

REGULAR MEETING

The Fairbank City Council met in regular session on Monday, August 23, 2021. Mayor Harter called the meeting to order at 6:00 PM with the Pledge of Allegiance. Members present: R. Woods, Williams, Vorwald, T. Woods, and Erickson. Absent: None. Also, present at City Hall: Dave Jergens, Public Works Director; Brian Delagardelle, Wastewater Operator; Mike Everding, Part-Time Police Chief; Brittany Fuller, City Clerk; and Michelle Laube, Deputy Clerk.

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

During the public comment section Dean Mangrich was present along with Kevin Kaufman and a few other residents in town. Dean expressed his concerns with the filling of a lot in town along the river located at 203 Water Street for a new construction home. There is concern about flooding and where the flood waters would go if that area were filled in. Kevin explained his concern for Costa's and how this could potentially lead to higher flood waters around the restaurant. There were no other comments from the other residents present.

Motion by T. Woods, second by Williams to approve the minutes of August 9th Regular Meeting. Roll call vote- Ayes: Erickson, Vorwald, R. Woods, Williams, and T. Woods. Nays: None.

Motion by Vorwald, second by Erickson to approve the Treasurer's Report. Roll call vote- Ayes: R. Woods, Williams, T. Woods, Erickson, and Vorwald. Nays: None. Receipts for the month of July were: General, \$19,908.13; Special Revenue, \$27,509.84; TIF, \$1,083.43; Capital Projects, \$4.88, Permanent Funds, \$206.41; Proprietary, \$153,165.72; and Transfers In, \$24,555.00. Disbursements for the month of July were: General, \$84,289.05; Special Revenue, \$6,767.01; Proprietary, \$200,237.78; and Transfers Out, \$24,555.00. Balance on hand at close of business on July 31, 2021, was \$4,579,489.37.

Motion by Erickson, second by T. Woods to open the public hearing on the proposal to enter into a water revenue loan agreement. Roll call vote- Ayes: Williams, R. Woods, Vorwald, T. Woods, and Erickson. Nays: None. Councilman R. Woods questioned the need on getting a water revenue bond for financing due to how much money it costs to do all the paperwork. Attorney Prendergast called Maggie Burger with Speer Financial for help in answering those questions. Maggie explained that it protects the City's debt capacity and that it would be a very low interest loan according to the current market and would provide the surrounding banks with a chance to bid on this tax-exempt loan. There were no other comments received verbally or in writing. Motion by Vorwald, second by Erickson to close the public hearing. Roll call vote- Ayes: Williams, R. Woods, T. Woods, Erickson, and Vorwald. Nays: None.

Motion by Erickson, second by Vorwald to approve **Resolution 2021-24 – Taking Additional Action on Proposal to Enter into a Water Revenue Loan Agreement, Setting Date for the Sale of Water Revenue Bonds, Series 2021 and Authorizing the Use of a Term Sheet in Connection Therewith**. Roll call vote- Ayes: R. Woods, T. Woods, Vorwald, and Erickson. Abstain: Williams. Nays: None. September 13, 2021 was the date set for the sale of the Bonds.

At the last meeting the council tentatively approved the base bid to Donlon Brothers Construction LLC pending a signed easement. The council since received the signed easement and officially awarded the base bid to them. Motion by Williams, second by R. Woods to approve **Resolution 2021-25 – Resolution Approving Low Responsive Bid and Authorizing Execution of Contract for the 2021 Water Improvements Project**. Roll call vote- Ayes: Erickson, T. Woods, Vorwald, R. Woods, and Williams. Nays: None.

Attorney Prendergast opened the bids for the 2013 Gray Ford Taurus Interceptor and the 2013 Red Ford F250 with Fiberglass Utility Box. 5 bids came in for the Interceptor with the highest from Yousef Dabbagh from Ringwood Motors out of Ringwood, IL for \$1,300.00. Nobody in the audience wanted to raise their bid. Motion by Williams, second by T. Woods to approve the sale of the Interceptor to Ringwood Motors for \$1,300.00. Roll call vote- Ayes: R. Woods, Vorwald, Erickson, T. Woods, and Williams. Nays: None.

There were 4 bids received for the F250 with fiberglass utility box with the highest from Christian Woods for \$4,000.00. Nobody in the audience wanted to raise their bid. Motion by Vorwald, second by T. Woods to approve the sale of the F250 with utility box to Christian Woods for \$4,000.00. Roll call vote- Ayes: Williams, Erickson, T. Woods, and Vorwald. Abstain: R. Woods. Nays: None.

Members from the Little Island Daycare board were present to give the council an update on their fundraising for their daycare expansion. They have about \$80,000.00 secured out of the \$150,000.00 needed to break ground. Two grants have a deadline of May 2022 for completion creating a need to try and start the project

as soon as possible. The council said they would do some research on the possibility of using the city's low to moderate income dollars towards the project. INRCOG will be contacted to see how and if this is possible.

After deciding what to put on the ballot in Fayette County at the last meeting, a resolution was needed to do the same in Buchanan County. Motion by Erickson, second by Vorwald to approve **Resolution 2021-26 – Resolution Relating to the Allocation of the Local Option Sales and Services Tax in the amount of 1% for the City of Fairbank, Iowa to be effective January 1, 2024 and Specifying the Purpose to which the Revenues shall be Applied** with the following verbiage: The specific purpose for which revenues will otherwise be expended is: 100% for any and all essential and/or elective city expenditures allowed under the Code of Iowa, including but not limited to specific purposes of police, fire, streets, library, parks, pool, cemetery, water, sewer, electric, and gas. Roll call vote- Ayes: Williams, R. Woods, Vorwald, T. Woods, and Erickson. Nays: None.

Motion by Williams, second by T. Woods to approve **Resolution 2021-27 – A Resolution to Amend the Personnel Policy Manual**. Section 13.7 (D) pertaining to the investigation of discrimination, harassment, and retaliation complaints process. The new verbiage takes the City Clerk out of the equation when it comes to the final decision from an investigation and gives the council the ability to seek whomever they choose as an outside investigator to such incidents. Roll call vote- Ayes: Vorwald, R. Woods, Erickson, T. Woods, and Williams. Nays: None.

Some of the picnic tables in the park shelters were reported to be very dirty from the birds that go in the rafters. Councilman Vorwald has been looking into solutions to this problem. He stated that Veterans Park was very bad. He will continue to try and get estimates and will hopefully have something by the next meeting. Motion by T. Woods, second by Vorwald to table until the next meeting. Roll call vote- Ayes: Erickson, Williams, R. Woods, Vorwald, and T. Woods. Nays: None.

Jergens updated the council on a few things they had been working on. The signs for staying off the dam had been ordered, they were working on getting estimates for tree stump grinding, he also stated that the pool was starting to drain and that he had not heard an exact date yet from Prairie Road Builders on when they will be in town.

Motion by Williams, second by Erickson to enter in to closed session at 7:03 PM pursuant to Iowa code chapter 21.5 (1)(i) to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Roll call vote- Ayes: R. Woods, Vorwald, T. Woods, Erickson, and Williams. Nays: None. Motion by Vorwald, second by T. Woods to close the closed session at 7:15PM . Roll call vote- Ayes: R. Woods, Williams, Erickson, T. Woods, and Vorwald. Nays: None. No action was taken.

Motion by T. Woods, second by Williams to adjourn at 7:16 PM. Roll call vote- Ayes: R. Woods, Vorwald, Erickson, Williams, and T. Woods. Nays: None.

Mike Harter, Mayor

Brittany Fuller, City Clerk