

# **Agenda**

City Council Meeting 20 Second Avenue SW, Oelwein 6:00 PM

> March 09, 2020 Oelwein, Iowa

Mayor: Brett DeVore

Mayor Pro Tem: Warren Fisk

Council Members: Matt Weber, Renee Cantrell, Tom Stewart, Charles Gerdts, Karen Seeders

Pledge of Allegiance

**Call to Order** 

**Roll Call** 

**Additions or Deletions** 

**Check presentation from Fidelity Bank for Trails Project** 

Citizens Public Comments - See Guidelines for Public Comments Below

#### **Consent Agenda**

- 1. Consideration of a motion approving February 24, 2020 Council Minutes
- 2. Consideration of a motion approving Class 'B' Native Wine Permit renewal for Delish at Decades
- 3. Consideration of a motion approving Class 'C' Liquor, Outdoor Service and Sunday Sales renewal for Oelwein Columbus Club, Inc.
- 4. Consideration of a motion approving Pay Request No. #1 to Kirvan Enterprises in the amount of \$30,182.00 for work completed on CDBG Owner Occupied Project
- 5. Consideration of a request from Pony Express Riders of Iowa to collect funds at the intersection of Frederick and Charles on Friday, April 11, 2020 from 7:30 A.M. to Noon for Camp Sunnyside

#### **Public Hearing**

6. Public Hearing on Fiscal Year 2021 Budget

#### Resolutions

- 7. Consideration of a Resolution adopting Fiscal Year 2021 Budget
- 8. Consideration of a Resolution authorizing redemption of outstanding General Obligation Corporate Purpose Bonds, Series 2009

#### **Motions**

- 9. Consideration of a motion setting May 2, 2020 as Spring Clean Up day
- 10. Consideration of a motion to purchase a Barnes pump in the amount of \$15,919.00 for 20th Street Lift Station from Electric Pump Company
- 11. Consideration of a motion to set Public Hearing for April 13, 2020 at 6:00 P.M. on Segment 1 Trail Improvements
- 12. Consideration of a motion approving Planning, Finance, Enterprise and Economic Developments recommendation regarding Hotel/Motel Funding for Oelwein Celebrations, Fayette Co. Ag Society and The Grand Theatre of Oelwein, Inc.

### **Committee Reports**

**Council Updates** 

Mayor's Report

## **City Attorney's Report**

A. City Attorney Report

# City Administrator's Report



City Administrator's Report

#### **Executive Session**

Consideration of a motion to go into Executive Session per lowa Code Section 21.5(1)(c) to discuss strategy with Counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the City in that litigation

Consideration of a motion to return to regular session

## Adjournment



**Additional Information** 

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 319-283-5440



## Minutes

City Council Meeting 20 Second Avenue SW, Oelwein February 24, 2020 - 6:00 PM

Karen Seeders was sworn in prior to the regular council meeting

Pledge of Allegiance

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

Roll Call Present Fisk, Stewart, Gerdts, Weber, Cantrell, Seeders

Absent None

Also Present Mulfinger, Rigdon, Dillon

#### Additions or Deletions

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

Motion Carried

#### Consent Agenda

- 1. Consideration of a motion to approve the February 10, 2020 Council minutes
- 2. Claims Resolution in the amount of \$689,628.03
- 3. Consideration of a new Cigarette/Tobacco Permit Application for Hy-Vee Dollar Fresh
- 4. Consideration of a new Class 'E' Liquor, Class 'C' Beer and Sunday Sales license for Hy-Vee Oelwein Dollar Fresh

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

**Motion Carried** 

#### Resolutions

5. Consideration of a Resolution to Accept Deed to property from Harold and Verla Stroshall estate

A motion was made by Weber, seconded by Cantrell to adopt Resolution No. 5149-2020 to Accept Deed to property from Harold and Verla Stroshall estate.

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

Nays: None

**Motion Carried** 

6. Consideration of a Resolution Establishing a Nicotine-Free Parks and Trails Policy for the City of Oelwein, Iowa

A motion was made by Fisk, seconded by Cantrell to adopt Resolution No. 5150-2020 Establishing a Nicotine-Free Parks and Trails Policy for the City of Oelwein, Iowa.

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

Nays: None

**Motion Carried** 

#### Motions

7. Consideration of a motion authorizing the Mayor's signature on Consent to Assignment of Agreement between City of Oelwein ("City") and D&W Railroad, LLC ("D&W")

A motion was made by Fisk, seconded by Gerdts to table. 5 voted aye, 1 (Seeders) voted nay.

**Motion Carried** 

Council would like to have a conversation about the 2002 agreement regarding viaduct maintenance.

8. Consideration of a motion directing the Mayor to correspond with the Fayette Co. Landfill Commission regarding recycling bins and recycling fees

A motion was made by Weber, seconded by Gerdts to approve the correspondence with the Fayette Co. Landfill Commission regarding recycling bins and recycling fees. All voted aye.

**Motion Carried** 

9. Consideration of a motion to set a Public Hearing for March 9, 2020 at 6:00 P.M. on FY 2021 Budget

A motion was made by Weber, seconded by Cantrell to set a Public Hearing for March 9, 2020 at 6:00 P.M. on FY 2020 Budget. All voted aye.

#### **Motion Carried**

#### **Committee Reports**

10. Consideration of a recommendation from Planning, Finance, Enterprise and Economic Development Committee re: Hotel/Motel Funding and Demolition Assistance Applications

A motion was made by Fisk, seconded by Cantrell to approve first quarter funding to the Williams Center for the Arts, second quarter funding to the Williams Center for the Arts, table the funding request from Oelwein Celebration Renewed, Inc. and approving demolition funding to Steve Gabriel in the amount of \$3,900.00. Fisk withdrew his motion.

A motion was made by Cantrell, seconded by Seeders to approving first quarter Hotel/Motel funding to the Williams Center for the Arts in the amount of \$1,500.00. All voted aye.

#### **Motion Carried**

A motion was made by Cantrell, seconded by Fisk to approve second quarter Hotel/Motel funding to the Williams Center for the Arts in the amount of \$1,500.00. All voted aye.

#### **Motion Carried**

A motion was made by Cantrell, seconded by Seeders to table a request from Oelwein Celebration Renewed. All voted aye.

#### **Motion Carried**

A motion was made by Fisk, seconded by Gerdts to approve funding to Steve Gabriel in the amount of \$3,900 (50% of the low bid from Bryan Construction) for the demolition of 723 2<sup>nd</sup> Avenue SW. 5 voted aye, 1 (Weber) voted nay.

#### **Motion Carried**

- 11. Report from Cantrell on February Park and Recreation Commission meeting
  - Cantrell presented minutes from the February Park and Recreation Commission meeting.
- 12. Report from Gerdts on February Library Board meeting
  - Gerdts presented minutes from the February Library Board meeting.

## **Council Updates**

Cantrell thanked everyone for participating in Saturday's "Tour of Homes". Approximately 30 participants showed up. Mayor DeVore dittoed her thanks.

## Mayor's Report

A. Consideration of the appointment of Karen Seeders to the Planning, Finance, Enterprise and Economic Development Committee

A motion was made by Fisk, seconded by Cantrell to approve the appointment of Karen Seeders to the Planning, Finance, Enterprise and Economic Development Committee. All voted aye.

#### **Motion Carried**

DeVore thanked Clint Berryman for being on the tour of homes and encouraging Rotarians to get involved on City Boards.

#### Adjournment

A motion was made by Weber, seconded by Fisk to adjourn at 6:36 P.M. All voted aye.

# **Motion Carried**

ATTEST:	Brett DeVore, Mayo
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 24, 2020 and copy of said proceedings was furnished to the Register February 25, 2020.

License Application ( WBN001139 Applicant

Name of Applicant: Debra Lynn Kellogg-Rummel

Address of Premises: 25 South Frederick Avenue

Name of Business (DBA): Delish at Decades

City Oelwein County: Fayette **Zip:** 50662

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ITEM #2.

**Business** (319) 504-1464

25 South Frederick Avenue Mailing

City Oelwein State IA **Zip:** 50662

#### **Contact Person**

Name Debra Kellogg-Rummel

**Email** delishatdecades@gmail.com Phone: (319) 361-7380

Classification Class B Native Wine Permit (WBN)

Term: 12 months

**Effective Date:** 04/01/2020 Expiration Date: 03/31/2021

Privileges:

Class B Native Wine Permit (WBN)

**Status of Business** 

**BusinessType:** Sole Proprietorship

XXXXXXXX Federal Employer ID XXXXXXXXX **Corporate ID Number:** 

Ownership

Randy Rummel

First Name: **Last Name:** Randy Rummel

City: <u>Oelwein</u> State: **Zip:** 50662 <u>lowa</u>

Position: <u>None</u>

% of Ownership: <u>0.00%</u> U.S. Citizen: Yes

Debra Kellogg-Rummel

First Name: **Last Name:** Kellogg-Rummel **Debra** 

City: State: **Zip**: 50662 <u>lowa</u>

Position: Owner/Manager

% of Ownership: <u>100.00%</u> U.S. Citizen: Yes

#### **Insurance Company Information**

**Insurance Company:** 

**Policy Effective Date:** 

Policy Expiration

Bond Effective	Dram Cancel Date:		
Outdoor Service Effective	Outdoor Service Expiration	ITEM #2.	
Temp Transfer Effective	Temp Transfer Expiration Date:		

Applicant License Application ( LC0027795

Name of Applicant: Oelwein Columbus Club, Inc.

ITEM #3.

Name of Business (DBA): Columbus Club

Address of Premises: 2102 So Fredrick

City Oelwein County: Fayette Zip: 5066200

)

Business (319) 283-1571

Mailing Box 647

City Oelwein State IA Zip: 50662

#### **Contact Person**

Name Jim Gallagher

Classification Class C Liquor License (LC) (Commercial)

Term: 12 months

Effective Date: <u>04/01/2020</u>

Expiration Date: <u>03/31/2021</u>

Privileges:

Class C Liquor License (LC) (Commercial)

Outdoor Service
Sunday Sales

#### Status of Business

BusinessType: Privately Held Corporation

Corporate ID Number: XXXXXXXXX Federal Employer ID XXXXXXXXX

#### Ownership

Jim Gallagher

First Name: Jim Last Name: Gallagher

City: Oelwein State: lowa Zip: 50662

Position: <u>Manager</u>

% of Ownership: <u>0.00%</u> U.S. Citizen: Yes

#### **Insurance Company Information**

Insurance Company: West Bend Mutual Insurance Company

Policy Effective Date: 04/01/2020 Policy Expiration 04/01/2021

Bond Effective \_\_\_\_Dram Cancel Date:

Outdoor Service Effective 

/ Dutdoor Service Expiration

Temp Transfer Effective Date Temp Transfer Expiration Date:

ITEM #3.

ITEM #4.

# OELWEIN OWNER OCCUPIED HOUSING CONTRACTOR REQUEST FOR PARTIAL PAYMENT #1 REHABILITATION & LHR CONTRACT

Owner: John and Marcy Growden Contractor: Ben Kirchmann d/b/a Kirvan Enterprises

19 3<sup>rd</sup> Ave. NE 422 35<sup>th</sup> St. SW Oelwein, IA 50662 Altoona, IA 50009

Forgivable Loan #2 Date: February 27, 2020

#### **REHAB CONTRACT**

#### LHR CONTRACT

Base Rehab. Contract	\$30,670.00	Total LSR Contract	\$8,400.00
Change Order #1	\$(7,450.00)	Change Order #1	\$2,750.00
Change Order #2	\$(385.00)	Change Order	\$
Change Order #3	\$		\$
Total Contract	\$22,835.00	Total Contract	\$11,150.00
Total Earned	\$22,835.00	Total Earned	\$10,700.00
Less 10% Retainage	\$2,283.00	Less 10% Retainage	\$1,070.00
Less Previous	\$	Less Previous Payment	\$
Payments			
Amount Due	\$20,552.00	Amount Due	\$9,630.00

Total Funds Requested: \$20,552.00 (Rehab) & \$9,630.00 (LHR) = \$30,182.00

I have reviewed the request for payment and indicate approval of payment to <u>Kirvan Enterprises</u> in the amount of \$30,182.00, by the City. An inspection of the work specified in the Contract has been completed. All items for which payment is requested have been performed, and all materials used are acceptable.

Owner	Date	Owner	Date
CDBG Administrator	Date		
I, the undersigned, acknowled	dge the authorizati	ion of the above payment.	
City Authorization		Date	
I, the undersigned, acknowled	dge the receipt of	the above payment.	
Contractor		 Date	

21418 M Avenue West Union, IA 52175 563-422-3459

February 28, 2020

Oelwein City Council:

Pony Express Riders of Iowa is once again raising funds for Camp Sunnyside. On Easter weekend Pony Express Riders will ride from all corners of Iowa to deliver the funds collected at dances, traffic collection points, auctions and similar activities. Pony Express appreciates the opportunity to collect in Oelwein previously.

We would like permission to collect funds at the intersection of Frederick and Charles. This year we have asked Boy Scout Troop 37. Our event will be on Good Friday, April 11, 2020 from 7:30 AM to noon.

Proof of insurance should arrive from the insurance company in a separate mailing.

Please feel free to contact me if you have questions.

Thank you very much.

Sincerely you servant,

Sheryl L. Struthers

Fayette County Coordinator for Pony Express Riders of Iowa



# CERTIFICATE OF LIABILITY INSURANCE

ITEM #5 DATE (N

01/31/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endomement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). Debra Sunderman Sunderman Insurance PHONE (A/C, No. Ext): 712-542-9868 FAX (A/C, No): 712-542-1035 115 S 16th Street E-MAIL Debbie@sundermaninsurance.com Clarinda, IA 51632 INSURER(S) AFFORDING COVERAGE NAIC # **UIGUSA - SCOTTSDALE INSURANCE** INSURED INSURER B : Pony Express Riders of Iowa INSURER C : 406 NE 66TH AVE INSURER D : DES MOINES, IA 50313 INSURER E INSURER F : **COVERAGES** CERTIFICATE NUMBER: **REVISION NUMBER** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDLISUER POLICY EFF POLICY EXP TYPE OF INSURANCE POLICY NUMBER INSR WVD LIMITS GENERAL LIABILITY 1,000,000 EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea pocume X COMMERCIAL GENERAL LIABILITY 100.000 \$ CLAIMS-MADE |X OCCUR 5.000 MED EXP (Any one person) CPS 2826460 B/201904/22/B/202004/22 1,000,000 PERSONAL & ADV INJURY 2,000,000 GENERAL AGGREGATE 5 2,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: PRODUCTS - COMP/OP AGG \$ PRO-POLICY 5 COMBINED SINGLE LIMIT AUTOMOBILE LIABILITY BODILY INJURY (Per person) ANY AUTO ALL OWNED AUTOS SCHEDULED BODILY INJURY (Per accident) S AUTOS NON-OWNED PROPERTY DAMAGE (Per accident) HIRED AUTOS 5 UMBRELLA LIAB EACH OCCURRENCE OCCUR **EXCESS LIAB** CLAIMS-MADE AGGREGATE ¢ DED RETENTION \$ WORKERS COMPENSATION WC STATU-AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE
OFFICER/MEMBER EXCLUDED? E.L. EACH ACCIDENT NIA (Mandatory in NH) E.L. DISEASE . EA EMPLOYEE If yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, If more space is required) FUND RAISING ORGANIZATIOIN FOR EASTERS SEALS PONY EXPRESS CONTACT IS: SHERYL STRUTHERS 563-422-3459 OR strutn@hotmail.com 319-283-5440 PHONE 319-283-4032 FAX City of Oelwein CANCELLATION CERTIFICATE HOLDER SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. CITY OF OELWEIN 22ND AVE SW **OELWEIN, IA 50662** AUTHORIZED REPRESENTATIVE DYLAN MUFINGER, CITY ADM

ACORD 25 (2010/05)

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#### FY 2021 Oelwein Budget at a Glance

- 1. The city's levy decreased as the city takes on less debt obligations. The levy went from 17.71952 to 17.718585. The city is using levy space from the benefits to pay down debt in the debt service levy.
- 2. Property tax revenues total \$2,861,375
- 3. The city's valuation increased from FY2020 140,825,674 to FY2021 156,169,512.
- 4. Expenditures for the general fund decreased to \$2,433,919 in FY2021 from \$2,542,084 in FY2020. The decrease comes as revenues continue to slowly increase for the city. The City Administrator has worked to ensure the general fund is solvent and has a healthy reserve.
- 5. The city is estimated to bring in \$573,000 from local option sales tax (LOST). LOST is split 70/30 with 70 percent going to Economic Development and 30 percent going to Property Tax Relief. Economic Development allows the city to work with commercial and residential properties. The city uses economic development on commercial and residential property clean up. LOST also pays for the agreement with the school on the Regional Tech Complex.
  - a. The City is using \$125,000 in reserves to address housing needs. How this funding is allocated will be determined by City Council.
- 6. The City has allocated \$280,000 for tear downs in FY 2021 from unused bond proceeds.
- 7. The city is estimated to bring in \$730,000 in franchise fees. Franchise fees comes from electric and gas charges. The franchise fee pays for the Police Station loan at the rate of \$250,000 annually. The remaining funding is to fund the City's Capital Improvement Program (CIP). The CIP will replace much needed equipment across many departments in the general fund.
  - a. \$556,000 will go toward the Capital Improvement Program
  - b. The City Council also pledges \$100,000 toward street improvements.
- 8. The Road User Tax will bring in an estimated \$845,300. This revenue is generated from the state gas tax with allocation based on population. All money from the Road User Tax must be spent on road maintenance, improvements, and personnel. The City will be rehabilitating Wings East Addition and focusing on other small street projects.
  - a. The City has pledged \$575,000 in road improvements for FY2021.
- 9. The city operates and water and wastewater utility. The water revenues are estimated to be \$1,085,100 with sewer revenues estimated at \$1,468,700. The infrastructure fee is expected to bring in \$198,000.
  - a. The City Council has pledged cash on hand toward the rehabilitation of the water tower and is working on an infrastructure project that was awarded \$500,000 in a Community Development Block Grant.
- 10. City Council approved a general obligation bond for \$2,325,000
  - a. Street Repair-\$675,000 (Wings East)
  - b. Public Safety Radio Upgrades-\$850,000
  - c. Fire- Pumper and Radios- \$450,000
  - d. Trails- Adding Trails to the City- \$250,000
  - e. Pool- Upgrades to old equipment and new equipment \$100,000

Prepared by Dylan Mulfinger, City Administrator

# Resolutions Record, City of Oelwein

3.20447 8.10000 3/9/2020 6,415 0 0 Θ correction 9 Without Gas & Electric 156,169,512 Date Budget Adopted: on this and the supporting pages. 855,007 592,956 0 42,166 165,093 191,314 456,434 812,841 855,007 1,264,973 0000000 Resolution No.: COUNTY AUDITOR - I certify the budget is in compliance with ALL the following: Sudgets that DO NOT meet ALL the criteria below are not statutorily compliant & must be returned to the city for 1,413,412 2,861,375 (B) Property Taxes January 1, 2019 Property Valuations 1,302,573 TAXES LEVIED With Gas & Electric 160,811,504 2b 189,682,389 3b 584,811 130,000 21,042 1,757 1,455,372 43,419 170,000 197,000 470,000 837,000 880,419 adopting a budget for next fiscal year, 880,419 2,943,623 1,453,615 FISCAL YEAR BEGINNING JULY 1, 2020 - ENDING JUNE 30, 2021 Request with Utility Replacement Adoption of Budget and Certification of City Taxes 28 29 30 31 zerifies that the City Councit, on the date stated above, lawfully approved the named resolution arm Debt Schedule Form 703 which lists any and all of the debt service obligations of the City. 2a 3a County Name: rov. Reserve) Regular *DEBT SERVICE* Ag Land Mission of Missouri River Bridge Const.
Aid to a Transit Company
Maintain Institution received by gift/devise
City Emergency Medical District
Support Public Library
Unified Law Enforcement Emergency (if general fund at levy limit)
Police & Fire Retirement
FICA & IPERS (if general fund at levy limit)
Other Employee Benefits Opr & Maint publicly owned Transit
Rent, Ins. Maint of Civic Center
Opr & Maint of City owned Civic Center
Planning a Sanitary Disposal Project
Aviation Authority (under sec. 330A.15)
Levee Impr. fund in special charter city
Liability, property & self insurance costs
Support of a Local Emerg. Mgmt. Comm. (27 + 39 + 40 + 41)General Fund Regular Levies (5 thru 24) (25 + 26)(29,30,31) 76.10(6) ted Other Permissible Levies
Instrumental/Yocal Music Groups
Memorial Building
Symphony Orchestra
Cultural & Scientific Facilities
County Bridge (Capital Impi ub Total Special Revenue Levies Ag Land
tal General Fund Tax Levies
Special Revenue Levies Special Revenue Lev Debt Service Levy Capital Projects Total Property Taxes The below-signed C Amt Nec 0.13500 The City 0.1350 0.8100 0.1350 384.4 13

<sup>-</sup> F-K

ed Notice of Public Hearing Budget Estimate (Form 631.1) was lawfully published, or posted if applicable. Ifled proof ng notices were published or posted not less than 10 days, nor more than 20 days, prior to the budget hearing, perly laxes do not exceed published or posted amounts.

Perfy laxes do not exceed published or posted amounts in each of the nine program areas, or in total, is resolution adopting the budget has been included at the top of this form.

The uploaded to the SUBMIT fear matched the paper copy certified by the city to this office.

In debt schedule (Form 703) shows sufficient payment amounts to pay the G.O. debt certified by the city to this office.

RESOLUTION NO.
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Resolution authorizing redemption of outstanding General Obligation Corporate Purpose Bonds, Series 2009

WHEREAS, the City of Oelwein (the "City"), in Fayette County, State of Iowa, has previously issued its General Obligation Corporate Purpose Bonds, Series 2009 (the "Series 2009 Bonds"); and

WHEREAS, in the resolution authorizing the issuance of the Series 2009 Bonds, the City reserved the right to call for payment prior to maturity any or all of the Series 2009 Bonds maturing in each of the years 2016 to 2021, inclusive (the "Callable Series 2009 Bonds"); and

WHEREAS, it has been determined that the Council should authorize the early redemption of the Callable Series 2009 Bonds;

NOW, THEREFORE, It Is Resolved by the City Council of the City of Oelwein, Iowa, as follows:

Section 1. UMB Bank, n.a., as Registrar and Paying Agent for the Series 2009 Bonds, is hereby authorized to take all action necessary to call the Callable Series 2009 Bonds for redemption as of June 1, 2020 (the "Redemption Date"), and is further authorized and directed to give notice of such redemption by sending notice to each of the registered owners of the Callable Series 2009 Bonds to be redeemed at the addresses shown on the City's registration books, not less than 30 days prior to the Redemption Date.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved March 9, 2020.

Mayor

Attest:

City Clerk



# Memo

To: Honorable Mayor & City Council,

From: Utility Superintendent Victor Kane

CC: City Administrator Dylan Mulfinger

**Date:** 03/04/2020

**Reference:** 20<sup>th</sup> Street Lift Pump.

One of the lift pumps at the 20<sup>th</sup> Street lift station had a bearing go out and destroy the pump.

We have received three quotes from Electric Pump Company.

Repair the pump for \$13,326.00

A new Barnes for \$15,919.00 with a 5 to 6-week lead time.

A new Flygt for \$34,168.00 with a 12 to 14-week lead time.

The pump damage is covered under our insurance policy. They agreed, minus the \$1,000 deductible to cover \$12,326 of the repair option. They did say we could add this to our own funds and purchase a new pump. For your information I have provided the service report of the old pump.

"Main lower bearing lubrication insufficient to prevent damage to balls and races. As more wear occurred this allowed the rotor and shaft to turn out of true this in turn began to damage seals and impeller and wear plate. Seal oil was allowed to escape and water infiltrated all housings compounding the failure. At some point during this process the impeller experienced sufficient abnormal force as to shear the impeller bolt and allow it to move axially on the shaft. All of these factors combined resulted in a catastrophic failure when the rotor finally spun into the stator shorting and grounding the windings."

Based on all the damage it incurred and the fact some parts will still be original once repaired I do not recommend the repair option. The Flygt is a premier pump but has a large cost difference and a long lead time. I found this to be true on parts as well and have shifted away from this pump over the years. We could literally purchase two Barnes pumps to one Flygt. When I subtract the \$12,326 insurance amount from the \$15,919.00 Barnes quote it actually will only cost \$3,593.00.

I therefore recommend we purchase the Barnes at a cost of \$15,919.00.

Thank you for your time.

Victor Kane
Oelwein Utility Superintendent

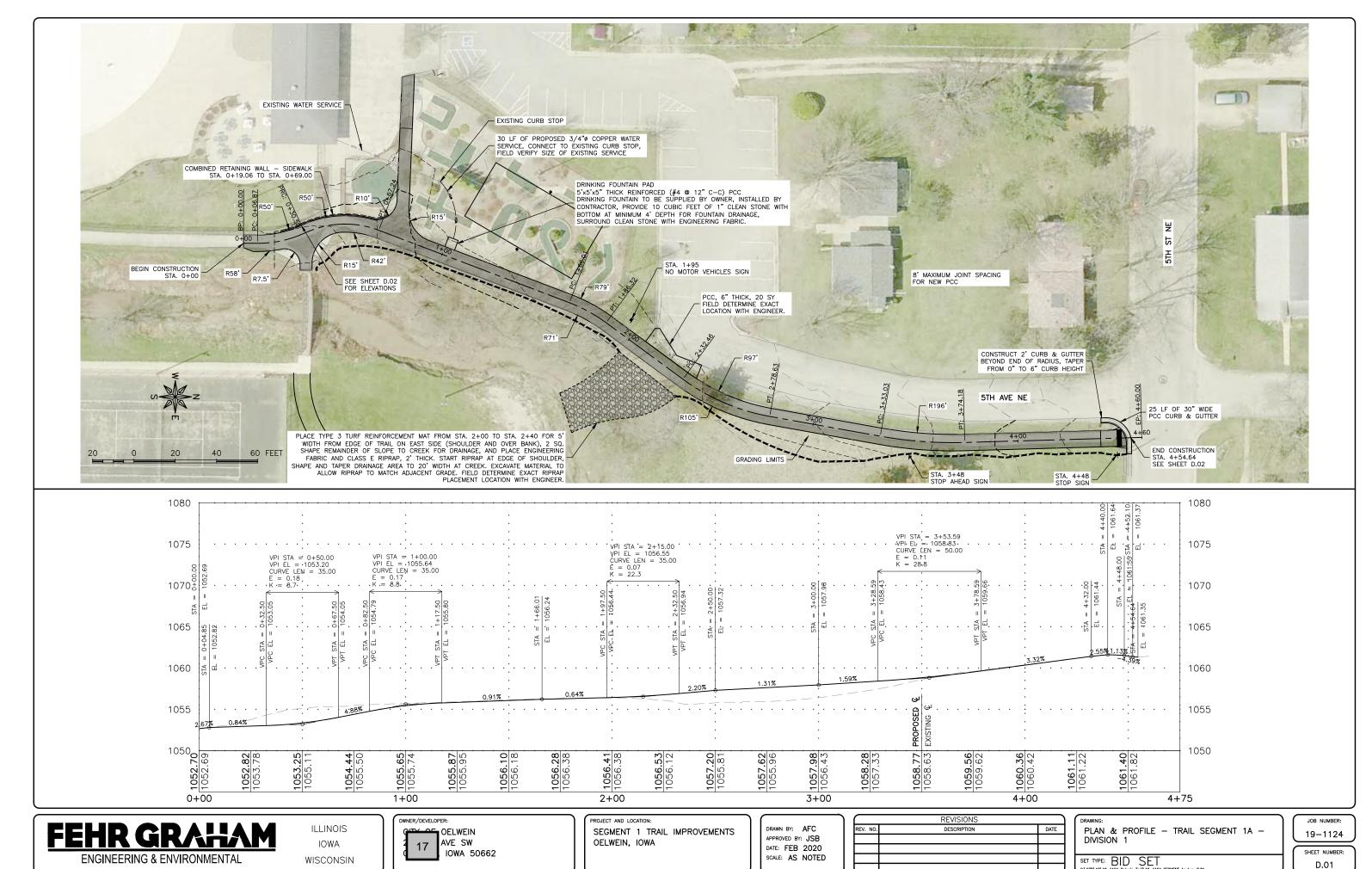
Segment 1 Trail Improvements Summary - City of Oelwein

#### Segment 1a

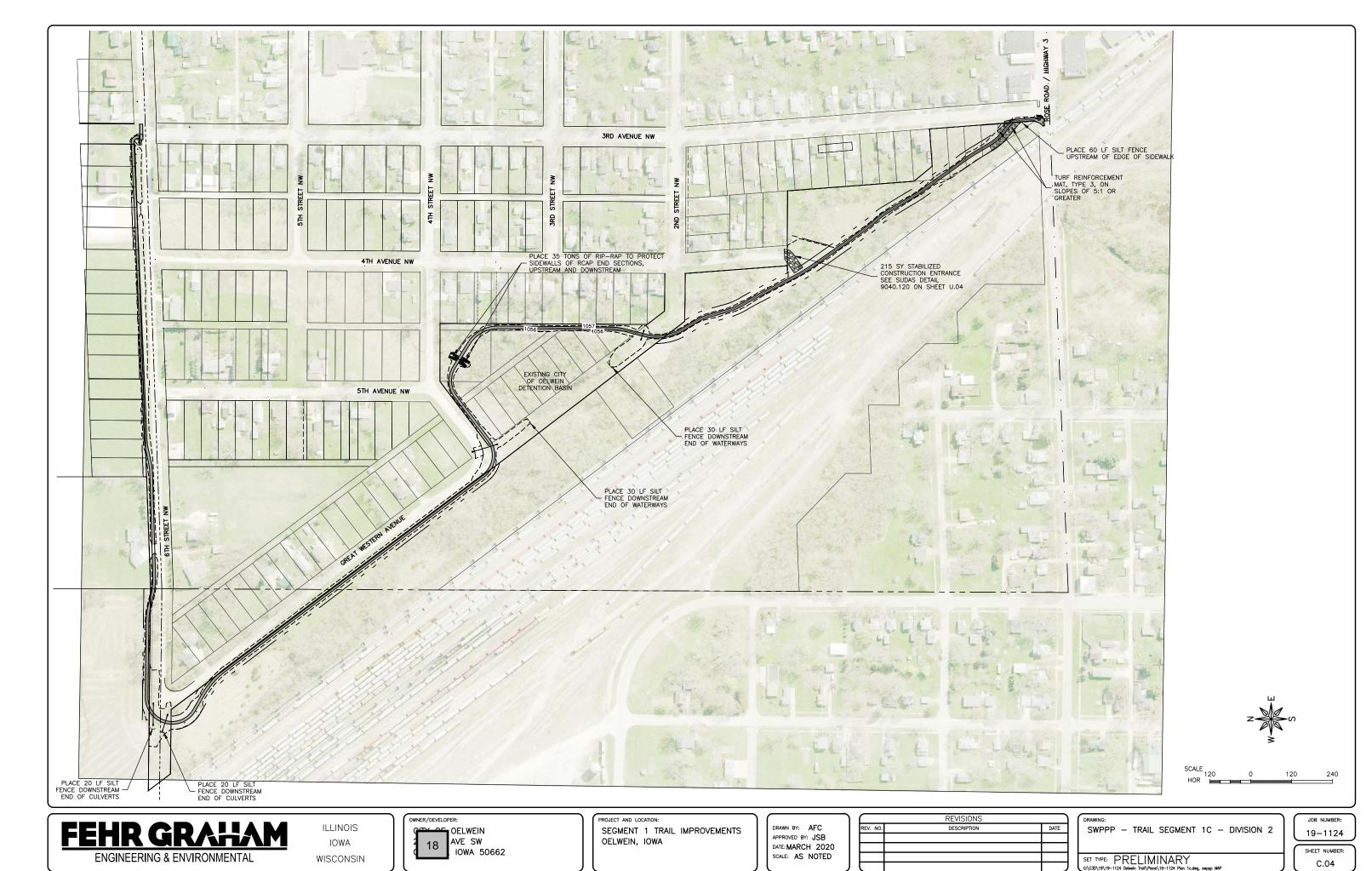
Segment 1a includes replacement of existing sidewalk from the pedestrian bridge just east of the aquatic center, north to 5<sup>th</sup> St NE for a distance of 455 feet. Surfacing of the new trail will be 8' wide PCC. The current steps in the sidewalk just west of the bridge will be eliminated, making the route accessible. The walkway to the aquatic center will be modified to match with other changes proposed on the northerly side of the aquatic center. Segment 1a is included in the current bid set and will be bid as Division 1, independent from Segment 1c.

#### Segment 1c

Segment 1c is a one mile long, 8' wide, PCC surfaced trail starting at the intersection of 3<sup>rd</sup> Ave. NW and 6<sup>th</sup> St. NW, running along the northerly side of 6<sup>th</sup> St. NW, then along the westerly side of Great Western Avenue and continuing south through undeveloped area owned by the City of Oelwein and Iowa Northern Railroad (INR is in the process of purchasing from the current owner) to the northeast corner of the viaduct. This trail is through mostly undeveloped area, is scenic, and provides a trail connection within the northerly portion of the community. Segment 1c is included in the current bid set and will be bid as Division 2, independent from Segment 1a.



PLOT DATE: 2/27/20 © 2020 FEHR GRAHAM



PLOT DATE: 3/3/20 © 2020 FEHR GRAHAM

# NOTICE OF PUBLIC HEARING JURISDICTION OF CITY OF OELWEIN SEGMENT 1 TRAIL IMPROVEMENTS PROJECT No. 19-1124

<u>Public Hearing on Proposed Contract Documents and Estimated Costs for Improvement.</u>

#### TO WHOM IT MAY CONCERN:

You are hereby given notice that a public hearing will be held by the City Council of Oelwein on the proposed contract documents (plans, specifications and form of contract) and estimated cost for the improvement at its meeting at 6:00 P.M. on **April 13, 2020**, at City Hall, Oelwein, Iowa.

The description of the type of public improvement and its location are as follows:

The project will consist of construction of PCC surfaced recreational trails at two locations within the City of Oelwein. Project will be bid as two divisions, with two contracts awarded. Division 1 is an approximate 450' trail just east of the aquatic center. Division 2 is an approximate 1-mile trail along 6<sup>th</sup> Street NW starting near 3<sup>rd</sup> Avenue NW, Great Western Avenue, through undeveloped property, and ending at the 3<sup>rd</sup> Avenue NW and West Charles Street intersection. Work includes grading, culvert placement, crushed stone base, PCC surfacing, and surface restoration.

The City Council will meet at a meeting in said Council Chambers at 6:00 P.M. on **April 13, 2020**, to consider the plans and specifications, estimate of cost and proposed form of contract and to act upon the bid proposals and to consider entering into a contract for said improvements.

Any persons interested may appear at such meeting of the City Council for the purpose of making objections to the plans, specifications or contract or the cost of making the improvements.

This Notice is given by authority of the City of Oelwein.

	Brett DeVore, Mayor
Attest:	Dylan Mulfinger, City Administrator

Published in the Oelwein Daily Register.

ITEM #11.

# NOTICE TO BIDDERS JURISDICTION OF CITY OF OELWEIN SEGMENT 1 TRAIL IMPROVEMENTS PROJECT No. 19-1124

<u>Time and Place for Filing Sealed Proposals.</u> Sealed bids for the work comprising each improvement as stated below must be filed before **11:00 A.M.** on **April 8, 2020**, in the Office of the City Administrator (City Hall), City of Oelwein, Iowa.

<u>Time and Place Sealed Proposals Will be Opened and Considered.</u> Sealed proposals will be opened and bids tabulated at 11:00 A.M. on April 8, 2020, at Oelwein City Hall for consideration by the City Council at its regular meeting at 6:00 P.M. on April 13, 2020 City Hall, Oelwein, Iowa. The City of Oelwein reserves the right to reject any and all bids.

<u>Time for Commencement and Completion of Work</u>. Work on the improvement may be commenced upon approval of the contract by the Council and be completed as stated below.

<u>Bid Security.</u> Each bidder shall accompany its bid with bid security as security that the successful bidder will enter into a contract for the work bid upon and will furnish after the award of contract a corporate surety bond, in form acceptable to the Jurisdiction, for the faithful performance of the contract, in an amount equal to one hundred percent of the amount of the contract. The bidder's security shall be in the amount of 5% of the total bid amount including all add alternates and shall be the Jurisdiction's bidder's bond with corporate surety satisfactory to the Jurisdiction. No other type of bid security will be accepted. The bidder's bond shall contain no condition except as provided in the specifications.

<u>Performance</u>, <u>Payment</u>, <u>and Maintenance Bond</u>. The successful bidder will be required to furnish a construction performance, payment, and maintenance bond in an amount equal to one hundred percent (100%) of the contract price. Said bonds to be issued by a responsible surety approved by the City Council and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and the maintenance of said improvements in good repair from the time of acceptance of the improvements by the City for not less than two (2) years.

Contract Documents. Bid documents may be obtained <u>for free</u> from the Engineer's company website at <u>www.fehr-graham.com</u>. Upon accessing the website, Bidders will see a link titled, "Obtain Bidding Documents". Clicking this link will take Bidders directly to the Quest Network Service, and will display all projects available for bid through Fehr Graham. On this page, project ads will be listed in the left-hand column with project numbers assigned by Quest displayed. Potential Bidders can enter the Quest project number in the field provided to view the full ad for the Segment 1 Trail Improvements and download a complete set of bidding documents from this page. Please contact QuestCDN.com at (952) 233-1632 or <a href="info@questcdn.com">info@questcdn.com</a> for assistance in free membership registration, downloading, and working with this digital project information. Hard copies of the bid documents may also be obtained and examined from the office of the Engineer 128 South Vine Street, West Union, lowa 52175 (phone number 563-422-5131, e-mail <a href="mailto:bmartin@fehr-graham.com">bmartin@fehr-graham.com</a>) There is a one hundred dollar (\$100.00) deposit for hard copies of the plans and specifications, which will be refunded if returned to the Engineer in reusable condition within fourteen (14) days of the award of the Contract.

ITEM #11.

<u>Preference of Products and Labor</u>. By virtue of statutory authority, preference will be give products and provisions grown and coal produced within the State of Iowa, and to Iowa domestic labor, to the extent lawfully required under Iowa statutes.

#### General Nature of Public Improvement.

The extent of the work involved consists of construction of PCC surfaced recreational trails at two locations within the City of Oelwein. Project will be bid as two divisions, with two contracts awarded. Division 1 is an approximate 450' trail just east of the aquatic center. Division 2 is an approximate 1-mile trail along 6<sup>th</sup> Street NW starting near 3<sup>rd</sup> Avenue NW, Great Western Avenue, through undeveloped property, and ending at the 3<sup>rd</sup> Avenue NW and West Charles Street intersection. Work includes grading, culvert placement, crushed stone base, PCC surfacing, and surface restoration.

Contractor shall fully complete the project by <u>September 30, 2020</u>. Liquidated Damages in the amount of \$500.00 per Calendar Day will be assessed for each Calendar Day that any work shall remain uncompleted beyond the number of Calendar Days allowed.

<u>Plan Holders List.</u> The plan holders list and bid results may be viewed at Fehr Graham's web site <a href="http://www.fehr-graham.com">http://www.fehr-graham.com</a>.

<u>Taxes.</u> All Contractors and approved Subcontractors will be provided a Sales Tax Exemption Certification to purchase, or withdraw from inventory, materials furnished under this contract. No allowance will be made over the contract sum for any tax claims.

Postings. This Notice was sent to the following posting locations;

- 1. Master Builders/Construction Update
- 2. Iowa League of Cities
- 3. Qwest CDN





# Final Opinion of Probable Cost Segment 1 Trail Improvements, City of Oelwein, Iowa

Division 1 (Segment 1a)

DIVIS	ion i (segment i	α)						
NO.	CODE	DESCRIPTION	QUANTITY	UNIT	U	NIT PRICE	T	OTAL PRICE
1	2010-108-C	CLEARING AND GRUBBING	1	LS	\$	2,000.00	\$	2,000
2	2010-108-E	EXCAVATION, CLASS 10	94	CY	\$	8.00	\$	752
3	2010-108-I	SUBBASE, MODIFIED, 4" THICK	589	SY	\$	4.75	\$	2,798
4	4040-108-A	SUBDRAIN, HDPE, 4" DIA	75	LF	\$	8.00	\$	600
5	5010-108-E-1	WATER SERVICE PIPE, 3/4" COPPER	30	LF	\$	30.00	\$	900
6	5010-999-A	INSTALLATION OF DRINKING FOUNTAIN	1	EA	\$	750.00	\$	750
7	7010-108-A	PAVEMENT, PCC, 6" THICK	20	SY	\$	65.00	\$	1,300
8	7010-108-E	CURB AND GUTTER, PCC, 30" WIDE, 6" THICK	25	LF	\$	35.00	\$	875
9	7030-108-A	REMOVAL OF SIDEWALK	333	SY	\$	8.00	\$	2,664
10	7030-108-B	REMOVAL OF CURB	25	LF	\$	8.00	\$	200
11	7030-108-C	SHARED USE PATH, PCC, 5" THICK, 8' WIDE	493	SY	\$	41.00	\$	20,213
12	7030-108-G	DETECTABLE WARNING	16	SF	\$	50.00	\$	800
13	7030-999-A	BRIDGE ABUTMENT CONNECTION	1	LS	\$	1,000.00	\$	1,000
14	8030-108-A	TEMPORARY TRAFFIC CONTROL	1	LS	\$	1,500.00	\$	1,500
15	8040-108-B	REMOVE AND REINSTALL SIGN PER PLAN	1	EA	\$	75.00	\$	75
16	8040-108-C	STEEL BREAKAWAY SIGN POSTS	36	LF	\$	15.00	\$	540
17	8040-108-D	SIGNS, SHEET ALUMINUM	8.11	SF	\$	32.00	\$	260
18	8040-108-E	SIGN, INSTALL	3	EA	\$	50.00	\$	150
19	9010-108-A	CONVENTIONAL SEEDING, FERTILIZING, AND MULCHING	0.3	AC	\$	4,500.00	\$	1,350
20	9040-108-J	RIP RAP, CLASS E	138	TON	\$	42.00	\$	5,796
21	9040-108-R	TURF REINFORCEMENT MATS, TYPE 3	2	SQ	\$	200.00	\$	300
22	9072-108-A	COMBINED CONCRETE SIDEWALK AND RETAINING WALL, 6" THICK, REINFORCED	4	CY	\$	400.00	\$	1,600
23	11,010-108-A	CONSTRUCTION SURVEY	1	LS	\$	1,500.00	\$	1,500
24	11,020-108-A	MOBILIZATION	1	LS	\$	2,000.00	\$	2,000

DIVISION 1 ESTIMATED TOTAL AMOUNT \$ 49,922

# Division 2 (Segment 1c)

NO.	CODE	DESCRIPTION	QUANTITY	UNIT		INIT PRICE	T	OTAL PRICE
1	2010-108-C	CLEARING AND GRUBBING	1	LS	Ś	12,000.00	\$	12,000
2	2010-108-E	EXCAVATION, CLASS 10	2,415	CY	\$	8.00	\$	19,320
3	2010-108-F	CORE OUT EXCAVATION	300	CY	\$	12.00	\$	3,600
4	2010-108-I	SUBBASE, MODIFIED, 6" THICK	5,904	SY	\$	7.00	\$	41,328
5	2010-108-J-2-c	REMOVAL OF KNOWN PIPE CULVERT	40	LF	\$	10.00	\$	400
6	2010-108-M	STABILIZATION MATERIAL	600	TON	\$	20.00	\$	12,000
7	4030-108-A-1	PIPE CULVERT, TRENCHED, RCP, 12" DIA.	120	LF	\$	45.00	\$	5,400
8	4030-108-A-1	PIPE CULVERT, TRENCHED, RCP, 15" DIA.	66	LF	\$	55.00	\$	3,630
9	4030-108-A-1	PIPE CULVERT, TRENCHED, RCAP, 42" DIA. EQUIVALENT	24	LF	\$	300.00	\$	7,200
10	4030-108-B	PIPE APRON, RCP, 12" DIA.	6	EA	\$	750.00	\$	4,500
11	4030-108-B	PIPE APRON, RCP, 15" DIA.	2	EA	\$	850.00	\$	1,700
12	4030-108-B	PIPE APRON, RCAP, 42" DIA. EQUIVALENT	2	EA	\$	2,500.00	\$	5,000
13	4030-108-C	FOOTINGS FOR CONCRETE PIPE APRONS (42" EQUIV. RCAP)	2	EA	\$	500.00	\$	1,000
14	7010-108-A	PAVEMENT, PCC, 7" THICK	60	SY	\$	65.00	\$	3,900
15	7030-108-A	REMOVAL OF SIDEWALK	105	SY	\$	8.00	\$	840
16	7030-108-B	REMOVAL OF CURB	19	LF	\$	8.00	\$	152
17	7010-108-E	CURB AND GUTTER, PCC	19	LF	\$	40.00	\$	760
18	7030-108-C	SHARED USE PATH, PCC, 5" THICK. 8' WIDE	4,441	SY	\$	41.00	\$	182,081
19	7030-108-C	SHARED USE PATH, PCC, 6" THICK. 8' WIDE, REINFORCED	89	SY	\$	44.00	\$	3,916
20	7030-108-C	SHARED USE PATH, PCC, 7" THICK. 8' WIDE, REINFORCED	125	SY	\$	48.00	\$	6,000
21	7030-108-C	SHARED USE PATH, PCC, 8" THICK. 8' WIDE, REINFORCED	67	SY	\$	55.00	\$	3,685
22	7030-108-G	DETECTABLE WARNING	28	SF	\$	50.00	\$	1,400
23	7030-108-H-2	DRIVEWAY, GRANULAR	81	TON	\$	21.00	\$	1,701
24	7040-108-H	PAVEMENT REMOVAL	31	SY	\$	8.00	\$	248
25	8030-108-A	TEMPORARY TRAFFIC CONTROL	1	LS	\$	1,500.00	\$	1,500
26	8040-108-B	REMOVE AND REINSTALL SIGN PER PLAN	2	EA	\$	75.00	\$	150
27	8040-108-C	STEEL BREAKAWAY SIGN POSTS	400	LF	\$	15.00	\$	6,000
28	8040-108-D	SIGNS, SHEET ALUMINUM	93.11	SF	\$	32.00	\$	2,980
29	8040-108-E	SIGN, INSTALL	35	EA	\$	50.00	\$	1,750

30	9010-108-A	CONVENTIONAL SEEDING, FERTILIZING, AND MULCHING (TYPE 1 PERMANENT	3.5	AC	\$ 4,000.00	\$ ITEM #11.
		LAWN MIX)			•	
31	9010-108-A	CONVENTIONAL SEEDING, FERTILIZING, AND MULCHING (TYPE 4 URBAN TEMPORARY EROSION CONTROL MIXTURE)	3.5	AC	\$ 2,500.00	\$ 8,750
32	9040-108-J	RIP RAP, CLASS E	35	TON	\$ 42.00	\$ 1,470
33	9040-108-N-1	SILT FENCE OR SILT FENCE DITCH CHECK	160	LF	\$ 4.00	\$ 640
34	9040-108-N-2	SILT FENCE OR SILT FENCE DITCH CHECK, REMOVAL OF SEDIMENT	160	LF	\$ 1.00	\$ 160
35	9040-108-N-3	SILT FENCE OR SILT FENCE DITCH CHECK, REMOVAL OF DEVICE	160	LF	\$ 1.00	\$ 160
36	9040-108-0-1	STABILIZED CONSTRUCTION ENTRANCE	215	SY	\$ 15.00	\$ 3,225
37	9040-108-R	TURF REINFORCEMENT MATS, TYPE 3	22	SQ	\$ 175.00	\$ 3,850
38	9060-108-E	REMOVAL OF FENCE	155	LF	\$ 5.00	\$ 775
39	11,010-108-A	CONSTRUCTION SURVEY	1	LS	\$ 12,000.00	\$ 12,000
40	11,020-108-A	MOBILIZATION	1	LS	\$ 23,000.00	\$ 23,000

DIVISION 2 ESTIMATED TOTAL AMOUNT \$ 402,171

DIVISION 1 + DIVISION 2 ESTIMATED TOTAL AMOUNT \$ 452,093

Jon Biederman, PE, LSI Branch Manager

Dated: March 4, 2020

ITEM #12.

# Oelwein Celebration Renewed.Inc

February 17th,2020

Mayor Devore and members of the council,

# First, a big thank you!

Thank you for the previous years of support shown for our event. As you know, we had an incident with last year's fireworks display. Due to this unfortunate event we have decided to forgo the fireworks this year and invest in more activities for attendees to participate in. One of these include adding a 3X Wrestling event on Friday night. The committee is asking for your support for this event instead of the fireworks as you have in previous years.

We would greatly appreciate your continued support in our new direction. We are respectfully requesting a \$6500.00 donation to be applied to our entertainment budget.

Thank you for your time and consideration,

Members of the Oelwein Celebration Committee'

Submitted by Debra Ameling, treasurer

Debra ameling



# CITY OF OELWEIN HOTEL AND MOTEL TAX FUNDING APPLICATION (TOURISM)

# **Application Deadlines**

September 1 -- December 1 March 1 -- June 1

Applications must be received by 5:00 p.m. on the deadline date. All areas of the applications must be completed and typed. Each applicant will be afforded the opportunity to attend a brief question and answer session with the Advisory Board.

ITEM #12.

# CITY OF OELWEIN HOTEL/MOTEL TAX FUNDING APPLICATION (Tourism)

<b>Project</b>	Identifi	ication
		77.17

1. What is the title of your project? Fayette County FAIR CARNIUR.

Provide a brief description of your project. Attach additional pages, if needed.

We provide a free carnival to all fair participant espically for our Fayerse Causy youth. Rides would be free of charge during the week of the fair.

2. Hotel and Motel Tax Funds must be used to fund projects that promote and/or expand tourism activity in Oelwein. How will your project help to realize this goal?

our fair during the week. We like to think

Project Evaluation: 20,000 of those people travel trough Oclaveia

- A. Targeted Population 20,000
  - 1) Hotel/Motel guests generated by project 200
    - a. Number of projected hotel/motel guests. Soo
    - b. How will hotel/motel guests be tracked. Aces
  - 2) Number of adults the project will reach 20, 600
  - 3) Number of youth the project will reach 25,000
  - B. Geographic area of draw Succounding Countie of Fayette
  - C. Volunteers

Number of volunteers S₀₀

- 2) Number of volunteer hours 4,000
- D. Attendance of event previous year(s) 40.00
- E. Day open to public or performance(s) Page 2 of 5

4. Project Budget

3.

Juy 21,- Juy 25 2020

County

A. Please provide a project budget and schedule of completion including all

ITEM #12.

expenses. If desired, the project budget may be attached to the application. If exact costs are not known please attach estimates to the application, which should be identified as such.

Should be identified as such.
Cornival will cost \$35,000
B. List sources of matching funds obtained below. Funding requests are
eligible for up to 100% funding, but priority will be given to projects with additional sources of funding, including in-kind donations.
All of the Fagetae county councils
donated based on three application and past success with thes project.  C. Is this application "seed money" for a new project? If yes, please explain.
C. Is this application "seed money" for a new project? If yes, please explain.
D. Is this application for the expansion of an existing project/program? If yes, please explain.
City of Delwein donated & S. W. last
E. Have you ever received Hotel/Motel Tax Funding from the City of Oelwein in the past?
Yes: No: (check one)
If you answered yes, please answer the following: (attach additional pages, if needed)
Amount of Funding: \$

Page 3 of 5

Date of Funding: \ash February

#### **Assurances**

Applicants hereby agree and acknowledge that:

If they are awarded funds, they will conduct their operations in accordance with Title VI and the Civil Rights Act of 1964, as amended, and the Rehabilitation Act of 1973, as amended, which prohibits discrimination against any employee, applicant for employment, or any person participating in a sponsored program on the basis of race, creed, color, national origin, religion, sex, age, or physical or mental disability, and require compensation for employment at no less than minimum wage requirements, and will provide safe and sanitary working conditions;

They will comply with the Americans with Disabilities Act;

They will comply with all other applicable State and federal laws, rules, ordinances, regulations, and orders;

They will expend funds, received as a result of this application, solely on the described project and programs included within the grant application documents within the fiscal year from which the grant is disbursed;

If they are awarded funds, applicants will include in all appropriate promotions, publicity, advertising, and in printed material the following credit line as applicable:

This project was partially supported by a Hotel-Motel Tax Fund grant from the City of Oelwein.
Our operations are partially supported by a Hotel-Motel Tax Fund grant from the City of Oelwein.
Our operations are and this project was partially supported by a Hotel-Motel Tax Fund grant from the City of Oelwein.

The filing of this application has been approved by the legally authorizing body of the applicant, if applicable;

The facts, figures and information contained in this application including all attachments, are true and correct;

Failure to comply with the administrative rules for this program will result in the forfeiture of funds allocated based upon this application grant;

All records of the grantee relating to this grant application are available during reasonable business hours to the City or their authorized representative upon request;

All records of the grantee related to this grant will be maintained for a period of three years following the date the final grant payment is made;

#### **Assurances Continued**

All grantees acknowledge that the source of the grant it is requesting from the City comes from the hotel and motel tax applicable in the City of Oelwein as contemplated by Iowa Code Chapter 422A (2007). The grantee specifically acknowledges the limited use that can be made of hotel and motel tax revenues and assures the City of Oelwein that the grant will be used only for allowable purposes as specifically set forth in Iowa Code Chapter 422A (2) (4) (2007). The grantee additionally and specifically acknowledges and assures the City of Oelwein that it will not use the grant for any purpose, which would be improper pursuant to this law. Furthermore, the grantee warrants that should it use the grant for any purpose not allowed by Iowa Code Section 422A (2)(4)(2007) that it will reimburse, in full, the City of Oelwein the entire amount of the grant;

All grantees acknowledge and assure the City of Oelwein that all grant funds received shall be segregated from other funds maintained by the grantee, until used for the proper purposes as described herein. The sums will be deposited into a segregated, identifiable checking account;

All grantees expressly acknowledge and assure the City of Oelwein that none of the sums received hereunder shall be used for "political purposes" as contemplated by Chapter 56 of the Code of Iowa (2007).

#### **Cost Reimbursement**

- A complete project budget and schedule of completion must be included with the application.
- Applicants must have accurate estimates included with the project budget.
- Applicants are eligible for up to 100% funding and funds will be distributed upon approval of the City of Oelwein City Council.
- Funds will be paid only to the applicant, not to contractors or vendors.
- Upon completion of the project, the applicant must submit documentation of expenses and a project recap within 60 days to City Hall.
- Any funds that are not expended or are found to be outside the scope of the grant made by the Funding Advisory Board must be reimbursed/returned, by the applicant, to the City of Oelwein within 60 days.
- Failure to comply with the aforementioned rules will prohibit the applicant from applying for funds for one year.

Recipient	3 - 6 - 2020 Date
Recipient	Date



# **CITY OF OELWEIN** HOTEL AND MOTEL TAX FUNDING APPLICATION (TOURISM)

**Application Deadlines**September 1 -- December 1 March 1 -- June 1

Applications must be received by 5:00 p.m. on the deadline date. All areas of the applications must be completed and typed. Each applicant will be afforded the

	opportunity to attern	a bilet question and answer session with the Advisory board.
	Organization Name:	The Grand Theatre of Oelwein, Inc.
	Contact Name:	Matthew J Vogel, President
	Mailing Address:	PO Box 469
	City, State, Zip:	Oelwein, IA 50662
	Phone: (319) 283-1836	Fax: (319) 283-1838 email address: mjvogel@vogelins.com
	Total Project Cost: \$127	,711
	Total Requested from Ho	otel/Motel Tax Funds: \$ 10,000
	Please indicate which cate	egory you are applying for funds:
	Category 3 -	Primary Community Culture and Education Community Recreation and Events New and Emerging Organization and Events
	and understand all of the g that you will be required to that if any funds are not ex	application. Your signature below certifies that you have read guidelines for this funding program. You further understand submit a summary of expenses at the end of the project and spended or are found to be outside the scope of the grant you will be <i>required to reimburse/return</i> these funds to the
100	Applicant: by: Matthew J Vogel (printed name)	Date 2-28-2020

# CITY OF OELWEIN HOTEL/MOTEL TAX FUNDING APPLICATION (Tourism)

# **Project Identification**

1. What is the title of your project? New seating project.

Provide a brief description of your project. Attach additional pages, if needed.

The theatre board has seen a decrease in attendance over the past year. We have polled our movie goers and they tell us our seats are old, worn and many are broken and some squeak. Many have told us that they are going to other communities to see movies.

Our seats are over 40 years old; we cannot delay this any longer. We have had ServiceMaster clean our seats for years. They have told us that they can no longer do this because of the condition of the seats.

2. Hotel and Motel Tax Funds must be used to fund projects that promote and/or expand tourism activity in Oelwein. How will your project help to realize this goal?

The theatre had 27,000 movie goers last year. Many of these come from out of town. They eat At Oelwein's restaurants and shop at Oelwein stores either before or after a movie. If they go to other towns for movies, Oelwein restaurants and stores will lose sales.

- 3. Project Evaluation:
  - A. Targeted Population
    - Hotel/Motel guests generated by project
      - a. Number of projected hotel/motel guests.
      - b. How will hotel/motel guests be tracked.
    - 2) Number of adults the project will reach 16,000
    - 3) Number of youth the project will reach 11,000
  - B. Geographic area of draw NE Iowa
  - C. Volunteers

1)	Number of volunteers	20
----	----------------------	----

- 2) Number of volunteer hours 200
- D. Attendance of event previous year(s) 27,000
- E. Day open to public or performance(s) every day

Page 2 of 5

4.	Pro	iect	Bud	daet
1.		~~		490

A. Please provide a project budget and schedule of completion including all expenses. If desired, the project budget may be attached to the application. If exact costs are not known please attach estimates to the application, which should be identified as such.

\$127,711 to purchase seats, remove old seats install new seats and update floor coverings.

B. List sources of matching funds obtained below. Funding requests are eligible for up to 100% funding, but priority will be given to projects with additional sources of funding, including in-kind donations.

We have raised \$18,000 for the project. We have several grants which we have completed and are awaiting on. We planning a public fund raising project for the remaining funds.

C. Is this application "seed money" for a new project? If yes, please explain.

No

D. Is this application for the expansion of an existing project/program? If yes, please explain.

No

E. Have you ever received Hotel/Motel Tax Funding from the City of Oelwein in the past?

Yes:	X No:	(check	( one)

If you answered yes, please answer the following: (attach additional pages, if needed)

Amount of Funding: \$ \_\_\_\_\$5000\_\_\_\_\_

Date of Funding: \_\_\_\_\_2012\_\_\_\_\_

Page 3 of 5

#### **Assurances Continued**

All grantees acknowledge that the source of the grant it is requesting from the City comes from the hotel and motel tax applicable in the City of Oelwein as contemplated by Iowa Code Chapter 422A (2007). The grantee specifically acknowledges the limited use that can be made of hotel and motel tax revenues and assures the City of Oelwein that the grant will be used only for allowable purposes as specifically set forth in Iowa Code Chapter 422A (2) (4) (2007). The grantee additionally and specifically acknowledges and assures the City of Oelwein that it will not use the grant for any purpose, which would be improper pursuant to this law. Furthermore, the grantee warrants that should it use the grant for any purpose not allowed by Iowa Code Section 422A (2)(4)(2007) that it will reimburse, in full, the City of Oelwein the entire amount of the grant;

All grantees acknowledge and assure the City of Oelwein that all grant funds received shall be segregated from other funds maintained by the grantee, until used for the proper purposes as described herein. The sums will be deposited into a segregated, identifiable checking account;

All grantees expressly acknowledge and assure the City of Oelwein that none of the sums received hereunder shall be used for "political purposes" as contemplated by Chapter 56 of the Code of Iowa (2007).

#### Cost Reimbursement

- A complete project budget and schedule of completion must be included with the application.
- Applicants must have accurate estimates included with the project budget.
- Applicants are eligible for up to 100% funding and funds will be distributed upon approval of the City of Oelwein City Council.
- Funds will be paid only to the applicant, not to contractors or vendors.
- Upon completion of the project, the applicant must submit documentation of expenses and a project recap within 60 days to City Hall.
- Any funds that are not expended or are found to be outside the scope of the grant made by the Funding Advisory Board must be reimbursed/returned, by the applicant, to the City of Oelwein within 60 days.
- o Failure to comply with the aforementioned rules will prohibit the applicant from applying for funds for one year.

Mattaller	2-28-2020
Recipient	Date
Recipient	Date





# **INVOICE**

Invoice # 5907 Date: 03/03/2020 Due Upon Receipt

209 E 1st Street Sumner, Iowa 50674

City of Oelwein Attn: Dylan Mulfinger 20 2nd Ave. SW Oelwein, IA 50662

# City of Oelwein nuisance/abatement work

# nuisance/abatement work 657A's

Туре	Date	Notes	Quantity	Rate	Total
Expense	01/30/2020	Reimbursable expenses: filing fee for latham property	1.00	\$235.00	\$235.00
Service	01/30/2020	data entry, email correspondence with Pat, file ON and petition- Latham	0.33	\$58.49	\$19.30
Service	01/30/2020	Flat Rate: 657a fee	1.00	\$350.00	\$350.00
Service	01/30/2020	draft Affidavit for abandoned property and consent to judgment	0.25	\$58.49	\$14.62
Service	01/30/2020	email re: Gabriel	0.10	\$58.49	\$5.85
Service	01/30/2020	call to oelwein healthcare, email to Pat, add 2 new contacts	0.25	\$58.49	\$14.62
Service	01/30/2020	email correspondence with officer, draft and file report to the court	0.25	\$58.49	\$14.62
Service	01/31/2020	send lathm on and petition for service	0.25	\$58.49	\$14.62
Service	01/31/2020	call from Rex - re latham	0.15	\$58.49	\$8.77
Service	02/04/2020	email to officer, email to dispatch, email from Ted, file return of service, draft and file witness list	0.40	\$58.49	\$23.40
Service	02/04/2020	email check up with Ted	0.10	\$58.49	\$5.85
Service	02/04/2020	email to Chickasaw re service	0.10	\$58.49	\$5.85
Expense	02/04/2020	Reimbursable expenses: Service fee on Latham	1.00	\$35.00	\$35.00
Service	02/04/2020	Gallmeyer tree issue	0.25	\$58.49	\$14.62

Service	02/04/2020	call from Jay email to Pat	0.25	\$58.49	\$14.62
Service	02/05/2020	file, save, bill, return of service	0.25	\$58.49	\$14.62
Expense	02/05/2020	Reimbursable expenses: Service fee on Latham	1.00	\$35.00	\$35.00
Expense	02/05/2020	Reimbursable expenses: Service fee on Pentecost to Chickasaw Sheriff	1.00	\$30.00	\$30.00
Service	02/11/2020	email officer, email dispatch, update spreadsheet, calendar event	0.20	\$58.49	\$11.70
Expense	02/17/2020	Reimbursable expenses: Service fee on Gallmeyer	1.00	\$35.00	\$35.00
Service	02/18/2020	email notification to officer and dispatch, update spreadsheet and calendar event	0.25	\$58.49	\$14.62
Service	02/18/2020	draft 3 affidavits email to Sam, email from Sam	0.25	\$58.49	\$14.62
Service	02/19/2020	email from Dylan re tax issue, email traffic re warthan property.	0.25	\$130.94	\$32.74
Service	02/24/2020	discussion on additional property to acquire and methods to consider, email from Sam re non compliance, review lack of notary on citation	0.50	\$130.94	\$65.47
Service	02/25/2020	email to Sam for affidavits, save and file 2 affidavits, update spreadsheet, calendar events, email to officer and dispatch, draft and file witness list	0.50	\$58.49	\$29.25
Service	02/26/2020	non payers and moving forward on	0.25	\$130.94	\$32.74
Service	02/27/2020	sent citations for service - welch x2	0.25	\$58.49	\$14.62
Expense	03/02/2020	Reimbursable expenses: Service fee on Welch	1.00	\$70.00	\$70.00

Total \$1,177.12

# **Detailed Statement of Account**

### **Current Invoice**

Invoice Number	Due On	Amount Due	Payments Received	Balance Due
5907	03/03/2020	\$1,177.12	\$0.00	\$1,177.12
			Outstanding Balance	\$1,177.12
			Total Amount Outstanding	\$1,177.12

Please make all amounts payable to: Dillon Law PC

Invoice # 5907 - 03/03

Payment is due upon receipt.





**INVOICE** 

Invoice # 5908 Date: 03/03/2020 Due Upon Receipt

209 E 1st Street Sumner, Iowa 50674

City of Oelwein Attn: Dylan Mulfinger 20 2nd Ave. SW Oelwein, IA 50662

# CityOelwein

# **Oelwein City Attorney**

Type	Date	Notes	Quantity	Rate	Total
Service	02/05/2020	email to Jay and Pat re: registering rental	0.15	\$59.60	\$8.94
Service	02/05/2020	Gallmeyer research, discuss with Pat, email to Sam, email to Ted for service,	0.33	\$59.60	\$19.67
Service	02/05/2020	rail road contract review, telephone communications contract review, board of appeal Warthan packet review.	1.50	\$133.43	\$200.15
Service	02/10/2020	email to Ted re service of defs, email to Nathan. Sam, Brett	0.25	\$59.60	\$14.90
Service	02/10/2020	Jay with City of Oelwein re enforcement of rental code inspection.	0.25	\$133.43	\$33.36
Service	02/10/2020	email to officer and dispatch, update spreadsheet	0.15	\$59.60	\$8.94
Service	02/10/2020	email to officer, email to dispatch, update spreadsheet	0.15	\$59.60	\$8.94
Service	02/10/2020	people search	0.33	\$59.60	\$19.67
Service	02/10/2020	attend council meeting.	0.68	\$133.43	\$90.73
Service	02/10/2020	OELWIEN CITY COUNCIL	0.50	\$133.43	\$66.72
Service	02/11/2020	draft and file motion	0.25	\$59.60	\$14.90
Service	02/11/2020	email correspondence with Nathan, dispatch, and officer	0.25	\$59.60	\$14.90
Service	02/11/2020	draft report to court, file re friis	0.25	\$59.60	\$14.90
Service	02/11/2020	Board of Appeals Housing Meeting	0.50	\$133.43	\$66.72

Service	02/11/2020	11th: Email from Wehling re: Oelwein v. Friis; Research of issue, email back: .3 NJL	0.30	\$133.43	\$40.03
Service	02/11/2020	11th: Attention to file of Oelwein v. Urban; Attendance at Oelwein v. Urban, conference with Officer DeJong, conference with Urban and magistrate; .3 NJL	0.30	\$133.43	\$40.03
Service	02/12/2020	email to Sam re: 818 1st ave NW	0.10	\$59.60	\$5.96
Service	02/12/2020	draft application to assess costs	0.25	\$59.60	\$14.90
Service	02/13/2020	Jay letter from P.E. Engineer recanting	0.25	\$133.43	\$33.36
Service	02/14/2020	helton question from carrier, email to Dylan	0.25	\$133.43	\$33.36
Service	02/20/2020	mailed recording to oelwein, re oaks property, taxes owed	0.25	\$59.60	\$14.90
Service	02/20/2020	call from dispatch	0.15	\$59.60	\$8.94
Service	02/21/2020	call from Jay	0.15	\$59.60	\$8.94
Service	02/24/2020	email correspondence with Pat, email case sheet, email officer to correct citation	0.25	\$59.60	\$14.90
Service	02/24/2020	draft citation	0.33	\$59.60	\$19.67
Service	02/24/2020	review council packet, email from Dlyan re railroad issue	0.25	\$133.43	\$33.36
Service	02/25/2020	25th: Attention to Oelwein v. Buehler, Wood, Radcliff, and Cranston; prepare for trial3 NJL	0.30	\$133.43	\$40.03
Service	02/25/2020	25th: Attendance at Oelwein v. Buehler, Wood, Radcliff, and Cranston; .5 NJL	0.50	\$133.43	\$66.72
Expense	02/26/2020	Reimbursable expenses: filing fee- re welch	1.00	\$135.00	\$135.00
Expense	02/26/2020	Reimbursable expenses: filing fee welch 2	1.00	\$135.00	\$135.00
Service	02/26/2020	data entry, edits, filing 2 citations welch	0.75	\$59.60	\$44.70
Service	02/26/2020	email to Sam regarding citations - review emails	0.25	\$59.60	\$14.90
Service	02/26/2020	11th: Attention to file of Oelwein v. Alber; Attendance at Oelwein v. Alber; conference with Officer Phillips, Alber, and magistrate; .5 NJL	0.50	\$133.43	\$66.72
Service	03/02/2020	file return of service for welch x2	0.25	\$59.60	\$14.90
Service	03/03/2020	Flat Rate: Drafting Strosahl Quit Claim Deed	1.00	\$100.00	\$100.00
Service	03/03/2020	email to Sam and Jim, update spreadsheet, calendar event	0.20	\$59.60	\$11.92

Total \$1,481.68

# **Detailed Statement of Account**

#### **Current Invoice**

Invoice Number	Due On	Amount Due	Payments Received	Balance Due
5908	03/03/2020	\$1,481.68	\$0.00	\$1,481.68
			Outstanding Balance	\$1,481.68
			Total Amount Outstanding	\$1,481.68

Please make all amounts payable to: Dillon Law PC

Payment is due upon receipt.





To: Mayor and City Council

From: Dylan Mulfinger

Subject: Administrator's Council Agenda Memo

Date: 3/9/2020

#### **Consent Agenda**

1. Consideration of a motion approving February 24, 2020 Council Minutes

- 2. Consideration of a motion approving Class 'B' Native Wine Permit renewal for Delish at Decades
- 3. Consideration of a motion approving Class 'C' Liquor, Outdoor Service and Sunday Sales renewal for Oelwein Columbus Club, Inc.
- 4. Consideration of a motion approving Pay Request No. #1 to Kirvan Enterprises in the amount of \$30,182.00 for work completed on CDBG Owner Occupied Project
- 5. Consideration of a request from Pony Express Riders of Iowa to collect funds at the intersection of Frederick and Charles on Friday, April 11, 2020 from 7:30 A.M. to Noon for Camp Sunnyside

#### **Public Hearing**

6. Public Hearing on Fiscal Year 2021 Budget

Presentation by Dylan Mulfinger, City Administrator.

#### Resolutions

7. Consideration of a Resolution adopting Fiscal Year 2021 Budget

City Council and staff have worked hard this year to provide a budget that will help provide service to residents of Oelwein. The City Administrator has provided a brief overview of the budget in the packet. The City Administrator recommends approving the budget as presented.

8. Consideration of a Resolution authorizing redemption of outstanding General Obligation Corporate Purpose Bonds, Series 2009

The City Administrator has worked with the Deputy Clerk to endure all loans are paid off in a timely manner and paid off early when available. With City Council paying off this debt early, council can set themselves up to bond in another two years or pay off other general obligation debts early. The City Administrator recommends approving this resolution.

#### **Motions**

9. Consideration of a motion setting May 2, 2020 as Spring Clean Up day

ITEM #A.



The City moved to one clean up day a year in 2019. This year staff has proposed a date of May 2. The City Administrator recommends disbanding the clean up and renegotiating a bulk pickup option in the single hauler program that would be included in the price of the single hauler fees. The cleanup program has not proven to lower abatement or nuisances in the community.

- 10. Consideration of a motion to purchase a Barnes pump in the amount of \$15,919.00 for 20th Street Lift Station from Electric Pump Company
  - Utility Supervisor has provided the background on this item. The City Administrator recommends approving this purchase.
- 11. Consideration of a motion to set Public Hearing for April 13, 2020 at 6:00 P.M. on Segment 1
  Trail Improvements
  - Staff has worked with Fehr Graham to do a project in 2020 on the trail. The City Administrator recommends setting the public hearing.
- 12. Consideration of a motion approving Planning, Finance, Enterprise and Economic Developments recommendation regarding Hotel/Motel Funding for Oelwein Celebrations, Fayette Co. Ag Society and The Grand Theatre of Oelwein, Inc.



# **Agenda**

Tree Board 20 Second Avenue SW, Oelwein March 2, 2020 - 5:15 PM

Call to Order: 5:17 pm Lenth

Roll Call: Brownell, Fick, Johnson, Lenth, Milks, Scheel

Attending: Brownell, Fick, Johnson, Lenth, Scheel

**Absent:** Milks

#### **Approval of Minutes**

1. Consideration of a motion approving the minutes of the October 5, 2019 meeting

Motion: Brownell 2<sup>nd</sup>: Fick Aye: All Nay: None

#### **Street Tree Removal**

Johnson stated that the street department cut down approximately 53 trees this past fall in the street boulevards. Scheel asked if the City is removing the stump. Johnson replied that the City hires a contractor as it is cost effective to hire it done.

#### **Fall Tree Planting Review**

Johnson stated that the planting the past fall went very well and appreciated everyone's help with the large project. Johnson stated that they planted 56 trees in all with the flowing varieties:

•	Bur oak	7
•	Pin oak	7
•	Hackberry	7
•	Thornless Hawthorn	9
•	Japanese Lilac	7
•	Coral Burst crab apple	9
•	Sycamore	3
•	Ginkgo	2
•	Locust	2
•	Elm	1
•	Sunburst Locust	2

Johnson stated that it was great that the board is planting a wide variety of tree species in the boulevards to help diversify the city's urban canopy.

#### **Trees Forever Grant**

Johnson stated that he submitted the Trees Forever grant for the 2020 planting round. Johnson took the list of trees from the approved tree list to submit for grant money. Johnson encouraged the board to start looking for areas that could need planting for the fall. Fick asked about the trees the board planted at the complex last spring. Johnson stated that he had employees put up snow fence around the trees to protect them from animal browsing. These trees will be used for replacing trees that are removed in street boulevards.

#### **Shade Trees**

London Planetree Platanus x acerifolia Hackberry Celtis occidentalis American Basswood *Tilia Americana* 

#### **Low-Growing Trees**

Japanese Tree Lilac Syringa reticulate

Serviceberry Amelanchier x grandiflora

Flowering Crab Malus 'Prairifire'

ITEM #ii.

#### Tree City 2019 Award/Growth Award

Johnson reminded the board that he applied for the Tree City Award for 2019 which they received confirmation of receiving this award. Johnson also stated that he applied this year for the Growth Award. The Tree City USA Growth Award is awarded by the Arbor Day Foundation to recognize higher levels of tree care by participating Tree City USA communities. The Growth Award highlights innovative programs and projects as well as increased commitment of resources for urban forestry. Johnson explained that eligible activities must fall into the four following categories.

- Category A: Education and Public Relations
- Category B: Partnerships
- Category C: Planning and Management
- Category D: Tree Planting and Maintenance

Johnson showed the tree board the webpage with the subset activities that they can earn points to achieve this award. Johnson asked the board to start thinking of events that they would like to pursue so that the board can keep applying for this award once again. Johnson has not heard if they have received this award or not as of yet and will let the board know as soon as he does.

#### **Nursery Tree Transplant**

Johnson stated that has talked with Lloyd Brown and he will be getting to transplanting trees as soon as the weather is suitable for transplanting. Lloyd thought that probably late April into May would be optimal for transplanting, but will have to wait to see what the weather does.

#### **Board Member Updates:**

Lenth brought up that he would like to do a presentation to community leaders and show them the harm that created by the emerald ash borer that the board discussed last fall. Johnson took the board to the corner of  $3^{rd}$  Ave and  $5^{th}$  Street NE to see the damage created by the pest.

Adjournment: 6:09 pm Fick

Next Meeting Date: April 6, 2020

# Library Report to the City Council - March 2020



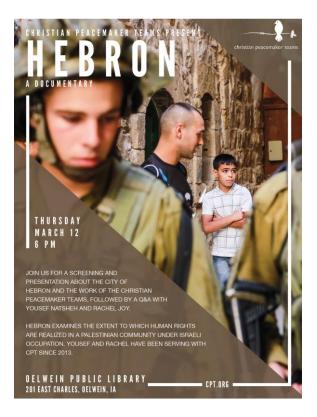
# **Sensory Toys**

Staff picked out some sensory toys for the children's area. First, we made a Sensory Bin filled with rice and added measuring cups, funnels, and knobby eggs.



Next, we ordered a Bubble Tube. People with Sensory Processing Disorder (SPD) get a positive response when watching bubble tubes in action, since they provide a tracking activity that helps to improve visual development, color recognition, visual perception and communications skills. The bubble tubes themselves can promote and enhance a person's level of relaxation, creating a calming effect.





# Hebron: A Documentary

Thursday, March 12 6:00 p.m.

Yousef Natsheh is a Palestinian filmmaker and human rights defender. Rachel is a peace activist from the United States. Together they have been serving with the Christian Peacemaker Teams in al-Khalil (Hebron) since 2013. Natseh's film examines the extent to which human rights are realized in a Palestinian community under Israeli occupation. The screening will be followed by a presentation and Q&A about the situation on the ground, what daily life is like under occupation, and Palestinian resistance to Israeli settlements.

Family Story Time

Tuesday, March 17 6:00pm

The Oelwein Public Library Board of Trustees will meet on Wednesday, March 11, 2020 at 5:00 p.m. at the Oelwein Public Library.

#### **AGENDA**

**Roll Call** 

**Agenda Approved** 

**Minutes Approved** 

Correspondence and communications -

**Trustee Training** – Library Collections – Special Population Groups

**Director's Report** – Upcoming Programs, Sprinkler Damage Update, Sensory Toys, Inventory, Family Story Time, Head Start Story Time

Friend's Report -

Bills Approved -

#### **Unfinished Business**

#### **New Business**

Compressor

LED light conversion

Policy Review - Confidentiality of Library Records p. 14

#### Adjournment

#### **February Statistics**

Circulation:	Computer Use:			Reference Questions:	
20 February: 5,287	20 February:	582	Wireless:	1,745	20 February: 585
19 February: 5,265	19 February:	530	Wireless:	1,942	19 February: 506
Attendance:	New Patrons:		Program Attendance:		
20 February: 3,192 (129) Sund	ay 20 Fel	oruary:	22	<b>20 Fe</b>	bruary: 235
19 February: 3,159 (116) Sundo	ay 19 Fel	oruary:	15	19 Fe	bruary: 263
Acquisitions:					

		BRIDGES <b>Downlo</b>	ads: 283	HOOPLA	Downloads: 72
Books 1	100	eBooks:	194	eBooks:	28
CD's	12	Audio:	89	Audio:	23
Movies	13	eMagazin	nes:	Movies:	6
				Comics:	10
				Music:	4

Music: 4 TV: 1

- 33. The library provides materials in formats appropriate to the needs of special population groups found in the community. Examples include:
- Adult basic education materials
- Audio books and/or captioned video
- Braille materials
- Children's and young adult materials
- Large print books
- Materials for English language learners

ITEM #ii.

# Confidentiality of Library Records September 11, 1997 Reviewed 1/10/07, 11/18/14, 7/11/17, 3/11/20 Revised 6/11/08, 7/14/11

The confidentiality of library records is central to intellectual freedom and directly related to the ability of citizens to use library materials and pursue information without fear of intimidation.

#### **Confidential Information:**

- Information sought or received
- Materials consulted, borrowed or otherwise acquired
- Database search records
- Reference interviews
- Interlibrary loan records
- Computer use records
- All other personally identifiable uses of library materials, programs or services

#### **Open Public Records:**

The list of patrons and the list of materials are open public records.

#### **Lawful Custodian:**

The lawful custodian of the records is the Director of the Library.

#### **Release of Information:**

The Library will not release registration, circulation or other records protected under the Iowa Code unless it is required by law to release the information. Under normal circumstances, this information will only be released to the person whose name appears on the Library card.

**Minor Children:** However, the library will release information to the parent or guardian of a minor child for the purposes of recovering overdue material and settling accounts for lost, late, or damaged material, and for other matters related to the recovery of material or charges incurred by minor children for which a parent or guardian may be considered liable. Information will **not** be provided to parents or guardians who are merely attempting to determine what library materials their minor children are using.

**Release Requirements:** Circumstances which may require the Library to release the information include the following:

- Court Order A criminal or juvenile justice agency is seeking the information pursuant to an
  investigation of a particular person or organization suspected of committing a known crime AND
  the criminal or juvenile justice agency presents the Library Director with a court order
  demonstrating that there has been a judicial determination that a rational connection exists
  between the requested release of information and a legitimate end and that the need for the
  information is cogent and compelling OR
- The Library receives a valid **court order** requiring the Library to release registration, circulation or other records protected under the Iowa Code and the information is not sought in conjunction with a criminal or juvenile justice investigation.
- Warrant -The Library receives a Warrant for the information issued under the USA Patriot Act.
- National Security Letter The Library receives a National Security Letter seeking the information pursuant to the USA Patriot Act.

(14)

**Legal Counsel:** If the records requested cover registration, circulation or other records protected under the lowa Code, and the Director is uncertain about whether the order, or subpoena presented to the Library Director is sufficient to require release of the records, the Library Director may immediately consult with legal counsel to determine if such process, order, or subpoena is sufficient to require release of the records.

#### **References**

#### 1. U.S. Constitution

First Amendment: Congress shall make no law respecting the establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Fourth Amendment: The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

**2. USA Patriot Act** (which includes amendments to the Foreign Intelligence Surveillance Act and the Electronic Communications Privacy Act). USA PATRIOT Act (Public Law 107-56).

#### 3. Code of Iowa 22.7 "Examination of Public Records (Open Records)":

22.7 Confidential records.

The following public records shall be kept confidential, unless otherwise ordered by a court, by the lawful custodian of the records, or by another person duly authorized to release such information...:

- 22.7.13. The records of a library which, by themselves or when examined with other public records, would reveal the identity of the library patron checking out or requesting an item or information from the library. The records shall be released to a criminal or juvenile justice agency only pursuant to an investigation of a particular person or organization suspected of committing a known crime. The records shall be released only upon a judicial determination that a rational connection exists between the requested release of information and a legitimate end and that the need for the information is cogent and compelling.
- 22.7.18. Communications not required by law, rule, procedure, or contract that are made to a government body or to any of its employees by identified persons outside of government, to the extent that the government body receiving those communications from such persons outside of government could reasonably believe that those persons would be discouraged from making them to that government body if they were available for general public examination.

#### 4. Code of Ethics of the American Library Association:

"We protect each library user's right to privacy and confidentiality with respect to information sought or received and resources consulted, borrowed, acquired or transmitted."

KEN'S ELECTRIC MC.

Ken's Electric, Inc.

841 1st Ave SE Oelwein, IA 50662 319-283-4221 841 1st Ave SE Oelwein IA 50662 319-283-4221

		ITEM #ii.	
Date	Feb	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	20
Proposal #		201652-01	
Customer ID		100050	

#### **OELWEIN PUBLIC LIBRARY**

#### **Billing Information**

Oelwein Public Library 201 E Charles St Oelwein IA 50662 319-283-1515

#### Service at

Oelwein Public Library 201 E Charles St Oelwein IA 50662 319-283-1515

#### **COMPRESSOR REPLACEMENT**

COMPRESSOR REDI ACEMENT	
COMPRESSOR REPLACEMENT	
EMERSON COMPRESSOR ZR19M3-TWC-568	ü
HOURLY	ü
R 22 PER LB	ü
BRAZE-EVACUATION-NITROGEN	ü
FILTER DRIER	ü
THIS PROPOSAL WILL BE TO REPLACE THE SOUTH WEST COMPRESSOR IN THE FHP GEOTHERMAL UNIT. ALL MATERIAL, LABOR, REFRIGERANT, AND TAXES HAVE BEEN INCLUDED FOR A COMPLETE REPLACEMENT. THIS IS FOR REPLACEMENT OF THE COMPRESSOR ONLY, AND DOES NOT COVER ANY OTHER PROBLEMS THAT WE CAN NOT SEE UNITL THE COMPRESSOR IS REPLACED.  WARRANTY ON THE NEW COMPRESSOR WILL BE 1 YEAR.	ü
SubTotal	5,380.11
Tax	376.61
Grand Total	\$ 5,756.72

	TI	<b>ERMS</b>			
50% UPON ACCEPTANCE OF THIS PROPOSAL, 50% UPON COMPLETION OF THE PROJECT. THIS PROPOSAL IS VALID FOR 30 DAYS.					
Accepted Option:					
Acceptance (Customer)	Date	Approval (Company)	Date		

# ITEM #ii.

# Young Plumbing & Heating Co.

#### **Mechanical Contractors**

2/18/2020

Oelwein Public Library

Brent was out recently and found a compressor shorted out and needs replaced.

Below is a cost of repair:

Labor and material to replace the compressor in the west zone:

This does not include any additional work on refrigeration lines. Additional work may be needed and is not included in this bid.

Thanks!
Lindsey Nissen
Service Department Director
Young Plumbing and Heating Co.





#### **February Parks Monthly Report 2020**

#### Parks / Cemetery / Aquatics / Campground

#### **Park and Recreation**

#### www.cityofoelwein.org

This month Jay has been busy with his maintenance of vehicles. The old yellow supervisor truck is not road worthy so we are getting rid of that vehicle. We brought in the old rec vehicle to remove city stickers and take to junk vehicle area as well. On Monday, we dug the Henkle grave for a Tuesday funeral. Jay completed another five work orders for sidewalk snow removal this past week. I have been working on pool paperwork this past week. I also met with Matt Vogel this week for our annual meeting to go over coverage on buildings and equipment. The Masons invited me to come and talk to them on Tuesday evening about the park department and go over some projects we have planned for this year. I ordered the slide top canopy for the slide at the pool with the money we received form the RJ McElroy Foundation. I also updated our trails presentation and sent to Kent Nelson as he is trying to raise more money with Fidelity Bank for trails.

This week I have been busy working on various grants. On Thursday, I turned in the City application for the Paint Iowa Beautiful grant with Diamond Vogel paint. This grant will supply us enough paint to paint the 50 picnic tables and the shelter at the campground if the city is chosen. I received an email from Upper Iowa University requesting a project for their Day of Caring, which will be in the end of April. I sent out an outline for this painting project so the University can decide on this project. We requested 30+ people for this project as it is a one-day event and we have a lot of painting to complete. The trails committee met this week as we discussed our progress with trail work. I showed the committee the new website that I have been working on with trail donation information included. We talked about easements and future fundraising avenues to take. I met with Kent Nelson this week as I prepared a new presentation for him to take to Fidelity to propose a larger donation for trails. In our meeting, Kent explained that Fidelity would be giving the City \$10k for trails, \$5k in 2020 and \$5k in 2021.

I met with our pool managers this week and we went over some work on the new website. We are aggressively going after lifeguard recruitment this year. The managers are going to start knocking out dates for group and private lessons so we can get lesson forms on the website for this spring. At Woodlawn, we have a full burial for the Jacobsen's today and the employees are out clearing snow. I prepared and sent out the agenda for the Park and Rec meeting for this coming Monday.

This week I have been working on the REAP grant for the next trail section. This grant is through the IDNR, with up to \$100k available for towns Oelwein's size. I met with our donor and a contractor to finalize the layout of the cemetery sign that we will be putting in at Woodlawn Cemetery. I hosted the park and rec meeting on Monday at city hall. In this meeting, the board approved the final layout of the cemetery sign, and then the board approved a nicotine-free policy for parks and trails. This policy will include all forms of nicotine products and vaping devices. Jay passed his CDL test this past week and has been working on shop improvements and maintenance. Today we have a cremation burial at Woodlawn Cemetery. On Wednesday, I went to Vinton to the regional park and rec meeting.

This week I met with our donor for the cemetery signs at the school tech building to observe the progress on the north arching sign. The bathroom security doors are completed as the school is waiting for a good day for everyone to get to Wings to install. Jay and I completed some tree trimming at the front entrance of Woodlawn with the bucket truck on Friday. I have been working on the REAP grant for



#### www.cityofoelwein.org

the next trail section. After we had the parks and trials approved as nicotine-free I forwarded the resolution off so we can get the signage through the program coming for this spring. We are still actively looking for employees to fill some positions for this summer. On Monday, I have another meeting with our pool manager to go over some paperwork and set up meetings with the employees. Jay has been working on small equipment maintenance, including chainsaws, string trimmers and leaf blowers



Website work

Slide top canopy ordered



Thank You to our Generous Donors!

Ill Segment \$10,000+
prorate Sponsors \$5,000 - \$9,999
siness Sponsors \$1,000 - \$4,999
- Ficielry famk
Sandie Graf

milly Sponsors \$500 - \$999
- Sandie Graf

gle Sponsors \$1 - \$499
- Bud and Karon Hindurson
- Bud and Karon Hindurson
- Greg and Eleval Byon

**Tuesday Funeral** 

Pool paperwork





Lifeguards

**Trails Donation** 







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Keep Iowa Beautiful

Grant work

**REAP Grant** 



KEEP AMERICA BEAUTIFUL AFFILIATE Corkboard







**Policy** 

CDL test

Meeting







People, Parks & Programs.

Shop work

Cremation



Cemetery Sign

**Security Doors** 





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#### **Tree Trimming**



#### **Daily Activities**

- Pick up garbage downtown
- Checking parks, cemeteries
- Monthly safety checklist
- Maintenance on equipment
- Order supplies for different departments
- ❖ Work with trails committee, Friends of Trails
- Safety meetings with departments and city
- 2 graves, 1 cremation
- Snow removal

#### **Progress on Projects**

- Trails REAP grant
- Tree trimming
- Updated pool paperwork
- Trail extensions easements sent out
- Trails committee meeting
- School program work on cemetery sign/bathroom security doors
- Cemetery sign meetings with contractor
- Website work
- Trails presentation to groups

#### **Next Month and Future Projects**

- Tree Board meeting
- Trails Committee meetings
- Trail extension bidding
- Park and Rec meeting
- Wings Park trail extension
- Park master plan
- Grant work
- Diamond 3 fencing
- Pool LED conversion
- Old bridge prep for new placement



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- Trail segment 1C work
- Website work
- Cemetery signs projects
- Install water fountains
- Prairie planting at Platt Park
- Remove well houses at City Park
- Pool projects
- Bleachers
- ❖ Diamond 1 building work
- ❖ Take split wood/rock to campground
- Remove dead tree at City Park
- Finish winter graves
- Iowa park and rec conference

Joshua Johnson MA Oelwein Park Superintendent 319-283-5440 – City Hall 319-283-0544 – Cell

