COUNCIL PROCEEDINGS

July 6, 2020

On Monday, July 6, 2020 at the Municipal Hall at 7:00 P.M. the regular meeting of the Council, City of Fredericksburg Chickasaw County was held.

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

Employees present were Cindy Lantow

Guests present were Amanda Moenk from the Fredericksburg Review, Sheriff Marty Hemann, Deputy Brandon French, Lyle TeKippe from Fehr Graham, and Jerry Linder.

The Pledge of Allegiance was said by all in attendance.

A motion was made by Leach second by Wendland to approve the consent agenda as presented with the Approval of the agenda; Minutes of the June 1, June 3 and June 16, 2020 Regular Council Meetings; Financial Reports for May 2020; Summary List of Bills; Overtime/Comp. time for June 2020 – Ray 13.5 hours overtime / 8.5 hours Comp time; Curt 16 ½ hours of overtime / 2 hours Comp time; Bob .5 hours of Comp Time; Liquor License for Farm House Winery. All members present voting aye, motion carried. Cook asked that the Public Works Director Report line be removed from the agenda since there is no one with that title at this time.

Under the Mayor’s comments, Jimmy noted that we are now allowed more than 10 in the room and the room is set up for social distancing and that we have a lot to get to tonight.

Citizen Forum – no one spoke.

Sheriff Martin Hemann presented the June 2020 Law Report. The month of June had 59 hours being spent in Fredericksburg and 1,121 total hours from July 2019 – June 2020 which averages 93.41 hours per month.  Sheriff Hemann introduced the newest Chickasaw County Deputy, Brandon French.

Old Business – Substation Updates – Jimmy stated that Kerry is not interested in having a substation on their property and now REC and Cornbelt are exploring another option. Jimmy asked the Council to think of any stipulations they may want if we move ahead with the school ground. No action was taken under old business.

City Attorney Updates – None at this time.

Building Permits – Vernon Uhlenberg – Shed – A motion was made by Speicher second by Wendland to approve the application as presented. All members present voting aye, motion carried. Ken Harada – Ramp – A motion was made by Cook second by Leach to approve as presented. All members present voting aye, motion carried.

Mike Quigley – Fence – Mike asked for a variance for the height of the fence to be 8 ft instead of 6 ft. After discussion, a motion was made by Wendland, second by Leach to approve and grant the variance. All members present voting aye, motion carried. Patty & Fred Cauntay – A motion was made by Speicher second by Wendland to table as more info is needed. All members present voting aye, motion carried.

The Library Report was in the Council packets and no action was taken on it. Katie had sent a letter from the library asking about the microfilm reader and after some discussion, the Council stated that they would like it stored at either the library or the City Hall until the Library Committee members could speak with the Library Board on what to do with it. No action at this time.

Jerry Linder was present and talked with the Council the procedures on how the General Liability, Health Insurance and Work Comp was bid and how the bids were handled and just wanted the council to be aware of his concerns. No action was taken at this time.

Lyle TeKippe from Fehr Graham was present to answer any questions that may arise on the Change Order #1 and Payment Request #1 for the 2020 Utility Project. Change Order #1 reflected a deduction in price for the project. After discussion, a motion was made by Cook second by Leach to approve the Change Order #1 as presented. All members present voting aye, motion carried.

Payment Request #1 was presented for Council approval in the amount of $82,529.59 and was approved with a motion by Leach second by Cook. All members present voting aye, motion carried.

UTV / Golf Carts stickers were discussed and no action taken at this time. The Street Committee will present a proposal at the next Council meeting.

Bids were open for cement work at the Treatment Plant and City Hall – Treatment Plant – Bid from Brian Tank $24,495 / Darren Steinlage $14,917.50. After discussion it was moved by Leach second by Wendland to accept Darren Steinlage’s bid for cement project at the Treatment Plant. All members present voting aye, motion carried.

Darren Steinlage was the only bidder for the work to be done at the City Hall to replace a portion of the sidewalk that is breaking up and his bid was $1,000. A motion was made by Leach second by Wendland to accept the bid from Darren Steinlage for the work for the City Hall. All members present voting aye, motion carried.

Jimmy stated that there were 4 library board applicants for the 2 open positions. After much thought, Jimmy stated that he wanted to appoint Sandy Koch and Ken McFarland to fill the 2 open positions. A motion was made by Speicher second by Wendland to approve the appointments. All members present voting aye, motion carried.

A Resolution was present for Council Action to adjust the interest rate for the SRF loan for the Well that we have had. The interest rate is going from 3% to 1.75%. The resolutions are printed at the end of these minutes.

