

**NEW SHARON CITY COUNCIL
REGULAR MEETING
Wednesday October 16, 2019**

**These are draft minutes and have not been approved by
The City Council prior to publication.**

The New Sharon City Council met in regular session at city hall, Wednesday, October 16, 2019 @ 6:00 p.m. with Mayor Lamberson and the following members answering roll call: Larry Applegate, Tom German, Leslie VanWyk, Terry Hudson and Jeff Long. Others in attendance were Dustin Hite, Josh & Misty Gott, Valerie Brandt, Jamie DeCook, Jan Wehrle, Terry DeCook, Ben VanderWilt, Amber Gleason, Ron Ladd, Aaron Menefee, RD Keep, Josh Crouse, Russ VanRenterghem, Kevin Lamberson and Lisa Munn.

Roll Call answered by:

Ayes: Applegate, German, VanWyk, Hudson, Long

Motion made by Hudson and seconded by VanWyk to approve the following consent agenda items.

10/02/19 minutes
10/16/19 agenda
10/16/19 distributions pending

AYES: Hudson, VanWyk, Applegate, German, Long

NAYS: None

ABSTENTIONS: None

1. Public Comments:

A. Russ VanRenterghem- said that they have implemented a youth watch so they have an officer at the school before and after school. The Sheriff Reserve was the recipient of the 2019 Governors award for the third year in a row. Russ stated that the deer are moving so please be aware of this when driving. The Sheriff's department will be participating in no shave November this year and all of the money will go to the Serenity house at the Mahaska hospital. Russ also stated that they have lost two long-time supporters of the sheriff's department as Frank Mick and Jim Blomgren have passed away.

2. Requests from the Community: None

3. Public Hearings:

A. Motion made by VanWyk and seconded by Long to open public hearing for building permit for VanderWilt Enterprises LLC, 504 S. Mulberry, storage units; Terry DeCook, 408 W. Maple, garage and Kay Readshaw, 203 A Cedar Circle, fence at 6:04 p.m.

AYES: VanWyk, Applegate, Hudson, Long, German

NAYES: None

ABSTENTIONS: None

Ben VanderWilt- was present and stated that the new building will be built by Pella building systems. They are trenching the downspouts into the existing tile so help with the water runoff.

Terry DeCook- stated that he will be building a 30x38 garage wooden structure, no water or heat just for storage.

B. Motion made by Long and seconded by VanWyk to close public hearing for building permit for VanderWilt Enterprises LLC, 504 S. Mulberry, storage units; Terry DeCook, 408 W. Maple, garage, Kay Readshaw, 203 A. Cedar Circle, fence at 6:08 p.m.

AYES: Applegate, Long, German, VanWyk, Hudson

NAYES: None

ABSTENTIONS: None

- C. Motion made by Long and seconded by VanWyk to approve building permit for building permit for VanderWilt Enterprises LLC, 504 S. Mulberry, storage units.

AYES: Hudson, Long, VanWyk, German, Applegate

NAYES: None

ABSTENTIONS: None

- D. Motion made by VanWyk and seconded by Hudson to approve building permit for Terry DeCook, 408 W. Maple, garage.

AYES: German, Long, Applegate, Hudson, VanWyk

NAYES: None

ABSTENTIONS: None

- E. Motion made by VanWyk and seconded by Applegate to approve building permit for Kay Readshaw, 203 A Cedar Circle, fence.

AYES: Hudson, VanWyk, Applegate, Long, German

NAYES: None

ABSTENTIONS: None

Resolutions and motions:

- A. Meeting turned over to city attorney Dustin Hite to answer questions in regards to ATV and Chicken Ordinances. Dustin stated that the Iowa Code allows a route to get out of town into the county for riding ATV's. There is only one way by the school to get out of town on gravel. ATV's can not be ridden on state highways. In researching the Iowa Code cities can adopt anything that is consistent with the state code. We are limited to designating streets out of town and that would be difficult to enforce. The safety perspective is what we need to be aware of. Dustin thinks it could be a possibility of a lawsuit. VanWyk stated that she had been asked by a citizen about using ATV for snow removal and driving it on the street between properties. This would be another area that we would need to consult our ordinance in regards to. The Enforcement is the hardest area.

In regards to the Chicken ordinance Dustin stated that poultry is taken out of the livestock ordinance and put into a new ordinance by themselves. The new ordinance will only allow for 2 chickens. Fee-vet registration to make sure the chickens are healthy. You won't be allowed to sell meat, eggs, feathers or for any commercial use. Put in the high fees for violations of this ordinance.

Concerns will be: What is the next animal that will be brought up to have in town? If you decide later this was a bad idea not sure all would be grandfathered back in. How to enforce this? How are we to monitor this? The City will set the fees.

Mayor Lamberson- said that the enforcement would require that we are on their property. When register we can have them sign a release to monitor or we would have to get an order from the judge. Animal neglect asked if the animal shelter would come and assess the situation Animal Rescue League out of Des Moines would maybe but Russ didn't think Stephens would. This could pose as much problems as the issues with face with our dog issues. We would also Be using taxpayers money to file the infractions for a handful of people and is this a good use Of our taxpayers money.

- B. Motion made by VanWyk and seconded by Long to approve Resolution 101619 no parking on the North side of West High Street from North Main to North Lincoln streets.

AYES: Hudson, Long, VanWyk, German, Applegate

NAYES: None

ABSTENTIONS: None

Ordinances:

- A. First reading of Ordinance 2019-003 allowing the keeping of chickens in the city limits. This motion died due to no one making the motion.

- B. Motion made by Long and seconded by German to approve first reading of Ordinance 2019-004 setting dates for Trick or Treating.

AYES: Applegate, Long, German, VanWyk, Hudson

NAYES: None

ABSTENTIONS: None

Department Reports

- a. **Water Report-** fixing water leak on E Market and Monroe St.
- b. **Sewer Report-** sewer rates increased by .61 on a minimum sewer next billing per ordinance. Guys are at wastewater school 2 days this week and 2 days next week; letters are out for informational meeting Nov 7th at 6:00 p.m. city park building for NE sewer project.
- c. **Street Report-**
- d. **Police Report-** Joe Goemaat started working last week; ordered his ammo, going to do certification on weapons.
- e. **Cemetery Report-** none
- f. **City Clerk Report-** working on AFR report, conference in Des Moines this week
- g. **City Attorney Report** None
- h. **Fire Department Report-** SCBA sent for repair; working on service for all the trucks; next meeting will have quote for 9 pairs of new boots that are outdated; Done with the new property at this time; 1982 and 1994 would like to replace with one truck, the older pump won't certify, would like to consider this in the 5 year plan for the department.
- i. **Library Board-** need to appoint a new board member.

10. Departmental Requests:

11. City council Information-

12. Mayor Information:

Adjournment:

There being no further business to discuss, it was moved by Vanwyk and seconded by Long to adjourn at 6:46 p.m. All in favor, whereupon the Mayor Lamberson declared said motion approved.

Lisa Munn, CMC
Certified Municipal City clerk

Keri Lamberson
Mayor