

**AGENDA  
KEOTA CITY COUNCIL  
KEOTA FIRE STATION  
MAY 18, 2020  
7:00 P.M.**

- 1. Roll Call**
- 2. Invocation by Councilman Burroughs**
- 3. Public Hearing on FY20 Budget Amendments**
- 4. \*Close Public Hearing**
- 5. \*Approve Consent Agenda**

*Note: These are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.*

- a. Minutes of May 4, 2020 meeting
- b. Bills for Payment
- c. April Month End Financials

**6. Department/Committee Reports**

**7. New Business**

- a. \*Approve Resolution 2020-25: FY20 Budget Amendments
- b. Second Reading of Ordinance 279: Sewer Rate Increase
- c. First Reading of Ordinance 2020-282: Open Burning Restrictions
- d. First Reading of Ordinance 2020-283: Noise Ordinance Repeal
- e. \*Potential Waiving of 2<sup>nd</sup> and 3<sup>rd</sup> Reading
- f. \*Approve Repealing Noise Ordinance
- g. First Reading of Ordinance 2020-284: Animal Ordinance
- h. Wilson Memorial Park Improvements
- i. Grant Submission Request Information
- j. \*Approve Building Permit 114 N. Fulton St.

**8. Clerk/Council Comments**

**9. \*Adjournment**

\*Mayor Anthony Cansler\*Councilman Matt Greiner\*Councilman Curt Burroughs  
\*Councilman Keith Conrad\*Councilman Mike Bender\*Councilman Rod Hill

\*Public Works Director Kevin Slaubaugh\*Public Works Employee Kevin Miller\*Police Chief Doug Conrad  
\*City Clerk Tomisha Hammes

May 4, 2020

The Keota City Council met on May 4, 2020, at the Keota City Hall. The work session was called to order at 6:00 p.m. by Mayor Pro-Tem Keith Conrad.

Council Members answering roll call were: Curt Burroughs, Mike Bender, Rod Hill. City employee present was Tomisha Hammes. Also in attendance via phone conference was Jason Palmer, city attorney from Bradshaw, Fowler, Proctor, and Fairgrave.

Closed session per attorney's request per Iowa Code 21.5(1)(c) – matters currently in litigation.

The Keota City Council Meeting was called to order at 7:01 p.m. by Mayor Anthony Cansler.

*Chapter 21.8 of the Iowa Code does permit an electronic meeting where members participate remotely when an in-person meeting is impossible or impractical, which is certainly true during this crisis. On March 19, 2020, Governor Reynolds issued a Proclamation of Disaster Emergency which included a suspension of Iowa laws that would prevent the use of electronic meetings or the limitation on the number of people present at an in-person meeting site. Therefore, only the Mayor, Council, and city staff were present at the Keota City Hall for the meeting to stay under the group gathering requirements.*

Council members answering roll call were: Curt Burroughs, Keith Conrad, Rod Hill, Mike Bender, and Matt Greiner arrived at 7:20 p.m. City Employee present was Tomisha Hammes. Also in attendance was Nick Mahan via Zoom Meeting.

Councilman Burroughs gave the Invocation.

Motion was made by Councilman Bender to approve the consent agenda including minutes from the April 20, 2020 meeting and payment of bills. Councilman Hill seconded the motion. Motion passed with a majority vote.

