

REGULAR MEETING

The Fairbank City Council met in regular session on Monday, August 22, 2022. Mayor Pro Tem R. Woods called the meeting to order at 6:00 PM with the Pledge of Allegiance. Members present: R. Woods, Williams, Erickson, T. Woods, and Coffin. Absent: None. Also, present at City Hall: Heather Prendergast, Attorney; Dakota Drish, Police Chief; Brian Delagardelle, Water/Wastewater Operator; Ben Delagardelle, Public Works; Michelle Laube, Deputy Clerk; and Brittany Fuller, City Clerk.

Motion by Williams, second by T. Woods to approve the agenda. Roll call vote- Ayes: Williams, T. Woods, Coffin, Erickson, and R. Woods. Nays: None.

Mayor Pro-Tem R. Woods thanked everyone for attending the meeting and asked if anyone had any comments during the public comment section. Vicki Kaufman and Randy Siems were present with a complaint about the project along West Main Street in front of their residence. They were questioning if the contractor was finished with the project and stated that they were not happy with the road in front of their driveway. Brett Cummings was also present concerning the same project but at the location of Grove Street and Second Street. Public Works explained that the project was not finished yet but that everyone would look at the areas of concern and get ahold of the city engineer to discuss the issues and the status of the completion date.

Motion by Erickson, second by T. Woods to approve the minutes of the August 8th Regular Meeting. Roll call vote- Ayes: Erickson, T. Woods, Coffin, Williams, and R. Woods. Nays: None.

Motion by Erickson, second by Coffin to approve the Treasurer's Report. Roll call vote- Ayes: Erickson, Coffin, T. Woods, Williams, and R. Woods. Nays: None. Receipts for the month of July were: General, \$26,001.47; Special Revenue, \$24,843.37; TIF, \$1,074.27; Capital Projects, \$21.48, Permanent Funds, \$11.05; Proprietary, \$152,749.69; and Transfers In, \$26,014.00. Disbursements for the month of July were: General, \$116,771.45; Special Revenue, \$8,175.33; Proprietary, \$126,852.88; and Transfers Out, \$26,014.00. Balance on hand at close of business on July 31, 2022, was \$4,962,338.11.

The council needed to make action regarding the procedure for the appointment of a mayor pursuant to IA Code 372.13. Attorney Prendergast started the conversation with an explanation of the council's options to fill the vacancy. She stated that either the council could choose to appoint to that vacancy, or the council could choose to hold a special election to fill that vacancy. Notice would need to be published if they chose to appoint. At that time a petition for a special election could be submitted by residents if they would rather see a special election held. Residents would also have fourteen days after an appointment to submit a petition for a special election. Prendergast stated that most councils choose to appoint whenever possible to avoid the high costs associated with a special election. Councilman Coffin stated that he would like to see the appointment route and Councilwoman Erickson agreed. All appointment discussions would need to be held in a public meeting. Motion by Coffin, second by Erickson to choose appointment as the procedure to fill the vacancy in the mayoral seat. Roll call vote- Ayes: Coffin, Erickson, T. Woods, Williams, and R. Woods. Nays: None.

At the last meeting there was a discussion held on the position of the council about a proposed CO2 pipeline trying to come in just north and east of town. A resolution was drafted regarding the City's opposition to the project. Motion by T. Woods, second by Coffin to approve **Resolution 2022-27 – A Resolution Regarding the City of Fairbank's Position Pertaining to the Proposed CO2 Pipeline North and East of Town**. Roll call vote- Ayes: T. Woods, Coffin, Erickson, Williams, and R. Woods. Nays: None.

The Iowa DOT had two permits for the future Main Street Project that needed council approval. They were both applications for performing work in the right-of-ways. They had previously been looked at by our city engineer. Motion by Williams, second by T. Woods to approve the two permits from the IA DOT for the Main Street Project. Roll call vote- Ayes: Williams, T. Woods, Coffin, Erickson, and R. Woods. Nays: None.

Blake Gallery was present at the last meeting inquiring about getting chickens in town. The council received a letter of request from him and put a discussion on an ordinance allowing chickens within the city limits on the agenda. The council received sample ordinances from surrounding towns and liked the verbiage that Hudson uses. If there were rules to follow and abide by the council thought maybe it would be worth looking into allowing chickens. Motion by Williams, second by T. Woods to approve the drafting of an ordinance for the City of Fairbank to allow chickens within the city limits and to then discuss at the next meeting. Roll call vote- Ayes: Williams, T. Woods, Coffin, Erickson, and R. Woods. Nays: None.

Three quotes for concrete work at the city storage shed were received. Kite Custom Construction for \$14,716.00, Trueg Custom Concrete for \$15,120.00, and Fairbank Excavating for \$21,650.00. Motion by T. Woods,

second by Erickson to approve Kite Concrete Construction to do the work and to also give permission to check into the price difference of the 6" option. If it was only \$1,000.00 or so they would approve the 6". The council wanted Public Works to see what Kite says about the difference and then public works could decide what was better the 5 or 6". Roll call vote- Ayes: T. Woods, Erickson, Coffin, Williams, and R. Woods. Nays: None.

Big Iron Auction brought in \$1,600.00 for the 2021 truck box that was listed for the city. After their eight percent profit the city received a check for \$1,472.00. Public Works asked the council about selling some of the other items that are sitting around. Motion by Williams, second by Coffin to get the other truck box (the 2022) listed to sell and the 2008 chevy pick-up truck. Roll call vote- Ayes: Williams, Coffin, T. Woods, Erickson, and R. Woods. Nays: None.

Installing a bigger opening at the shed at the Ball Diamond Park was discussed. It's been mentioned for years that when getting the four-wheeler in and out, it would be easier if the opening was bigger. A quote from Woods Construction showed a 4' wide steel roll-up door or an option for a 6' wide steel roll-up door. Councilman R. Woods said he would look at the pricing on a 5' opening and have it for the next meeting. Motion by Williams, second by Coffin to table until the next meeting. Roll call vote- Ayes: Williams, Coffin, T. Woods, Erickson, and R. Woods. Nays: None.

Motion by T. Woods, second by Erickson to approve the payment to the summer recreation directors, Nick Curley and Michael Gruetzmacher, for the summer 2022 season at \$750.00 each. Roll call vote- Ayes: T. Woods, Erickson, Coffin, Williams, and R. Woods. Nays: None.

The Iowa League of Cities Annual Conference and Exhibit is being held in Waterloo, Iowa this fall at the end of September. Councilman R. Woods said that it would be nice if a couple of council members could attend given that it is so close to home. More information will be investigated and see who all could attend.

The rough draft to the City's code update was presented to the council. The council was asked to review the changes and it will be discussed at the next meeting.

Police Chief Drish was present to give a report during the department reports. He also mentioned that if the council ever got any complaints to please let him know via email. Public Works stated they had been working hard on removing the dead trees in town and that they were able to install the new cross walk signs before school started. They had no updates on the brush pile at that time but were looking into the city's options. Jason Kayser was present to give an update on behalf of the Fire Department. They planned a community health day for that upcoming Saturday and were hoping for a good turnout.

Motion by Coffin, second by T. Woods to adjourn at 6:55 PM. Roll call vote- Ayes: Coffin, T. Woods, Erickson, Williams, and R. Woods. Nays: None.

Ron Woods, Mayor Pro-Tem

Brittany Fuller, City Clerk