



# Minutes

City Council Meeting

Oelwein Public Library, 201 East Charles, Oelwein, Iowa

May 28, 2024 - 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, Ricchio, Seeders, Payne

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

**Absent:** NA

## Additions or Deletions

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

All aye. Motion carried.

## Citizens Public Comments - See Guidelines for Public Comments Below

### 1. Public Comment Policy.

LouAnn Milks, 212 10<sup>th</sup> Street SW, reported the Plentiful Pantry at 28 West Charles Street serves 600 households. She invited everyone to the Low Country Boil at Ampersand following the parade on Saturday, June 1<sup>st</sup>, at 12PM.

## Consent Agenda

2. Consideration of a motion approving the May 13, 2024 minutes.

3. Claims resolution in the amount of \$1,115,354.30.

4. Consideration of a resolution authorizing temporary closure of public ways or grounds for Oelwein Chamber and Area Development on June 13, July 11, August 8, and September 12.

*Resolution No. 5569-2024 was applied to this resolution.*

5. Consideration of a motion approving the Special Class C alcohol license for Top of Iowa Lucky Wife.

6. Consideration of a motion approving the Class F alcohol license for Oelwein Celebrations Renewed, Inc.

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

All aye. Motion carried.

## Public Hearing

7. Public Hearing amending the Fiscal Year 2023-2024 budget on May 28, 2024 at 6:00 PM at the Oelwein Public Library.

Mayor DeVore opened the public hearing.

No further oral or written comments were received.

Mayor DeVore closed the public hearing.

- Public Hearing for the sale of 902 1st Ave SW to Sean and Amanda Emery.

Mayor DeVore opened the public hearing.

Mulfinger explained this sale is to a neighboring homeowner.

No further oral or written comments were received.

Mayor DeVore closed the public hearing.

- Public Hearing for the sale of 222 South Frederick Avenue to Hub City Heritage Corporation.

Mayor DeVore opened the public hearing.

Mulfinger explained this sale is from the recommendation from the Planning, Finance, Enterprise and Economic Development Committee.

No further oral or written comments were received.

Mayor DeVore closed the public hearing.

- Public Hearing for the sale of 322 6th Ave SE to Andrew Heth.

Mayor DeVore opened the public hearing.

Mulfinger explained this sale is to a neighboring homeowner.

No further oral or written comments were received.

Mayor DeVore closed the public hearing.

#### Ordinances

- Consideration of an ordinance amending Chapter 7: Water and Sewer, Article II, Section 10: Water Rates and amending Article III, Section 41: Sanitary Sewer - Surcharges: Schedules. - Third and Final Reading.

A motion was made by Garrigus, seconded by Weber to adopt Ordinance No. 1212.

Ayes: Weber, Lenz, Garrigus, Ricchio

Nays: Seeders, Payne

Motion carried.

- Consideration of an ordinance amending language in Chapter 12 - Buildings, Article 1 Building Code: Section 12-3 Amendments, Subsection H) 1, 3, and 4: Demolition Permits. - Third and Final Reading.

A motion was made by Garrigus, seconded by Weber to adopt Ordinance No. 1213.

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

Nays: NA

Motion carried.

- Consideration of an ordinance amending, Chapter 6, Article IV, Oelwein Airport Board, Section 6-101 Qualifications of Board Members. - Third and Final Reading.

A motion was made by Lenz, seconded by Garrigus to adopt Ordinance No. 1214.

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

Nays: NA

Motion carried.

- Consideration of a motion amending the rules to waive the second and third reading of an ordinance amending Chapter 22, Article VII, Automated Traffic Enforcement System.

A motion was made by Weber, seconded by Garrigus to approve waiving the second and third reading of an ordinance to amend Chapter 22, Article VII, Automated Traffic Enforcement System.

All aye.

Motion carried.

15. Consideration of an ordinance amending Chapter 22, Article VII, Automated Traffic Enforcement System. - First Reading and Final.

A motion was made by Weber, seconded by Garrigus to adopt Ordinance No. 1215.

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

Nays: NA

Motion carried.

