

City of Vincent
Council Proceedings
Regular Meeting
October 9th, 2023

Mayor Lyn Adson called the regular council meeting to order at 6:00 pm.

Roll call showed Heath Miller, John Fransen, Donovan Adson, Brian Mickelson and Michel Fransen present.

Public attendees: Craig Larson

Motion by John Fransen, second by Brian Mickelson to approve the agenda for October 9th, 2023. Heath Miller, John Fransen, Donovan Adson, Brian Mickelson and Michel Fransen present. All ayes, 0 nays, motion carried.

Public Hearing for Parcel Lots 0422410007 / 0422410008:

Mayor Adson proposed to open the public hearing. Motion by Donovan Adson, second by John Fransen to open the public hearing at 6:01 pm. Heath Miller, John Fransen, Donovan Adson, Brian Mickelson and Michel Fransen present. All ayes, 0 nays, motion carried.

The city clerk received no written or oral comments from the public in regards to the sell of the 2 city lots. Mayor Adson proposed closing the public hearing. Motion by John Fransen, second by Brian Mickelson to close the public hearing at 6:02 pm. Heath Miller, John Fransen, Donovan Adson, Brian Mickelson and Michel Fransen present. All ayes, 0 nays, motion carried.

Public Comments:

- The city clerk rec'vd a comment from a resident in regards to the recycle box east of the city maintenance shed. The cardboard is not getting flattened properly and there is garbage placed in the bin as well.
- There is interest in the purchase of city parcel lots 0422410007 / 0422410008. After discussion, the lots will be surveyed and marked off. The sale price will be discussed at a later time.
- A resident inquired with Councilman Fransen about the Veteran Memorial Lights. The city clerk has been in contact with Tjaden Electric about getting the lights to work.

Michel Fransen left the meeting at 6:10 pm.

Water / Sewer Report:

Craig Larson for the month of September 2023: 503.1 thousand gallons were pumped through the tower, Replaced the vent pipe for the furnace at the water plant. Had to replace a water meter. Will need to order more water meters for stock. 0.308 million gallons were pushed out to the ponds. Pond levels are looking good. The sheep are keeping the grass mowed. May not have to do fall draw downs because of how dry it has been.

Sewer Maintenance:

The city clerk and water superintendent reached out to vendors for sewer maintenance pricing. The city clerk rec'vd pricing via email to review with council. After discussion, it was decided to review pricing further and revisit at the November meeting.

Michel Fransen re-entered the meeting at 6:45 pm.

Motion by John Fransen, second by Brian Mickelson to approve **RESOLUTION 2023-10**

A RESOLUTION TO ACCEPT THE ANNUAL STREET FINANCIAL REPORT FOR 2022-2023.

The City Council of Vincent hereby resolves to adopt the Official Financial Report for City Streets as presented by the City Clerk this 9th day of October, 2023 as its official 2023 Fiscal Year Street Finance Report for Street and Road Use Tax Funds. The report shall be sent to the Iowa Department of Transportation by the City Clerk as required.

Passed and approved this 9th day of October, 2023.

Roll Call Vote:

Ayes: John Fransen, Brian Mickelson, Heath Miller, Donovan Adson, Michel Fransen
Nays: 0

CITY OF VINCENT

By _____
Mayor

ATTEST:

City Clerk

Motion by Michel Fransen, second by Donovan Adson to approve **RESOLUTION NO. 2023-11**

ACCEPT AND APPROVE 2023 FINANCIAL REPORT FOR FISCAL YEAR ENDING JUNE 30, 2023

WHEREAS, the city clerk has prepared the 2023 Financial Report as required by the State of Iowa; and,

WHEREAS, the City Council has reviewed the 2023 Financial Report; and,

WHEREAS, it is recommended by the State of Iowa that the City Council approve the Financial Report before it is submitted to the State of Iowa

NOW, THEREFORE, BE IT RESOLVED, that the City of Vincent Council hereby accepts and approves the 2023 Financial Report which the city clerk has published as required.

PASSED, APPROVED AND ADOPTED this 9th day of October, 2023, by the Vincent City Council.

