

**CITY OF ALTOONA COUNCIL MEETING  
MONDAY, NOVEMBER 2, 2009, 6:30 P.M.  
AT THE ALTOONA CITY HALL**

**1. CALL TO ORDER**

Roll Call at 6:30 p.m.

Mayor Burget-absent      Conkling- present                      Nolin- present  
Riding- absent              Sloan- present                      Warren- present

**City Officials Present:** Jeff Mark, Randy Pierce, John Gray, John Shaw, Vern Willey, Amy Hill,  
City Attorney Bob Laden

**Audience Present:** Brent Culp, Dennis Keller, Kirk Whalen

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

Mayor Pro-tem Skip Conkling requested a motion to remove items 12, 13 and 14 from the agenda.

Roll Call Vote:

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

**3. Approval of October 19, 2009, Council Minutes**

Mayor Pro-tem Conkling requested a motion to approve minutes as presented.

Roll Call Vote:

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

**4. Citizens request to address council**

No one came forward to speak.

**5. Ordinance to approve a new zoning district – C-7 Regional Commercial (3rd reading)**

**ORDINANCE NO. 9-21-2009 # 2 (309) APPROVE A NEW ZONING DISTRICT – C-7 REGIONAL COMMERCIAL**

Mayor Pro-tem Conkling explained this is the third reading of the new C-7 Regional Commercial ordinance.

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

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

Roll Call Vote: (to publish)

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

**6. Public Hearing to consider a rezoning request from Prairie Crossing Investment, Inc. to rezone approximately 173.4 acres from A-1 (Agricultural) to C-7 (Regional Commercial)**

Mayor Pro-tem Conkling stated this is a public hearing to consider the rezoning of 173.4 acres from A-1 (Agricultural) to C-7 (Regional Commercial). The property is owned by Prairie Crossing Investment, Incorporated. Council Member Michelle Sloan motioned the public hearing reopened.

Council Member Stacey Warren seconded the motion.

Roll Call Vote:

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

Reopen Hearing at 6:33 pm

Public Comment: No one came forward to speak.

Close Hearing at 6:33:30 pm

7. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004 to rezone approximately 173.4 acres from A-1 (Agricultural) to C-7 (Regional Commercial) (1<sup>st</sup> Reading)**  
**ORDINANCE NO. 11-2-2009 # 1 (314) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004 TO REZONE APPROXIMATELY 173.4 ACRES FROM A-1 (AGRICULTURAL) TO C-7 (REGIONAL COMMERCIAL) (1<sup>ST</sup> READING)**  
 Roll Call Vote: (1<sup>st</sup> Reading)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Roll Call Vote: (Waive 2<sup>nd</sup> & 3<sup>rd</sup> Reading)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Roll Call Vote: (to publish)  
Y Conkling Y Sloan A Riding 2 Warren 1 Nolin (4-0)
8. **Public Hearing to consider an ordinance amendment to the Architectural Design Standards (Chapter 171.01.2.K. (3)) to include the C-7 district in the list of commercial districts**  
Mayor Pro-tem Conkling explained this is a public hearing to add “C-7” to the list of all the other commercial districts that are applicable to the architectural design standards. Buildings within a C-7 zoning district will have to meet at a minimum the same building and architectural material standards as any other commercial building. Council Member Warren motioned the public hearing reopened. Council Member Sloan seconded the motion.  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Reopen Hearing at 6:35 pm  
 Public Comment: No one came forward to speak.  
 Close Hearing at 6:35:30 pm
9. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004 by amending the Architectural Design Standards (Chapter 171.01.2.K. (3)) to include the C-7 district in the list of commercial districts (1<sup>st</sup> Reading)**  
**ORDINANCE NO. 11-2-2009 # 2 (315) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004 BY AMENDING THE ARCHITECTURAL DESIGN STANDARDS (CHAPTER 171.01.2.K. (3)) TO INCLUDE THE C-7 DISTRICT IN THE LIST OF COMMERCIAL DISTRICTS**  
 Roll Call Vote: (1<sup>st</sup> Reading)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Roll Call Vote: (Waive 2<sup>nd</sup> & 3<sup>rd</sup> Reading)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Roll Call Vote: (to publish)  
Y Conkling 1 Sloan A Riding Y Warren 2 Nolin (4-0)
10. **Public Hearing to consider an ordinance amendment to Chapter 167 – Zoning Code General Regulations**  
Mayor Pro-tem Conkling stated this public hearing to consider an ordinance amendment regarding swimming pools and hot tubs. This amendment better defines the enclosure as a barrier rather than a fence. This will allow other materials to be utilized to create the enclosure around the swimming pool. The amendment also allows that hot tubs will be exempt from the barrier requirement, provided the hot tub utilizes a cover that meets the ASTM F1346-91 standards. Council Member Warren motioned the public hearing reopened. Council Member Sloan seconded the motion.  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Reopen Hearing at 6:37 pm  
 Public Comment: No one came forward to speak.  
 Close Hearing at 6:37:30 pm

11. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004 by amending Chapter 167 – Zoning Code General Regulations (1<sup>st</sup> Reading)**  
**ORDINANCE NO. 11-2-2009 # 3 (316) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004 BY AMENDING CHAPTER 167 – ZONING CODE GENERAL REGULATIONS**  
 Roll Call Vote: (1<sup>st</sup> Reading)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)  
 Roll Call Vote: (Waive 2<sup>nd</sup> & 3<sup>rd</sup> Reading)  
Y Conkling 2 Sloan A Riding Y Warren 1 Nolin (4-0)  
 Roll Call Vote: (to publish)  
Y Conkling 2 Sloan A Riding 1 Warren Y Nolin (4-0)
12. **Item removed from the agenda**
13. **Item removed from the agenda**
14. **Item removed from the agenda**
15. **Resolution to approve a preliminary plat for Huff Subdivision (County Plat)**  
**Resolution #11-2-2009 #01 RESOLUTION TO APPROVE A PRELIMINARY PLAT FOR HUFF SUBDIVISION (COUNTY PLAT)**  
Mayor Pro-tem Conkling stated this plat is located on the east side of NE Casebeer Drive, adjacent to portions of the corporate limits of Altoona, but within our statutory review area. The owner of the property is interested in subdividing for the purpose of selling the north lot, Lot 2.  
 Roll Call Vote:  
Y Conkling 2 Sloan A Riding Y Warren 1 Nolin (4-0)
16. **Consent Agenda**
- a) **Allow Bills**
  - b) **Capital Projects**
    - B1) **Pay App #23 – NW Commercial Area – Phase 1 Division 1 Improvements – McAninch Corporation - \$29,822.21**
  - c) **Resolution to approve obligating funds from the Urban Renewal Tax Revenue Fund for appropriation to the payment of annual appropriation tax increment financed obligations which shall come due in the next succeeding fiscal year (F& S Rosenberger, LLC - \$48,857.00)**  
**Resolution #11-2-2009 #02 RESOLUTION TO APPROVE OBLIGATING FUNDS FROM THE URBAN RENEWAL TAX REVENUE FUND FOR APPROPRIATION TO THE PAYMENT OF ANNUAL APPROPRIATION TAX INCREMENT FINANCED OBLIGATIONS WHICH SHALL COME DUE IN THE NEXT SUCCEEDING FISCAL YEAR (F& S ROSENBERGER, LLC - \$48,857.00)**
  - d) **Resolution to approve obligating funds from the Urban Renewal Tax Revenue Fund for appropriation to the payment of annual appropriation tax increment financed obligations which shall come due in the next succeeding fiscal year (Iowa Cold Storage - \$301,685.00)**  
**Resolution #11-2-2009 #03 RESOLUTION TO APPROVE OBLIGATING FUNDS FROM THE URBAN RENEWAL TAX REVENUE FUND FOR APPROPRIATION TO THE PAYMENT OF ANNUAL APPROPRIATION TAX INCREMENT FINANCED OBLIGATIONS WHICH SHALL COME DUE IN THE NEXT SUCCEEDING FISCAL YEAR (IOWA COLD STORAGE - \$301,685.00)**
  - e) **Resolution to approve obligating funds from the Urban Renewal Tax Revenue Fund for appropriation to the payment of annual appropriation tax increment financed**

obligations which shall come due in the next succeeding fiscal year (City's Annual Appropriation Urban Renewal Tax Increment Revenue Bonds, Series 2008 - \$3,304,375.00)

