

TENTATIVE AGENDA
OTTUMWA CITY COUNCIL

REGULAR MEETING NO. 42
Council Chambers, City Hall

November 17, 2009
6:30 O'clock P.M.

PLEDGE OF ALLEGIANCE

A. ROLL CALL: Council Member Addison, Aistrope, Caviness, Meyers, Niner, and Mayor Uehling.

B. CONSENT AGENDA:

1. Approve minutes from Regular Meeting No. 40 on November 3, and Special Meeting No. 41 on November 9, 2009 as presented.
2. Acknowledge Mayor's reappointment of Ethel Orona, 827 Albia Rd. #306, to the Ottumwa Housing Authority, term to expire 11/22/2011.
3. Acknowledge Mayor's reappointment of Charles Montgomery, 740 E. Alta Vista, to the Ottumwa Housing Authority, term to expire 11/22/2011.
4. Acknowledge Mayor's reappointment of Nancy Harms, 56 Woodshire, to the Ottumwa Housing Authority, term to expire 11/22/2011.
5. Acknowledge Civil Service Commission entrance eligibility lists and promotional of 11/4/09.
6. Acknowledge Wapello County's Abstract of Votes for the City General Election on 11/3/09.
7. Pass and adopt Resolution No. 176-2009, fixing a date for a meeting on December 1, 2009 at 6:30 PM, on the authorization of a Loan and Disbursement Agreement and the issuance of Not to Exceed \$1,300,000 Sewer Revenue Capital Loan Notes of Ottumwa, IA and providing for publication of notice thereof.
8. Approve beer and/or liquor applications for East End Tavern, 1141 Orchard, and Bridge View Center (Centerplate), with Outdoor Service Area, 102 Church St.

C. APPROVAL OF AGENDA:

D. REPORTS FROM CITY OFFICERS, BOARDS, COMMISSIONS, COMMITTEES:

E. IDENTIFICATION OF CITIZENS DESIRING TO COMMENT ON AGENDA ITEMS:

(When called upon by the Mayor, step to the microphone; state their name, address and agenda item to be addressed. The Mayor will invite you to address the Council when that topic is being discussed. Remarks will be limited to five minutes or less. The City Clerk shall keep the time and notify the Mayor when the allotted time limit has been reached. Comments are to be directly germane to the agenda item being discussed; if not directly germane as determined by the Mayor will be ruled out of order.)

F. DEPARTMENTAL RECOMMENDATIONS/REPORTS:

1. Award the contract for the repair of the Levee behind the Public Works Garage.

RECOMMENDATION: Award the contract to C&J Bulldozing for \$11,949.50 and authorize the Mayor to sign the contract.

2. Award the contract for the placing of topsoil on the Bridge View Park Berm.

RECOMMENDATION: Award the contract to Bud Heckart & Sons, Inc. for \$11,130.00 and authorize the Mayor to sign the contract.

3. Award the contract for the repair of the grading and finishing of the berm south of the Des Moines River behind Applebee's and Vaughn Automotive along Bear Creek.

RECOMMENDATION: Award the contract to Bud Heckart & Sons, Inc. for \$12,480.00 and authorize the Mayor to sign the contract.

4. Approval of the two letter signs to be located on the north and south sides of Bridge View Center.

RECOMMENDATION: Approve the two letter signs to be located on the north and south sides of the Bridge View Center.

G. PUBLIC HEARINGS:

1. This is the time, place and date set for a public hearing on a Proposed Amendment No. 3 to the West Gate Economic Development Urban Renewal Plan in the City of Ottumwa State of Iowa.
 - A. Report from Designated City Representative Plan & Zoning Commission, and Consultant Meeting/Responses **Motion to file Consultation Report.**
 - B. Open public hearing.
 - C. Close public hearing.
 - D. Authorize Mayor to execute Agreement to Include Agricultural Land in an Urban Renewal Area with Joseph Hauptert.
 - E. Resolution No. 177-2009, determining an area of the City to be a blighted and economic development area, and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of the city; designating such area as appropriate for an urban renewal project; and adopting Amendment No. 3 to the West Gate Economic Development Urban Renewal Plan therefore.

RECOMMENDATION: Pass and adopt Resolution No. 177-2009.

- F. Ordinance No. 3007-2009, amending Ordinance Nos. 2715-1989, 2813-1994, and 2916-2002, providing that general property taxes levied and collected each year on all property located within the amended west gate economic development urban renewal area, in the City of Ottumwa, County of Wapello, State of Iowa, by and for the benefit of the State of Iowa, City of Ottumwa, County of Wapello, Ottumwa Community School District, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by the City in connection with the amended West Gate Economic Development Urban Renewal Redevelopment Project.

RECOMMENDATION: Consider and pass first reading of Ordinance No. 3007-2009

2. This is the time, place and date set for a public hearing on the request to rezone Outlot #9 located in Horne Second Subdivision from "CS-1" Shopping Center District to "C-2" Commercial District.
 - A. Open public hearing.
 - B. Close public hearing.
 - C. Ordinance No. 3008-2009, amending Zoning Ordinance No. 2887 of the City of Ottumwa, IA as amended and as set forth in Appendix "A" of the Municipal Code by changing the zoning classification on property at Outlot #9, Horne Second Subdivision in the City of Ottumwa, IA

RECOMMENDATION: Consider and pass first reading of Ordinance No. 3008-2009.

H. RESOLUTIONS:

1. Resolution No. 175-2009, approving a one year extension of the current trash collection contract between the City of Ottumwa and Whaley Waste Systems, Inc.

RECOMMENDATION: Pass and adopt Resolution No. 175-2009.

2. Resolution No. 178-2009, approving the contract, bond, and certificate of insurance for the Ottumwanoc Tribal Trail Connection (South Loop around John Deere – Segment 4)..

RECOMMENDATION: Pass and adopt Resolution No. 178-2009.

3. Resolution No. 179-2009, awarding the contract for the South Ottumwa Sewer Separation Project – Phase III, Division 1.

RECOMMENDATION: Pass and adopt Resolution No. 179-2009, pending concurrence from the Iowa DNR and the SRF loan program to award Division 1 to Portzen Construction, Inc. and pending the release of CDBG funds.

4. Resolution No. 180-2009, approving the agreement between the City of Ottumwa and Veenstra & Kimm, Inc. for Engineering Services for the Levee System Certification Project.

RECOMMENDATION: Pass and adopt Resolution No. 180-2009.

5. Resolution No. 184-2009, authorizing the mayor to sign the Airport Capital Improvement Program (ACIP) data sheets and related documents, and authorize staff to submit the data sheets and related documents to the Federal Aviation Administration (FAA) for its fiscal years 2011-2015l.

RECOMMENDATION: Pass and adopt Resolution No. 184-2009.

I. ORDINANCES:

J. PETITIONS AND COMMUNICATIONS:

K. PUBLIC FORUM:

The Mayor will request comments from the public on topics of city business or operations other than those listed on this agenda. Comments shall not be personalized and limited to five minutes or less. Comments not directly applicable to operations, inappropriate, or an improper utilization of meeting time, as determined by the Mayor, will be ruled out of order. When called upon by the Mayor, step to the microphone; give your name, address and topic on which to address the Council. The Council is not likely to take any action on your comments due to requirements of the Open Meetings Law. Pertinent questions, comments or suggestions may be referred to the appropriate department, city administrator or legal counsel for response, if relevant.

L. ADJOURN: