

## COUNCIL PROCEEDINGS

May 10, 2021

On Monday, May 10, 2021 at the Municipal Hall at 5:00 p.m. a special meeting of the Council, City of Fredericksburg Chickasaw County was held.

Mayor Jimmy Mitchell, in the chair and called the meeting to order at 5 p.m. with Council Members Dean Speicher, Doreen Cook, Randy Leach, Kyle Wendland all present at 5 p.m. with Sheriton Dettmer being present at 5:04 p.m.

Employee's present – Cindy Lantow

Guests present – Amanda Moenk from the F'Burg Review, Sheriff Marty Hemann, Jerry & Pattie Davis, Zachary Connor, and Lucas Heying

The Pledge of Allegiance was said by all in attendance.

A motion by Leach second by Wendland to approve the agenda as presented with the addition of a building permit for Keith & Theresa Polkow for a patio / garage floor. All members present voting aye, motion carried.

**Comments by Mayor** – Noted that we will be holding a hearing for issues with some dogs and asked that the hearing is as civil as possible.

**Citizen Forum** – No one spoke

**Old Business** – None

**New Business** –

**Hearing – Lucas Heying / Zachary Connor – dogs** – Sheriff Hemann went over the timeline of events going back to Sept. 3, 2020 which was the first call regarding the dogs at-large; Sheriff Hemann asked if anyone had any questions regarding the timeline. He stated that the City had followed Chapter 55.17 of the City Code (Administrative Sanctions & Remedies) by having a previous hearing that deemed both dogs as dangerous and banned the dogs from town. The Mayor stated that the City had held a hearing which the dog owners did not appear at and at that hearing the dogs had been deemed dangerous, needed to be removed from the City limits and banned the owner of the dogs from having any future animals in the City limits of Fredericksburg with the reason being the damage that was done to the sheep owned by Jerry & Pattie Davis. Jerry Davis spoke and stated that he felt that the dogs needed to be put down as they had attacked his sheep several times and he has roughly \$525.00 in vet bills. The Mayor stated that according to the State Code that the reimbursement for the vet bills is between the Davis' and the dog owners. The Mayor then asked Zachary Connor and Lucas Heying if they had any comments – Zachary stated that he was very sorry that it happened, that a foster child had

kept letting the dogs out and if he would have known what was happen it wouldn't of and he couldn't understand why the dogs attacked the sheep as they were very friendly and never showed any aggressive behavior to people. Speicher asked if there was a charge for impoundment and the Sheriff stated that the impoundment fees and any others fees would be paid by the owners of the dogs. The Mayor stated that the City Code is what the City needs to operate by and that the Council has tried to do what they can and obviously the banning the dogs from town didn't work. Cook showed a picture of one of the sheep that had been attacked and asked the dog owners what if it was a child. Zachary Connor stated again he didn't know why they attacked the sheep and that the dogs had never shown to be aggressive to people. Cook stated that this was a hard decision but stated in a motion that the dogs needed to be removed from City limits and that the dogs to be euthanized with a second by Leach. All members present voting aye, motion carried. Sheriff Hemann asked that he receive a copy of the minutes and then he will proceed as directed.

**Law Contract for 21/22** – The proposed law contract for Fiscal year 21/22 was presented for Council review and possible approval. Sheriff Hemann stated that everything stayed the same except the dates and price which the new contract price is a total of \$57,925.80 which is \$56.79 per hour for 1020 hours per year. A motion was made by Speicher second by Wendland to approve the contract as presented. All members present voting aye, motion carried.

**Fire Dept. Door Bids** – Bids were opened for the Fire Department doors – the results are as follows – Joel Bremner – bid \$50.00 each for Door #1, 2, 5 for a total of \$150.00 / Chad Meier – bid \$200 for Door #2 / Logan Seye – bid \$300 for Door #2. A motion was made by Dettmer second by Wendland to accept the Bids from Joel Bremner for Door #1 and #5 for a total of \$100 and from Logan Seye for Door #2 for a total of \$300.00. All members present voting aye, motion carried.

**Building Permit Applications** - the following building permit applications were presented for Council Action and after discussion for each one the following motions were taken -

**Paula Sassmann – Fence** – A motion was made by Dettmer second by Speicher to approve the applications as long as the City guys move the water reader at the owner's expense. (Cindy will get a price to do this from Bob and get to Paula). All members present voting aye, motion carried.

**Theresa & Keith Polkow – Hoop Building** – A motion was made by Leach second by Wendland to approve as presented. Ayes: Speicher, Dettmer, Wendland, Leach. Nays: Cook. Motion carried.

**Theresa & Keith Polkow – Cement** – A motion was made by Dettmer second by Cook to approve as presented. All members present voting aye, motion carried.

**Trail –**

**Issue in Pines – Bid from Speicher Excavating** – The Mayor opened the bid for the repair

of this issue for a price of \$1000. Ayes: Dettmer, Cook, Wendland, Leach. Abstain: Speicher. Motion carried.

**Culvert Sinking by Brown's old place** – Dettmer says it looks like a tile blow-out and after discussion, a motion was made by Dettmer second by Leach to have Speicher Excavating explore the issue and if can be fixed for \$500 or less to go ahead and get it fixed and if it will cost more, then a price will need to be submitted for the June meeting. All members present voting aye, motion carried

**Health Insurance Renewal** – Cook went over the renewal with the rest of the Council stating that the renewal will increase 12% and had a change in the out-of- pocket max; it was stated that all insurances have gone up 12% and a lot due to COVID. A motion was made by Leach second by Cook to renew the health insurance as presented. All members present voting aye, motion carried.

**Approval to Sign DOT Agreement for Maintenance & Repair of Primary Roads in Municipalities** – This agreement was presented for Council review and possible action. After discussion, a motion was made by Dettmer second by Leach to approve the Mayor signing the agreement as presented and the agreement runs 7/1/2021 – 6/30/2026. All members present voting aye, motion carried.

**Curb & Gutter by Funeral Home** – Speicher stated that he talked with Bryan Hugeback and Bryan agreed to pay ½ of the curb & gutter costs. Speicher showed Andy Hugeback what it looked like and they understood that something needs to be done. The Mayor asked if the Council wanted to wait to see how the tile works that was just put in before making any decisions. It was also discussed that more discussion may need to be held on the who is paying for what. After some discussion, a motion was made by Cook second by Dettmer to table any decision until the Council sees how the tile works. All members present voting aye, motion carried.

**Mayor / Council comments –**

The Mayor stated that the City hasn't received any signed documentation from Kerry on the ground for the substation and per the advice of our City Attorney the new survey will be recorded.

Cook stated that from an article in the New Hampton paper that the New Hampton City Council was recommended by their City Attorney, Kennedy to defer the payment of the seed money for the ambulance. The Mayor (Jimmy) also stated that the City of F'Burg has talked about getting together with another service but that hasn't been done at this time.

The Mayor asked that the Action Board be updated and sent out to the Council.

Leach talked a bit about the Clean-up day and Cook suggested that Good Will be contacted to see if they will take TV's and / or computers.

There being no further business that required Council Action, a motion was made by Leach second by Dettmer to adjourn at 5:57 p.m.

The next regular meeting of the Fredericksburg Council will be on Monday, June 7, 2021 at 7 p.m.

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Jimmy Mitchell, Mayor

ATTEST:

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Cindy Lantow, City Administrator