

CITY OF ALTOONA COUNCIL MEETING  
MONDAY, OCTOBER 16, 2023, 6:30 P.M.  
at Altoona City Hall Council Chambers

1. Call to Order

Roll Call at 6:30 pm

Mayor O'Connor- present

Boka - present

Duer - present

Dunwoody- present

Sloan - present

Willey - present

**City Officials Present:** Randy Pierce, Greg Stallman, Jared Ogbourne, Scott Atzen, Dan Scott, John Dostart, John Shaw, Chad Quick, Lyndsay Nielsen, Jeff Bierl, Rachel Simon and Attorney Bob Laden

**Audience Present:** Phyllis Murphy, Chris Lynn, Chad Ratashak, Alex Dutoit, Mike Lambert, Alex Payne

2. Perfecting and approval of the agenda

Mayor O'Connor requested to approve the agenda as presented.

Roll Call Vote:

1 Boka Y Duer 2 Dunwoody Y Sloan Y Willey (5-0)

3. Approval of October 2, 2023 Council Minutes

Mayor O'Connor requested to approve the minutes as presented.

Roll Call Vote:

2 Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (5-0)

4. Citizens request to address Council on items not on the agenda.

Mayor O'Connor is there anyone online? I see Ben has typed some things in we will put into the record. Ben would you like to speak? Anyone else online like to speak? Online - Jeni Kadel present.

Online chat-

18:30:59 From Ben to Everyone:

Why did Altoona Police Chief Stallman tell the Iowa Public Information Board that I am costing "tens of thousands of dollars – and man hours – of taxpayers' money" for sending FOIA requests when my requests are related to the body camera footage (2022-00011377) that the Police is refusing to release to me? What is in that footage that the Police is afraid of the public seeing?

18:31:05 From Ben to Everyone:

Also, why did the Altoona Police take away my ability to use the non-emergency call line and then lie to the Iowa Civil Rights Commission and say that I requested to have it taken away? When will my ability to use the police's non-emergency call line be restored?

18:31:22 From Jeni Kadel to Everyone: Present

5. Presentation of Certificates of Appreciation for CORNival co-chairs Chris Lynn & Molly Johnson

6. Public hearing to consider a rezoning request from JDH Investments, LLC and Signature Commercial Real Estate to rezone 13.548 acres from A-1 (Agricultural District) to M-1 (Light Industrial).

Community Development John Shaw - This public hearing is for a parcel located on the east side of 34<sup>th</sup> Ave NW and north of Interstate 80. Vacant property.

Open: 6:34 pm

Andy Hodges, Signature Realty, 4701 121<sup>st</sup> ST., Urbandale, Iowa 50323 appreciate your consideration.

Close: 6:35 pm

7. Ordinance amending the "Code of Ordinances" of the City of Altoona, Iowa, 2004 Chapter 165, to change the official zoning map to rezone certain properties.

Roll Call Vote:

1 Boka 2 Duer Y Dunwoody Y Sloan Y Willey (5-0)

Roll Call Vote: waive 2<sup>nd</sup> and 3<sup>rd</sup> reading.

1 Boka 2 Duer Y Dunwoody Y Sloan 1 Willey (5-0)

Roll Call Vote: to publish.

Y Boka Y Duer 2 Dunwoody Y Sloan 1 Willey (5-0)

8. Public hearing to consider a rezoning request from High Pointe Church to rezone 5.23 acres from A-1 (Agricultural District) to R-1 (Single-Family Residential).  
Community Development John Shaw - This public hearing is for property that is located north of Edwin Skinner PWKY and west of Spring Creek Sports Complex and SW of the tower.

Open: 6:36 pm

No comment.

Close: 6:37 pm

9. Ordinance amending the "Code of Ordinances" of the City of Altoona, Iowa, 2004 Chapter 165, to change the official zoning map to rezone certain properties.

Roll Call Vote:

1 Boka 2 Duer Y Dunwoody Y Sloan Y Willey (5-0)

Roll Call Vote: waive 2<sup>nd</sup> and 3<sup>rd</sup> reading.

2 Boka 1 Duer Y Dunwoody Y Sloan 1 Willey (5-0)

Roll Call Vote: to publish.

Y Boka 1 Duer Y Dunwoody Y Sloan 2 Willey (5-0)

10. Resolution to approve a site plan for High Pointe Church.

Alex Dutoit, 1209 10<sup>th</sup> Avenue PL SE, Altoona, IA 50009 - appreciate your consideration.

Councilperson Duer - subject to deficiencies.

Roll Call Vote:

Y Boka 1 Duer 2 Dunwoody Y Sloan Y Willey (5-0)

11. Consider Consent Agenda

a. Allow Bills

b. Pay Apps

B) 1-Change Order #1 - Sandstone Management LTD - Altoona Public Works Entrance Driveway-Phase 0 - (\$4,819.09).

B) 2-Pay App #3 - Sandstone Management LTD - Altoona Public Works Entrance Road, Phase 0 - \$152,127.42.

B) 3-Pay App - Jackson Creek Enterprises, Inc. - 2022 Water Main Replacements Project - \$76,243.44.

B) 4-Pay App - Elder Corporation - Spring Creek Park South Pond Boat Ramp & Parking Lot - \$65,709.13.

B) 5-Pay App #6 - Absolute Concrete Construction, Inc. - 1<sup>st</sup> Avenue Reconstruction-Phase 111 - \$289,702.43.

c. Resolution approving writing off of rescue fees from 7-1-2023 thru' 9-30-2023.

d. Resolution levying assessments for costs of nuisance abatement BHNAC schedule no. 2023-01 and providing for the payment thereof.

e. Settlement agreement and release between City of Altoona, Veenstra & Kimm, Inc, and Graff Excavating, Inc.

f. Consider Event Request -

1. - Jolly Holiday Lights Sip and Shop - Outlets of Des Moines - 12-15-23 5 pm to 8 pm

g. Beer and Liquor Permits -

1) Hawk Heaven - Class C Retail Alcohol License (LC) Sunday & Outdoor Sales

2) Target Corp T-1939 - Class E Retail Alcohol License & Sunday Sales

3) Murphy Oil USA #7776 - Class B Retail Alcohol License & Sunday Sales

Roll Call Vote:

1 Boka 2 Duer Y Dunwoody Y Sloan Y Willey (5-0)

12. Department Head Reports & Updates

The following gave updates: Police Department-Greg Stallman, Fire Department-Jared Ogbourne, Community Development-John Shaw, Public Works-Scott Atzen, Public Utilities-Dan Scott, Engineering-

John Dostart, Economic Development-Chad Quick, HR-Lyndsay Nielsen, IT-Jeff Bierl, and City Administrator-Randy Pierce.

13. General Business

14. Adjourn

Councilmember Duer motioned to adjourn at 6:48 pm.

Roll Call Vote:

Y Boka 1 Duer 2 Dunwoody Y Sloan Y Willey (5-0)

Attest to:

\_\_\_\_\_  
Randy Pierce, City Clerk

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Mayor Dean O'Connor