

**CITY OF ALTOONA COUNCIL MEETING  
MONDAY, FEBRUARY 16, 2009, 6:30 P.M.  
AT THE ALTOONA CITY HALL**

**1. CALL TO ORDER**

Roll Call at 6:31 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, Attorney Bob Laden

**Audience Present:** Dennis Keller, Brent Culp, Jim Ralston, Greg Edwards, Al Lorenzen, Jennifer McAbee, Jamie McAbee, Joseph McAbee, Krista Kiakmeier

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

Mayor Tim Burget stated he had no changes to the agenda.

Roll Call Vote:

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

**3. Approval of February 2, 2009, Council Minutes**

Mayor Burget requested a motion to approve minutes as presented.

Roll Call Vote:

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

**4. Citizens request to address council**

No one came forward to speak.

**5. Ordinance to rezone Daso Coatings property at 295 9<sup>th</sup> Street NE from C-2 (General Commercial) to Conditional M-1 (Limited Industrial) (2<sup>nd</sup> reading)**

**ORDINANCE NO. #2-2-2009# 1 (299) AMENDMENT TO REZONE DASO COATINGS PROPERTY AT 295 9<sup>TH</sup> STREET NE FROM C-2 (GENERAL COMMERCIAL) TO CONDITIONAL M-1 (LIMITED INDUSTRIAL) (2<sup>ND</sup> READING)**

Mayor Burget explained this is the second reading to rezone the property at 295 9<sup>th</sup> Street NE from C-2 (General Commercial) to Conditional M-1 (Limited Industrial). Council Member Gerald Nolin stated that he would like the council to consider passing the rezoning with a “subject to...” addendum. He would like the “subject to” to state the trucks would not be placed in the front of the building and any trucks would be moved within 24 hours and if Mr. Ralston did not have space the trucks would be diverted to another facility. Also, Council Member Nolin stated that the paved parking lot needs to be installed by April 30, 2009. Jim Ralston, owner of DASO Coatings located at 295 9<sup>th</sup> Street NE, he would be agreeable to moving the trucks to the side of the building within 24 hours but he would wish to have more time to install the permanent parking lot due to finance issues. Council Member Skip Conkling stated he found the 24 hours restrictive and would be agreeable to 48 hours and having the parking lot installed by June 30, 2009.

**\*\*\*Council Member Stacey Warren arrived at 6:34pm\*\*\***

Council Member Conkling motioned approval of the rezoning subject to stating any trucks illegally parked in front of the building need to be moved to the back parking lots within 48 hours. Also, the permanent paved parking lot needs to be installed by June 30, 2009. Council Member Joe Riding seconded the motion.

Roll Call Vote: (2<sup>nd</sup> Reading)

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

Roll Call Vote: (Waive 3<sup>rd</sup> Reading)

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

Roll Call Vote: (to publish)

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

**6. Resolution approving purchase of ROW and or easements for the Railroad Spur Expansion Project (Iowa Cold Storage, LLC.)**

**Resolution #2-16-2009 #01 RESOLUTION TO APPROVE PURCHASE OF ROW AND OR EASEMENTS FOR THE RAILROAD SPUR EXPANSION PROJECT (IOWA COLD STORAGE, LLC.)**

Mayor Burget explained the right-of-way is being acquired for the purpose of constructing the Railroad Spur Expansion. This is an extension of the project that provides rail service to the Merchant's Warehouse. The extension will provide access to Iowa Cold Storage. The cost of the ROW is \$330,000 for 4.05-acres. The cost of the ROW is reimbursable to the city from a federal grant. The railroad spur and ROW will be owned by the City of Altoona and maintained by the owner's of the industrial park, Franzen I-80 Partnership per the development agreement.

Roll Call Vote:

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

**7. Consider approval of construction management agreement for fire department addition with Ball Construction Services, LLC.**

Mayor Burget explained the Ball Construction services presented the city with an agreement to handle the fire department addition. City Administrator Jeff Mark stated under the agreement, Ball Construction will manage the preconstruction, construction and post construction phases. The fee for the preconstruction phase is \$5,000. The cost for Construction Management Services will be based on 5% of all management and construction cost. The estimated construction cost of \$250,000 would result in a fee of \$12,500. Ball is also offering Project Administration and on-site Supervision for a fee not to exceed the sum of \$40,000. Council Member Conkling motion approval but with item #3 (Project Administration and on-site Supervision removed). Council Member Riding seconded the motion.

