

COUNCIL PROCEEDINGS

December 7, 2009

The Oelwein City Council met in regular session December 7, 2009 at 7:00 P.M. Mayor Murphy led in the Pledge of Allegiance.

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

Motion Carried
- Consent Agenda         A motion was made by Gosse, seconded by Ericson to approve the following Consent Agenda items:
- A. Minutes of the November 23, 2009 regular meeting.
  - B. Set January 20, 2010 as bid opening date for Water Improvements Project – Booster Station and Water Main
  - C. Set January 25, 2010 for Public Hearing on Proposed Plans, Specifications, Form of Contract and Estimate of Cost for Two Pressure Zones – Booster Station and Water Main
- All voted aye. (Gosse abstained from item A).  

Motion Carried
- Fiscal Year 2008/  
2009 Audit Report     Don Snitker of Ridihalgh, Fuelling, Snitker, Weber and Co. reviewed the 2008/2009 Fiscal Year Audit Report. Snitker reviewed the highlights of what occurred in the City during F.Y. 2008/09 and noted there were no dramatic financial changes. Snitker reported corrective action is needed regarding an instance of not citing of the State Code in the minutes when the Council goes into Executive Session.
- No irregularities or major deficiencies were noted.
- A motion was made by Gosse, seconded by Brandt to accept the audit as presented. All voted aye.  

Motion Carried
- Sell Surplus/  
Forfeited Property     Kendall reviewed high offers received for the sale of surplus and forfeited property.
- James Morf had offered \$1,660 for a Vermeer Model 6 Stump Grinder. Tom Lillibridge was present and offered \$1,680 for the Vermeer Stump Grinder.
- An offer of \$1,750 was received from Mike's Repair for a 2002 Chevrolet Impala. Roy Snyder was in attendance and offered \$1,775.00.
- Birdnow Auto Salvage submitted an offer of \$1,200 for a 1998 Buick Park Avenue. No higher offer was received.
- An offer of \$820 was received from Birdnow Auto Salvage for a 1996 Mercury Grand Marquis. Roy Snyder offered \$830.
- Bryan Construction offered \$3,050 for a 2004 Ag Chem. No higher offer was received.
- A motion was made by Brandt, seconded by Ryan to approve the sale of the surplus/forfeited property to the high bid as follows:

Vermeer Model 6 Stump Grinder to Tom Lillibridge for \$1,680.00  
2002 Chevrolet Impala to Roy Snyder for \$1,775.00  
1998 Buick Park Avenue to Birdnow Auto Salvage for \$1,200.00  
1996 Mercury Grand Marquis to Roy Snyder for \$830.00  
2004 Ag Chem to Bryan Construction for \$3,050.00

All voted aye.

Motion Carried

Change Order #1  
Bruening Rock  
Products for  
Recreational Trail

Lyle TeKippe, Tekippe Engineering reviewed Change Order No. 1 to Bruening Rock Products for work on the Platt's to Wings Park Recreational Trail. Changes include adjustments to bid quantities and sub-grade stabilization. TeKippe stated seeding would be completed in the spring.

A motion was made by Gosse, seconded by Ryan to approve Change Order No. 1 to Bruening Rock Products for Platt's to Wings Park Recreational Trail pending receipt of the signed documents. All voted aye.

Motion Carried

Pay Request #1  
Bruening Rock  
Products for  
Recreational Trail

A motion was made by Ericson, seconded by Gosse to approve Pay Request No. 1 to Bruening Rock Products in the amount of \$195,894.62 for work completed on the Platt's to Wings Park Recreational Trail subject to receiving signed documents. All voted aye.

Motion Carried

Tech Spec Building

A motion was made by Ryan, seconded by Ericson to extend the financial support of "soft" costs for the Tech Spec building for one year or until sold. All voted aye.

Motion Carried

Community Plaza  
Board Meeting

Gosse referred the Council to December Oelwein Community Plaza Board minutes.