**CITY OF KEOTA  
MAY 4, 2020 COUNCIL MEETING  
FOR PERIOD APRIL 21 - May 4, 2020**

<u>PAYEE</u>	<u>AMOUNT</u>	<u>COMMENT</u>
CONRAD, DOUGLAS L.	\$1,803.00	Payroll
GREINER, TONIA	\$754.70	Payroll
HAMMES, TOMISHA	\$1,037.03	Payroll
MILLER, KEVIN	\$1,207.77	Payroll
SLAUBAUGH, KEVIN L.	\$1,458.56	Payroll
EFTPS	\$1,806.87	Employee Withholdings
IPERS	\$2,628.16	Employee Benefits
UNITED STATE POSTAL SERVICE	\$129.85	Water Bills
WINDSTREAM	\$143.96	Library - Phone/Fax
INFOMAX	\$140.17	Library - Copier
CENTERPOINT LARGE PRINT	\$796.92	Library - 36 Large Print Books
DEMCO	\$88.82	Library - Book Repair
BUDGET BLINDS	\$2,591.75	Library - Blinds from Grant
UNITED STATE POSTAL SERVICE	\$17.99	All Dept. Postage
FIRST NATIONAL BANK	\$211.75	Library - Books/DVDs
FIRST NATIONAL BANK	\$254.39	All Dept. Meetings/Registration Tags
MALLEY HARDWARE	\$140.94	Parks/Cemetery/Shop/WWTP - Supplies
ABC FIRE EXTINGUISHER SERVICE	\$101.10	Library/City Hall/Shop - Fire Extinguisher Annual Service
DEARBORN GROUP	\$117.00	Employee Benefits
KEVIN WALLERICH SALES & SERVICE	\$25.00	Library - Snow Removal
SORRELL GLASS	\$53.53	Parks - Concession Stand Plexiglass Repair
DELTA INDUSTRIES	\$163.37	Sewer - Omega Blower Oil

COX SANITATION	\$5,477.25	Garbage - Pick Up/Bags
REDLINGER REPAIR	\$371.00	Water/Playground - Repairs
ALLIANT ENERGY	\$7,035.83	All Dept. Electric/Gas
VERIZON	\$40.01	Police - Hot Spot
TREMMELE BACKHOE SERVICE	\$715.75	Sewer - Main Repair
CARGILL	\$4,827.41	Water - Salt
FREDERICK TREE SERVICE	\$50.00	Parks - Replace Flag Pole Rope
PRINTERS WORKSHOP	\$356.00	All Dept. Office Supplies - City Envelopes

**TOTAL    \$34,545.88**

Department Reports:

-Officer Doug Conrad submitted a written report. For the reporting period of April 17 through April 30 there were sixteen (16) service calls/complaints and no citations issued. Service Calls/Complaints: one theft, one simple assault, one intoxication, one suicide/statements, one accident (traffic), one assist and serve, one attempt to locate, one civil dispute, three misc. complaints, one dog/cat/misc. animal, one traffic violation, one parking, one domestic abuse, one scam.

-Library Board President Nick Mahan stated Wilson Memorial Library Board is looking at a time frame of opening the library back up to the public. They are looking into limiting computers to essential use only, curb side pick-up, and have masks available for patrons to use while in the library. As soon as they have the plan in place they will let the public know.

The city clerk did the first reading of Ordinance 279 – Sewer Rate increase to \$41.67 (minimum charge) starting July 2020.

Discussion on the burn ban repeal. There were a couple changes to the original rough draft of the Open Burn Restrictions. The minimum distance from a structure was changed from 50 feet to 25 feet for burning and the addition of burning wet leaves is prohibited was added. There time frame of when residents are able to burn was also removed. The First Reading of the Open Burning Restrictions Ordinance will be presented once the Council Meetings are open to the public again to allow of community input. *\*The Burn Ban is still currently in place. Untreated wood is the only item allowed to be burned within the City of Keota city limits.*

Discussion on the fire hydrant program. There are a few fire hydrants in Keota that need to be replaced. The Council is going to budget for 2-3 fire hydrants to be replaced each year starting with next year's budget meetings. There will be money specifically set aside just to replace the fire hydrants that are old or needing to be replaced. One will be replaced this budget year and next fiscal year there is a potential five that may need to be replaced.

