



Minutes

City Council Meeting
20 Second Avenue SW, Oelwein
May 22, 2023 - 6:00 PM

Pledge of Allegiance

Call to Order

Mayor DeVore called the meeting to order at 6:00 PM.

Roll Call

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

Also Present: Mayor DeVore, City Administrator Mulfinger (excused himself 6:18 PM),
City Clerk Rigdon

Absent: NA

Additions or Deletions

A motion was made by Weber, seconded by Lenz to adopt the agenda as presented.

All aye. Motion carried.

1. Recognition by Oelwein City Council on the retirement of Vic Kane after 41 years of service to the City of Oelwein and the community.

Mayor DeVore presented a plaque and jacket to Vic Kane on his retirement after 41 years of service to the City of Oelwein and the community.

Citizens Public Comments

County Supervisor Janell Bradley spoke about her concerns regarding the resolution creating dispatch for Oelwein. Bradley stated the resolution in her opinion has several false statements and the supervisors were still open for negotiations. Bradley was disappointed in the resolution as the city and county have worked together in many aspects of the community.

Seeders asked if the county was open to negotiate the rate. Bradley said the supervisors will not negotiate price.

Weber asked for specific details justifying why the supervisors went from \$25,000 to \$104,000. Bradley answered the county has had prices increase in all aspects of public safety.

Seeders asked why the provided list of city's questions have never been answered. Bradley stated the county was not interested in taxing for the price increases.

Bradley stated a committee was formed and provided a recommendation that Oelwein did not follow.

Weber asked again, why the city could not get answers to their questions. You've had 2 years to negotiate this. Bradley said she was not on the committee and was not the chair at the time.

Mulfinger informed Bradley that the county would benefit as a whole from dispatch improvements and placing that cost solely to Oelwein is not justifiable.

Fayette County Sheriff Martin (Marty) Fisher spoke about the fees and how they related to calls for service and tax valuations.

Mayor DeVore questioned how the calls for service were quantified and if 911 was taken out of those calls. He requested the breakdown and has not received it.

Weber questioned why the City of Oelwein was not receiving radios as part of the radio project. He also asked the Sherriff how much the radio project was over budget.

Fisher said he was told the Oelwein Fire Department Radios were only 4 years old and up-to-date and did not need replaced. Weber responded the radios are 10 years old.

Consent Agenda

2. Consideration of a motion to approve the May 8, 2023 minutes.
3. Claims Resolution in the amount of \$985,770.09.
4. Consideration of a motion to approve the Class 'C' Alcohol License for Leo's Italian Restaurant.
5. Consideration of a motion to approve the Special Class C Retail Alcohol License for Oelwein Chamber and Area Development, Inc.
6. Consideration of a motion to approve 2023-2024 Cigarette/Tobacco Permit Renewals.
7. Consideration of a motion approving the AECOM Invoice # 2000754826 in the amount of \$ 7,778.25 for the Airport Repavement Project.

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

All aye. Motion carried.

Public Hearing

8. Public Hearing on the Status of Funded Activities for the City of Oelwein Public Facilities Project on May 22, 2023 at 6:00 PM at the Oelwein Council Chambers.

Mayor DeVore opened the public hearing.

Diana Johnson, Upper Explorer Regional Planning Commission, read the following regarding the Depot Park, formerly known as Plaza Park:

CITIZEN PARTICIPATION REQUIREMENTS

To comply with the participation requirements of Section 508 of the Housing and Community Development Act of 1987, local government applicants and recipients must do the following:

- 1) Conduct at least one public hearing on the status of funded activities. The hearing on the status of funded activities must include a review of:

(a) a general description of accomplishments to date:

The total project is approximately 54% complete. The previous plaza building has been demolished, along with removal of the asphalt, fencing and concrete planters. The contractor has also completed several items of the excavation work, installed sewer and water, and is working on pavement and landscaping improvements.

(b) a summary of expenditures to date:

The latest pay estimate is current through May 10, 2023, and indicates that Community Development Block Grant CV (CDBG-CV) reimbursable expenditures to date are at \$348,967.41 in terms of total project completed. This includes the expenditures of contractor work of \$328,226.64 and administrative expenditures of \$20,740.77. The total CDBG-CV expenditures requested-to-date is at 47%. Of the total

spent, grant funds received include \$213,048.76 and local match expenditures include \$135,918.65. There are still \$236,436 in grant funds available to draw down, which includes \$232,177 in repair needs and administration of \$4,259.23.

(c) a general description of remaining work:

Remaining work includes finishing some earthwork, installing electrical service and festoon lighting, pouring the pavement for walkways, seeding and fertilizing, planting trees and installing the shade structure and play features.

