent to the youth complex.

Open Hearing at 6:31 pm

Public Comment: No one came forward to speak

Close Hearing at 6:32 pm

6. Ordinance amending the Code of Ordinance of the City of Altoona, Iowa, by amending Chapter 69.08 No Parking Zones to clarify language for parking on 8th Avenue SE (1st Reading)

ORDINANCE NO. 1-5-2009 #01-05-2009#1 (297) AMENDMENT TO CHAPTER 69.08 NO PARKING ZONES TO CLARIFY LANGUAGE FOR PARKING ON 8TH AVENUE SE

Roll Call Vote: (1st reading)

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

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

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

Roll Call Vote: (to publish)

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

7. Public Hearing to consider an amendment to Chapter 69.08 No Parking Zones to add no parking on Adventureland Drive NW and Adventureland Drive NE

Mayor Burget stated the current ordinance still refers to Adventureland Drive as 9th Street NW and NE. The amendment will correctly identify this street and prohibit parking on Adventureland Drive NW and Adventureland Drive NE, on either side, within the City Limits. The portion of old Adventureland Drive that has been renamed 9th Street NW and 9th Street NE, is covered on the general provision of the ordinance that prohibits parking on the north side of streets within the City Limits.

Open Hearing at 6:33 pm

Public Comment: No one came forward to speak

Close Hearing at 6:34 pm

8. Ordinance amending the Code of Ordinance of the City of Altoona, Iowa, by amending Chapter 69.08 No Parking Zones to add no parking on Adventureland Drive NW and Adventureland Drive NE (1st Reading)

ORDINANCE NO. 1-5-2009 #01-05-2009 #1 (298) AMENDMENT TO CHAPTER 69.08 NO PARKING ZONES TO ADD NO PARKING ON ADVENTURELAND DRIVE NW AND ADVENTURELAND DRIVE NE

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

Roll Call Vote: (to publish)

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

9. Resolution to amend the comprehensive plan land use map from commercial to Business Park for property at 295 9th Street NE

Mayor Burget explained that Jim Ralston, the owner of Daso Coatings has requested that this item be placed on the January 19, 2009, council agenda. Staff continues to work with Mr. Ralston to resolve the issues concerning his request. Council Member Stacey Warren made a motion to continue the resolution until a future council meeting Council Member Skip Conkling seconded the motion.

Roll Call Vote:

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

10. Public hearing to consider a rezoning request from Daso Coatings to rezone their property at 295 9th Street NE from C-2 (General Commercial) to M-1 (Limited Industrial)

Motion to continue the public hearing until future council meeting was made by Council Member Conkling. The motion was seconded by Council Member Michelle Sloan.

Roll Call Vote:

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

11. Consider approval of 28E Agreement for Members of the Polk County Emergency Management Commission for Funding of Emergency Management Administration

Mayor Burget stated the 28E Agreement for Members of the Polk County Emergency Management Commission for Funding of Emergency Management Administration. The purpose of the agreement is to fund the Emergency Management Administration. The Emergency Management Commission provides direction for the delivery of emergency management services of planning, administration, coordination, training and support for local governments and their departments. The term of this agreement shall be for three years, expiring on June 30, 2011. The assessment for each year of this agreement is 25 cents per capita. The annual cost to the City of Altoona is \$3,325.25. Attachment 1, to the agreement has a table, which lists the assessments for all member communities.

Roll Call Vote:

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

12. **Mayor Appointments**

- a) **Mayor Pro-tem – Skip Conkling**
- b) **Council Liaisons**
 - Library Board – Michelle Sloan
 - Chamber of Commerce – Joe Riding
 - Economic Development – Jeff Mark (primary), Tim Burget (alternate)
 - Park Board – Gerald Nolin
 - P&Z – Joe Riding
 - Altoona Campus – Joe Riding
 - Public Safety – Gerald Nolin
- c) **CIRDWC – Michelle Sloan (primary), Skip Conkling (alternate)**
- d) **Metro Waste – Stacey Warren (primary), Tim Burget (alternate)**
- e) **DART – Skip Conkling**
- f) **WRA – Tom Hadden (primary), Jeff Mark (alternate)**
- g) **WRA Tech – Jim Utter (primary), Karen Oppelt (alternate)**
- h) **MAC – Skip Conkling (primary), Tim Burget (alternate)**
- i) **CVB – Tim Burget (primary), Stacey Warren (alternate)**
- j) **Homeland Security – Tim Burget (primary), Jerry Whetstone (alternate)**
- k) **BRAVO – Stacey Warren**
- l) **E911 Service Board – John Gray (primary), Jerry Whetstone (alternate)**
- m) **Parks Board – Paula Winslow, Rodney Marvin**

