



# Minutes

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

## Pledge of Allegiance

## Call to Order

The meeting was called to order by Mayor DeVore at 6:00 PM

**Roll Call** Present: Seeders, Payne, Stewart, Weber, Lenz, Garrigus  
Also Present: Mayor DeVore, Mulfinger, Rigdon, Dillon  
Absent: None

## Additions or Deletions

Council Member Weber Requested to be added to Council Updates.

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

Motion Carried.

## Citizens Public Comments

Ron Winter, 914 4<sup>th</sup> Ave NE, requested the city to pay for his OSHA fines.

## Consent Agenda

1. Consideration of a Motion to approve the January 24, 2022 minutes
2. Consideration of a motion to renew the Class C Beer Permit for Dollar General.
3. Consideration of a Motion to approve the Class E Liquor License for Hy-Vee Oelwein Dollar Fresh

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

Motion Carried.

## Public Hearing

4. Public Hearing on Max Tax Levy for Fiscal Year 2023

Mayor DeVore opened the hearing. Mulfinger explained the max tax levy. Payne questioned if the city had to levy the max, to which Mulfinger responded "absolutely not." No other written or oral comments were received. Mayor DeVore closed the Public Hearing.

5. Public Hearing on the Boundaries for Ward 1 for the City of Oelwein.

Mayor DeVore opened the public hearing. No additional written or oral comments were received. Mayor DeVore closed the hearing.

## Ordinances

6. Consideration of a Motion to Suspend the Rules

A motion was made by Weber, seconded by Stewart to suspend the rules.

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

Nays: None

Motion Carried.

7. Consideration Ordinance Amending Chapter 2 Elections Section 2-5 Ward One of the Code of Ordinances of the City of Oelwein, Iowa - First and Final Reading

A motion was made by Weber, seconded Stewart to adopt Ordinance No. 1200 on the first and final reading.

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

Nays: None

Motion Carried.

### Resolutions

8. Consideration of a Resolution Adopting Fiscal Year 2023 Maximum Property Tax Dollars.

A motion was made by Payne, seconded by Garrigus to adopt Resolution No. 5335-2022.

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

Nays: None

Motion Carried.

9. Resolution setting the date for sale of General Obligation Corporate Purpose and Refunding Bonds, Series 2022 and authorizing the use of a preliminary official statement in connection therewith.

A motion was made by Seeders, seconded by Lenz to adopt Resolution No. 5336-2022.

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

Nays: None

Motion Carried.

10. Consideration of a Resolution of a street closure for Odd Rod's.

A motion was made by Weber, seconded by Garrigus to adopt Resolution No. 5337-2022.

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

Nays: None

Motion Carried.

### Motions

11. Consideration on a Motion to set a Public Hearing for status of funded activities for the CDBG Water Main Replacement project on February 28, 2022 at 6:00 at the Oelwein Council Chambers.

A motion was made by Seeders, seconded by Lenz to approve the public hearing for the CDBG Water Main Replacement Project. All voted aye. Motion Carried.

12. Consideration of a Motion approving an electric and pipeline easement with Alliant Energy.

A motion was made by Weber, seconded by Garrigus to approve the easement with Alliant Energy. All voted aye. Motion Carried.

13. Consideration of a Motion to approve the Charles Street Viaduct Maintenance 2022 project to E&H Restoration, LLC in the amount of \$55,000.

A motion was made by Seeders, seconded by Lenz to approve the Charles Street Viaduct maintenance project. All voted aye. Motion Carried.

14. Consideration of a Motion of William's Center Application for Hotel/Motel Tax.

A motion was made by Payne, seconded by Weber to approve the \$1,500 requested Hotel/Motel Tax to the William's Center. All voted aye. Motion carried.

15. Consideration of a Motion on House Forfeiture at 632 5th Ave SW.

A motion was made by Lenz, seconded by Garrigus to approve the Planning, Finance, Enterprise and Economic Development recommendation of property acquisition allowing for 3 months to clean the property. All voted aye. Motion Carried.

16. Consideration of a Motion contracting Community Development Duties.

Mayor DeVore opened the item by informing council that he wanted the item on a work session, but two council members requested to have the item on the agenda. Mayor Devore advised that this was not normal practice for the city. Weber asked why this was a put on the agenda, rather than a discussion in a work session. Garrigus said to remove responsibility from the city to outsource to private company. Garrigus felt landlords would be upset with the contractors not council. Weber disagree – the city is behind this enforcement and no matter who does the inspection, the city code is still followed. A short discussion took place. A motion was made by Weber, seconded by Stewart to move the discussion on contracting Community Development duties to a work session. All voted aye. Motion carried.

### **Committee Reports**

17. Report from Stewart on Airport Board Meeting

The full minutes can be found at <http://www.cityofelweil.org/government/agendas-and-minutes.html>

18. Report from Payne on January Library Board Meeting.

The full minutes can be found at <https://www.oelwein.lib.ia.us/about/library-board>.

### **Council Updates**

Weber provided council with an update from the Emergency Management Meeting.

Payne would like a detail listing by employee per department regarding the wages, FICA, pension, insurance and other benefits; versus a lump sum cost by department that is in the budget. No direction was provided by council.

Payne would like to create a committee to review city code. Mulfinger stated the Code Committee was declined by council when committee appointments were being made. The entire council does code review.

### **Mayor's Report**

DeVore reported on Solid Waste Committee meeting. Devore also stated he would be interested in a text messaging system to update the public on snow emergencies, road closures, etc.

### **City Attorney's Report**

Dillion reported he is working on trail easements and nuisance properties.

### **Adjournment**

A motion was made by Weber, seconded by Seeders to adjourn the meeting at 6:53 PM. All voted aye. Motion Carried.

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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 February 14, 2022 and copy of said proceedings was furnished to the Register February 16, 2022.

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Dylan Mulfinger, City Administrator