

## COUNCIL PROCEEDINGS

December 7, 2020

On Monday, December 7, 2020 at the Municipal hall at 7:00 p.m. the regular meeting of the Council, City of Fredericksburg Chickasaw County was held. This meeting was also held virtually / on-line with Go to Meeting due to COVID-19.

Mayor Jimmy Mitchell in the chair called the meeting to order at 7:00 p.m. with Council Members Dean Speicher, Doreen Cook, Randy Leach, Kyle Wendland, and Sheriton Dettmer present.

Employees present were Cindy Lantow

Guests: Deputy Sheriff Ryan Shawver and Jacob Stauffer with Overland Group were present in person and present via phone / computer - Katie Rich, Garrett Raum, Julie DeSloover, Kayla Wendland, Denise Gordon, Gene Rhea, James Mitchell, Kim Rentschler, Nathan Lantow, Pam Zabel and Karen, Gail Snyder, Alan Powell and Darren. (Some last names did not show up).

The Pledge of Allegiance was said by all in attendance.

A motion was made by Leach second by Dettmer to approve the consent agenda with the approval of the agenda; Minutes of the November 2 and November 18, 2020 Council meetings; Financial reports for October 2020; Summary List of Bills; Overtime / Comp. time for November 2020. All members present voting aye, motion carried.

Under the Mayor's comments – Noted that the meeting was held virtually due to COVID-19.

Citizen Forum – no one from the audience spoke at this time.

*Law Report* - Deputy Sheriff Ryan Shawver presented the November 2020 Law Report. There were 98.5 hours worked during the month of November 2020 with 423.5 total hours being worked in Fredericksburg from July to November 2020. The average number of hours worked per month for July – November is 84.7 hours per month.

*Under Law Report – New Business* – Interpretation of Animal at Large / Decision on Current Case – it was noted that in the past week, there were a couple of dogs that got loose and killed a dog and injured some other animals. After much discussion between the Council and the Deputy, it was decided that a section from the State Code should be added to the City Code adding a section for restitution / liability for damages. A letter will be sent to the dog owner as there was an ordinance violation. The Animal Protection & Control Ordinance will be amended and presented at the January 2021 meeting.

*Old Business – Substation* – There is a possibility of a new location for a substation. The site has been proposed to Cornbelt and REC to see if it is a possibility. More information will come as things are confirmed. No action needed at this time.

*City Attorney updates* – None at this time.

*Building Permit* – The Mayor opened up discussion on the proposed building permit application for Dollar General to be built east of Fredericksburg right next to the Old Country School. Jacob Stauffer from the Overland Group was present. The Mayor stated that the application was tabled last month, a town hall meeting had been held where about 40 people attended virtually, we had a petition against Dollar General coming to F'Burg, people discussed the location and were against that and the fact that people do not want to see our local businesses close. Jacob Stauffer explained why the location was chosen and how it works when they come into town. He asked what would make it better at that location. Much discussion was held and Cook made the motion to deny the permit application and Speicher seconded. Ayes: Cook, Dettmer, Speicher. Nays: Leach, Wendland. The Mayor declared the building permit application denied.

*Library Report* – The report was included in the Council Packet. It was stated that the Council feels that the Library Board made a good choice in choosing the new head librarian.

#### New Business

*Final Payment for Utility Project - \$22,094.02* – The Final payment for the 2020 Utility project was presented for approval to pay in the amount of \$22,094.02. A motion by Cook second by Leach to approve this payment. All members present voting aye, motion carried.

*Ordinance Amendment – Animal Protection & Control* – A motion was made by Speicher second by Dettmer to table any action on this amendment until the January 2021 Council meeting. All members present voting aye, motion carried.

*Ordinance No. 239-12-2020 - Amending Section 55.05 in the Animal Protection & Control – allowing Chickens in the City Limits* – 55.05 – No person shall keep, own or shelter any livestock within the city limits, except that livestock may be kept in compliance with the city's zoning regulations and with written consent of the Council. Chicken and ducks may be kept subject to the following restrictions:

1. Only hens are allowed, excluding all roosters and capons, and no more than 12 hens shall be allowed.
2. All hens must be kept within an enclosure or coop located in the rear yard of the residence. No person shall keep hens inside a single-family dwelling unit, multi-family dwelling unit, or rental dwelling unit. All buildings and fences housing the hens must allow all building permit codes.
3. All sanitation guidelines must be followed.

A motion was made by Dettmer second by Cook to approve the first reading of Ordinance No. 239-12-2020 - Amending Section 55.05 in the Animal Protection & Control – allowing Chickens in the City Limits. Ayes: Leach, Wendland, Dettmer, Speicher, Cook. Nays: None. Whereupon the Mayor declared Ordinance No. 239-12-2020 as having had its first reading. (Note: The Ordinance will be on the agenda for possible 2 & 3<sup>rd</sup> readings at the January 2021 Council Meeting.)