A motion was made in the form of a resolution to set the date, time and place for the Public Hearing on the possible sale of land in the City Parking Lot in back of the City Hall. The motion was made by Wendland second by Cook to set the date as August 3, 2020 at 7:10 p.m. in the Council Chambers. Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1302-07-2020 passed and approved as of this date. The following is a description of the land to be put up for sale – Parcel #2050 in Lot 2, Block 10 Original Town of Fredericksburg, Chickasaw County, Iowa, and more particularly described as follows: Commencing at the southeast corner of said Lot 2; Thence north 00 26’ 50” west (assumed bearing), 49.8 feet along the east line of said Lot 2 to the point of beginning; Thence continuing north 00 26’ 50” west, 25.07 feet along said east line to the southeast corner of the north half of said Lot 2; Thence south 89 25’ 21” west, 59.84 feet along the south line of the north half of said Lot 2 to the southwest corner thereof; Thence south 00 26’ 50” east, 25.08 feet along the west line of said Lot 2; Thence north 89 24’ 53” east 59.84 feet to the point of beginning; Containing 0.034 acre, subject to easement of record.

A motion was made by Cook second by Leach to set July 23, 2020 at 7 p.m. to meet with AVEKA on citizen concerns. All members present voting aye, motion carried.

Dumpster prices were discussed and after discussion a motion was made to set the prices as follows – these prices are for people using the dumpsters at residences for cleaning / construction – Prices to dump as follows – 1 ½ yard per dump = $40.00 for cleaning / 1 ½ yard per dump $50.00 for shingles / construction. A motion in the form of a resolution was made by Speicher second by Wendland to amend the ordinance. (Note: The first reading of this ordinance will be on July 23rd at 7 p.m.). Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1303-07-2020 passed and approved as of this date.

Discussion was held on a clean up day to be held for residents of Fredericksburg. A motion was made by Speicher second by Leach to table until the July 23rd special meeting. All members present voting aye, motion carried.

The camping fee was discussed for the camp ground at the Brad Niewoehner Memorial Park. After discussion, a motion was made in the form of a resolution was made by Leach second by Wendland to amend the ordinance for camping $20.00 per night / $100.00 per week. (Note: The first reading of this ordinance will be on July 23rd at 7 p.m.) Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1304-07-2020 passed and approved as of this date.

A motion was made by Leach second by Speicher to hire Keith Oltrogee, CPA to do the annual examine for fiscal year 2019 / 2020. All members present voting aye, motion carried.

A motion was made by Wendland second by Leach to move the liquor license from the City Hall to the Fire Station for August 22, 2020. All members present voting aye, motion carried.

The following yearly resolutions were presented for approval –

Resolution No. 1305-07-2020 - A RESOLUTION NAMING DEPOSITORIES – Be it resolved by the City Council of the City of Fredericksburg, Chickasaw County, Iowa, That the following named banks be designated as depositories of City funds in the amounts designated to wit: Northeast Security Bank in Fredericksburg, Iowa with maximum deposits of $2,500,000; Bank Iowa in Fredericksburg, Iowa with maximum deposits of $2,500,000; Security State Bank; Luana Savings Bank; First Citizens National Bank all in New Hampton, Iowa with maximum deposits of $500,000 in Time Deposits only. A motion was made Cook second by Leach to approve the resolution as presented. Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1305-07-2020 passed and approved as of this date. Motion carried.

Resolution No.1306-07-2020 - A Resolution Allocating Funds – Be it resolved by the City of

Fredericksburg, Iowa that the tax levy revenues are hereby allocated to various funds as proposed in the 2019-2020 Fiscal Year Budget, which was adopted by the Council on March 2020. A motion was made Cook second by Leach to approve the resolution as presented. Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1306-07-2020 passed and approved as of this date. Motion carried.

Resolution No. 1307-07-2020 - A Resolution Setting Time and Place – Be it resolved by the City Council that the time and place for the regular Council Meeting will be set for the first Monday of the month commencing at 7:00 p.m. at City Hall unless otherwise specified due to a holiday or other unforeseen conflict. A motion was made Cook second by Leach to approve the resolution as presented. Ayes: Speicher, Cook, Wendland, Leach. Nays: None. Absent: Dettmer. Whereupon the Mayor declared Resolution No. 1307-07-2020 passed and approved as of this date. Motion carried.

Discussion was held on the Pool Liner pricing and we are still waiting for one so a motion was made by Cook second by Wendland to not accept any bids tonight and to put up for re-bid and to have them in for the July 23, 2020 Special Meeting. All members present voting aye, motion carried.

A bid was also presented to the Council for a new sand filter, control and chemical feeder for the pool. The price for all is 35,564.85. A motion was made by Leach second by Speicher to approve the purchase and to also extend the shed and new cement in the shed as needed. Ayes: Wendland, Leach, Speicher. Nays: Cook. Absent: Dettmer. Motion carried.