Discussion on opening the Council Meetings to the public. Councilman Burroughs talked with Fire Chief Ryan Sieren and was granted permission to use the fire station for the May 18, 2020 meeting to allow the public to attend if they choose and also allow for social distancing. The Council decided to tentatively open the May 18, 2020 meeting to the public unless the Governor has a new proclamation that would prohibit the Council to do so. The Council decided to leave city hall closed to the public and have the clerk work in office from 8:00 to 10:00 a.m. and then from home in the afternoons until further notice. Councilman Burroughs stated that the parks should be opened back up as well. The Public Works Department was directed to open the parks back up to the public.

Discussion on the updated Employee Handbook. City Attorney Trevaniel Temple has made updates to the City of Keota Handbook which the Council reviewed.

Motion was made by Councilman Conrad to approve Resolution 2020-22: Employee Handbook. Councilman Burroughs seconded the motion. Roll call vote: Ayes – Greiner, Burroughs, Conrad, Hill, and Bender; Nays – None; Abstain – None; Absent – None. Motion passed with a unanimous vote.

Discussion on spraying the cemetery. Councilman Hill found a local person to spray the cemetery for dandelions and other weeds. The Council stated to go ahead with the local person to take care of the spraying of the cemetery.

Motion was made by Councilman Conrad to approve the Letter of Support for Mid-Point Completion of the Ramsey Building for the Community Catalyst and Remediation Grant. Councilman Bender seconded the motion. Motion passed with a unanimous vote.

Motion was made by Councilman Burroughs to approve the GAX Form for the Mid-Point Completion of the Ramsey Building for the Community Catalyst and Remediation Grant. Councilman Greiner seconded the motion. Motion passed with a unanimous vote.

Clerk/Council/Mayor Comments: The clerk stated that she had contacted Signs and Designs from Mount Pleasant who did the bank clock sign inlay to get an estimate on the cost to replace the sign. It would be roughly \$800 to change the sign to City of Keota. The Council is to contact the city clerk about letters to send to residents in regards to unlicensed vehicles, yards that need mowed, or other nuisance properties in town that need to be addressed. The clerk presented a letter that she received from the Garman family in regards to the cemetery – there have been horses walking the cemetery, people not cleaning up after their dogs and letting them off leash. The Council asked the clerk to have something put in the paper stating the rules of the cemetery and also making sure that there are signs posted at the cemetery as well. There is to be no horses in the cemetery or walking through town. Dog owners are to have their dogs leashed or at heel and clean up after them anywhere in town. Councilman Burroughs stated that the Noise Ordinance that was approved last fall cost the City of Keota \$1700 to write up and takes away roughly 25 freedoms from its residents. After reviewing a number of issues with the ordinance, the Council and Mayor stated to put on the next agenda to have the Noise Ordinance repealed. Councilman Conrad stated that Dwight Dodd had asked if he could tile or install a tube in the ditch by his house and cover it to allow him to be able to mow that section of his property. Councilman Conrad stated that he talked to the Public Works Department and everyone was okay with Dodd being able to do that. Councilman Hill asked where on the golf cart are the registration stickers to be placed. According to the ordinance the registration stickers are to be placed in a visible location on the rear of the golf cart.

Motion was made by Councilman Conrad to adjourn at 8:41 p.m. Councilman Burroughs seconded the motion. Motion passed with a unanimous vote. The City Council will next meet on Monday, May 18, 2020, starting at 7:00 p.m. in the Keota Fire Station – tentatively.

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MAYOR ANTHONY CANSLER

ATTEST:

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CITY CLERK TOMISHA HAMMES

CITY OF KEOTA  
MAY 18, 2020 COUNCIL MEETING  
FOR PERIOD MAY 5 - May 18, 2020

<u>PAYEE</u>	<u>AMOUNT</u>	<u>COMMENT</u>
CONRAD, DOUGLAS L.	\$1,803.00	Payroll
GREINER, ASHLEY	\$25.22	Payroll
GREINER, TONIA	\$745.97	Payroll
HAMMES, TOMISHA	\$1,037.03	Payroll
MILLER, KEVIN	\$1,207.77	Payroll
SLAUBAUGH, KEVIN L.	\$1,458.56	Payroll
EFTPS	\$1,808.36	Employee Withholdings
JEFFERY GARMAN	\$1,875.00	Cemetery Mowing Contract
KEOTA EAGLE FOODS	\$20.42	City Hall - Cleaning Supplies
SHIPLEY MASONARY LLC	\$11,800.00	Ball Association Concrete at Fields - Grant
MENARDS	\$119.85	Streets - Pot Hole Patch
KEOTA LAWN & POWER EQUIPMENT	\$93.05	Parks - Operating Supplies
ION ENVIRONMENTAL SOLUTIONS	\$2,024.20	Water/Sewer - May Operations/April Non-Routine Labs
MID-AMERICA PUBLISHING CORP.	\$1,400.79	All Dept. Printing/Publishing
KEOTA TRANSMISSION & REPAIR	\$491.81	Streets/Sewer/Water - Veh. O & M
VITTETOE INC.	\$8.28	Parks - Operating Supplies
CENTRAL STATES GROUP	\$137.15	Water - Badger Model Supplies
WATER SOLUTIONS UNLIMITED	\$350.03	Water - Chloride
CARGILL	\$5,031.67	Water - Salt
US CELLULAR	\$189.56	All Dept. Cell Phones
FARMERS COOPERATIVE ASSOCIATION	\$357.72	All Dept. Veh. O & M
TOM WOLTERING	\$793.41	Cemetery - Spraying
JJ NIGHTING CO.	\$584.74	Parks - Operating Supplies

TOTAL      \$33,363.59

KEOTA

Consolidated Reconciliation  
For Month of 4/31/2020

A Petty Cash - Library \$25.00  
Petty Cash - City Hall \$50.00  
Cash Drawer - City Hall \$100.00 -

B Investments

C	Type	Account Name	Account #	
	CD	LIBRARY CD 1	1155	\$39,174.23
	CD	LIBRARY CD 2	1156	\$30,796.36
	CD	SEWER CD	1173	\$144,633.11
	CD	SEWER VEH CD	1175	\$20,436.52
	CD	WATER CD	1163	\$68,958.00
	CD	WATER VEH CD	1164	\$420.79
	CHECKING	DARE	1115	\$877.62
	CHECKING	POLICE FORFEITURE	1116	\$572.49
	SAVING	GEN FD INV	1141	\$1,448.61
	SAVING	GEN FD LIBR INV	1142	\$4,977.89
	SAVING	LIB BUILDING	1143	\$1,304.45
	SAVING	LIB MEMORIALS	1140	\$305.81
	SAVING	PERPETUAL CARE FUND	1144	\$7,510.17
	SAVING	POLICE VEHICLE INV	1145	\$22,297.50
	SAVING	PARK & CEM VEH	1146	\$8,605.60
	SAVING	CITY HALL BLDG RPR	1147	\$19,205.04
	SAVING	CIVIL DEFENSE FU	1148	\$3,173.02
	SAVING	KEOTA DAYCARE	1154	\$1,189.44
	SAVING	WILSON MEMORIAL LIB	1149	\$17,563.09
	SAVING	T&A METER INV	1152	\$23,657.27
	SAVING	SIDEWALK SAVINGS	1176	\$14,516.66
	SAVING	WTR VEH SAVINGS	1177	\$24,454.30
	SAVING	WTR TWR MAIN SAVINGS	1178	\$9,639.36
	SAVING	SEWER VEH SAVINGS	1179	\$8,115.71
	SAVING	SNOW EQUIPMENT SAVINGS	1182	\$5,068.96
	CHECKING	CHECKING	1110	\$564,520.30
		<b>TOTAL BANK STATEMENTS:</b>		<b>\$1,043,422.30</b>