(d) a general description of changes made to the project budget, performance targets, activity schedules, project scope, location, objectives or beneficiaries:

Since the CDBG end date was set for May 31, 2023, and the project is currently at 54% completed, the city has submitted a request to the Iowa Economic Development Authority (IEDA) for a one-year extension of the timeline of these COVID-19 funds. The city does not foresee any other changes in project scope, location, objections, or beneficiaries and expects all funds to be depleted and used before the new May 31, 2024, CDBG-CV deadline.

For more information on this project, feel free to contact Diana Johnson, Upper Explorerland Regional Planning Commission, 563-419-6104.

Mayor DeVore closed the public hearing.

9. Public Hearing amending the Fiscal Year 2022-2023 budget on May 22, 2023 at 6:00 PM at the Oelwein Council Chambers.

Mayor DeVore opened the public hearing.

No oral or written comments were received.

Mayor DeVore closed the public hearing.

Ordinances

10. Consideration of an Ordinance amending Zoning Section 401.1 (Fencing Regulations), Section 202.2(4), and 203.2(4) (Setback Regulations). - Third and Final Reading.

A motion was made by Stewart, seconded by Weber to adopt Ordinance No. 1207.

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

Nays: NA

Motion carried.

Resolutions

11. Consideration of a Resolution reestablishing the Oelwein Dispatch Center.

Mayor DeVore asked if council had any further questions and no one responded.

A motion was made by Stewart, seconded by Weber to adopt Resolution No. 5412-2023.

Ayes: Stewart, Weber, Payne, Lenz, Seeders

Nays: Garrigus

Motion carried.

12. Consideration of a Resolution amending the Fiscal Year 2022-2023 Budget.

A motion was made by Stewart, seconded by Seeders to adopt Resolution No. 5413-2023.

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

Nays: NA

Motion carried.

13. Consideration of a Corrective Resolution Regarding Directing the Sale of the City's Interest 34 5th Ave SE, 418 7th Ave SE, And 219 Lincoln Dr. NE, Oelwein, Fayette County, Iowa.

A motion was made by Payne, seconded by Weber to adopt Resolution No. 5414-2023.

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

Nays: NA

Motion carried.

Motions

14. Consideration of a motion to pursue Iowa Thriving Community designation by the state of Iowa.

Diana Johnson, Upper Explorer Regional Planning Commission, explained this is not a grant but a designation that could lead to extra points for developers.

A motion was made by Seeders, seconded by Weber to approve the pursuit of an Iowa Thriving Community designation by the state of Iowa. All aye. Motion carried.

15. Consideration of a motion approving the grant writing services for the Thriving Community Designation Application from Upper Explorerland Regional Planning Commission in the amount of \$1,000.00.

A motion was made by Stewart, seconded by Garrigus to approve the grant writing services for the Thriving Community Designation Application from Upper Explorerland Regional Planning Commission in the amount of \$1,000.00. All aye. Motion carried.

16. Consideration of a motion to approve Pay Application No. 2 to Farhner Asphalt in the amount of \$40,024.59 for the Airport Repavement Project.

A motion was made by Stewart, seconded by Garrigus to approve Pay Application No. 2 to Farhner Asphalt in the amount of \$40,024.59 for the Airport Repavement Project.

All aye. Motion carried.

17. Consideration of a motion to approve Final Change Order No. 1 to Farhner Asphalt in the amount of -\$494.46 for the Airport Repavement Project.

A motion was made by Stewart, seconded by Seeders to approve Final Change Order No. 1 to Farhner Asphalt in the amount of -\$494.46 for the Airport Repavement Project.

All aye. Motion carried.

18. Consideration of a motion to award the Pool Backwash Drain Improvement bid to Bacon Concrete, LLC in the amount of \$173,173.33.

Bacon Concrete, LLC	Postville, Iowa	\$173,173.33
Shift Companies	Waterloo, Iowa	\$198,588.80
Blazek Corporation	Lawler, Iowa	\$285,169.25

Joshua Johnson, Parks Superintendent, reported the city received a \$126,750.00 grant from Northeast Iowa Charitable Foundation for pool upgrades.

A motion was made by Weber, seconded by Garrigus to award the Pool Backwash Drain Improvement bid to Bacon Concrete, LLC in the amount of \$173,173.33.

Committee Reports

19. Report from Payne on the Library Board Meeting minutes.

For full minutes, please visit: <https://www.oelwein.lib.ia.us/about/library-board-minutes-1>

20. Report from Garrigus on the Park and Recreation Commission minutes.

For full minutes, please visit: <https://www.cityofelwein.org/bc-parks/page/parks-and-recreation-4>

Mayor's Report

Mayor DeVore stated 27 South Frederick court date is May 24. Council is still waiting on an update from the City Attorney.

Adjournment

A motion was made by Weber, seconded by Lenz to adjourn the meeting at 6:44 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 22, 2023 and copy of said proceedings was furnished to the Register May 24, 2023.

Dylan Mulfinger, City Administrator