

COUNCIL PROCEEDINGS

June 8, 2009

The Oelwein City Council met in regular session June 8, 2009 at 7:00 P.M. Mayor Murphy presided.

- Roll Call PRESENT: Gosse, Ericson, Kerns, Brandt, Ryan
 ABSENT: Lein
 ALSO PRESENT: Kendall, Rigdon, VanVeldhuizen
- Agenda Adopted A motion was made by Ericson, seconded by Kerns to adopt the Agenda as is. All voted aye.

Motion Carried
- Consent Agenda A motion was made by Ryan, seconded by Gosse to approve the following Consent Agenda items:

 A. Minutes of the May 27, 2009 regular meeting
 B. Minutes of the June 1, 2009 special meeting
 C. Class 'C' Beer Permit Refund in the amount of \$18.75 for Shiv 1 D/B/A Oelwein Mart South

 All voted aye.

Motion Carried
- Public Hearing
Proposed Sale of
Lot 1, Vine Add. Mayor Murphy opened the public hearing on the proposed sale of the City's interest in Lot 1, Vine Addition to Oelwein, Fayette County Iowa. A motion was made by Gosse, seconded by Brandt to close the Public Hearing.
 Ayes: Gosse, Ericson, Kerns, Brandt, Ryan
 Nays: None

Motion Carried
- Resolution #4574
Sale of Lot 1,
Vine Addition VanVeldhuizen explained the proposed sale of the City's interest in Lot 1, Vine Addition. The buyer is to initiate construction on or before October 15, 2009 with substantial completion on or before June 1, 2010. Water and sewer laterals are present but the latter's condition will have to be verified by the purchaser. If it needs to be extended under the road or replaced the City will be responsible for the pavement and the lot purchaser will be responsible for the cost of the lateral. Discussion on whether a public sidewalk would be required took place.

 Dick Wakeford said a \$20,000 minimum bid is too high. He offered \$15,000 for the lot.

 A motion was made by Gosse, seconded by Kerns to adopt Resolution No. 4574 Directing the Sale of the City's Interest in Lot 1, Vine Addition, Fayette County, Iowa to Dick Wakeford in the amount of \$15,000. Public sidewalks will not be required in Vine Subdivision. If the sanitary sewer lateral is not viable, the City will pay for the street cut and repair and the purchaser will pay for the sewer lateral.
 Ayes: Gosse, Ericson, Kerns, Brandt, Ryan
 Nays: None

Motion Carried
- Planning, Finance,
Enterprise,
Economic Devel. Gosse reported on the June 4 Planning, Finance, Enterprise and Economic Development Committee meeting. A draft of the Hotel/Motel funding guideline was reviewed.

Hotel/Motel A motion was made by Gosse, seconded by Ryan to adopt the Planning, Finance, Enterprise and Economic Development Committee recommended revised Hotel/Motel procedures and application form.

Brandt pointed out the June 1 application deadline was past. September 1 may not be timely for some potential applications.

Amend Motion Motion was amended to extend the first quarterly application deadline to June 30, 2009. All voted aye.

Motion Carried

Neighborhood Stabilization Program Proposals were solicited from four entities to administer the Neighborhood Stabilization Program grant. Two responses were received – Upper Explorerland and MSA.

A motion was made by Gosse, seconded by Ryan to approve the recommendation from the Planning, Finance, Enterprise and Economic Development Committee to hire MSA to administer the Neighborhood Stabilization Program grant. All voted aye.

Motion Carried

Ordinance #1103 Scheidt Drive Stop Sign A motion was made by Brandt, seconded by Gosse to suspend the rules and adopt an ordinance on the first and final reading.

Ayes: Gosse, Ericson, Kerns, Brandt, Ryan

Nays: None

Motion Carried

A motion was made by Gosse, seconded by Brandt to adopt Ordinance No. 1103 Amending Section 22-113 to Add Stop Intersection on Scheidt Drive at 9th Avenue SW.

