



# Minutes

City Council Meeting  
20 Second Avenue SW, Oelwein  
June 28, 2021 - 6:00 PM

## Pledge of Allegiance

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

Roll Call Present: Payne, Fisk, Cantrell, Weber, Stewart, Seeders

## Additions or Deletions

A motion was made by Weber, seconded by Fisk to adopt the agenda as amended. All voted aye.

Motion Carried

## Citizens Public Comments

Teresa Miculinish, 209 5<sup>th</sup> Ave SW thanked Mayor DeVore and council person Fisk for listening.

## Consent Agenda

1. Consideration of a motion to approve the minutes of the June 14, 2021 Council meeting
2. Claims Resolution in the amount of \$3,140,691.94
3. Consideration of a motion to approve 2021-2022 Cigarette/Tobacco Permit Renewals

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

Motion Carried

## Ordinances

4. Consideration of an Ordinance Amending Water and Sewer Rates, Chapter 7 of the Code of Ordinances of the City of Oelwein, Iowa - Third and Final Reading

A motion was made by Fisk seconded by Seeders to adopt Ordinance No. 1188.

Ayes: Payne Fisk, Cantrell, Weber, Seeders

Nays: Stewart

Motion Carried

5. Consideration of an Ordinance Amending Section 22-70 to Change Speed Zones on 10th Street SE/Old Road - Third and Final Reading

A motion was made by Fisk, seconded by Weber to adopt Ordinance No. 1189

Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders

Nays: None

Motion Carried

6. Consideration of an Ordinance Amending Chapter 16 Garbage and Trash, Section 16-9 Duty to Dispose - Second Reading

A motion was made by Cantrell, seconded by Fisk to adopt the second reading.

Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders

Nays: None

Motion Carried

7. Consideration of an Ordinance Amending Oelwein Code of Ordinances Chapter 14, Article IX, Sidewalk Cafe - First Reading

Mulfinger stated working with OCAD and asking for parklets.

A motion was made by Payne, seconded by Weber to adopt the first reading.

Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders

Nays: None

Motion Carried

8. Consideration of a motion to suspend the rules and adopt an Ordinance on the first and final reading  
A motion was made by Weber, seconded by Fisk to adopt the ordinance on the first and final reading.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

9. Consideration of an Ordinance Amending Chapter 12 buildings, Section 12-153 Same – Temporary  
A motion was made by Weber, seconded by Cantrell to adopt Ordinance No. 1190 on the first and final reading.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

#### Resolutions

10. Consideration of a Resolution Authorizing Temporary Closure of Public Ways or Grounds for Oelwein Rotary Club  
A motion was made by Weber, seconded by Fisk to adopt Resolution No. 5282-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

11. Consideration of a Resolution Authorizing Temporary Closure of Public Ways or Grounds for Oelwein Swim Team  
A motion was made by Fisk, seconded by Cantrell to adopt Resolution No. 5283-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

12. Consideration of a Resolution Establishing Collective Bargaining and Nonunion Salaries for City Employees  
A motion was made by Fisk, seconded by Cantrell to adopt Resolution No. 5284-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

13. Consideration of a Resolution to Accept Deed to 15 5th Avenue SW  
A motion was made by Fisk, seconded by Weber to adopt Resolution No. 5285-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

14. Consideration of a Resolution to Set Public Hearing on Proposed Disposal by Sale of the City's Interest in 17 5th Avenue SW and 15 5th Avenue SW, Oelwein, Fayette County, Iowa  
A motion was made by Fisk, seconded by Payne to adopt Resolution No. 5286-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

15. Consideration of a Resolution on Interfund Transfers  
A motion was made by Fisk, seconded by Seeders to adopt Resolution No. 5287-2021.  
Ayes: Payne, Fisk, Cantrell, Weber, Stewart, Seeders  
Nays: None

Motion Carried

Motions

- 16. Consideration of a recommendation from Planning, Finance, Enterprise and Economic Development Committee re: Fayette Co. Ag Society Hotel-Motel Tax Funding Application in the amount of \$7,000

A motion was made by Weber, seconded by Stewart to approve the Committee’s recommendation of \$6,000. All voted aye.

- 17. Consideration of a motion authorizing signatures on Proposal for Professional Services with origin design for Charles Street Viaduct Hazard Mitigation

A motion was made by Fisk, seconded by Weber authorizing signatures. All voted aye.

- 18. Consideration of a motion to open the position of Code Enforcement Officer in Community Development

A motion was made by Fisk, seconded by Weber to open the position of Code Enforcement officer.

A lengthy discussion ensued to verify if this position is a new position or in the budget. Mulfinger explained council approved a Full-time position in the budget in March, this position would be a part time position.

Committee Reports

Cantrell reported Parks & Recreation could not meet due to no quorum. Recommended to get the board down to five members. Mulfinger stated that could be done with an Ordinance.

Stewart reported a short Airport meeting, and the main discussion was regarding a recliner. Next meeting will be August 19, 2021

Mayor's Report

Mayor DeVore, City Administrator Mulfinger and Councilman Fisk attended a community clean up meeting with Angie Funk. The clean up day has been set for July 17 in the morning.

Mayor DeVore handed out pictures that were sent to him from the Fayette County Landfill of trash being dumped in the recycling bins. Fayette County Landfill has indicated they may be removed.

Seeders requested cameras installed. Fisk question who cleans up the garbage. Mulfinger stated City Staff removes items outside of the bins. Weber stated there is no solution other than moving it out of City Limits.

City Attorney’s Report

City Attorney Dillon stated he will be picking up 9 tax sale properties from the County. These properties are active code enforcement cases.

City Attorney Dillon would like to reach out to Iowa Legal Aid to educate the public on their legal rights when purchasing properties on contract. Seeders would like to see this brought to the high school to educated Seniors as well. Mayor DeVore has reached out to Craig Johnson and Chad Ingles.

Dillon reported Magistrate court will be held at the Oelwein Police Department on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays of the month.

Adjournment

A motion was made by Fisk, seconded by Weber to adjourn at 7:02 P.M.

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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 June 28, 2021and copy of said proceedings was furnished to the Register June 30, 2021.

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Dylan Mulfinger, City Administrator