

**CITY OF ALTOONA COUNCIL MEETING
MONDAY, JANUARY 17, 2011, 6:30 P.M.
AT THE ALTOONA CITY HALL**

1. CALL TO ORDER

Roll Call at 6:30 p.m.

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

City Officials Present: Jeff Mark, Randy Pierce, Jerry Whetstone, John Gray, John Shaw, Aaron Putnam, Karen Oppelt, Amy Hill, City Attorney Bob Laden

Audience Present: Chris Brooks, Bob Kirby, Dean O'Connor, Bob Johnston, Chris McDowell, Brittany McDowell, Brittany Quick, Skip Conkling, Brad Miller, Holly Gibbons, Ivana Lakic

2. Perfecting and approval of the agenda

Mayor Tim Burget requested to approve the agenda as presented.

Roll Call Vote:

Y Mertz _2_ Sloan _1_ Riding _A_ Warren _Y_ Nolin (4-0)

3. Approval of January 3 and 10, 2011, Council Minutes

Mayor Burget requested motion to approve minutes as presented.

Roll Call Vote:

2 Mertz _Y_ Sloan _P_ Riding _A_ Warren _1_ Nolin (3-0-1)

****Stacey Warren arrived at 6:34pm**

4. Citizens request to address council

*Bob Kirby, 1308 3rd Ave. SE, Altoona, asked about the footing drain reimbursement policy and appreciated the information presented by city staff at the informational meetings.

5. Public Hearing to consider an ordinance amendment to Chapter 167.14 Wind Energy Conversion System (WECS)

Mayor Burget explained the Metro Advisory Council (MAC) has developed a model Wind Energy Conversion System ordinance. City Administrator Jeff Mark stated the MAC is asking all metro area cities to consider adopting the ordinance so that every community has similar regulations. Community Development Director John Shaw explained staff and the Planning and Zoning Commission have made some changes to the proposed ordinance regarding processing for approval, noise levels, and requiring liability insurance.

Open Hearing at 6:37 pm

Public Comment: No one came forward.

Closed Hearing at 6:38pm

6. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004, by amending Chapter 167.14 Wind Energy Conversion System (WECS)**
ORDINANCE NO. 1-17-2011 #1 (330) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004, BY AMENDING CHAPTER 167.14 WIND ENERGY CONVERSION SYSTEM (WECS)

Roll Call Vote (1st Reading):

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

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

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

Roll Call Vote (To Publish):

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

7. **Public Hearing to consider adding ordinance Chapter 101 Footing Drain Disconnection Program**

Mayor Burget explained the purpose of this ordinance is to eliminate footing drain connections to the sanitary sewer system. City Administrator Mark explained the ordinance was created for two reasons: 1) to meet EPA & DNR regulations and 2) relieve storm water/sanitary sewer issues. The ordinance establishes a timeline for disconnection and a monthly surcharge for failure to comply. Notification of the need to disconnect will be sent by certified mail or other method approved by the City Council. Notification will be sent to those properties that have been deemed by the Community Services Director Vern Willey, to have storm sewer availability for their property. This is the first reading of the ordinance.

Open Hearing at 6:40 pm

Public Comment: Bob Johnston, 109 8th St., Altoona, asked if the ordinance addressed pipes that drain from the sump pump across the floor to the sanitary sewer. He also stated he appreciated the presentation that city staff provided at the informational meeting. City Administrator Mark stated that running pipes across the floor to the sanitary sewer from the sump pump would not be allowed.

Closed Hearing at 6:41 pm

8. **Ordinance addition to consider adding ordinance Chapter 101 Footing Drain Disconnection Program**

ORDINANCE NO. 1-17-2011 #2 (331) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004, BY ADDING ORDINANCE CHAPTER 101 FOOTING DRAIN DISCONNECTION PROGRAM

Roll Call Vote (1st Reading):

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

9. **Ordinance amending the Code of Ordinances of the City of Altoona, Iowa, 2004, by amending Chapter 92, Section 02 (Water Rates)**

ORDINANCE NO. 1-3-2011 #1 (328) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004, BY AMENDING CHAPTER 92, SECTION 02 (WATER RATES)

Roll Call Vote (2nd Reading):

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

Roll Call Vote (Waive 3rd Reading):

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

Roll Call Vote (To Publish):

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

10. Ordinance amending the Code of Ordinance of the City of Altoona, Iowa, 2004, by amending Chapter 98, Section 10 (Sewer Rates)

ORDINANCE NO. 1-3-2011 #2 (329) AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTOONA, IOWA, 2004, BY AMENDING CHAPTER 98, SECTION 10 (SEWER RATES)

Roll Call Vote (2nd Reading):

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

Roll Call Vote (Waive 3rd Reading):

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

Roll Call Vote (To Publish):

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

11. Brad Miller and Skip Conkling to address council regarding DART

Des Moines Area Regional Transit (DART) Director Brad Miller shared that DART would be expanding a 2nd bus route that will run every 30 minutes from the east side of Des Moines to 8th Street stop in the Wal-Mart parking lot Monday through Friday. The route will be each hour on weekends. This will not affect the Altoona Express route. Skip Conkling updated the council regarding DART activities.