13. **Organizational Resolutions**

- a) **City Attorney – Bob Laden**
Resolution #1-5-09 #01 RESOLUTION TO APPROVE CITY ATTORNEY
Roll Call Vote:
1 Conkling Y Sloan Y Riding 2 Warren Y Nolin (5-0)
- b) **Police Attorney – Laden & Pearson PC**
Resolution #1-5-09 #02 RESOLUTION TO APPROVE POLICE ATTORNEY
Roll Call Vote:
Y Conkling 2 Sloan Y Riding Y Warren 1 Nolin (5-0)
- c) **Official Newspaper – Altoona Herald - Mitchellville Index & Des Moines Register**
Resolution #1-5-09 #03 RESOLUTION TO APPROVE OFFICIAL NEWSPAPER
Roll Call Vote:
Y Conkling 1 Sloan Y Riding 2 Warren Y Nolin (5-0)
- d) **Official Depository - Community State Bank \$30,000,000.00**

Bank Altoona	\$30,000,000.00
Legacy Bank	\$95,000,000.00
US Bank	\$30,000,000.00
Iowa Public Trust	\$30,000,000.00
Great Western Bank	\$30,000,000.00
Edward D. Jones	\$ 1,000,000.00

Resolution #1-5-09 #04 RESOLUTION TO APPROVE OFFICIAL DEPOSITORY
Roll Call Vote:
1 Conkling Y Sloan Y Riding 2 Warren Y Nolin (5-0)
- e) **Polk County Emergency Management Agency - Tim Burget**
Jerry Whetstone (alternate)

**Resolution #1-5-09 #05 RESOLUTION TO APPROVE POLK COUNTY
EMERGENCY MANAGEMENT AGENCY**

Roll Call Vote:

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

- g) **Planning and Zoning Board – Dennis Keller, Dan Narber & Jeda Blanchard.
Resolution #1-5-09 #06 RESOLUTION TO APPROVE PLANNING AND
ZONING BOARD**

Roll Call Vote:

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

14. Swearing in of Board and Commission Members

No board or commission members present to be sworn in.

15. Consent Agenda

a) **Allow Bills**

b) **Capital Project**

**B1) Change Order #2 – NW Commercial Area – Phase 1 Division 1 Improvements –
McAninch Corporation - \$765.64**

**B2) Pay App #3 – NW Commercial Area – Phase 1 Division 1 Improvements –
McAninch Corporation - \$318,565.53**

**B3) Change Order #13 – 1st Avenue South Reconstruction – Eco Tech Construction
LLC. – (\$45,603.15)**

**B4) Pay App #14– 1st Avenue South Reconstruction – Eco Tech Construction LLC.
– \$30,239.38**

Roll Call Vote:

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

16. Beer and Liquor Permits

a) **Wal-Mart – Class E**

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

Roll Call Vote:

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

b) **Adventureland Inn – Class E**

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

Roll Call Vote:

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

c) **Adventureland Inn – Class B**

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

Roll Call Vote:

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

d) **Adventureland Park Palace Theater – Class C (Commercial Outdoor)**

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

Roll Call Vote:

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

e) **Olde Town Tap – Class C**

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)

17. General Business Items/Reports and Updates:

Mayor Burget said that they are visiting with each returning board members, reminding them of the attendance requirements. Staff will put this topic on the work session next Monday night for discussion.

Council Member Conkling stated Johnston and Clive have sent a letter to DART ending their association with them in 18 months.

Council Member Joe Riding said he had a resident contact him regarding 1st Ave South's sidewalks on the west side of the street regarding whose responsibility it is to shovel the snow off the sidewalk. Vern said it was the resident's responsibility to shovel the sidewalk.

18. Adjourn

Roll Call Vote at 6:56 pm:

2 Conkling _Y_ Sloan _Y_ Riding _1_ Warren _Y_ Nolin (5-0)

Attest to:

Jody Evans, Secretary

Timothy J. Burget, Mayor