D Less Outstanding General Fund- Pool  
 General Fund 59,625.11  
 General Fund- Library 3,761.62  
 General Fund- Park  
 General Fund- Clerk  
 General Fund-Police 1,803.00  
 General Fund-Mayor/Council  
 General Fund- Cem  
 Roads  
 Water 188.11  
 Sewer 188.12  
**Total Outstanding: 65,565.96**

E Add deposits in transit  
 General Fund -

F **GRAND TOTAL \$ 1,043,422.30**

G **Total fund balance per Treasurer's Report \$1,043,422.30**

H Variance \$ -

I Reconciliation performed by: Tomisha Hammes 5/12/2020

J Reviewed by: Kim Miller 5-14-2020

**REPORT OF THE CHIEF OF POLICE TO THE KEOTA CITY COUNCIL**

**REPORT PERIOD – May 1<sup>st</sup> Through May 14<sup>th</sup> at 1340 hrs 2020**

**COMPLAINTS AND OR SERVICE CALLS RECEIVED – 19**

**CITATIONS ISSUED – 00**

Respectfully Submitted,

Doug Conrad  
Chief of Police

CATAGORIES OF COMPLAINTS RECEIVED FOR THE PERIOD, May 1<sup>st</sup> THROUGH, May 14<sup>th</sup>  
1340 hrs, 2020.

1. HOMICIDE
2. RAPE
3. ROBBERY
4. ASSAULT
5. BURGLARY 1
6. THEFT 1
7. MOTOR VEHICLE THEFT
8. SIMPLE ASSAULT 2
9. ARSON
10. FORGERY
11. FRAUD
12. EMBEZZLEMENT
13. PROPERTY (BUY AND REC.)
14. VANDALISM
15. WEAPONS 1
16. PROSTITUTION
17. SEX OFFENSES
18. CONTROLLED SUBSTANCES
19. GAMBLING
20. FAMILY AND CHILDREN 2
21. OWI
22. LIQUOR LAWS
23. INTOXICATION
24. DISORDERLY CONDUCT 1
25. TRESPASS
26. OTHER CRIMINAL VIOLATIONS
27. SUSPICION 1
28. JUVENILE
29. MENTAL
30. SUICIDE/Statements
31. SNOWMOBILE
32. ACCIDENT (TRAFFIC)
33. ACCIDENT (OTHER)
34. ASSIST AND SERVICE 3
35. FIRE
36. ALARMS
37. ATTEMPT TO LOCATE 1
38. CIVIL DISPUTE 1
39. DEATH AND BODIES FOUND
40. GUN SHOTS
41. MISC. INVESTIGATIONS
42. MISC. COMPLAINTS
43. MISC. (NO OFFICER)
44. LOST AND FOUND
45. REC. STOLEN PROPERTY
46. DOG, CAT, & MISC. ANIMAL 1
47. LIVESTOCK
48. WILDLIFE
49. WEATHER
50. ROAD CONDITIONS
51. TRAFFIC VIOLATIONS 1
52. VEHICLES (ABANDON)
53. PARKING
54. BOAT AND RECREATION
55. HUNTING
56. DOMESTIC ABUSE
57. Harassment 3
58. Scams

TOTAL 19

**RESOLUTION 2020-25**

A RESOLUTION APPROVING THE 2020 BUDGET AMENDMENT FOR THE CITY OF KEOTA, IOWA.

BE IT RESOLVED by the City Council of the City of Keota, Iowa, that the attached Budget Amendment was published for the general public to view, a public hearing was held, and the Keota City Council has approved it.

WHEREUPON, Resolution 2020-25 is passed and approved this 18th day of May, 2020.

\_\_\_\_\_  
MAYOR ANTHONY CANSLER

ATTEST:

\_\_\_\_\_  
CITY CLERK TOMISHA HAMMES

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
MIKE BENDER				
KEITH CONRAD				
MATT GREINER				
ROD HILL				
CURT BURROUGHS				

Ordinance No. 2020-280

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017, BY AMENDING PROVISIONS PERTAINING TO THE RATES CHARGED FOR SEWER RENTAL RATES AS OF JULY 1, 2020.