**Resolution #11-2-2009 #04 RESOLUTION TO APPROVE OBLIGATING FUNDS FROM THE URBAN RENEWAL TAX REVENUE FUND FOR APPROPRIATION TO THE PAYMENT OF ANNUAL APPROPRIATION TAX INCREMENT FINANCED OBLIGATIONS WHICH SHALL COME DUE IN THE NEXT SUCCEEDING FISCAL YEAR (CITY'S ANNUAL APPROPRIATION URBAN RENEWAL TAX INCREMENT REVENUE BONDS, SERIES 2008 - \$3,304,375.00)**

- f) **Resolution to approve obligating funds from the Urban Renewal Tax Revenue Fund for appropriation to the payment of annual appropriation tax increment financed obligations which shall come due in the next succeeding fiscal year (LB Properties VI - \$75,848.00)**

**Resolution #11-2-2009 #05 RESOLUTION TO APPROVE OBLIGATING FUNDS FROM THE URBAN RENEWAL TAX REVENUE FUND FOR APPROPRIATION TO THE PAYMENT OF ANNUAL APPROPRIATION TAX INCREMENT FINANCED OBLIGATIONS WHICH SHALL COME DUE IN THE NEXT SUCCEEDING FISCAL YEAR (LB PROPERTIES VI - \$75,848.00)**

- g) **Resolution of adoption between the City of Altoona, Polk County, Iowa Multi-Jurisdictional Hazard Mitigation Plan**

**Resolution #11-2-2009 #06 RESOLUTION TO ADOPTION BETWEEN THE CITY OF ALTOONA, POLK COUNTY, IOWA MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

- h) **Resolution to approve a plat of survey for Parcel "A", of Lot 4 Abbas Acres (County Plat)**

**Resolution #11-2-2009 #07 RESOLUTION TO APPROVE A PLAT OF SURVEY FOR PARCEL "A", OF LOT 4 ABBAS ACRES (COUNTY PLAT)**

- i) **Consider approval of Amendment No. 1 to the Professional Services Agreement for the Altoona Soccer Complex Phase 1 Improvement Project**

- j) **Consider approval of Amendment No. 1 to the Professional Services Agreement for the Altoona Soccer Complex Phase 2 Improvement Project**

- k) **Set a public hearing for November 16, 2009, at 6:30pm to consider approving the Plans, Specs, Form of Contract, and Estimated Costs for the 2009 Sanitary Sewer Lining Project**

Roll Call Vote:

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

## 17. **Beer & Liquor Permits**

### a) **Target – Class E Liquor License**

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

Roll Call Vote:

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

## 18. **General Business Items/Reports and Updates**

Council Member Sloan shared she attended Central Iowa Regional Drinking Water Commission (CIRDWC). CIRDWC is applying for a grant for watershed funding. New officers will be elected. City of Altoona will host the July CIRDWC meeting.

City Administrator Jeff Mark shared that Council Member Conkling and he have attended Metro Advisory Council (MAC) meetings. One item of discussion is the budget shortcomings for the State of Iowa. Local cities will see budget crunches also. The MAC has requested local cities beginning looking into what services can be shared to save money.

Community Services Director Vern Willey shared that Civic Plaza has had lights added to the trail and the aeration fountain is working. The trail is still closed, although some individuals are not adhering to the barriers, but the hope is that part of the trail can be opened before winter.

**19. Adjourn**

Roll Call Vote at 6:47 pm:

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

Attest to:

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

\_\_\_\_\_  
Timothy Burget, Mayor