



To: Mayor and City Council

From: Dylan Mulfinger

Subject: Administrator's Council Agenda Memo

Date: 9/12/2022

Consent Agenda

1. Consideration of a motion to approve the August 22, 2022 minutes.
2. Consideration of a motion approving the amendment for the Class 'C' Liquor License for the American Legion Ross Reid Post #9.
3. Consideration of a motion to approve the Class 'E' Liquor License renewal for Fareway Stores, Inc.

Ordinances

4. Consideration of an Ordinance amending Oelwein City Code Section 22 Article VII - Golf Carts - First Reading.
 1. City Council failed to reach four votes and could not get the item passed through the first reading. Ordinances and resolutions require a majority of council, even when ones that are not present. Normally a failed vote has to be brought back by the no votes. This vote failed on a technicality, so the path to bring it back to council was unclear. Council can decide if they want to continue the item. The City Administrator and Public Safety Chief has advised waiting to allow golf carts until 2023. This is the first reading.
5. Consideration of an Ordinance Adding Chapter 23 Article IX - Drones - First Reading
 1. The City Administrator and the Public Safety Chief are not in favor of this ordinance. The City Administrator advises this ordinance is brought to Public Safety Committee then sent to a work session. After research the City Administrator was unable to find a city in Iowa that was successfully enforcing a drone ordinance. Creating an ordinance for one complaint, while valid, is a slippery slope and not good policy. This is the first reading.

Resolutions

6. Consideration of a Resolution accepting the deed to 33 South Frederick.
 1. Council has the option to take this building and be in charge of the future of this building and piece of ground. After the demolition, council can determine the best future for this property. Going through code enforcement for this property



would only cost the taxpayers more money that would never return to the community. The City Administrator recommends approving this resolution.

Motions

7. Consideration of a motion accepting the recommendation of the Planning, Finance, Enterprise, and Economic Development Committee on the Hotel/Motel Application for the Williams Center for the Arts.
8. Consideration of a motion authorizing signatures on the statement of work and payment in the amount of \$11,650 to CivicPlus for code codification services.
 1. This is the first step in bringing the city code online in a readable friendly interface. Codification is bringing the code up to date and in line with all state and federal laws. This process will take months and will require a great deal of staff time. Civic Plus will guide us through the process and make sure the city's code is up to date. This item is in the budget.
9. Consideration of a motion to award the bid of the Residential and Commercial Building Demolition Project to Bryan Construction in the amount of \$235,146.00.
 1. Bryan Construction has completed multiple demolitions in the city. They have a proven track record of doing excellent work. We are excited to work with this contractor to take down many problem properties. The City has \$255,000 this year for demolition as they received \$40,000 in grant dollars from the Northeast Iowa Housing Trust Fund, \$60,000 in local option sales tax junk house removal, and \$150,000 in general obligation bonds. Overrun on this project from asbestos removal will be taken from reserves for economic development. The City did not anticipate taking down two downtown buildings this fiscal year. The City Administrator recommends approving the bid.
10. Consideration of a motion to award the bid of the Asbestos Remediation Project #2 to Site Services, Inc. in the amount of \$26,850.
 1. The city has to remediate asbestos in 27 South Frederick, 33 South Frederick, and the Plaza. The Plaza is a minimal amount of asbestos with the two downtown buildings being the largest amount of asbestos. The city can remediate the asbestos in the plaza immediately, but it will be on a different time frame as we wait to take ownership of 33 South Frederick and get court action on 27 South Frederick. The City Administrator recommends approving the bid.