Roll Call Vote:

Ayes: Heath Miller, Michel Fransen, Donovan Adson, Brian Mickelson and John Fransen

Nays: 0

MAYOR

ATTEST:

CITY CLERK

Chickens within City Limits – ORDINANCE 2023-06:

Upon review of the proposed ordinance for domestic fowl within Vincent city limits, motion by Heath Miller, second by John Fransen to approve **Ordinance No. 2023-06**

AN ORDINANCE TO ESTABLISH DOMESTIC FOWL IN THE CITY OF VINCENT, IOWA.

BE IT ENACTED, by the City Council of the City of Vincent, Iowa;

SECTION 1. The Code of Ordinances of the City of Vincent, Iowa, is amended by adding new Chapter 58 entitled “Domestic Fowl”:

CHAPTER 58

DOMESTIC FOWL

56.01 Domestic Fowl
56.02 Permit Required
56.03 Enclosures
56.04 Odor & Noise Impacts
56.05 Feed & Water

56.06 Waste Storage & Removal
56.07 Fowl at Large
56.08 Nuisances
56.09 Fines

56.01 DOMESTIC FOWL: The only domesticated fowl allowed in the City of Vincent are Roosters, Chickens, Geese and Ducks.

56.02 PERMIT REQUIRED: No person shall raise, harbor, or keep roosters, chickens, geese, or ducks, without a valid permit obtained from the City Clerk. The permit may be revoked for violation of these ordinances.

56.03 ENCLOSURES:

1. All enclosures need council approval and a building permit must be submitted.
2. All birds must always be kept in an enclosed or fenced area.
3. Enclosures must be kept clean, odor-free, neat, and sanitary at all times.

4. Enclosures must provide adequate ventilation and adequate sun and shade and must be impermeable to rodents, wild birds, and predators, including cats and dogs.
5. Birds must be secured within a pen or coop during non-daylight hours.
6. Coops and pens shall be well maintained.
7. All enclosed pens shall consist of sturdy fencing.
8. The coop or the fenced pen area shall have a minimum of three-square feet of floor area for each large bird and shall have a minimum of 1.5 feet of space for each bantam fowl.
9. The coop or the fenced pen area shall not exceed 150 square feet, excluding a run.
10. The coop or fenced pen area shall be a minimum of 40 feet from any adjacent property lines.

56.04 ODOR and NOISE IMPACTS: Odors from birds, manure and or other bird-related substances shall not be perceptible beyond the boundaries of the permitted property. Noise from the birds shall not be loud enough beyond the property boundaries to be loud enough to disturb persons of reasonable sensitivity.

56.05 FEED and WATER: Birds shall always be provided with access to feed and clean water. The feed and water shall be unavailable to rodents, wild birds, and predators. The bird owner shall take necessary action to reduce the attraction of predators and potential infestation of insects and parasites. Birds found to be infested with insects and parasites that may result in unhealthy conditions to human habitation may be removed by city employees or law enforcement.

56.06 WASTE STORAGE and REMOVAL: All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. No more than 3 cubic feet of manure shall be stored on the property. All other manure not used for composting or fertilizing shall be kept free from trash and accumulated droppings.

56.07 FOWL AT LARGE: The bird owner shall not allow fowl to roam off the permitted property. A bird that is “at-large” is subject to those ordinances regulating animals at-large as with any other animal. Any dog, cat, or other domesticated animal which bites, injures or kills a bird off the permitted property shall not be considered, for that reason alone, a dangerous, vicious, or killer animal pursuant to the City’s ordinances and such an event, standing alone, shall not trigger the enforcement provisions of the City’s animal control ordinances. To the extent there is any conflict between this ordinance and any other ordinance relating to animal control, dangerous, vicious, or killer animals, this ordinance shall take precedence and control over the conflicting ordinance or provision.

56.08 NUISANCES: A violation of the terms of this chapter which constitutes a health hazard, or interferes with the use or enjoyment of the neighboring property, is considered a nuisance, and may be abated under the general provisions of the City Ordinances.

56.09 FINES: The fines for violations are as follows:

If cleanup of an area is deemed necessary by the city, the city reserves the right to employ a hazardous materials crew to remove the nuisance and charge the costs of such crew to the owner.