*Recycling Contract with Jendro Sanitation* – Alan Powell from Jendro Sanitation was on the line and explained the contract proposal which is – each household/business would get a 65-gallon recycling tote and that they would be picked up with an arm truck and that his cost would be \$6.20 per household / business. There may be some changes in what is accepted for recycling and that all depends on the recycling market. It was noted that if you had more recycling than would fit in the 65-gallon tote, it could be set beside the tote and would be picked up. Alan stated that the rules for the recycling will be on the lid. Alan agreed to work with us on a timeframe for the price increase which could be February 1, 2021. A motion was made by Dettmer second by Speicher to acknowledge the price increase. All members present voting aye, motion carried.

*Christmas Bonus for City Employees* – A motion was made in the form of a resolution by Dettmer second by Wendland to give the following Christmas Bonuses so that the take home is \$250.00 for Bob Schulz, Curt Gruenberg, Ray Armbrecht, Cindy Lantow and Kim Hoffman. Ayes: Speicher, Leach, Dettmer, Wendland. Nays: Cook. Motion carried. Whereupon the Mayor declared Resolution No. 1313-12-2020 passed and approved as of this date.

A motion was made in the form of a resolution by Leach second by Dettmer to give the following Christmas Bonuses so that the take home is \$75.00 for Erica Harris, Trevor Harris and David Fay. Ayes: Speicher, Wendland, Dettmer, Leach. Nays: Cook. Motion carried. Whereupon the Mayor declared Resolution No. 1314-12-2020 passed and approved as of this date.

*Tablets / IPADS for City Council* – Mayor Mitchell asked the Council to think about using an IPAD / Tablet for meeting / City info. It was stated that it wouldn't be mandatory for everyone to have and Speicher and Cook stated they like the paper copies. Mitchell asked if they all give it some thought and we will talk more about it in January. He also asked that it is considered to update Cindy's laptop to a surface pro. More discussion will be held at the January 2021 Council Meeting. No action taken at this time.

*Appoint / Designate someone to represent the City at the Ambulance Settlement Hearing* – A motion was made by Dettmer second by Speicher to appoint Mayor Jimmy Mitchell to represent the City at the Settlement hearing on December 21. All members present voting aye, motion carried.

*Action Board* - Jimmy went over the Action Board and noted that several things could come off and that we are making progress.

*Ambulance Law Suit – Discussion* - A motion was made by Cook second by Dettmer to go out of regular session. Ayes: Cook, Dettmer, Wendland, Leach, and Speicher. Nays: None. Motion carried. A motion was made to go into closed session due to litigation on the Ambulance Law Suit by Cook second by Dettmer. Ayes: Cook, Dettmer, Wendland, Leach, and Speicher. Nays: None. Motion carried. A motion was made to go out of closed session by Cook second by Wendland. Ayes: Cook, Dettmer, Wendland, Leach, and Speicher. Nays: None. Motion carried. A motion was made to go back into regular session with a motion by Dettmer second by Leach. Ayes: Cook, Dettmer, Wendland, Leach, and Speicher. Nays: None. Motion carried.

A motion was made by Cook second by Dettmer to adjourn at 8:51 p.m. All members present voting aye, motion carried.

The next regular meeting of the Fredericksburg City Council will be held on Monday, January 4, 2021 in the Council Chambers.

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Jimmy Mitchell, Mayor

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Cindy Lantow, City Administrator

LIST OF BILLS

CLAIMS REPORT VENDOR	REFERENCE	AMOUNT
20/20 FX	LABOR / SUPPLIES	100.00
ELECTRICAL ENGINEERING & EQUIP	LABOR / MATERIALS	753.46
ALL STOP	GAS	252.57
AMAZON.COM	LIBRARY SUPPLIES	642.40
AMERICAN LIBRARY ASS'N	MEMBERSHIP	175.00
BLACK HILLS ENERGY	GAS SERVICE	339.44
BLC INC	INCENTIVES	200,000.00
BOUND TREE MEDICAL, LLC	FIRST RESP. SUPPLIES	233.71
BUTLER COUNTY REC	ELECTRIC SERVICE	239,976.07
CARRICO AQUATIC RESOURCES	LABOR / MATERIALS	35,754.85
CENTER POINT LARGE PRINT	LIBRARY BOOKS	648.33
CINDY LANTOW	W2'S	225.07
CITY OF FREDERICKSBURG	ELECTRIC SERVICE	15,442.79
CULVER HAHN	SUPPLIES	2,458.80