Windstream had asked permission to raise some of their lines on a couple of our poles and a motion was made by Wendland, second by Leach to approve. All members present voting aye, motion carried.

The Mayor mentioned that he would be putting a meeting together to meet with Butler Bremer and it might be next week.

The Mayor and Council went over the action board.

There being no further business requiring Council action the meeting was adjourned with a motion by Leach second by Wendland at 8:54 p.m.  All members present voting aye, motion carried.

The next regular meeting of the Fredericksburg City Council is Monday, August 3, 2020 at 7 p.m.

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Jimmy Mitchell, Mayor

ATTEST:

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Cindy Lantow, City Administrator

RESOLUTION NO.1300-07-2020

Resolution providing for reduction of interest rate on Water Revenue Bond

WHEREAS, a $342,000 Water Revenue Bond, SRF Series 2010, dated April 21, 2010 (the “Bond”), was issued to the Iowa Finance Authority (the “Lender”) by the City of Fredericksburg, Iowa (the “City”), in connection with a certain loan and disbursement agreement and pursuant to a resolution passed and approved on March 8, 2010 (the “Issuance Resolution”), in order to pay costs of constructing improvements and extensions to the Municipal Waterworks Utility System of the City; and

WHEREAS, pursuant to the Issuance Resolution, the Bond was scheduled to bear interest at the rate of 3.00%; and

WHEREAS, the Lender has reduced the interest rate on the Bond to 1.75%, such reduction to be calculated from June 1, 2020; and

WHEREAS, it is now necessary for the City Council to take action to approve the interest rate reduction;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Fredericksburg, Iowa, as follows:

Section 1. The Issuance Resolution and all other documents related to the issuance of the Bond, are hereby amended to reflect the reduction in interest rate from 3.00% to 1.75%, effective June 1, 2020.

Section 2. The Mayor and City Clerk are hereby authorized to take such actions and to execute such documents, with the advice of bond counsel, as may be necessary to carry out the purposes of this Resolution.

Section 3.All resolutions or orders or parts thereof, to the extent the same may be in conflict herewith, are hereby repealed.

Passed and approved on July 6, 2020.

Jimmy Mitchell, Mayor

Attest:

City Administrator

RESOLUTION NO. 1301-07-2020

Resolution Adopting and Approving Tax Compliance Procedures Relating to Tax-Exempt Bonds

WHEREAS, pursuant to the laws of the State of Iowa and Section 103 of the Internal Revenue Code, the City of Fredericksburg, Iowa (the “City”), acting by and through the authority of its City Council, has issued, and likely will issue in the future, tax-exempt municipal bonds, notes or other obligations (the “Tax-Exempt Bonds”); and

WHEREAS, the City deems it necessary and desirable to adopt certain procedures and practices to be followed by the City in connection with the issuance of Tax-Exempt Bonds; and

WHEREAS, proposed tax compliance procedures are attached hereto as Exhibit A (the “Compliance Procedures”);

NOW, THEREFORE, Be It Resolved by the City Council of the City of Fredericksburg, Iowa, as follows:

Section 1. The Compliance Procedures attached hereto as Exhibit A are hereby adopted and shall be dated as of the date hereof.

Section 2. The City Clerk is hereby authorized and directed to periodically update the Compliance Procedures in accordance with the Internal Revenue Code and supporting Internal Revenue Service Rulings and Regulations, with advice from bond counsel.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved July 6, 2020.

Jimmy Mitchell, Mayor

Attest:

Cindy Lantow, City Administrator

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| ***CLAIMS REPORT*** |  |  |  |
| **VENDOR** | **REFERENCE** | **AMOUNT** |  |
| 20/20 FX | LABOR / SUPPLIES | 121.21 |  |
| AG LAND IMPLEMENT | SUPPLIES - BLADES | 217.65 |  |
| ALL STOP | GAS | 146.95 |  |
| BLACK HILLS ENERGY | GAS SERVICE | 92.75 |  |
| CEDAR VALLEY BLDG SUPPLY | STORE ROOM SUPPLIES | 300.93 |  |
| CHICKASAW CO AUDITOR | HAZ MAT FEE | 465.50 |  |
| CHICKASAW CO TREASURER | LOAN PAYMENT | 5,114.91 |  |
| CINDY LANTOW | CELL PHONE REIMBURSE | 40.00 |  |
| CITY OF FREDERICKSBURG | ELECTRIC SERVICE | 7,718.68 |  |
| DEARBORN NATIONAL LIFE | LIFE INSURANCE | 60.30 |  |
| EFTPS | FED/FICA TAX | 2,041.49 |  |
| EFTPS | FED/FICA TAX | 2,041.49 |  |
| ERICA HARRIS | PARK & REC - UMPIRE FEES | 640.00 |  |
| F'BURG FOOD CENTER | SUPPLIES | 7.66 |  |
| F'BURG PLUMBING & HEATING | LABOR / MATERIALS | 170.50 |  |
| FARMERS WIN COOP | GAS/DIESEL/SUPPLIES | 1,410.86 |  |
| FLOYD MITCHELL LANDFILL | LANDFILL CHARGES | 1,732.66 |  |
| GWORKS | SOFTWARE | 9,274.66 |  |
| HACH | LAB SUPPLIES | 320.02 |  |
| HAWKINS INC | CHEMICALS | 378.01 |  |
| HSA - CINDY LANTOW | HSA PRE-TAX | 75.00 |  |
| HSA - RAY ARMBRECHT | HSA PRE-TAX | 75.00 |  |
| HSA- ROBERT SCHULZ | HSA PRE-TAX | 150.00 |  |
| IA DEPT PUBLIC HEALTH | POOL REGISTRATION | 70.00 |  |
| IAMU | SEWER LOAN-PRIN / INT | 1,902.79 |  |
| IOWA CITY/COUNTY MANAGMNT ASSN | MEMBERSHIP DUES | 120.00 |  |
| IOWA DNR | LAB CERTIFICATION FEE | 400.00 |  |
| IOWA DNR | ANNUAL WATER SUPPLY FEE | 106.32 |  |
| IOWA LEAGUE OF CITIES | LEAGUE DUES | 809.00 |  |
| IOWA ONE CALL | ONE CALLS | 27.90 |  |
| IPERS | IPERS - REGULAR | 5,375.21 |  |
| IPERS | IPERS - REGULAR | 5,375.21 |  |
| JENDRO SANITATION SERVICES | RECYCLING CHARGES | 1,383.60 |  |
| JOHN DEERE FINANCIAL | SUPPLIES | 107.76 |  |
| KALLISON ROCHFORD | REIMBURSE POOL FEES | 100.00 |  |
| KATIE RICH | HSA CONTRIBUTION - CITY | 1,500.00 |  |
| KLUESNER CONSTRUCTION | LABOR - FILLING CRACKS | 6,929.92 |  |
| MEDIA COM | PHONE SERVICE | 76.34 |  |
| NORTH CENTRAL LABS | LAB SUPPLIES |  |  |
| PLUNKETT'S PEST CONTROL | PEST CONTROL | 43.60 |  |
| RALPH SCHULTZ | LABOR | 200.00 |  |
| RAPID PRINTERS/OFFICE WLD | OFFICE SUPPLIES | 219.93 |  |
| RICK'S SERVICE CENTER | LABOR | 251.50 |  |
| RICOH-WELLS FARGO | COPIER MAINTENANCE | 629.35 |  |
| SANDRY FIRE | FIRE SUPPLIES | 815.25 |  |
| SPEICHER EXCAVATING | LABOR | 82,529.59 |  |
| SPELTZ ELECTRIC | LABOR / MATERIALS | 675.00 |  |
| STANTON ELECTRIC | LABOR / MATERIALS | 187.62 |  |
| TESTAMERICA LABORATORIES INC | TESTING | 1,725.15 |  |
| TREASURER STATE OF IOWA | STATE TAXES | 1,183.00 |  |
| TREWIN PUMPING SERVICE | PORTABLE TOILET RENTAL | 50.00 |  |
| UNITED HEALTH CARE | HEALTH PRE-TAX | 4,940.89 |  |
| US POST OFFICE | STAMPS | 280.00 |  |
| VANGUARD PUBLISHING | PUBLICATIONS | 518.68 |  |
| VISA | SUPPLIES | 1,351.23 |  |
| WATER ENVIRONMENT FEDERATION | MEMBERSHIP DUES | 160.00 |  |
| WESTY'S HARDWARE HANK | SUPPLIES | 749.53 |  |
| **Accounts Payable Total** |  | **145,973.90** |  |
| **Payroll Checks** |  | **17,674.69** |  |
| \*\*\*\*\* REPORT TOTAL \*\*\*\*\* |  | **$ 163,648.59** |  |
| GENERAL |  | 31,928.86 |  |
| ROAD USE TAX |  | 5,114.91 |  |
| WATER |  | 5,308.33 |  |
| WATER CAPITAL PROJ |  | 41,264.79 |  |
| SEWER |  | 16,137.48 |  |
| SEWER SINKING |  | 1,902.79 |  |
| SEWER CAP PROJ |  | 41,264.80 |  |
| ELECTRIC |  | 7,873.08 |  |
| LANDFILL/GARBAGE |  | 12,853.55 |  |
| **TOTAL FUNDS** |  | **$ 163,648.59** |  |