**BE IT ENACTED** by the City Council of the City of Keota, Iowa:

**SECTION 1.** Title VI, Chapter 9, Section 2 of the Keota Municipal Code, 2017, is hereby repealed and the following adopted in lieu thereof:

6-9-2: Rental Rate: Each Customer shall pay a sewer rental based on water used each month:

1. For the first 2,000 gallons of water used, sewer rent shall be \$41.67 (Minimum Charge).
2. For the next 3,000 gallons of water used, sewer rent shall be charged at \$5 per 1,000 gallons.

**SECTION 2. REPEALER.** That all other ordinances or parts of ordinances in conflict herewith are repealed.

**SECTION 3. SEVERABILITY CLAUSE.** That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law with new rates taking effect on July 1, 2020.

1<sup>st</sup> Reading: May 4, 2020

2<sup>ND</sup> Reading: May 18, 2020

\_\_\_\_\_  
ANTHONY CANSLER, MAYOR

ATTEST:

\_\_\_\_\_  
TOMISHA HAMMES, CITY CLERK

I certify that the foregoing was published as Ordinance 280 on June 10, 2020.

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>MIKE BENDER</b>				
<b>KEITH CONRAD</b>				
<b>MATT GREINER</b>				
<b>ROD HILL</b>				
<b>CURT BURROUGHS</b>				

# Speer Financial, Inc.

City of Keota, Keokuk/Washington Counties, Iowa

## Sewer

Proposed

Page 1

Net Income Summary and Debt Service Coverage

Series 2017 \$3,128,000 Sewer Revenue SRF Loan (Back Load)

Fiscal Year	2015	2017	2018	2019	2020	2021	2022	2023
Accounts	435	435	435	435	435	435	435	435
		100.0%	110.0%	110.0%	115.0%	120.0%	130.0%	101.0%

Operating Revenue:	2015	2017	2018	2019	2020	2021	2022	2023
Sewer charges for service	\$ 131,595	\$ 156,320	\$ 171,952	\$ 189,147	\$ 217,519	\$ 261,023	\$ 339,330	\$ 342,723
Misc. Revenue								
Infrastructure Fee \$ /incl /accounts								

Net Operating Revenue	2015	2017	2018	2019	2020	2021	2022	2023
	\$ 131,595	\$ 156,320	\$ 171,952	\$ 189,147	\$ 217,519	\$ 261,023	\$ 339,330	\$ 342,723
Operating Expense:								
Operation and Maintenance	\$ 85,500	\$ 21,938	\$ 83,577	\$ 85,248	\$ 86,953	\$ 88,692	\$ 90,466	\$ 92,275
Misc. Expenses								

Operating Expense:	2015	2017	2018	2019	2020	2021	2022	2023
	\$ 86,300	\$ 81,938	\$ 83,577	\$ 85,248	\$ 86,953	\$ 88,692	\$ 90,466	\$ 92,275
Net Operating Income:	\$ 45,295	\$ 74,382	\$ 88,375	\$ 103,899	\$ 130,566	\$ 172,331	\$ 248,864	\$ 250,448

### Calculation of Debt Service Coverage:

Minus: Transfer to Savings

Income Available For Debt Service	2015	2017	2018	2019	2020	2021	2022	2023
	\$ 45,295	\$ 74,382	\$ 88,375	\$ 103,899	\$ 130,566	\$ 172,331	\$ 248,864	\$ 250,448
Series 2017 \$3,128,000 Sewer Revenue SRF Loan			\$ 69,384	\$ 84,920	\$ 99,460	\$ 119,700	\$ 219,520	\$ 219,320

Total Debt Payment	2015	2017	2018	2019	2020	2021	2022	2023
	\$ -	\$ -	\$ 69,384.26	\$ 84,920.00	\$ 99,460.00	\$ 119,700.00	\$ 219,520.00	\$ 219,320.00

