

**CITY OF ALTOONA COUNCIL MEETING
MONDAY, JUNE 1, 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- present

City Officials Present: Jeff Mark, Randy Pierce, Vern Willey, John Shaw, Denny Parker, Jerry Whetstone, Karen Oppelt, Jeff Harden, Amy Hill, Attorney Bob Laden

Audience Present: Brent Culp, Dennis Keller, Merle Knuth, Helen Blaney, Jon Burmeister, Keith Denner

2. Perfecting and approval of the agenda

Mayor Tim Burget requested a motion to approve the agenda.

Y Conkling _Y_ Sloan _1_ Riding _2_ Warren _Y_ Nolin (5-0)

3. Approval of May 18, 2009, Council Minutes

Mayor Burget requested a motion to approve minutes as presented.

Roll Call Vote:

1 Conkling _Y_ Sloan _Y_ Riding _2_ Warren _Y_ Nolin (5-0)

4. Citizens request to address council

Keith Denner, owner of Professional Property Management, 201 S. 5th Street, Suite 202, Ames, Iowa 50010-3102. He owns both Oakland and Spruce Point Apartment complexes. Mr. Denner requested the council to consider a crime prevention-training program for landlords similar to West Des Moines and Ankeny.

5. Public Hearing for designation of the expanded Altoona Urban Renewal Area and on urban renewal plan amendment

Mayor Burget explained this public hearing is to expand the City of Altoona's Urban Renewal Area. These properties include Village Park, Ironwood Park, the land for the new City Hall, and the two properties recently purchased for the Soccer Complex.

Open Hearing at 6:34 pm

Public Comment: No one came forward to speak.

Close Hearing at 6:34:30 pm

6. Resolution to declare necessity and establish an urban renewal area, pursuant to Section 403.4 of the Code of Iowa and approve urban renewal plan amendment for the 2009 Addition to the Altoona Urban Renewal Area

Resolution #6-1-2009 #01 RESOLUTION TO DECLARE NECESSITY AND ESTABLISH AN URBAN RENEWAL AREA, PURSUANT TO SECTION 403.4 OF THE CODE OF IOWA AND APPROVE URBAN RENEWAL PLAN AMENDMENT FOR THE 2009 ADDITION TO THE ALTOONA URBAN RENEWAL AREA

Roll Call Vote:

Y Conkling _Y_ Sloan _2_ Riding _Y_ Warren _1_ Nolin (5-0)

7. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004 by adding a new chapter pertaining to inspections of residential rental properties (2nd Reading)**

ORDINANCE NO. 5-18-2009 # 1 (303) AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004 BY ADDING A NEW CHAPTER PERTAINING TO INSPECTIONS OF RESIDENTIAL RENTAL PROPERTIES

Mayor Burget stated this is the proposed amendment to the Code of Ordinances, adding Chapter 162 pertaining to the inspections of residential property. The provisions of this ordinance shall apply to all residential rental properties and their related accessory structures. These provisions shall constitute minimum requirements and standards for premises, structures, equipment, and facilities for light, ventilation, space, heating, sanitation, protection from the elements, life safety from fire and other hazards, and for safe and sanitary maintenance. This is the second reading of this ordinance.

Keith Denner, owner of Professional Property Management, 201 S. 5th Street, Suite 202, Ames, Iowa 50010-3102. He owns both Oakland and Spruce Point Apartment complexes. Mr. Denner stated he was in support of the new ordinance and is confident that the City of Altoona will implement it well. He was concerned about not having an occupancy permit for the rental properties starting July 1, 2009. He stated this may create two concerns: 1) The ability of Section 8 tenants to be receive payments from the Federal government, and 2) how a court will view an owner when he/she has a claim. City Attorney Bob Laden stated he and Building Official Jeff Harden would look into the two issues and have them addressed by the June 15 Council Meeting.

Roll Call Vote: (2nd Reading)

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

8. **Consider request from Doug Teuber for addition to war memorial located at Enabling Gardens**

Doug Teuber, 500 3rd Avenue SE, Altoona, is seeking council permission to add an additional soldier figurine to the memorial located near the Enabling Gardens.

Roll Call Vote:

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

9. **Resolution to consider a preliminary plat for Tomlinson Acres (County Plat)**

Resolution #6-1-2009 #02 RESOLUTION TO APPROVE A PRELIMINARY PLAT FOR TOMLINSON ACRES (COUNTY PLAT)

Mayor Burget explained this plat is located just south of the corporate limits of Altoona, but within our statutory review area. The owner of the home had previously acquired the Outlot on which the shed sits. They recently wanted to acquire the nearby barn, but that sat on the larger agricultural lot to the south. However, splitting that lot off and joining it to this piece required a subdivision plat instead of a plat of survey. Therefore, this subdivision plat proposes to combine the home lot, shed lot, and barn lot into one lot, Lot 1. No new construction will take place; this is simply joining all the parcels into one property.

