



Minutes

City Council Meeting
20 Second Avenue SW, Oelwein
January 23, 2023 - 6:00 PM

Pledge of Allegiance

Call to Order

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

Roll Call

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

Also Present: DeVore, Mulfinger, Rigdon, City Attorney Herman

Absent: NA

Additions or Deletions

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

All aye. Motion carried.

Citizens Public Comments

Recognition of Service presented by Public Safety Chief Jeremy Logan.

Fire Department		Police Department	
Matt Baerg	5 years	Todd Smock	15 years
Nick Palmer	15 years	Ronald Voshell	20 years
Michael Thoma	50 years		

Marie and Steve Woodward, 800 3rd Ave SW, requested city council to change city code to state a specific number of chickens per household. They have a neighbor with approximately 30 chickens that roam around the neighborhood.

Marc Bush, 24 5th Ave SE, has a neighbor blowing his snow into the streets after the city plows have gone through.

Consent Agenda

2. Consideration of a motion to approve the January 9, 2023 minutes.
3. Claims Resolution in the amount of \$829,850.43.
4. Consideration of a motion to approve the Class 'BC' Beer Permit amendment for Kwik Star, Inc #665.
5. Consideration of a motion to approve the Class 'E' Retail Alcohol License amendment for Kwik Star, Inc #1156.

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

All aye. Motion carried.

Resolutions

6. Consideration of a Resolution authorizing the Mayor to enter into a 5-year contract with Kluesner Sanitation, LLC. for single hauler services.

A motion was made by Seeders, seconded by Garrigus to adopt Resolution No. 5386-2023.

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

Nays: NA

Motion carried.

7. Consideration of a Resolution authorizing the Mayor to release a real estate mortgage as part of the Revolving Loan Fund for 2 South Frederick with TIKA Investments LLC in the amount of \$75,000.

A motion was made by Garrigus, seconded by Weber to adopt Resolution No. 5387-2023.

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

Nays: NA

Motion carried.

8. Consideration of a Resolution authorizing the Mayor to release a real estate mortgage as part of the Revolving Loan Fund for 2 South Frederick with TIKA Investments LLC in the amount of \$10,000.

A motion was made by Weber, seconded by Lenz to adopt Resolution No. 5388-2023.

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

Nays: NA

Motion carried.

Motions

9. Consideration of a motion providing direction to the City Administrator on evaluation of the Wellness Center.

A motion was made by Seeders, seconded by Payne to discuss the 28E agreement, breakdown of the contract with MercyOne, and cost for each entity: City, School, and MercyOne.

3 aye (Seeders, Payne, and Lenz), 3 nay (Garrigus, Weber, Stewart).

Mayor DeVore broke the tied vote by voting aye.

Motion carried.

10. Consideration of a motion approving pay request in the amount of \$100,348.55 to Bryan Construction Inc. for the 2022-2023 Tear Down Project.

A motion was made by Seeders, seconded by Lenz to approve the pay request in the amount of \$100,348.55 to Bryan Construction Inc. for the 2022-2023 Tear Down Project.

All ayes.

Motion carried.

11. Consideration of a motion to approve change order number one for \$9,750.00 to Matt Construction Inc. for the CDBG-CV Plaza Project Phase 1.

A motion was made by Weber, seconded by Garrigus to approve change order number one for \$9,750.00 to Matt Construction Inc. for the CDBG-CV Plaza Project Phase 1.

All ayes.

Motion carried.

12. Consideration of a motion approving final pay application number 2 for \$11,489.90 for Matt Construction Inc. for the CDBG-CV Plaza Project Phase 1.

A motion was made by Weber, seconded by Garrigus to approve final pay application number 2 for \$11,489.90 for Matt Construction Inc. for the CDBG-CV Plaza Project Phase 1.

All aye. Motion carried.
13. Consideration of a motion approving and accepting the CDBG-CV Plaza Project Phase 1 by Matt Construction Inc.

A motion was made by Weber, seconded by Stewart to approve final pay application number 2 for \$11,489.90 for Matt Construction Inc. for the CDBG-CV Plaza Project Phase 1.

All aye. Motion carried.
14. Consideration of a motion to approve signatures on the Ontech Hosted Service Agreement.

A motion was made by Weber, seconded by Lenz to approve signatures on the Ontech Hosted Service Agreement.

All aye. Motion carried.
15. Consideration of a motion to send out Request for Proposal for Project Scoping of Flood Mitigation Efforts for Dry Run Creek.

A motion was made by Seeders, seconded by Weber to approve to sending out a Request for Proposal for Project Scoping of Flood Mitigation Efforts for Dry Run Creek.

All aye. Motion carried.
16. Consideration of a motion setting a Public Hearing on the Proposed Maximum Property Tax Dollars for Fiscal Year 2024 for February 13, 2023 at 6:00 P.M. at the Oelwein Council Chambers.

A motion was made by Weber, seconded by Lenz to set a Public Hearing on the Proposed Maximum Property Tax Dollars for Fiscal Year 2024 for February 13, 2023 at 6:00 P.M. at the Oelwein Council Chambers.

All aye. Motion carried.

Committee Reports

17. Report from Payne on the Library Board minutes.

Full minutes are available at <https://www.oelwein.lib.ia.us/about/library-board-minutes-1>
18. Report from Lenz on the Park and Recreation Commission minutes.

Full minutes are available at <https://www.cityofuelwein.org/bc-parks/page/parks-and-recreation-1>

Mayor's Report

Consideration of a motion to reappoint Ron Lenth to the Tree Board.

A motion was made by Weber, seconded by Stewart to reappoint Ron Lenth to the Tree Board.

All aye. Motion carried.

Mayor DeVore plans to attend the Upper Explorerland Regional Planning Commission board meeting this week in Decorah.

Mayor DeVore also plans to visit with the Airport Board after their cancellation of the Council's request to meet in a work session on January 30, 2023.

City Attorney's Report

City Attorney Herman, from Lynch Dallas, stated he had met with City staff and departments to be brought up-to-date with current issues.

Adjournment

A motion was made by Lenz, seconded by Weber to adjourn the meeting at 6:30 PM.

All aye. Motion carried.

Brett DeVore, Mayor

ATTEST:

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 January 23, 2023 and copy of said proceedings was furnished to the Register January 25, 2023.

Dylan Mulfinger, City Administrator