

CITY OF ALTOONA COUNCIL MEETING
TUESDAY, SEPTEMBER 5, 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, Todd Trobaugh, Jared Ogbourne, Scott Atzen, John Dostart, Chad Quick, John Shaw, Kim Kietzman, Jeff Bierl and Attorney Tim Pearson

Audience Present: Phyllis Murphy, Jeni Kadel, David Cusic, Andrew Frana and Lisa Holtan

2. Perfecting and approval of the agenda

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

Roll Call Vote:

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

3. Approval of August 21, 2023 and August 28, 2023 Council Minutes

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

Roll Call Vote:

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

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

Mayor O'Connor anybody here or online wanting to address the council on something not on the agenda.

It looks like Ben has his questions. It is the standard police question, and we are going to allow Todd Trobaugh and his team to deal with that. Ben would you like to speak? Do you want to do your volume and speak? You have three minutes. If not, we will put your questions into the record and the police will deal with anything that needs to be dealt with. Anyone else?

18:31:09 From Ben to Everyone:

I am here to ask why the Altoona Police opened a criminal investigation against me despite the fact that I provided the Police with video and picture evidence showing that the criminal allegations against me were false and that the people making the claims were actually shown to be engaging in criminal behavior against me. One video was an Altoona Police body camera footage. Even now, the Altoona Police is refusing to acknowledge this evidence and is falsely saying that this issue has been "dealt with". The Altoona Police is calling me the aggressor for filming these criminal acts being done to me.

Why is the Police refusing to enforce the law regarding these false crime reports and criminal acts against me? And why did Altoona Police Chief Greg Stallman mock me via email when I asked this question?

18:32:16 From Ben to Everyone:

The Police is not "dealing" with it. That is why I am here. Could the City Council please explain why you are not allowing me to speak?

18:35:33 From Ben to Everyone:

My microphone is not working.

18:45:58 From Ben to Everyone:

Could you please show where there is a City requirement that I speak aloud?

5. Presentation of Certificates of Appreciation for RAGBRAI co-chairs Lisa Holtan & Andrew Frana

Mayor O'Connor thanked and presented Andrew Frana and Lisa Holtan with certificates of appreciation.

6. Public Hearing to consider amending Chapter 15.04 of the Altoona City Code.

Randy Pierce stated this public hearing is to consider raising the annual pay of the Mayor from \$9,000 to \$12,000. The last time the City raised the pay for elected officials was 2007. This increase will take effect on January 1, 2024.

Open hearing: 6:35 pm

Comments: None

Closed hearing: 6:35 pm

7. Ordinance amending the "Code of Ordinances" of the City of Altoona, Iowa 2004, Chapter 15, Section 4 by amending provisions pertaining to Mayor compensation.

Roll Call Vote (1st Reading):

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

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

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

Roll Call Vote (To publish):

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

8. Public Hearing to consider amending Chapter 16.04 of the Altoona City Code.

Randy Pierce stated this public hearing is to consider raising the annual pay of the Mayor Pro-Tem from \$4,600 to \$9,000. The last time the City raised pay for elected officials was 2007. This increase will take effect on January 1, 2024.

Open hearing: 6:36 pm

Comments: None

Closed hearing: 6:36 pm

9. Ordinance amending the "Code of Ordinances" of the City of Altoona, Iowa 2004, Chapter 16, Section 4 by amending provisions pertaining to Mayor Pro Tem compensation.

Roll Call Vote (1st Reading):

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

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

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

Roll Call Vote (To publish):

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

10. Public Hearing to consider amending Chapter 17.06 of the Altoona City Code.

Randy Pierce stated this public hearing is to consider raising the annual pay for council members from \$4,600 to \$9,000. The last time the City raised the pay for elected officials was 2007. This increase will take effect on January 1, 2024.

Open hearing: 6:37 pm

Comments: None

Closed hearing: 6:37 pm

11. Ordinance amending the "Code of Ordinances" of the City of Altoona, Iowa 2004, Chapter 17, Section 6 by amending provisions pertaining to Council compensation.

Roll Call Vote (1st Reading):

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

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

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

Roll Call Vote (To publish):

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

12. Resolution to approve a plat of survey for parcel #2023-116 (5.63 acres)

John Shaw stated High Pointe Church has three (3) different parcels going into one 5.23-acre piece of land to be recorded as Parcel 2023-116. They have also submitted a site plan to P&Z.

Roll Call Vote:

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

13. Consider Consent Agenda

a. Allow Bills

b. Pay Apps

B) 1 - Change Order #2 - Absolute Concrete Construction, Inc. - 1st Avenue Reconstruction - Phase III - \$44,566.67

- B) 2 - Change Order #6 - Veenstra & Kimm, Inc. - Muchikinock Creek Trunk Sewer - Phase I - \$23,760.00
- B) 3 - Change Order #2 - AVR Excavating Inc., Spring Creek South Pond Bank Stabilization 2023 - (-\$25,445.00)
- B) 4 - Pay App - AVR Excavating Inc., Spring Creek Park South Pond Bank Stabilization Project 2023 - \$12,777.50
- B) 5 - Pay App - Absolute Concrete Construction, Inc. - 1st Avenue Reconstruction - Phase III - \$409,524.83
- B) 6 - Pay App - Landmark Structures - North Water Tower - \$93,062.00
- B) 7 - Pay App - Graff Excavating, Inc. - Muchikinock Creek Trunk Sewer - Phase 1 - \$287,633.51

- c. Resolution fixing date for public hearing prior to project approval to consider a public improvement project which may require acquisition of property.
- d. Resolution approving the population count for the Altoona Voluntary Annexation UA23-16
- e. Consider an authorization to proceed from Terracon for construction materials engineering and testing services for Spring Creek Park South Pond Boat Ramp & Parking Lot Project.
- f. Consider an intergovernmental agreement for the funding and operation of a mobile ventilation unit by the cities of Ankeny, Altoona, Clive, Grimes/Johnston Metropolitan Fire Department, Urbandale, Waukee, and West Des Moines.
- g. Consider a letter of agreement with Olsson for professional services for Altoona Phase 2 Fiber Optic Deployment.
- h. Consider proposal with Simonson for Altoona Canning Factory Redevelopment graphics, 1st Avenue N.
- i. Consider Event Request
 - 1. ARC Oktober Fest 6K - October 7, 2023 - Bike Trails Start and End at Brightside
 - 2. Spooky Cross - October 27 & 28th by the Campus
 - 3. Iowa State Cycle Cross - December 1st & 2nd - Lions Park
- j. Beer and Liquor Permits
 - 1) None

Roll Call Vote:

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

14. Department Head Reports & Updates

The following gave updates: Police Department-Todd Trobaugh, Fire Department-Jared Ogbourne, Public Works-Scott Atzen, Engineering-John Dostart, Community Development-John Shaw, Economic Development-Chad Quick, Library-Kim Kietzman, IT-Jeff Bierl, and City Administrator-Randy Pierce

15. General Business

16. Adjourn

Councilmember Boka motioned to adjourn at 6:48 pm.

Roll Call Vote:

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

Attest to:

Randy Pierce, City Clerk

Dean O'Connor, Mayor