

The second meeting of May for the Denver City Council, Bremer County, Iowa was held on Monday May 18, 2020 at the Denver City Hall Council Chambers. Council Members present were Gavin Carman, Sean Hartman, Mark Richmann, Joel Wikner, Matt Wittenburg. Nine people from the public were in attendance in the City Council Chambers. Councilman Richmann was Zoom Meeting people in attendance.

Mayor Diercks called the meeting to order at 7:00 p.m.

Motion Hartman, second Wikner to Approve the Agenda. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Carman, second Wittenburg to approve the Minutes of May 4, 2020 City Council Meeting. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

There was no Public Forum.

Motion Richmann, second Hartman to Close the Regular Meeting and Open the Public Hearing to Consider Bids received to Dispose of Public Property located at 220 West Franklin Street, Denver, Iowa 50622. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None. The Public Hearing was Opened at 7:01 p.m.

Larry Farley informed the Council that bids were opened on May 14, 2020 at 2:00 p.m. and two bids were received. G & A Investments Bid \$10,000 and Joey Willits bid \$7,500. The Council reviewed the bids and all the items to be included in the Purchase Agreement. Mayor Diercks asked if there were anymore questions regarding the sale of the property located at 200 West Franklin Street, Denver, Iowa 50622. There were no further questions.

Motion Wikner, second Wittenburg to Close the Public Hearing to Consider Bids received to Dispose of Public Property located at 220 West Franklin Street, Denver, Iowa 50622 and Open the Regular Meeting. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None. The Public Hearing was Closed at 7:04 p.m.

Motion Hartman, second Wikner to approve Resolution No. 36-2020 Acceptance of Bid submitted by G & A Investments in the amount of \$10,000 and to direct City Attorney Pat Dillon to prepare Purchase agreement with all the Terms & Conditions to execute the sale of the property located at 220 West Franklin Street. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Cedar Falls Fire Chief John Bostwick and Jon Zolondek representing the Cedar Falls Fire Department and Denver Fire Chief Todd Seelhammer were present to discuss a new Mutual Aid Agreement between the two entities. Councilman Carman asked Mayor Diercks how he had been contacted about a Mutual Aid Agreement between the City of Cedar Falls and the City of Denver. Mayor Diercks informed the Council he had been contacted by Cedar Falls Mayor Green about a new Mutual Aid Agreement between both Fire Departments. The Cedar Falls Fire Department was not interested in entering into a new Mutual Aid Agreement and would like to use the existing Black Hawk County Fire Mutual Aid Agreement that already exists. Chief John Bostwick felt the existing Mutual Aid Agreement was a great document that is in place where neighbor helps neighbor when they need help; and we hope we never need to use it. The existing Black Hawk County Fire Mutual Aid Agreement has been in place since 2004. Fire Chief Todd

Seelhammer was in agreement to keep using the existing Mutual Aid Agreement. The City Council felt it was best for Denver to keep operating under the existing Black Hawk County Fire Mutual Aid Agreement.

Kathy Haan & Jessica Bailey presented a proposal to allow chickens in denver and no roosters. Kathy Haan would like to have chickens in her back yard and if allowed by the City Council; chicken owners would be required to obtain a permit from the City and attend a certification class on chickens. Jessica Bailey grew up in Wisconsin and always had chickens until she moved to Denver. Councilman Carman was concerned about enforcement of a new Chicken Ordinance, sanitary conditions, extra task for City Employees to do Annual Inspections and enforcement all for quality of life reasons. Councilman Hartman had talked to numerous citizens on the subject of raising chickens in backyards and the people he talked to were ok with it as long as it wasn't their neighbor with the chickens. Councilman Richmann felt the City already had enough dog issues and was not interested in adding chicken issues. Larry Farley read a letter he had received from Donna Kittle of 241 Lincoln Street. Mary Scharnhorst explained to the City Council that Kathy Haan has Hog Panels for fencing in her back yard, Mary grew up with chickens and they smell and a chicken house requires lots of maintenance, and everyone has different expectations for how they maintain their property. Mary does not want the smell, and bug problem or potential for a rat problem in her back yard, chickens do dirt baths and make holes in the ground, she moved to town and does not want the smell of a farm in her backyard. Kathy Haan asked if the City Council would consider a trial period for allowing chickens in Denver. Councilman Richmann and Carman were not interested in a trial period. Councilman Wikner felt if everyone had 1.5 acre lots but they don't we have 66' wide lots in Denver; he was not interested in a trial period. Councilman Hartman had contacted a realtor in Waterloo and they have battled with the chicken issue selling properties in Waterloo, he was not interested in a trial period. No action on allowing chickens in Denver. Chickens are allowed only in the A-1 Agricultural Zoning Classification.

