

REGULAR MEETING

The Fairbank City Council met in regular session on Monday August 28, 2023. 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: Mayor Cowell. Also, present at City Hall: Heather Prendergast, City Attorney; Dakota Drish, Police Chief; Brian Delagardelle, Water/Wastewater Operator; Michelle Laube, Deputy Clerk; and Brittany Fuller, City Clerk.

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

There were no comments during the public comment section.

Motion by T. Woods, second by Erickson to approve the minutes of the August 14th Regular Meeting. Roll call vote- Ayes: T. Woods, Erickson, Coffin, Williams, and R. Woods. Nays: None.

Motion by Williams, second by Coffin to open the public hearing regarding a voluntary annexation. The city received a written request for voluntary annexation from Garrett Martins for his property located along the west border of Fairbank. The City Clerk received no comments from the public in person or by mail. Motion by Erickson, second by T. Woods to close the public hearing. Roll call vote- Ayes: Erickson, T. Woods, Coffin, Williams, and R. Woods. Nays: None.

Motion by Williams, second by Coffin to approve **Resolution 2023-17 – Resolution Approving Voluntary Annexation**. Roll call vote- Ayes: Williams, Coffin, T. Woods, Erickson, and R. Woods. Nays: None. Copies of the resolution, map, and legal description will be filed, and the annexation will be completed after acknowledgement by the Secretary of State that the legal description, map, and resolution have been received.

A resignation letter was received from Brandon French, a part-time employee with the Fairbank Police Department. His last day of employment being August 28, 2023. Motion by T. Woods, second by Coffin to accept the resignation from Brandon French for his part-time position with the City of Fairbank. Roll call vote- Ayes: T. Woods, Coffin, Erickson, Williams, and R. Woods. Nays: None.

The ordinance additions discussed in June were ready for council review and passing. Ordinance 353 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Adding a New Subsection for a Four-Way Stop added the four-way stop to the intersection of Forest and Second Street North. Ordinance 354 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Amending Provisions Pertaining to Stop Signs added a stop sign to Fifth Street for vehicles traveling south to Washington Street South. Ordinance 355 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Amending Provisions Pertaining to Water Service Pipe added a clear explanation of the customer being responsible for the installation, connection, and maintenance of the water service pipe from the main to the building served which was established in 2017 with council motion. Ordinance 356 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Amending Provisions Pertaining to Floodplain Management updated the current ordinance to include new provisions concerning HVAC equipment and updated the Floodplain Administrator to the Mayor due to the city currently not having a public works director. Ordinance 357 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Adding Chapter 123 – Mobile Food Vendors due to the increase of mobile food vendors in Fairbank. Ordinance 358 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Adding Chapter 94 - Water Emergency Response Program since the city currently didn't have anything for possible water issues and the DNR encourages it. And the following two ordinances as part of legislation changes: Ordinance 359 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Amending Provisions Pertaining to Liquor Licenses and Cigarette and Tobacco Permits and Ordinance 360 – An Ordinance Amending the Code of Ordinances of the City of Fairbank, Iowa, by Amending Provisions Pertaining to Fiscal Management. Motion by Williams, second by Coffin to approve the first reading of the referenced ordinances. Roll call vote- Ayes: Williams, Coffin, T. Woods, Erickson, and R. Woods. Nays: None.

Motion by Williams, second by Erickson to table the possible waiver of the second and third readings of the referenced ordinances and to table the final adoption of the referenced ordinances until the next meeting. Roll call vote- Ayes: Williams, Erickson, T. Woods, Coffin, and R. Woods. Nays: None.

A possibility of an amendment to the personnel policy was discussed in June to include a section about the benefit for full-time employees pertaining to single season passes to the Fairbank Aquatic Center. Also, if wanted the ability to apply the single season pass benefit amount towards a family season pass for the employees that receive that as a benefit for working for the city. Motion by Williams, second by Erickson to approve Amendment #6 to the personnel policy to add section 10 Fairbank Aquatic Center Pass Benefit. Roll call vote- Ayes: Williams, Erickson, T. Woods, Coffin, and R. Woods. Nays: None.

Motion by Coffin, second by T. Woods to approve the City Clerk and Deputy Clerk's attendance at the Iowa

League of Cities Annual Conference and Exhibit being held in Cedar Rapids in September. City Hall will have limited open hours during the days of September 20th, 21st, and 22nd to allow for this training. Roll call vote- Ayes: Coffin, T. Woods, Erickson, Williams, and R. Woods. Nays: None.

Police Chief Drish thanked Brian for getting the City Limit signs installed to help with any confusion with ticket writing. He was asked about the possibility of enforcing the no through traffic during the Main Street Construction. Since the signs state no through traffic which would include semi traffic going to the ethanol plant, he stated he would be able to enforce not obeying the signs. To protect the city streets that are not made for heavy semi traffic and the pedestrians in town traveling to school etc., the council asked him to start enforcing that and to talk with the ethanol plant to have them remind their drivers about the construction and the closures. Brian mentioned that Wednesday the 23rd they had lost a fuse in Riverside Park which affected the electricity for those residents on the west side of town twice and they have also had three porcelain cutouts go bad this year. He also stated that Baker Construction had brought in a larger group of guys to start on the west side sidewalks and projects. They are still planning to pave the center 18-foot section of Main Street during the second week of September.

Motion by Williams, second by T. Woods to adjourn at 6:38 PM. Roll call vote- Ayes: Williams, T. Woods, Erickson, Coffin, and R. Woods. Nays: None.

Ron Woods, Mayor Pro-Tem

Brittany Fuller, City Clerk