SECTION 2 SEVERABILITY CLAUSE

If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of this ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3 EFFECTIVE DATE

This ordinance shall be in effect from and after its final passage, approval and publication as provided by law. Passed and approved by the Council the 9th day of October 2023.

Roll Call Vote:

Ayes: Heath Miller, John Fransen, Donovan Adson, Brian Mickelson, Michel Fransen

Nays: 0

First Reading: _____

Second Reading: _____ Mayor

Third Reading: _____ ATTEST:

City Clerk

I certify that the foregoing was published as Ordinance No. _____ on the ____ day of _____, 20____.

City Clerk

[The next page is 301]

City of Vincent, Iowa

Application for Domestic Fowl Permit

Owner: _____ Date: _____

Address: _____

_____ Phone #: _____

Limited to Roosters, Chickens, Ducks & Geese only.

By signing this application, the applicant attests to having read and agrees to adhere to the requirements of the Urban Chicken Ordinance of Vincent, IA. The applicant understands and agrees to not allow their animals to become a nuisance or burden on the community.

Failure to comply with the provisions of this or related ordinances may result in fees and possible revocation in accordance with the law.

Number of Birds Expected to be in Enclosure _____

Sign here _____

() Permit Approved

() Permit Denied

Motion by John Fransen, second by Donovan Adson to waive the 2nd and 3rd readings of Ordinance 2023-06.

Roll Call Vote:

Ayes: Heath Miller, John Fransen, Donovan Adson, Brian Mickelson, Michel Fransen

Nays:0

2nd and 3rd readings for ordinance 2023-06 have been waived.

City Tree Maintenance:

The city clerk put a note in the October water bill for residents to be put on a list for any tree trimming or cutting down of dead trees in the ROW or alleyways within the city limits. Will begin a list and be contacting Kvale Tree Service within the month.

Parcel Lot 0422417003:

The city clerk was notified of interest in the purchase of city parcel lot 0422417003. Will post a public hearing notice for the disposal of said parcel for the November council meeting.

City Cameras:

Kyle from Modern Sound Engineering is looking into camera system update options after attending the May meeting and discussing it with council. The estimates were not ready for the October meeting. Will revisit this topic at the November meeting.

City Hall:

There are cracks and bricks coming loose on the east and south side of the city hall building. The city clerk will contact vendors to get estimates for repair. Will revisit at the November meeting.

Nuisance Abatement:

N/A

105 N 1st St:

The rock was delivered and spread around the building. The city clerk will look into getting estimate for gutter installation on the building.

Approve consent agenda:

Minutes of September 11th, 2023

Bill list(s)

Treasurer's Report

Motion by Brian Mickelson, second by Donovan Adson to approve the consent agenda.
Heath Miller, John Fransen, Donovan Adson, Brian Mickelson, Michel Fransen present.
All ayes, O nays, motion carried.

Reports

Streets:

Looking at updating the lights on the snowplow truck. Looking into flag holders for main street.

Parks:

The city W / WW Superintendent has been working on getting the flag pole installed by city hall. Concrete has been poured, working on painting the pole and the city clerk is looking into a topper and lights.

Building Permit Committee:

N/A

Fire Board:

The next meeting will be October 11th, 2023.

Community Hall:

The paint is starting to come off the exterior.

Mayor:

Assisted council member Adson and Fransen with rock project around 105 N 1st St, spoke to Myles regarding the light bar for the snowplow, he is also planning on doing the snow removal this year. Received notification of meeting from the assistant fire chief in FD regarding ambulance services. All elected officials and Fire Chiefs have been requested to attend. Have Emergency Management meeting this month.

Clerk:

Submitted build permit 013 to the county, posted public hearing notice for parcel lots for sale, posted snow operator and snow sidewalk removal notices, posted the annual finance report, been working on the lead line survey handout for the November water bill, sent domestic fowl ordinance and permit to the city attorney for review, contacted vendors for sewer maintenance estimates, put notice in the October water bill for tree maintenance and been looking into lights and topper for flagpole by city hall .