OPIC Tunnel Floor  
Design

Gosse reviewed a proposed drawing of the Oelwein Private Investment (OPIC) tunnel floor design with the recommendation to turn it one-quarter of a turn to create a diamond shape. The design includes use of the four medallions used in the downtown streetscape. A motion was made by Gosse, seconded by Brandt to accept the design as recommended. All voted aye.

Motion Carried

Gosse reported Suckow Construction recommended using 4" concrete in the tunnel floor as it is a sheltered area and not exposed to the weather. Use of 4" concrete versus 5" would result in a \$1,200 to \$1,500 cost savings. A motion was made by Gosse, seconded by Brandt to use 4" concrete in the tunnel floor walkway. All voted aye.

Motion Carried

A motion was made by Gosse, seconded by Ryan to request OPIC incorporate textured panels at the slope of the walk along of the alley. All voted aye.

Motion Carried

The OPIC payment schedule was discussed. VanVeldhuizen will review the contract terms.

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- Holiday Happenings Mayor Murphy reminded Council members of the Santa's Coffee Shop from now until Christmas at the High School. Murphy also stated Oelwein High School Band members are wrapping gifts downtown and encouraged Council to use their services.
- Jordan Aquifer Murphy referenced an article in The Gazette regarding the Jordan Aquifer. A workshop on the topic is scheduled in the near future in Cedar Rapids.
- Mercy Hospital Murphy acknowledged receipt of letters from Mercy Hospital Administrator Kathy Hintz and President John Oliverio stating Wheaton Franciscan Healthcare is not engaged in dialogue nor negotiations to sell Mercy Hospital and has no interest in doing so.
- Swearing In Swearing in of the Mayor and Council members was set for December 21, 2009 prior to the regular meeting.
- Dairy Queen VanVeldhuizen reported the owners of the former Dairy Queen building are applying for an asbestos removal certificate. Demolition can begin 10 days following receipt of the certificate. He is confident the building will be down by year end.
- Garceau  
413 6<sup>th</sup> Ave SE Gosse reported on the progress of the Garceau property located at 413 6<sup>th</sup> Avenue SE and is confident the construction will be finished by the scheduled completion date.
- Utility Dept.  
Vacancy City Administrator Kendall reported there is a vacancy in the Utilities Department due to the recent resignation of Rod Williams. He asked the Council's direction in filling the position. Council consensus was to proceed with advertising of the vacancy and fill the position.
- Outer Road North According to a letter received from Fayette County Supervisor Gayle Tellin, the County has no work scheduled for Outer Road this fiscal year. Street Superintendent Stewart will be asked to follow up with Fayette County Engineer, J. D. King.
- Trails Kendall reported City crews have extended the trail in Wings Park in addition to an area behind Alliant Energy.
- South Frederick  
Utilities It was reported three South Frederick property owners have yet to connect onto City utilities. Council directed VanVeldhuizen to proceed with forced connection of the utilities.
- Unemployment Councilman Ryan reviewed a letter from Upper Explorerland Regional Planning Commission detailing unemployment rates in Fayette and neighboring counties.
- Fayette Co. Landfill Brandt reported construction of the transfer station for the landfill is behind schedule due to the bad weather in October.
- NEIRL Franchise Fee Implementation will be the topic of discussion at the December 29<sup>th</sup> NEIRL meeting.
- MLA Council members were reminded the first session of the Municipal Leadership Academy sponsored by the Iowa League of Cities is scheduled for December 17, 2009 in Independence.

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Employee Luncheon The annual employee Christmas potluck will be December 23, 2009 at noon in the Fire Station meeting room.

Adjourn A motion was made by Ericson, seconded by Brandt to adjourn at 7:54 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 December 7, 2009 and copy of said proceedings was furnished the Register December 9, 2009.

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STEVEN H. KENDALL, CITY ADMINISTRATOR