Roll Call Vote:

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

**8. Consider request from Greater Des Moines Convention & Visitor Bureaus for funding for Junior Olympics**

Mayor Burget stated that Greg Edwards and Al Lorenzen of the Greater Des Moines Convention and Visitors Bureau (CVB) were present to share information in regards to the Junior Olympics. Mr. Edwards, 400 Locust Street, Suite 265, Des Moines, explained the CVB are seeking sponsorships for the Junior Olympics that are to be held in the Des Moines area in 2009. Mr. Lorenzen shared a presentation in regards to Junior Olympics in the Greater Des Moines area in the past and possible numbers for 2009. City Clerk Randy Pierce asked when the funds would need to be received from the city if approved. Mr. Edwards stated that the CVB was flexible in receiving the funds once approved. Mayor Burget stated that we would contact the CVB with the decision.

9. **Consent Agenda**
- a) **Allow Bills**
  - b) **Capital Projects**  
**B1) Pay App #6 – NW Commercial Area – Phase 1 Division 1 Improvements – McAninch Corporation - \$1,656.79**
  - c) **Item removed from Consent Agenda**
  - d) **Resolution approving purchase of ROW and or easements for the Railroad Spur Expansion Project (Merchants White Line Warehousing, Inc.)**  
**Resolution #2-16-2009 #03 RESOLUTION TO APPROVE PURCHASE OF ROW AND OR EASEMENTS FOR THE RAILROAD SPUR EXPANSION PROJECT (MERCHANTS WHITE LINE WAREHOUSING, INC.)**
  - e) **Resolution approving purchase of ROW and or easements for the Railroad Spur Expansion Project (Skivey, LLC.)**  
**Resolution #2-16-2009 #04 RESOLUTION TO APPROVE PURCHASE OF ROW AND OR EASEMENTS FOR THE RAILROAD SPUR EXPANSION PROJECT (SKIVEY, LLC.)**
  - f) **Resolution approving purchase of ROW and or easements for the Railroad Spur Expansion Project (Meadowland II, LLC.)**  
**Resolution #2-16-2009 #05 RESOLUTION TO APPROVE PURCHASE OF ROW AND OR EASEMENTS FOR THE RAILROAD SPUR EXPANSION PROJECT (MEADOWLAND II, LLC.)**
  - g) **Resolution to approving purchase of ROW and or easements for the Railroad Spur Expansion Project (Franzen – Altoona – I-80 Partnership)**  
**RESOLUTION #2-16-2009 #06 RESOLUTION TO APPROVE PURCHASE OF ROW AND OR EASEMENTS FOR THE RAILROAD SPUR EXPANSION PROJECT (FRANZEN – ALTOONA – I-80 PARTNERSHIP)**
  - h) **Resolution approving an underground electric line easement to MidAmerican Energy Company**  
**RESOLUTION #2-16-2009 #07 RESOLUTION TO APPROVE AN UNDERGROUND ELECTRIC LINE EASEMENT TO MIDAMERICAN ENERGY COMPANY**
  - i) **Consider approving lease agreement with Altoona Little League**
  - j) **Set a public hearing for Monday, March 2, 2009, at 6:30 pm to discuss FY 09/10 City of Altoona budget.**

Council Member Conkling requested item #c be removed and voted on separately from the Consent Agenda. Council Member Riding motioned subject to removing item #c from the Consent Agenda. Council Member Warren seconded the motion.

Roll Call Vote:

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

**\*\*\*Item #c from Consent Agenda\*\*\***

**Resolution approving requests for tax abatement**

**Resolution #2-16-2009 #02 RESOLUTION TO APPROVE REQUESTS FOR TAX ABATEMENT**

Council Member Conkling requested more information in regards to application #9 on the list (3033-09 443 26<sup>th</sup> St. SE, David Gabe Edwards, 900035, basement, \$10,830.00) before he would approve tax abatement for this home. Council Member Conkling motioned approval of the tax abatement resolution with application #9 on the list removed. Council Member Riding seconded the motion.

Roll Call Vote:

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

**10. Beer and Liquor Permits**

**a) Git 'n Go – Class C (Beer)**

Police Chief John Gray stated that there were no violations at this establishment  
Roll Call Vote:

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

**b) Fireside – Class C (Commercial Liquor)**

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) The Coffee Barn Roasterie – Class B (Native Wine)**

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)

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

No reports given.

**12. Adjourn**

Roll Call Vote at 7:03 pm:

Roll Call Vote:

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

Attest to:

\_\_\_\_\_  
**Amy S. Hill, Secretary**

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