

COUNCIL PROCEEDINGS

July 27, 2009

The Oelwein City Council met in regular session July 27, 2009 at 7:00 P.M. Mayor Murphy presided.

- Roll Call                   PRESENT: Lein, Ericson, Kerns, Brandt, Ryan, Gosse  
                                  ABSENT: None  
                                  ALSO PRESENT: Glew, Kendall, VanVeldhuizen
- Agenda Adopted           A motion was made by Gosse, seconded by Ryan to adopt the agenda as amended. All voted aye.  

Motion Carried
- Eastline Rd North       Paul Ganske, 116 Eastline Road North reported he has contacted Don Kleis of Prairie Road Builders regarding a permanent surface on Eastline Road, North. Ganske reported Kleis estimated a 4" asphalt mat to cost \$110,000 from Highway 3 north to 6<sup>th</sup> Street. Ganske also stated he had contacted Fayette Co. Engineer J. D. King who purportedly was receptive to the idea. It was questioned if the road had sufficient drainage.
- Dr. James Ralls, 1307 1<sup>st</sup> Street NE spoke in favor of the project reporting adjoining property owners have treated the road with dust control for the past 10 years. Dr. Ralls also presented an article from the Courier reporting available funding through the State.
- Mayor Murphy recommended the Public Safety and Streets Committee look at the situation.
- Consent Agenda           A motion was made by Ryan, seconded by Gosse to approve the following Consent Agenda items:
- A. Minutes of the July 13, 2009 regular meeting
  - B. Minutes of the July 20, 2009 special meeting
  - C. Claims Resolution in the amount of \$636,302.12
  - D. Class 'C' and Sunday Sales renewal for Doc's Triple D
  - E. Request from the Oelwein Fire Department to conduct "Fill the Boot" Campaign on August 28-29 at the intersection of 1<sup>st</sup> Avenue and East Charles
  - F. Authorization of signature on Iowa Department of Economic Development Community Development Block Grant contract for Water Improvements
- All voted aye. Lein abstained from B.  

Motion Carried
- Ladeburg Demolition    A motion was made by Lein, seconded by Ryan to approve a Demolition Grant request from Phyllis Ladeburg for property located at 428 4<sup>th</sup> Street SW in the amount of \$2,972.50 (50% of the demolition cost of \$5,945.00). All voted aye.  

Motion Carried

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Resolution #4582      A motion was made by Lein, seconded by Gosse to adopt Resolution  
OPIC Property      No. 4582 Authorizing the Mayor to Execute an Offer to Buy Real Estate  
Easement and Execute Easement Agreement.

City Attorney VanVeldhuizen reviewed the terms of the perpetual easement and agreement reporting the property would be used as a passageway for pedestrian and non-motorized vehicle traffic from the South Parking lot to South Frederick. The purchase price of the easement is \$55,000.00 with the improvements not to exceed \$92,135. OPIC will be responsible for maintenance, snow removal and lights.

Ayes: Lein, Ericson, Brandt, Ryan, Gosse  
Nays: None  
Abstained: Kerns

Motion Carried

Resolution #4583      A motion was made by Brandt, seconded by Kerns to adopt Resolution  
Set Hearing on      No. 4583 To Set Public Hearing on Proposed Disposal by Sale of a  
Leo/Wegner      Portion of Lot 17, Block 1, Oelwein, Fayette County, Iowa at 7:00 P.M.  
on August 10, 2009.

Ayes: Lein, Ericson, Kerns, Brandt, Ryan, Gosse  
Nays: None

Motion Carried

Airport Meeting      Councilman Ryan reported on the July 20, 2009 Airport Commission  
meeting. Lundry inquired about increasing its membership to six  
members. VanVeldhuizen stated he would issue an opinion.

The agricultural land lease expires this year and will be re-advertised.

Construction of the terminal building was discussed. City Administrator Kendall reported an engineer needs to be selected for the project. The project is not scheduled for an October bid letting as rumored.

Public Safety and      Councilman Brandt reported on the July 27, 2009 Public Safety and  
Streets Committee      Streets Committee meeting. A motion was made by Brandt, seconded by  
Ryan to direct the City Attorney draft an ordinance deleting the “No  
Parking, Loading Zone” sign located in front of the Qwest building on  
North Frederick as recommended by the Public Safety and Streets  
Committee.

Brandt reported the Committee reviewed property at 1<sup>st</sup> Street & 5<sup>th</sup>  
Avenue NW. They will look at it again at the next meeting of the Public  
Safety and Streets Committee.

The Committee also reviewed and recommended the Street Superintendent get an estimate on the drainage problem at the intersection of 1<sup>st</sup> Street and 3<sup>rd</sup> Avenue SE. A motion was made by Brandt, seconded by Ryan to list this topic on the August 24, 2009 agenda. All voted aye.

Motion Carried

- Fayette Co. Landfill Brandt reported on the July Fayette County Solid Waste Management Commission meeting. A contract has been approved by the Commission for construction of a transfer station with Prairie Construction Co. Inc. in the amount of \$982,654.60 with a December 31, 2009 completion date.
- Brandt also reported Black Hawk County will be approached soon to sign an agreement accepting waste from Fayette County.
- Appointments A motion was made by Kerns, seconded by Gosse to approve the reappointment of Jean Kane to the Park and Recreation Commission; and the appointments of Sally Falb and Alexia Valdez to the 2010 Census Complete Count Committee. All voted aye.  
Motion Carried
- 613 N Frederick City Attorney VanVeldhuizen reported Neighborhood Stabilization Funds may possibly be expended for the demolition of a nuisance property at 613 North Frederick. He anticipates having a demolition contractor retained by August 1<sup>st</sup>.
- Wegner Property VanVeldhuizen reported Wegner needs to complete repairs to her property prior to it being painted by the City.
- 7<sup>th</sup> Street SE City Administrator Kendall reported a pre-construction meeting is scheduled for July 29, 2009 on the 7<sup>th</sup> Street SE Paving project.
- RAGBRAI General consensus of the Council was to endorse OCAD's application to host RAGBRAI in 2010.
- Seal Coating Seal coating of City streets is scheduled to begin August 3<sup>rd</sup>.
- One-Way Alley A request to reverse the direction of traffic in the alley in the 600 block of South Frederick was referred to the Public Safety and Streets Committee for review.
- Building Inspector Lein questioned the response to the Code Enforcement Officer advertisement.
- Sports Complex A motion was made by Kerns, seconded by Lein directing the City Administrator contact an engineer or contractor to review the run-off erosion at the Sports Complex.
- Executive Session A motion was made by Brandt, seconded by Gosse to go into Executive Session per Iowa Code Chapter 21.5 to discuss pending litigation and real estate.  
Ayes: Lein, Ericson, Kerns, Brandt, Ryan, Gosse  
Nays: None  
Motion Carried
- Return to Regular Session A motion was made by Ryan, seconded by Gosse to return to regular session.  
Ayes: Lein, Ericson, Kerns, Brandt, Ryan, Gosse  
Nays: None  
Motion Carried

Adjourn

A motion was made by Gosse, seconded by Ryan to adjourn at 8:28 P.M. All voted aye.

Motion Carried

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LARRY MURPHY, MAYOR

ATTEST:

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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 July 27, 2009 and copy of said proceedings was furnished the Register July 29, 2009.

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STEVEN H. KENDALL, CITY ADMINISTRATOR

Prior to the regular meeting the City Council met in a Work Session to discuss Education Allowances and Demolition Funding.