



# Minutes

City Council Meeting  
20 Second Avenue SW, Oelwein  
October 09, 2023 - 6:00 PM

## Pledge of Allegiance

## Call to Order

Mayor DeVore called the meeting to order at 6:00 PM

## Roll Call

**Present:** Weber, Lenz, Garrigus, Seeders, Payne, Stewart

**Also Present:** Mayor DeVore, City Administrator Mulfinger, City Clerk Rigdon

**Absent:** NA

## Additions or Deletions

A motion was made by Weber, seconded by Stewart to adopt the agenda as presented.

All aye. Motion carried.

## Citizens Public Comments

Anthony Ricchio, 522 West Charles Street, representing O-Town Mania thanked council for their Hotel Motel funding support and explained the success of the event.

Deb Howard, Chamber Director and representatives of the Oelwein 150<sup>th</sup> Celebration Committee, presented the City a check for \$35,376.91 from event proceeds.

## Consent Agenda

1. Consideration of a motion approving the September 25, 2023 minutes.

A motion was made by Lenz, seconded by Weber to approve the consent agenda.

All aye. Motion carried.

## Public Hearing

2. Public Hearing on the proposed sale of 9 1st Street Southwest to Shama Ministries.

Mayor DeVore opened the Public Hearing.

No oral or written comments were received.

Mayor DeVore closed the Public Hearing.

## Resolutions

3. Consideration of a resolution approves Pay Application No. 3 in the amount of \$304,552.33 for Oelwein NE Sanitary Sewer Improvements project.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5464-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

4. Consideration of a resolution approving Final Pay Request No. 4 for Matt Construction on Plaza Park Improvements in the amount of \$77,480.64.

A motion was made by Stewart, seconded by Weber to adopt Resolution No. 5465-2023.

Ayes: Weber, Payne, Stewart

Nays: Lenz, Garrigus, Seeders

Resolution failed.

Council Work Session to be held 5:30 PM on October 23, 2023.

5. Consideration of a resolution accepting the completion of Plaza Park Improvement Project with Matt Construction.

Tabled, until Pay Request No. 4 to Matt Construction is resolved.

6. Consideration of a resolution approving Change Order No. 1 in the amount of \$10,862.30 for the Event Center Parking Lot Improvement with Bacon Concrete.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5466-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Stewart

Nays: Payne

Motion carried.

7. Consideration of a resolution approving Pay Request No. 1 in the amount of \$121,629.02 for the Event Center Parking Lot Improvement with Bacon Concrete.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5467-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

8. Consideration of a resolution amending the Oelwein Personnel Policy Manual.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5468-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

9. Consideration of a resolution setting a Public Hearing for October 23, 2023 at 6:00 PM in the Oelwein City Council Chambers to allow for adoption of the Oelwein Comprehensive Plan.

A motion was made by Weber, seconded by Seeders to adopt Resolution No. 5469-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

10. Consideration of a resolution authorizing the temporary closure of public ways or grounds for the Oelwein Chamber and Area Development Old Tyme Christmas on December 1, 2023.

A motion was made by Stewart, seconded by Garrigus to adopt Resolution No. 5470-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

11. Consideration of a resolution approving the sale and transfer of city owned real estate located at 9 1st Street SW, Oelwein, Iowa to Shama Ministries.

A motion was made by Seeders, seconded by Payne to adopt Resolution No. 5471-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

12. Consideration of a resolution setting a public hearing for the sale of Parcel No. 1820402004 (Lot 6 Block 6 Armstrong Addition) located on 12th Ave SW to Deanna Wenner on October 23, 2023 at 6:00 PM in the Oelwein City Council Chambers.

A motion was made by Stewart, seconded by Seeders to adopt Resolution No. 5472-2023.

Ayes: Weber, Lenz, Garrigus, Seeders, Payne, Stewart

Nays: NA

Motion carried.

### **Motions**

13. Consideration of a motion to direct staff to place an ordinance on the agenda for October 23, 2023 to allow golf carts to operate on city streets.

A motion was made by Payne, seconded by Lenz to direct staff to place an ordinance on the agenda for October 23, 2023 to allow golf carts to operate on city streets. 3 Aye (Lenz, Stewart, Payne), 3 Nay (Weber, Garrigus, Seeders) Motion failed.

*A motion that leads into an ordinance or resolution fails because of a tie. Council can bring back the item should two of the no vote council members request the item on the agenda.*

14. Consideration of a motion approving the direction from the Planning, Finance, Enterprise, and Economic Development on the sale of Parcel No. 182042004 (Lot 6 Block 6 Armstrong Addition) to Deanna Wenner.

A motion was made by Weber, seconded by Garrigus to approve the Planning, Finance, Enterprise, and Economic Development recommendation on the sale of Parcel No. 182042004 (Lot 6 Block 6 Armstrong Addition) to Deanna Wenner. All aye. Motion carried.

15. Consideration of a motion to move the Christmas Eve holiday to December 26, 2023.

A motion was made by Seeders, seconded by Stewart to move the Christmas Eve holiday to December 26, 2023. All aye. Motion carried.

16. Consideration of a motion to move the December 25, 2023 City Council meeting to December 18, 2023.

A motion was made by Seeders, seconded by Garrigus to move the December 25, 2023 City Council meeting to December 18, 2023. All aye. Motion carried.

**Committee Reports**

17. Report from Stewart on the September Airport Board Minutes.

For full minutes, please visit <https://www.cityofuelwein.org/bc-ab/page/airport-board-27>

**Adjournment**

A motion was made by Lenz, seconded by Weber to adjourn the meeting at 6:23 PM.

All aye. Motion carried.

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Brett DeVore, Mayor

ATTEST:

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Dylan Mulfinger, City Administrator

I, Dylan Mulfinger, City Administrator in and for the City of Oelwein, Iowa do hereby certify that the above and foregoing is a true accounting of the Council Proceedings held October 09, 2023 and copy of said proceedings was furnished to the Register October 11, 2023.

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Dylan Mulfinger, City Administrator