**12. Resolution to approve a resubmitted preliminary plat for Altoona Business Park Plat 1
Resolution #1-3-2011 #01 TO APPROVE A RESUBMITTED PRELIMINARY PLAT FOR ALTOONA BUSINESS PARK PLAT**

Mayor Burget explained this is the resolution to approve the preliminary plat for Altoona Business Park Plat 1. The applicant, Johnston Development Company, is seeking approval of a resubmitted preliminary plat and final plat for the property located at 120 1st Avenue North. The preliminary plat was approved by council but has expired because the final plat was not approved within six months. The plat is 2.45 acres and consists of two lots. Lot 1 will be for the existing building and designed as a flag lot connecting to 1st Avenue North. Most of Lot 1 is zoned M-1 (Limited Industrial), with the flag portion being zoned C-2 (General Commercial). Lot 2 is completely zoned C-2 (General Commercial).

Roll Call Vote:

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

**13. Resolution to approve a final plat for Altoona Business Park Plat 1
Resolution #1-3-2011 #02 TO APPROVE A FINAL PLAT FOR ALTOONA BUSINESS PARK PLAT 1**

Roll Call Vote:

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

**14. Resolution to award RFP and Solid Waste Collection Contract
Resolution #1-3-2011 #03 TO AWARD RFP AND SOLID WASTE COLLECTION CONTRACT**

Mayor Burget stated the Metro Waste Authority (MWA) has proposed to provide services to the City of Altoona that will include developing a request for proposals for solid waste collection, reviewing the proposals and awarding a contract to lowest responsible bidder. City Administrator Mark explained this process will require that the City of Altoona appoint a committee to work with the MWA staff throughout this process. The committee should be comprised of at least one elected official and two city staff representatives. The goal will be to have the contract and hauler in place to begin collection in July of 2011.

Roll Call Vote:

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

- 15. Resolution to approve the IDOT Agreement for RISE funding**
Resolution #1-3-2011 #04 TO APPROVE THE IDOT AGREEMENT FOR RISE FUNDING
Mayor Burget explained Hubbell Reality is seeking a RISE Grant for the construction of a roadway to serve the Ambrose development. City Administrator Mark explained RISE Grants can only be awarded to government agencies. To be considered for a grant award, the City of Altoona will need to be the applicant to the Iowa Department of Transportation (IDOT). The grant is a local grant with the IDOT covering 50% of the eligible cost and Hubbell Reality covering the remaining costs. The City of Altoona will be responsible for administering the grant.
 Roll Call Vote:
2 Mertz Y Sloan Y Riding 1 Warren Y Nolin (5-0)
- 16. Consent Agenda**
- a) **Allow Bills**
 - b) **Capital Projects**
B1) Pay App #7 – Altoona Soccer Park – Elder Corporation - \$106,134.19
 - c) **Resolution to approve tax abatement requests**
Resolution #1-3-2011 #05 TO APPROVE TAX ABATEMENT REQUESTS
 - d) **Consider approval of Jim Herrington’s request for early retirement**
 - e) **Set a public hearing for Monday, February 7, 2011, at 6:30pm to consider amendment to MPO 28E agreement**
- Roll Call Vote:
Y Mertz Y Sloan Y Riding 1 Warren 2 Nolin (5-0)
- 17. Beer & Liquor Permits**
- a) **Olde Town Tap, LLC – Class C (LC) Commercial**
Police Chief Gray stated that there were no violations at this establishment.
 Roll Call Vote:
Y Mertz 2 Sloan Y Riding 1 Warren Y Nolin (5-0)
 - b) **Adventureland Park Palace Theatre – Class C (LC) Commercial, Sunday**
Police Chief Gray stated that there were no violations at this establishment.
 Roll Call Vote:
Y Mertz Y Sloan Y Riding 2 Warren 1 Nolin (5-0)
 - c) **Adventureland Inn – Class E (LE) Carry out Beer and Wine, Class B (LB) Hotel/Motel**
Police Chief Gray stated that there were no violations at this establishment.
 Roll Call Vote:
2 Mertz 1 Sloan Y Riding Y Warren Y Nolin (5-0)
 - d) **Altoona Floral & Gifts – Class B Native Wine (New Owner)**
Police Chief Gray stated that there were no violations at this establishment.
 Roll Call Vote:
Y Mertz 2 Sloan Y Riding 1 Warren Y Nolin (5-0)
- 18. General Business Items/Reports and Updates**
 *Council Member Michelle Sloan explained the Friends of the Library were hosting a fundraiser called “The Knowledge Bowl” at Toad Valley on February 12 at 6:30pm.
- 19. Adjourn**
 Roll Call Vote at 7:12 pm:
1 Mertz Y Sloan Y Riding 2 Warren Y Nolin (5-0)

Attest to:

 Amy S. Hill, Secretary

 Timothy Burget, Mayor