Roll Call Vote:

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

10. **Resolution to consider a final plat for Tomlinson Acres (County Plat)**

RESOLUTION #6-1-2009 #03 RESOLUTION TO APPROVE A FINAL PLAT FOR TOMLINSON ACRES (COUNTY PLAT)

Roll Call Vote:

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

11. **Resolution to approve and adopting a schedule of administrative penalty amounts for violations of Chapter 100 as authorized by the Code of Ordinances City of Altoona**
Resolution #6-1-2009 #04 RESOLUTION TO APPROVE AND ADOPTING A SCHEDULE OF ADMINISTRATIVE PENALTY AMOUNTS FOR VIOLATIONS OF CHAPTER 100 AS AUTHORIZED BY THE CODE OF ORDINANCES CITY OF ALTOONA
Mayor Burget explained the fee schedule needs to be established by resolution to accompany the WRA required Fats, Oils and Grease ordinance. City Administrator Jeff Mark stated the fees are administrative penalties for violations of the ordinance. The fee schedule is the same as the WRA's for all member communities.
Roll Call Vote:
Y Conkling 2 Sloan Y Riding 1 Warren Y Nolin (5-0)
12. **Resolution to approve providing for the sale and issuance of \$5,295,000 General Obligation Urban Renewal Corporate Purpose Bonds, Series 2009A, and providing for the levy of taxes to pay the same**
Resolution #6-1-2009 #05 RESOLUTION TO APPROVE PROVIDING FOR THE SALE AND ISSUANCE OF \$5,295,000 GENERAL OBLIGATION URBAN RENEWAL CORPORATE PURPOSE BONDS, SERIES 2009A, AND PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME
Mayor Burget stated this bond issue will be used to pay for Phase I of the Civic Plaza Project (\$2.5 million), and Phase I of the Soccer Complex Project (\$2.7 million). Jon Burmeister of PFM, 2600 Grand Avenue, Suite 214, Des Moines, was in attendance to present the bids received on the bond sale and answer any questions.
Roll Call Vote:
Y Conkling 2 Sloan Y Riding 1 Warren Y Nolin (5-0)
13. **Resolution to approve providing for the sale and issuance of General Obligation Urban Renewal Refunding Bonds, Series 2009B and providing for the levy of taxes to pay the same**
Resolution #6-1-2009 #06 RESOLUTION TO APPROVE PROVIDING FOR THE SALE AND ISSUANCE OF GENERAL OBLIGATION URBAN RENEWAL REFUNDING BONDS, SERIES 2009B AND PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME
Mayor Burget explained this refinancing will pay off the Series 2000 and the Series 2001 bonds. Jon Burmeister from PFM shared the bids received on the bond sale and to answered questions.
Roll Call Vote:
Y Conkling Y Sloan 1 Riding 2 Warren Y Nolin (5-0)
14. **Resolution to approve providing for the sale and issuance of \$3,750,000 Water Revenue Bonds, Series 2009C**
Resolution #6-1-2009 #07 RESOLUTION TO APPROVE PROVIDING FOR THE SALE AND ISSUANCE OF \$3,750,000 WATER REVENUE BONDS, SERIES 2009C
Mayor Burget stated this bond issue will be used for payment to Des Moines Waterworks for our share of the Southeast Water Tower (\$2.5 million). The remainder will be used for several other water projects. Jon Burmeister from PFM shared the bids received on the bond sale and to answered questions.
Roll Call Vote:
Y Conkling 2 Sloan Y Riding Y Warren 1 Nolin (5-0)

15. Consent Agenda

- a) **Allow Bills**
- b) **Capital Projects**
B1) Pay App #13 – NW Commercial Area – Phase 1 Division 1 Improvements
McAninch Corporation - \$398,046.71
- c) **Resolution approving requests for Tax Abatement**
Resolution #6-1-2009 #08 RESOLUTION TO APPROVE REQUESTS FOR TAX ABATEMENT
- d) **Consider professional services agreement with Snyder & Associates for Altoona Fire Station Site Plan**
- e) **Consider agreement with INVISION Architecture for Altoona Fire Station Addition**
- f) **Set a public hearing for Monday, June 15, 2009, for an ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004, Chapter 23.05, Term of Office for Planning and Zoning**
- g) **Set a public hearing for Monday, June 15, 2009, for an ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004, Chapter 170.01, Board Created for Board of Adjustment**

Roll Call Vote:

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

16. Beer and Liquor Permits

- a) **Walgreens – Class C (Beer Permit)**
Police Lieutenant Dennis Parker stated that there were no violations at this establishment
Roll Call Vote:
 Y Conkling 2 Sloan Y Riding 1 Warren Y Nolin (5-0)
- b) **Being There Coffee House – Class B (Beer Permit)**
Police Lieutenant Dennis Parker stated that there were no violations at this establishment
Roll Call Vote:
 Y Conkling 2 Sloan Y Riding Y Warren 1 Nolin (5-0)

17. General Business Items/Reports and Updates

*Council Member Michelle Sloan gave an update on activities at the Library.

*Council Member Joe Riding gave an update on activities at the Chamber of Commerce.

*Council Member Gerald Nolin shared that the Parks Board took a tour of parks and were impressed with all the new equipment available for citizens.

18. Adjourn

Roll Call Vote at 7:13 pm:

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

Attest to:

Amy S. Hill, Secretary

Timothy J. Burget, Mayor