DEARBORN NATIONAL LIFE	LIFE INSURANCE	50.25
DEMCO	SUPPLIES	167.27
EFTPS	FED/FICA TAX	1,985.41
EFTPS	FED/FICA TAX	2,037.62
EFTPS	FED/FICA TAX	751.28
EFTPS	FED/FICA TAX	245.86
EFTPS	FED/FICA TAX	2,045.09
EFTPS	FED/FICA TAX	7,065.26
F'BURG FOOD CENTER	SUPPLIES	3.86
F'BURG PLUMBING & HEATING	LABOR / MATERIALS	22.98
FARMERS WIN COOP	GAS/DIESEL/SUPPLIES	1,552.98
FEHR GRAHAM ENG & ENVIRONMENTL	PROFESSIONAL SERVICES	1,897.50
FIRE RESCUE SPECIALITY	FIRE SUPPLIES	390.00
FLOYD MITCHELL LANDFILL	LANDFILL CHARGES	1,468.21
GWORKS	ANNUAL FEE	2,605.00
HAWKINS INC	CHEMICALS	768.95
HSA - CINDY LANTOW	HSA PRE-TAX	75.00
HSA - KIM HOFFMAN	HSA PRE-TAX	75.00
HSA - RAY ARMBRECHT	HSA PRE-TAX	75.00
HSA- ROBERT SCHULZ	HSA PRE-TAX	150.00
IAMU	SEWER LOAN-PRIN / INT	3,805.58
INDUSTRIAL SCIENTIFIC	EQUIPMENT	1,104.31
IOWA RURAL WATER	MEMBERSHIP DUES	225.00
IOWA UTILITIES BOARD	ASSESSMENTS	4,275.00

IPERS	IPERS - REGULAR	5,025.00
IPERS	IPERS	3,326.92
IPERS	IPERS	8,351.92
JENDRO SANITATION SERVICES	RECYCLING CHARGES	1,383.60
JOHN DEERE FINANCIAL	ANTIFREEZE	95.76
KIM HOFFMAN	CLOTHING ALLOWANCE	300.00
MEDIA COM	PHONE SERVICE	78.33
MEDIA COM	PHONE SERVICE	199.85
MUNICIPAL PIPE TOOL	LABOR	11,190.47
NORTH CENTRAL LABS	LAB SUPPLIES	354.52
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NORTHEAST SECURITY BANK	DEBT SRVS INTEREST	5,949.11
NORTHEAST SECURITY BANK	ACH FEES	25.00
PLUM CREEK ART	GRANT - FBURG FOUNDATION	350.00
POOL TECH	LABOR / MATERIALS	1,587.15
RAPID PRINTERS/OFFICE WLD	OFFICE SUPPLIES	232.10
RAY ARMBRECHT	POSTAGE	21.45
READER'S DIGEST	SUBSCRIPTION	20.00
RICK'S SERVICE CENTER	LABOR	2,608.28
RICOH-WELLS FARGO	COPIER MAINTENANCE	83.00
RICOH USA, INC	COMPUTER SUPPLIES	78.54
SANDY'S SIGN SHOP	SIGNS	100.00
SF MIDDLE SCHOOL	GRANT - FBURG FOUNDATION	500.00
SPEICHER EXCAVATING	LABOR	11,594.52

STANTON ELECTRIC	LABOR / MATERIALS	1,919.32
STATE IOWA - HUNT / FISH	HUNTING / FISHING LICENSE	136.00
TEAM LAB	CHEMICALS	4,297.00
TESTAMERICA LABORATORIES INC	TESTING	1,786.05
TREASURER STATE OF IOWA	STATE TAX	1,167.00
TREASURER STATE OF IOWA	SALES TAX	3,138.00
TREMAINE & BECKER LAW	LEGAL FEES	132.00
TREWIN PUMPING SERVICE	PORTABLE TOILET RENTAL	50.00
UNGGOY BROADBAND	PHONE SERVICE	19.95
UNITED HEALTH CARE	HEALTH PRE-TAX	3,708.75
UNITED HEALTH CARE	HEALTH INSURANCE	1,511.31
US CELLULAR	CELL PHONE SERVICE	301.88
US POST OFFICE	STAMPS	175.00
VANGUARD PUBLISHING	LEGAL PUBLICATION	263.86
VISA	SUPPLIES	513.20
YOUTH SPORTS FOUNDATION	YSF FEES	1,440.00
ZARNOTH BRUSH WORKS, INC.	SWEEPER PARTS	<u>79.00</u>
Accounts Payable Total		588,521.56
Payroll Checks		<u>30,866.68</u>
***** REPORT TOTAL *****		619,388.24
GENERAL		81,297.50
DEBT SERVICE		5,949.11
WATER		11,141.19

WATER CAPITAL PROJ	5,797.26
SEWER	40,183.38
SEWER SINKING	3,805.58
SEWER CAP PROJ	5,797.26
ELECTRIC	455,842.13
LANDFILL/GARBAGE	<u>9,574.83</u>
TOTAL FUNDS	619,388.24