



Minutes

City Council Meeting
 20 Second Avenue SW, Oelwein
 March 14, 2022 - 6:00 PM

Pledge of Allegiance

Call to Order by Mayor DeVore at 6:00 P.M.

Roll Call Present: Payne, Stewart, Weber, Lenz, Garrigus, Seeders
 Also Present: Rigdon, Dillon, Wedemeier
 Absent: Mulfinger

Additions or Deletions

Mayor DeVore informed council agenda items No. 5 & No. 10 will be removed due to Buyer withdrawing his offer on the property.

A motion was made by Weber, seconded by Lenz. All voted aye.

Motion Carried

Citizens Public Comments

Warren Fisk, 102 6th Ave SW expressed his concerns regarding the minutes from the February 28, 2022 work session regarding junk in town. Fisk wants council to be aware of the time and work put into cleaning up the town. Fisk is concerned with the Comprehensive study coming to town and council is not concerned with junk around town. Fisk encouraged council to be on the same path moving forward removing junk in yards.

Cindy Parker, 122 1st St NE stated she would like to know what the plans were for the north side of the lot that was on the agenda to be sold.

Consent Agenda

1. Consideration of a Motion to approve the February 28, 2022 minutes.
2. Consideration of a Motion to approve the Class C Liquor License for the Oelwein Columbus Club.

A motion was made by Weber, seconded by Stewart to approve the Consent Agenda. All voted aye.

Motion Carried

Public Hearing

3. Public Hearing for Fiscal Year 2023 Budget.

Mayor DeVore opened the hearing. Payne stated she spoke with Ridgon regarding the extra reserve in the budget and understands now that due to Bond sale in FY22, funds will be spent on projects, and it will be a wash.

No other written or oral comments were received. Mayor DeVore closed the hearing.

4. Public Hearing on Segment 3 Trail Improvements.

Mayor DeVore opened the hearing. Payne questioned Parks Superintendent Johnson on why this segment did not go down 4th St to Levin Park. Johnson stated the trail goes northwest to 4th St SW. Garrigus questioned if it will run on the south side of the road. Johnson informed it will be on the north side of 4th St. Payne questioned if it would go thru the cemetery. Johnson stated it will run along a

fence that may have to be moved. No other oral or written comments were received. Mayor DeVore closed the hearing.

5. Public Hearing for the Sale of 407 3rd ST SW.

Item removed due to buyer withdrawing offer

6. Public Hearing for the sale of a portion of City owned Property Parcel No. 1821261011.

Mayor DeVore opened the public hearing. Weber concerned that if property is sold an easement would be needed if another electrical car charger would be installed at the library. Mayor DeVore stated Utility Superintendent Kane provided a letter of concern for several reasons and proposed to lease the property vs selling. Weber stated leasing may be a better option for the business owner. Seeders questioned if the leasing option has been presented to the buyers. DeVore stated he would need to speak with the City Administrator. Payne stated three members of the library board are opposed to selling the lot. No other oral or written comments were received. Mayor DeVore closed the hearing.

Resolutions

7. Consideration of a Resolution adopting Fiscal Year 2023 Budget.

Payne questioned if the budget is passed and then amended how that affects the tax levy. Rigdon stated depends on which line in the budget gets changed and what levy it affects, if any.

A motion was made by Weber, seconded by Stewart to adopt Resolution No. 5342-2022

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

Nays: None

Motion Carried

8. Consideration of Resolution Awarding Sale of General Obligation Corporate Purpose and Refunding Bonds, Series 2022 and Authorizing Redemption of Urban Renewal General Obligation Certificates of Participation, Series 2014.

Maggie Burger with Speer Financial, Inc provided a handout for council. Burger stated the final bid rates came in much lower than 2 weeks ago.

A motion was made by Payne, seconded by Seeders to adopt Resolution No. 5343.-2022

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

Nays: None

Motion Carried

9. Consideration of a Resolution to approve the Oelwein Fire Department Policy Manual.

Mayor DeVore stated a great job was done on a very impressive policy.