Motion by Donovan Adson, second by Michel Fransen to adjourn the meeting at 7:12 pm.
Heath Miller, John Fransen, Donovan Adson, Brian Mickelson and Michel Fransen present.
All ayes, O nays, motion carried.

 Mayor

 City Clerk
Posted: 10/13/2023

| | |
|--|------------|
| General Funds 9-01-2023 | 448,331.76 |
| Sep receipts | 6,741.21 |
| Sep disbursements | 5,312.42 |
| General Funds 9-30-2023 | 449,760.55 |
| ----- | |
| Community Hall 9-01-2023 | -35,187.92 |
| Sep receipts | 82.09 |
| Sep disbursements | 409.68 |
| Community Hall 9-30-2023 | -35,515.51 |
| ----- | |
| Local Option Sales Tax water and sewer 9-01-2023 | 43,591.88 |
| Sep receipts | 2,384.96 |
| Sep disbursements | 0.00 |
| Local Option Sales Tax water and sewer 9-30-2023 | 45,976.84 |
| ----- | |
| Local Option Sales Tax parks 9-01-2023 | 19,005.10 |
| Sep receipts | 0.00 |
| Sep disbursements | 0.00 |
| Local Option Sales Tax parks 9-30-2023 | 19,005.10 |
| ----- | |
| Road Use Tax Funds 9-01-2023 | 18,766.77 |
| Sep receipts | 1,479.68 |
| Sep disbursements | 325.22 |
| Road Use Tax Funds 9-30-2023 | 19,921.23 |
| ----- | |
| Water Utility Fund 9-01-2023 | 21,395.26 |
| Sep receipts | 1,884.54 |
| Sep disbursements | 1,120.91 |
| Water Utility Fund 9-30-2023 | 22,158.89 |
| ----- | |
| Sewer Utility Fund 9-01-2023 | 20,423.98 |
| Sep receipts | 1,602.05 |
| Sep disbursements | 706.46 |
| Sewer Utility Fund 9-30-2023 | 21,319.57 |
| ----- | |
| Storm Utility Fund 9-01-2023 | 12,632.98 |
| Sep receipts | 249.00 |
| Sep disbursements | 0.00 |
| Storm Utility Fund 9-30-2023 | 12,881.98 |
| ----- | |

CD's

3570717: Purchase Date 3/17/2023 ; 2.00% interest ; Maturity Date 9/17/2024 – \$68,490.07

Total CD's for September \$68,490.07

List of disbursement paid for August:

Check No

| | | |
|---|---|--------|
| “ | 12836 Webster County Emergency Management | 418.64 |
|---|---|--------|

List of disbursement paid for September:

Check No

| | | |
|---|--|---------|
| “ | 12840 Lyn Adson Payroll (9/1/2023) | 184.52 |
| “ | 12841 Craig Larson Payroll (9/1/2023) | 903.02 |
| “ | 12842 Black Hills Energy | 130.19 |
| “ | 12843 Mid American Energy | 605.31 |
| “ | 12844 Sarah Geisinger Payroll (9/11/2023) | 603.86 |
| “ | 12845 Donovan Adson Mowing | 540.00 |
| “ | 12846 Donovan Adson Payroll (9/12/2023) | 36.94 |
| “ | 12847 Kaleb Adson Mowing | 450.00 |
| “ | 12848 Lyn Adson – Mileage | 19.65 |
| “ | 12849 Ag Source | 52.00 |
| “ | 12850 Central IA Distributing | 208.00 |
| “ | 12851 IMFOA | 150.00 |
| “ | 12852 Mid American Energy (Streetlighting) | 287.02 |
| “ | 12853 Kris Miller Mowing | 345.00 |
| “ | 12854 Modern Sound Engineering | 20.95 |
| “ | 12855 ODP Business Solutions | 541.46 |
| “ | 12856 Pederson Sanitation | VOID |
| “ | 12857 Pederson Sanitation | 1039.00 |
| “ | 12858 State Hygienic Laboratory | 215.00 |
| “ | 12859 Webster Calhoun | 261.34 |
| “ | 12860 Sarah Geisinger Payroll (9/25/2023) | 631.38 |
| “ | Debit IPERS Withholding | 488.95 |
| “ | Debit ACH Fee | 21.60 |