

COUNCIL PROCEEDINGS

November 24, 2008

The Oelwein City Council met in regular session November 24, 2008 at 7:00 P.M. Mayor Larry Murphy presided.

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

Motion Carried
- Consent Agenda A motion was made by Ryan, seconded by Kerns to approve the following Consent Agenda items:
- A. Minutes of the November 10, 2008 Regular Meeting
 - B. Claims Resolution in the amount of \$658,774.35
 - C. Pay Request No. 2 to C & R Construction in the amount of \$7,361.10 for work completed on CDBG Housing Rehabilitation project at 100 3rd Avenue SE
 - D. Pay Request No. 1 to C & R Construction in the amount of \$1,201.50 for Lead Hazard Reduction work completed on CDBG Housing Rehabilitation project at 100 3rd Avenue SE
 - E. Change Order No. 1 to C & R Construction in the amount of \$1,989.00 for CDBG Housing Rehabilitation project at 100 3rd Avenue SE
- All voted aye.

Motion Carried

- Public Hearing Mayor Murphy opened the Public Hearing on Proposed Reclassification of Real Estate located at 1520 Rock Island Road, Oelwein, Iowa from I-3 Heavy Industrial to C-2 Highway Commercial. One comment was received from Mandy Stepp opposing the rezoning of the property. She pointed out that Larson's did not obtain proper permits on the property they remodeled. She purported this wasn't the first time they have done this. She suggested stiff fines, obtaining proper permits and City inspection. She asked, "Is it right to disregard the City ordinances and then act retroactively after the fact?"
- A motion was made by Ryan, seconded by Brandt to close the hearing.
Ayes: Kerns, Brandt, Ryan, Lein, Ericson
Nays: None
Absent: Gosse

Motion Carried

- Ordinance to Rezone 1520 Rock Island Road A motion was made by Lein to suspend the rules and adopt an ordinance on the first and final reading. Motion died for a lack of second.
- A motion was made by Brandt, seconded by Kerns to pass the first reading of an ordinance Amending Oelwein Zoning Ordinance to Reclassify the Real Estate located at 1520 Rock Island Road, Oelwein, Iowa from I-3 Heavy Industrial to C-2 Highway Commercial District.
Ayes: Kerns, Brandt, Ryan, Lein, Ericson
Nays: None

Motion Carried

Resolution #4537 A motion was made by Lein, seconded by Brandt to adopt Resolution
Certifying TIF Debt No. 4537 Certifying Tax Increment Finance (TIF) Indebtedness.
Ayes: Kerns, Brandt, Ryan, Lein, Ericson
Nays: None
Absent: Gosse

Motion Carried

Laptop Computers Chief Logan and Deputy Clerk Rigdon reported to the Council regarding
the purchase of laptop computers. Pricing for laptops is \$6,686.06. A
black and white scanner/copier is \$5,445.00 and a colored one is
\$6,830.00. A new model color scanner/copier will be available in 60 days
for an undetermined price. It was Council consensus to discuss the
scanner/copier at a future work session.

A motion was made by Brandt, seconded by Ericson to approve the
purchase of four Council laptops and two administration laptops totaling
\$6,686.06. All voted aye.

Motion Carried

911 Update Chief Logan reported the Fayette County 911 Board approved borrowing
funds to replace the Oelwein Dispatch Center equipment. Cost is
estimated around \$275,000. Of that \$46,000 would come from the State
and \$5-10,000 from the City.

Public Works Mayor Murphy believed there will be an increase in Federal funding for
Projects public works projects next year. He suggested Council have project
designs ready to go. These might include utilities, roads, bridges,
screetscape and the railroad.

Work Sessions The following work sessions were scheduled for December:
Scheduled

December 8 – 5:15 Work Session followed by regular Council meeting

December 15 – 6:30 Work Session

December 22 – 5:15 Work Session followed by regular Council meeting

Utility and Cemetery rates might not be discussed until January, 2009. No
date was set.

Airport Board Mtg. November Airport Board minutes are available.

OCAD Meeting Ryan also reported on the November OCAD meeting.

Parks and Rec There was no report on the November Park and Recreation Commission
meeting.

Landfill Brandt reported on the November Fayette County Landfill Commission
meeting. They are trying to determine if Fayette County will build a new
transfer station or build new cells in the existing landfill. Recycling
revenue is down and costs to haul are up. The recycling hauler contract is
out for bid.

- Reappointments A motion was made by Ryan, seconded by Kerns to approve the Mayor's reappointments as follows:
- Duane Fox to the Electrical Board; Miron Walker to the International Code Council Board of Appeals; Gary Fox to the Mechanical Board; Harold Vandersee to the Planning and Zoning Commission; Dick Rogge and Mario Pirillo to the Zoning Board of Adjustment
- All voted aye.
- Motion Carried
- Senator Heckroth Meetings Mayor Murphy reported Senator Heckroth is offering to take a bus load of people to Des Moines to meet with Economic Development and Transportation personnel on February 9th or 16th.
- Council Electronic Communication Policy Attorney VanVeldhuizen expressed the need for Council to set policy for Electronic Council Communications. It was suggested the Planning and Finance Committee discuss it.
- Temporary Garages Attorney VanVeldhuizen will report back to Council regarding temporary garages next month.
- Fayette Co. Grant Work Session VanVeldhuizen reported on a Fayette County Grant Application work shop. He also hopes to see an Oelwein workshop set up to help applicants. No date has been determined for the latter.
- Christmas Lights Alliant Energy and City crews put up Christmas decorations today.
- DOT Meeting Mason City District Iowa Department of Transportation engineers and staff will meet in Oelwein December 5th with local officials.
- Harp Demolition The Harp house siding has been tested and contains asbestos. This will require additional contractor work.
- Veteran's Korean Memorial Ryan reported the lights have been broken out several times on the Veteran's Memorial Monument. This was referred to Chief Logan.
- NEIRL The next NEIRL meeting will be on December 16 in Independence.
- Hotel Motel Tourism Application Brandt pointed out that the draft hotel/motel application form is complicated. He feels it would discourage people from applying. He would like to have the Council review and simplify it.
- Executive Session A motion was made by Ryan, seconded by Ericson to go into Executive Session per Iowa Code Chapter 21.5 to discuss pending litigation.
Ayes: Kerns, Brandt, Ryan, Lein, Ericson
Nays: None
Absent: Gosse
- Motion Carried
- Return to Regular Session A motion was made by Ryan, seconded by Brandt to return to Regular Session.
Ayes: Kerns, Brandt, Ryan, Lein, Ericson
Nays: None
Absent: Gosse
- Motion Carried

Adjourn

A motion was made by Kerns, seconded by Ryan to adjourn at 8:55 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 November 24, 2008 and copy of said proceedings was furnished the Register December 2, 2008.

STEVEN H. KENDALL, CITY ADMINISTRATOR