A motion was made by Stewart, seconded by Lenz to adopt Resolution No. 5344-2022

Ayes: Payne, Stewart, Lenz, Garrigus, Seeders

Nays: None

Abstain: Weber

Motion Carried

10. Consideration of a Resolution for the sale of 407 3rd St SW.

Item removed due to buyer withdrawal

Motions

11. Consideration of a Motion approving the sale of the 1977 Ford/Pirsch Aerial Ladder Truck in the amount of \$2,500.

A motion was made by Stewart, seconded by Garrigus approving the sale of the 1977 Ford/Pirsch Aerial Ladder truck in amount of \$2,500. All voted aye.

Motion Carried

12. Consideration of a Motion to review the sale of a portion of City owned Property Parcel No. 1821261011.

Weber made a motion, seconded by Seeders to table the sale of a portion of City owned Property Parcel No. 1821261011 until the City administrator can contact the buyer for options to lease the property. All voted aye.

Motion Carried

13. Consideration of a Motion updating the Oelwein Intermediary Relending Program Work Plan and Revolving Loan Fund Plan.

A motion was made by Weber, seconded by Garrigus updating the Oelwein Intermediary Relending Program Work Plan and Revolving Loan Fund Plan. All voted aye.

Motion Carried

14. Consideration of a Motion to enter a 3-year contract with Horan Cleaning for park services.

Seeders questioned if this was something new. Mayor DeVore stated this have been contracted to Horan multiple times.

A motion was made by Weber, seconded by Garrigus to enter into a 3 year contract with Horan Cleaning for park services. All voted aye.

Motion Carried

15. Consideration of a Motion moving the UTV ordinance and regulations discussion to the Public Safety Committee.

City Attorney Dillon explained a committee should review the proposed two ordinances for changes that reflect Oelwein's use on how traffic flows through our town since each city is a little different. It's important to coordinate with law enforcement so they have a role in it, and we aren't making things unenforceable or not safe. Making sure one final fits for Oelwein.

Stewart didn't see the need for it to go to Public Safety Committee since there already are cities and counties around us with ordinances. Payne questioned why it would need to go to public safety. Seeders questioned if Public Safety is the one that knows the most about the roads, is that why they look at it? Dillon went on to explain the normal process of referring items to a committee to be consolidated it into one ordinance that works for Oelwein, then bring it back to council as a whole for final approval.

Weber made a motion to send it to public safety and follow the normal process. Motion dies for lack of a second.

Stewart made a motion to have the city attorney provide an ordinance to city council with staff review for approval.

City attorney Dillon stated he has already done that. Stewart stated let's approve an ordinance. Weber stated he has multiple points to discuss so would not be in favor of approving that tonight. Mayor DeVore stated we really can't approve it tonight; it needs to be reviewed. Payne suggested to table it. Dillon stated it could be set for the next council meeting to review the ordinance with no more deliberation.

Motion seconded by Payne. Five voted Aye. 1 (Weber) voted Nay.

Motion carried

16. Consideration of a Motion to provide direction to City Staff on 303 2nd ST NW

Seeders reported Planning, Finance, Enterprise, and Economic Development recommended to deny the request for the property owner to purchase the property back. The committee felt that there have been ongoing issues with the property that have not been addressed.

A motion was made by Seeders, seconded by Payne to adopt Planning, Finance, Enterprise, and Economic Developments recommendation to deny the request to purchase back and follow procedures to remove occupants.

Motion Carried

Committee Reports

17. Report from Payne on the Library Board Meeting.

Payne referred council to the library minutes at

https://www.oelwein.lib.ia.us/application/files/5416/4444/9942/Minutes_February_8_2022.pdf

Payne also stated Library Director Macken has provided an extensive report on the library roof.

Mayor's Report

Mayor Devore stated he received an email disputing a snow removal invoice from January. They feel the code enforcement is not flexible and wants the fee waived. Mayor DeVore reported that he will respond back to the recipient. Council took no action.

City Attorney's Report

A. City Attorney

City Attorney Dillon reported that four more properties have been acquired through tax sale. He has also received a trail easement back.

Adjournment

A motion was made by Seeders, seconded by Lenz to adjourn at 6:39 P.M. All voted aye.

Motion Carried

Brett DeVore, Mayor

ATTEST:

Dylan Mulfinger, City Administrator

I, Barbara Rigdon, City Clerk 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 March 17, 2022 and copy of said proceedings was furnished to the Register March 17, 2022.

Barbara Rigdon, City Clerk