Ayes: Gosse, Ericson, Kerns, Brandt, Ryan

Nays: None

Motion Carried

North Frederick/ Elmwood Drive Sanitary Sewer Kendall explained the Elmwood Sanitary Sewer project line is at the same elevation as a City water main. Therefore, the latter must be moved. The project engineer had listed three alternative courses of action. The Utility Superintendent and City Administrator recommended the time and material option with a cost not to exceed \$9,400.00 (Alternate “B”).

A motion was made by Gosse, seconded by Ryan to approve Change Order No. 1 Option “B” to Dolan Excavating for the North Frederick/Elmwood Drive Sanitary Sewer Project for time and material not to exceed \$9,400.00. All voted aye.

Motion Carried

Library Lot Committee Kerns reported on the Library Lot Committee meeting and on the Wellness Center Steering Committee meeting. Plans for a sidewalk from East Charles around the south pine tree were discussed as were an informational kiosk for south of the pine tree to include a city map on one side.

Wellness Center
Steering Mtg.

Kerns reported that the Wellness Center Steering Committee met recently.

The Wellness Center has been without pool access for three years. Various pool options were discussed.

The lack of reminder notices for expired memberships was mentioned. Covenant should be sending renewal reminders to maintain existing memberships.

The janitorial contract will be reviewed for less costly options.

A complaint was received regarding the poor condition of the prairie grass area planted by the school behind the baseball field in the Sports Complex. The city concession stand in this park is under utilized and is available should the right group be interested in using it.

Plaza Meeting

Gosse reported on the June Plaza Board meeting. The Blood Center of Iowa will continue to hold blood drives at this location even though Red Cross underbid them to supply blood to Mercy Hospital.

New emergency lighting has been installed.

Proclamation
Middle School
Students

Murphy presented a proclamation to the Middle School students today for doing cleanup around down. June 8 was declared as Oelwein Middle School Day. Each student received a copy to take home.

Tree Board

Murphy suggested the City Tree Board create an ash tree replacement program. A motion was made by Ericson, seconded by Gosse to do so. All voted aye.

Motion Carried

Neighborhood
Stabilization
Program

VanVeldhuizen explained Iowa Department of Economic Development will apply for additional funds from the Neighborhood Stabilization Program. Oelwein qualifies to submit an application to the State for Phase II. Applications are due to Iowa Department of Economic Development by June 15, 2009. A motion was made by Brandt, seconded by Ericson to reaffirm the Council's June 1, 2009 interest in pursuing Neighborhood Stabilization Program Phase II funding and proceeding with the application. All voted aye.

Motion Carried

Several questions were addressed by VanVeldhuizen regarding the newest Abatement Report. He'll give an update at the next council meeting. He clarified junk on trailers should be removed within 12 hours (overnight) whether parked on a city street or on private property. Some activities may be interpreted as engaging in a business enterprise in a residential neighborhood. This would violate City zoning laws.

607 1st Street NE

A motion was made by Kerns, seconded by Ericson to direct the City Attorney to file in District Court a nuisance abatement complaint against the owners of 607 1st Street NE. All voted aye.

Motion Carried

City Administrator's Report A battery collection fundraiser is being planned for a trail connection between 3rd Street SW to the bike trail across from Arlington Place.

The pool opened yesterday, June 9th.

Highway 150 DOT Commissioners Mtg. The annual Highway 150 presentation will be in Cedar Falls tomorrow. Senator Heckroth will speak on behalf of the group.

NEIRL The next Northeast Iowa Regional League meeting is June 30, 2009 at Luigi's in Oelwein to discuss the franchise tax.

Adjourn A motion was made by Ryan, seconded by Ericson to adjourn at 8:17 P.M. All voted aye.

Motion Carried

LARRY MURPHY, MAYOR

ATTEST:

STEVEN H. KENDALL, CITY ADMINISTRATOR

I, Steven H. Kendall, City Administrator in and for the City of Oelwein, Iowa do hereby certify that the above and foregoing is a true accounting of the Council Proceedings held June 8, 2009 and copy of said proceedings was furnished the Register June 12, 2009.

STEVEN H. KENDALL, CITY ADMINISTRATOR