Leslie Berckes on Zoom Video representing Iowa Living Roadways explained if the City Council was interested in applying for a Iowa Living Roadways Grant they would need to approve the Iowa Living Roadways Integrated Roadside Vegetation Management Plan for a city with a population of <10,000, grants pay for up to 80% of project costs and the other 20% can come from in-kind labor and equipment. The program prefers using native Iowa Trees, although up to 25% of a project can use non-native trees. Leslie Berckes is an Arborist recommended the City Council consider planting large stately trees along South State Street with a 1.5" size caliper, they have a high survival rate when compared to spaded in place tree. The Council wanted to move forward with the Iowa Living Roadways Vegetation Management Plan and Grant Application.

Motion Carman, second Wikner to approve submitting the Integrated Roadside Management Plan to the Iowa Department of Transportation. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Richmann, second Hartman to submit a Grant Application to Iowa Living Roadways for American Sycamore Trees along South State Street. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Hartman, second Richmann to approve Resolution No. 37-2020 a Minor Plat of Subdivision for Steege LLC (Brent & Kris Steege). ROLL CALL VOTE: AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Richmann, second Hartman to approve Resolution No. 32-2020 for the purchase of a 2021 Ford Police Interceptor, Non-Reflective Graphics, Remove and Install Equipment in new Explorer for a total amount of \$42,775.77. ROLL CALL VOTE: AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Carman, second Wikner to approve Resolution No. 38-2020 to purchase two Security Cameras and U.S. Cellular Service for the Denver Yard Waste Site form Newy's Wireless in the amount of \$1,198 and 1GB of Data per month for \$10/Month. ROLL CALL VOTE: AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Hartman, second Wikner to approve a Hawkeye Community College Police Science Student Sanda Odobasic to do a 128 Hour Internship with the Denver Police Department from May 18-July 27, 2020. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Hartman, second Wittenburg to approve the Second Reading of Ordinance No. 2-2020 Electric Rate Increase Effective July 1, 2020. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

Motion Wittenburg, second Hartman to approve Resolution No. 39-2020 Iowa Retail Permit Application for Cigarette / Tobacco / Nicotine / Vapor for Brothers Market, Kwik Star #701, Casey's General Store #3434 and Dollar General. ROLL CALL VOTE: AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

The Council agreed to close the Splashpad until the Water Tower Painting Project is completed.

Motion Wikner, second Wittenburg to approve payment of the Annual City Insurance Premium to Denver Insurance in the amount of \$78,953. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None.

The Council discussed COVID-19 and agreed to remove travel restrictions on employees, open all City Building except for the Community Room, observe social distancing guidelines that are still in effect and to have Clean-Up Day on May 30, 2020 from 8:00 a.m. to Noon.

In Other Business Councilman Wikner asked about the Electric System Mapping Update and Councilman Richmann asked how the Planning & Zoning Meeting went this afternoon.

Motion Carman, second Hartman to adjourn. AYES: Carman, Hartman, Richmann, Wikner, Wittenburg. NAYS: None. The City Council Meeting Adjourned at 9:24 p.m.

**Revenues for the Month of April 2020**

General Fund	\$189,604.12
Library Savings Fund	\$ 2.24
Road Use Fund	\$ 20,753.39
Local Option Sales Tax	\$ 13,401.21
Tax Increment Financing Fund	\$100,515.33
Debt Service Fund	\$ 63,957.50
Permanent Fund	\$ 0.00
Water Utility Fund	\$ 20,247.20
Sanitary Sewer Fund	\$ 48,206.11
Electric Utility Fund	\$124,284.75
Electric Utility Deposit Fund	\$ 1,050.00
Storm Water Utility Fund	<u>\$ 2,663.55</u>
Total	\$584,685.40

**Expenditures for the Month of April 2020**

General Fund	\$ 53,364.70
Library Savings Fund	\$ 0.00
Road Use Fund	\$ 16,871.75
Local Option Sales Tax	\$ 0.00
Tax Increment Financing Fund	\$ 0.00
Debt Service Fund	\$ 0.00
Permanent Fund	\$ 21.00
Water Utility Fund	\$ 7,680.31
Sanitary Sewer Fund	\$ 13,394.38
Electric Utility Fund	\$337,487.07
Electric Utility Deposit Fund	\$ 454.12
Storm Water Utility Fund	<u>\$ 3.24</u>
Total	\$465,276.57

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Rod Diercks, Mayor

ATTEST:

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Larry Farley, City Clerk/Admin.

