

**CITY OF ALTOONA COUNCIL MEETING
MONDAY, SEPTEMBER 21, 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- absent	Nolin- present
Riding- present	Sloan- present	Warren- present

City Officials Present: Randy Pierce, Denny Parker, Jerry Whetstone, John Shaw, Vern Willey, Amy Hill

Audience Present: Brent Culp, Dennis Keller, Larry McKeever, Norma Teuber, Doug Teuber, Kirk Whalen, John Rullman, Diane Burget, Krista Kielsmeier

** Doug Teuber presented the new Altoona city flag.

2. Perfecting and approval of the agenda

Mayor Tim Burget requested a motion approve the agenda with the removal of item #12.

Roll Call Vote:

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

3. Approval of September 9, 2009, Council Minutes

Mayor Burget requested a motion to approve minutes as presented.

Roll Call Vote:

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

4. Citizens request to address council

Larry McKeever, 112 10th St. SE, Altoona, expressed concerns regarding a pothole. Community Services Director Vern Willey stated he would get it taken care of.

5. Public Hearing to consider adding stop signs on 34th Avenue NW at Adventureland Drive NW

Mayor Burget explained this ordinance will add stop signs on 34th Avenue NW to stop north bound and south bound traffic. This will now be a four-way stop.

Open Hearing at 6:37 pm

Public Comment: No one came forward to speak.

Close Hearing at 6:37:30 pm

6. **Ordinance to amending the Code of Ordinances of the City of Altoona, Iowa, 2004, by adding a new paragraph in Chapter 65, Section 02**
ORDINANCE NO. 9-21-2009 # 1 (308) AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004, BY ADDING A NEW PARAGRAPH IN CHAPTER 65, SECTION 02
Community Services Director Willey explained that traffic counters have been utilized to determine the needs for this intersection. He also added solar warning stop ahead flashing lights for drivers traveling North and South on 34th Avenue NW.
Roll Call Vote: (1st Reading)
A Conkling 1 Sloan Y Riding 2 Warren Y Nolin (4-0)
Roll Call Vote: (Waive 2nd & 3rd Reading)
A Conkling 2 Sloan 1 Riding Y Warren Y Nolin (4-0)
Roll Call Vote: (to publish)
A Conkling Y Sloan Y Riding 2 Warren 1 Nolin (4-0)
7. **Public Hearing to consider the addition of a new zoning district – C-7 Regional Commercial District**
Mayor Burget stated this is the proposed new zoning ordinance that will govern the Shoppes at Prairie Crossing area and any future C-7 zoning ordinance.
Open Hearing at 6:40 pm
Public Comment: No one came forward to speak.
Close Hearing at 6:41 pm
8. **Ordinance to approve a new zoning district – C-7 Regional Commercial (1st reading)**
ORDINANCE NO. 9-21-2009 # 2 (309) APPROVE A NEW ZONING DISTRICT – C-7 REGIONAL COMMERCIAL (1ST READING)
Heart of America Vice-President Kirk Whalen stated the rezoning will attract businesses that have made some changes due to the recent downturn in the economy. Mr. Whalen also thanked Community Development Director John Shaw who worked with Heart of America on the technical aspects of the ordinance.
Roll Call Vote: (1st Reading)
A Conkling Y Sloan 2 Riding 1 Warren Y Nolin (4-0)
9. **Public Hearing to consider vacating a joint egress/ingress easement on Lots 1 & 2 in Franzen Plat 1**
Mayor Burget explained this easement vacation request stems from the Casey's site plan. The easement to be vacated is located on the shared property line of the two lots.
Open Hearing at 6:43 pm
Public Comment: No one came forward to speak.
Close Hearing at 6:43:30 pm
10. **Resolution to approve vacating a joint egress/ingress easement on Lots 1 & 2 in Franzen Plat 1**
Resolution #9-21-2009 #01 RESOLUTION TO APPROVE VACATING A JOINT EGRESS/INGRESS EASEMENT ON LOTS 1 & 2 IN FRANZEN PLAT 1
Roll Call Vote:
A Conkling 2 Sloan Y Riding 1 Warren Y Nolin (4-0)

**11. Resolution to approve IDOT State Road Use Tax Report
Resolution #9-21-2009 #08 RESOLUTION TO APPROVE IDOT STATE ROAD USE TAX REPORT**

Mayor Burget stated the Road Use Tax Report is a State Code required report that summarizes the receipts and disbursements of Road Use Taxes for the fiscal year.

Roll Call Vote:

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

12. Item #12 removed from agenda

13. Consent Agenda

a) **Allow Bills**

b) **Capital Projects**

B1) **Change Order #1 – NE Casebeer Drive Water Main Improvement Project – The Underground Company - \$422.00**

B2) **Pay App #1 - – NE Casebeer Drive Water Main Improvement Project – The Underground Company - \$101,805.80**

B3) **Change Order #9 – NW Commercial Area – Phase 1 Division 1 Improvements – McAninch Corporation – (\$13,300.00)**

B4) **Pay App #20 - NW Commercial Area – Phase 1 Division 1 Improvements – McAninch Corporation - \$91,580.65**

Roll Call Vote:

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

14. Beer & Liquor Permits

a) **Fareway – adding hard liquor sales**

Police Lieutenant Dennis Parker stated that there was one violation at this establishment. On July 13, 2009, a clerk did sell alcohol to an underage person. The clerk has paid \$735 fine and the establishment will pay \$500 fine. This is the first time this establishment has failed a compliance check.

Roll Call Vote:

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

15. General Business Items/Reports and Updates

*no items for discussion

16. Adjourn

Roll Call Vote at 6:46 pm:

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

Attest to:

Amy S. Hill, Secretary

Timothy J. Burget, Mayor