16. Consideration of an ordinance amending Appendix A – Zoning Ordinance, Section 206 -C-1 Commercial-Central Business District. - First Reading.

A motion was made by Seeders, seconded by Garrigus to approve the first reading.

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

Nays: NA

Motion carried.

### Resolutions

17. Consideration of a resolution amending the Fiscal Year 2023-2024 Budget.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5570-2024.

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

Nays: NA

Motion carried.

18. Consideration of a resolution awarding General Obligation Bridge Improvement Bonds, Series 2024.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5571-2024.

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

Nays: NA

Motion carried.

19. Consideration of a resolution approving a Well Pump Rebuild with Northway in the amount of \$60,061.25 for the 59 Well.

A motion was made by Garrigus, seconded by Lenz to adopt Resolution No. 5572-2024.

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

Nays: NA

Motion carried.

20. Consideration of a resolution approving the Pay Application No. 4 in the amount of \$200,982.84 to Shift Companies for the Reed Bed Expansion and EQ Basin Liner Replacement Project.

A motion was made by Lenz, seconded by Weber to adopt Resolution No. 5573-2024.

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

Nays: NA

Motion carried.

21. Consideration of a resolution approving Pay Application No. 6 in the amount of \$77,147.07 for Oelwein NE Sanitary Sewer Improvements project to Dave Schmitt Construction.

A motion was made by Garrigus, seconded by Weber to adopt Resolution No. 5574-2024.

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

Nays: NA

Motion carried.

22. Consideration of a resolution approving construction-related services (CRS) with AECOM in the amount of \$47,000 for engineering services on the Airfield Lighting Vault Oelwein Municipal Airport (OLZ) Project.

A motion was made by Garrigus, seconded by Ricchio to adopt Resolution No. 5575-2024.

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

Nays: NA

Motion carried.

23. Consideration of a resolution approving the sale and transfer of city owned real estate located at 902 1st Ave SW, Oelwein, IA to Sean and Amanda Emery.

A motion was made by Weber, seconded by Lenz to adopt Resolution No. 5576-2024.

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

Nays: NA

Motion carried.

24. Consideration of a resolution approving the sale and transfer of city owned real estate located at 222 South Frederick Avenue, Oelwein, IA to the Hub City Corporation.

A motion was made by Garrigus, seconded by Lenz to adopt Resolution No. 5577-2024.

Ayes: Weber, Lenz, Garrigus, Seeders

Nays: NA

Abstain: Ricchio, Payne

Motion carried.

25. Consideration of a resolution approving the sale and transfer of city owned real estate located at 322 6th Ave SE, Oelwein, IA to Andrew Heth.

A motion was made by Weber, seconded by Lenz to adopt Resolution No. 5578-2024.

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

Nays: NA

Motion carried.

### **Committee Reports**

26. Report from Ricchio on the May Airport Board minutes.

For full minutes, please visit: <https://www.cityofuelwein.org/bc-ab/page/airport-board-34>

27. Report from Seeders on the May Library Board minutes.

For full minutes, please visit: <https://www.oelwein.lib.ia.us/about/library-board>

28. Report from Garrigus on the May Park and Recreation Commission minutes.

For full minutes, please visit: <https://www.cityofuelwein.org/bc-parks/page/parks-and-recreation-14>

### **Council Updates**

Councilmember Payne feels there are other areas that need to be monitored. Public Safety Chief Logan explained in order to add more cameras it would be dictated by traffic counts. New cameras cannot be installed until 2026, according to the new law.

Payne continues to want to pay the full balance of the event center now and not continue with the five-year installments. Other council members stated we should follow the five-year agreement.

### **Mayor's Report**

Mayor DeVore mentioned Mulfinger's review is due back to him by June 12<sup>th</sup>, 2024.

**City Administrator's Report**

Mulfinger reported there will be no council weekly updates for the next two weeks.

**Adjournment**

A motion was made by Weber, seconded by Lenz to adjourn the meeting at 6:48 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 May 28, 2024 and copy of said proceedings was furnished to the Register May 31, 2024.

---

Dylan Mulfinger, City Administrator