

CITY OF ALTOONA COUNCIL MEETING
MONDAY, SEPTEMBER 18, 2023, 6:30 P.M.
at Altoona City Hall Council Chambers

1. Call to Order

Roll Call at 6:30 pm

Mayor O'Connor- absent

Boka - absent

Duer - present

Dunwoody- present

Sloan - present

Willey - present

City Officials Present: Randy Pierce, Greg Stallman, Jared Ogbourne, Dan Scott, John Dostart, Lyndsay Nielsen, Jeff Bierl and Attorney Bob Laden

Audience Present: Phyllis Murphy, EJ Boos, Russ Boos, Mike Baeke, Ted Griffieon, Toni Resler, Tara Zehr, Emmett Zehr, Garrett Zehr, Kevin Peska, Bryce Skaggs, Rachel Skaggs, Claire Skaggs, Jack Skaggs, Taylr McDonnell, Charlotte McDonnell, Rylie McGonegle, Tyler Smith, and Chad Ratashak

2. Perfecting and approval of the agenda

Councilmember Duer requested to approve the agenda as presented.

Roll Call Vote:

A Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

3. Approval of September 5, 2023 Council Minutes

Councilmember Duer requested to approve the minutes as presented.

Roll Call Vote:

A Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

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

Councilmember Duer asked if there was anyone either online or in person to speak on an item not on the agenda. We do have an online from Ben and we will add that to the minutes. Is there anyone else that has anything to say? With that I will move onto item number five.

18:24:26 From Jeni Kadel to Everyone:
Good evening everyone!!

18:32:18 From Ben to Everyone:

At the previous City Council Meeting, I asked a question about criminal behavior that is being ignored by the Altoona Police and the City said that Officer Todd Trobaugh and his team will deal with it. I have not been contacted by Officer Trobaugh nor has anything been done to suggest that his team is dealing with my issue. In fact, the Altoona Police continues to ignore the existence of my reports regarding that criminal behavior and instead the Police have labeled me as the aggressor for my filming of that criminal behavior being done to me.

Why is the Altoona Police continuing to ignore my evidence showing this criminal behavior? And why is the City Council continuing to falsely state that it has been "dealt with"?

I see that the Mayor and City Council have recently approved pay increases for themselves. Is it appropriate for you to be rewarding yourselves for this continued negligent and unlawful behavior?

18:35:23 From Jeni Kadel to Everyone:
Congrats Officer!!

5. Swearing in of Officer Thomas McDonnell

Councilmember Duer swore in Officer Thomas McDonnell.

6. Public hearing to consider a Public Improvement Project which may require acquisition of property for the Muchikinock Creek Trunk Sewer Phase 2.

Open hearing: 6:37 pm

Comments: Ted Griffieon, 6561 NE 46th Street, Altoona, IA 50009. Mr. Griffieon discussed the

Muchikinock Creek Trunk Sewer Project in relation to his property. He advised that negotiations were still ongoing for the permanent easement with regards to his land and this project.

City Engineer John Dostart stated this is a public hearing to authorize us to proceed to condemnation if we can not reach a voluntary agreement. Negotiations are still ongoing, and we are going to do everything we can to reach a voluntary agreement.

Closed hearing: 6:42 pm

7. Resolution authorizing public improvement which may require acquisition of agricultural land.

Councilmember Josh Dunwoody asked if council would approve or deny a possible settlement?

City engineer John Dostart stated yes, the council would always have to approve the payment on it.

Roll Call Vote:

A Boka Y Duer 2 Dunwoody Y Sloan 1 Willey (4-0)

8. Public hearing to consider a Public Improvement Project which may require acquisition of property for the Adventureland Drive NW Widening Project.

City Engineer John Dostart stated this is a widening project 7th Avenue NW just east of Greenway Park.

Again, we will do everything we can to reach voluntary agreements with property owners. We have had initial contact with all property owners. Our Right-of-Way agent will be in contact with the property owners to present formal offers.

Open hearing: 6:44 pm

Comments: Elizabeth Boos, 813 12th Avenue NW, Altoona, IA 50009. Ms. Boos asked if contact had been made with homeowners and she had two questions regarding her property.

City Engineer John Dostart stated yes contact had been made with homeowners and he would meet with her after the meeting to answer questions.

Closed hearing: 6:46 pm

9. Resolution authorizing public improvement which may require acquisition of agricultural land.

Roll Call Vote

A Boka Y Duer 2 Dunwoody Y Sloan 1 Willey (4-0)

10. Resolution approving the preliminary plat for "Southeast Polk Middle School."

City Administrator Randy Pierce stated this resolution was to reapprove both the preliminary and final plats for the Southeast Polk Middle School.

Roll Call Vote

A Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

11. Resolution approving the final plat for "Southeast Polk Middle School."

Roll Call Vote

A Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

12. Resolution to approve a plat of survey for parcel #2023-149 (4.344 acres).

City Administrator Randy Pierce stated this is a request from Equipment Share to combine two (2) parcels into one 4.344-acres piece of land to be recorded as Parcl 2023-149. This land is located directly southeast of the roundabout at the intersection of 20th Ave NW and 25th Street NW.

Roll Call Vote:

A Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

13. Consider Consent Agenda

a. Allow Bills

b. Pay Apps

B) 1 - Change Order #1 - Confluence - Sam Wise Sports Complex Field Renovation Phase 3 - \$10,000.00

B) 2 - Pay App - Alliance Construction Group - 8th Street SE Widening - \$322,616.27

B) 3 - Pay App - Granite Excavating LLC - Townsend Park Watershed Improvements-Phase 1 - \$249,689.45.

B) 4 - Pay App - Elder Corporation - Spring Creek Park South Pond Boat Ramp & Parking Lot - \$39,463.00.

- B) 5 - Pay App - Jackson Creek Enterprises, Inc. - 2022 Water Main Replacements Project - \$103,334.96.
- B) 6 - Pay App - Sandstone Management LTD - Altoona Public Works Entrance Road, Phase 0 - \$294,729.03.
- c. Resolution accepting temporary construction easement for the 9th Street NE Reconstruction Project.
- d. Resolution accepting temporary construction easement for the 9th Street NE Reconstruction Project.
- e. Resolution accepting permanent public utility easement for construction of the 9th Street NE Reconstruction Project.
- f. Resolution accepting permanent public utility easement for the Magnolia Sanitary Sewer Extension.
- g. Resolution accepting permanent public utility easement for the Magnolia Sanitary Sewer Extension.
- h. Resolution accepting permanent drainage easement for construction of the 9th Street NE Reconstruction Project.
- i. Consider a Standard Professional Services Agreement with Shuck-Britson, Inc for the City of Altoona Pedestrian Bridge Repairs.
- j. Consider a Standard Agreement for Consulting Services with McClure Engineering Company for Water Main Replacement 2023 Altoona, Iowa.
- k. Consider approving agreement with State of Iowa Highway Authority for funding to help pay for railroad crossing improvements on 9th Street & 5th Avenue.
- l. Set public hearing for Monday, October 2, 2023 at 6:30 p.m. at Altoona City Hall to consider plans, specifications, and form of contract for the Haines Park Splashpad Project.
- m. Consider Event Request
 - 1. High Pointe Church Fall Chili Cook-off - 7422 NE 38th Ave (their land) 10/14/23 4 pm
 - 2. Texas Roadhouse - Trunk or Treat (back parking lot) 10/30/23 4 pm-6 pm
- n. Beer and Liquor Permits
 - 1) Scornavacca's - Special Class C Retail Alcohol License, Sunday & Outdoor
 - 2) Sugar Shack - New - Special Class C Retail Alcohol License & Sunday Sales
 - 3) Meta (YourPrivatebar) Class C Retail License (LC) & Outdoor Corporate 10 yr event
 - 4) Kum & Go #184 - Class E Retail Alcohol License (LE) & Sunday Sales

Roll Call Vote:

A Boka Y Duer Y Dunwoody 2 Sloan 1 Willey (4-0)

14. Department Head Reports & Updates

The following gave updates: Police Department-Greg Stallman, Fire Department-Jared Ogbourne, Public Utilities-Dan Scott, Engineering-John Dostart, HR-Lyndsay Nielsen, IT-Jeff Bierl, and City Administrator-Randy Pierce

15. General Business

16. Adjourn

Councilmember Dunwoody motioned to adjourn at 6:58 pm.

Roll Call Vote:

Y Boka Y Duer 1 Dunwoody 2 Sloan Y Willey (4-0)

Attest to:

Randy Pierce, City Clerk

Scott Duer, Councilmember