Debt Service Coverage	2015	2017	2018	2019	2020	2021	2022	2023
	1.27	1.22	1.31	1.44	1.13	1.14		

Cash Available	2015	2017	2018	2019	2020	2021	2022	2023
	\$ -	\$ 74,382	\$ 18,991	\$ 18,979	\$ 31,106	\$ 52,631	\$ 29,344	\$ 31,128
Cash Balance (Beginning of Year)	\$ 260,463	\$ 260,463	\$ 334,845	\$ 353,836	\$ 372,815	\$ 403,921	\$ 456,562	\$ 485,896
Ending (Cash Balance & CD's)	\$ 260,463	\$ 334,845	\$ 353,836	\$ 372,815	\$ 403,921	\$ 456,562	\$ 485,896	\$ 517,023

Speer Financial, Inc.		17/APR/17	
AVG MONTHLY BILL		\$26,21	
% increase in avg bill		18.8%	
fiscal year		2016	
Total Monthly Bill	2016	2017	2018
	\$ 25,21	\$ 29,95	\$ 32,94
			\$ 36,24
			\$ 41,67
			\$ 50,00
			\$ 65,01
			\$ 85,66
			\$ 101,00
			\$ 122,00
			\$ 150,00
			\$ 185,01
			\$ 225,00
			\$ 275,00
			\$ 335,00
			\$ 405,00
			\$ 485,00
			\$ 575,00

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017,  
BY AMENDING PROVISIONS PERTAINING TO THE PHYSICAL ENVIRONMENT.

**BE IT ENACTED** by the City Council of the City of Keota, Iowa:

**SECTION 1.** Title VI, Chapter 18, Section 8 is hereby repealed and the following adopted in lieu thereof:

**6-18-8 OPEN BURNING RESTRICTIONS**

1. Burn Barrels are prohibited within the City limits.
2. Regulated Burning. The City of Keota will allow open burning. All other burning that does not meet the following restrictions is prohibited.
  - a. Leaf/Landscape Waste burning is only allowed on the city right of way in the front of the dwelling. No fire is allowed to reach the street pavement, and must be a minimum of twenty-five (25) feet from any structure or building. No other items but leaves or landscape waste may be burned at this location.
  - b. Garden Waste/Landscape Waste burning is allowed within the garden plot and must be a minimum of twenty-five (25) feet from any structure or building. No other items but garden waste or landscape waste are allowed to be burned in this location.
  - c. Burning of WET leaves is prohibited.
  - d. Fires are prohibited on the street, driveways, alleys, or ditches.
  - e. Fires are limited to no larger than ten (10) feet wide.
  - f. Fires are prohibited under powerlines, light or power poles, or within fifty (50) feet of combustible materials.
  - g. Adult supervision must be on hand at all times.
  - h. A working garden hose must be available for immediate use at all times.
  - i. No fires shall be maintained if weather conditions are not favorable or in the event of an order from the Fire Chief directing that the fire must be extinguished. No fires shall take place in the event of a burn ban issued by the County, State of Iowa or DNR.
3. Recreational Fires. Open fires for cooking, heating, recreation and ceremonies, provided they comply with the limits for emission of visible air contaminants established by the DNR are legal within City limits. All recreational fires must be in a fire pit or fire ring.
4. Training Fires for the training of firefighters and Controlled Burning of Demolished/Uninhabitable Building are permitted subject to the approval of the City Council.
5. Rubber Tires, Trash, or any other items other than those listed above are prohibited within City limits.
6. Violation and Penalty. Any person guilty of violating the provisions herein shall be guilty of a simple misdemeanor and shall be subject to a fine of up to one hundred (\$100) dollars or a municipal infraction.

**SECTION 2. REPEALER.**

That all other ordinances or parts of ordinances in conflict herewith are repealed.

**SECTION 3. SEVERABILITY CLAUSE.**

That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrased be declared unconstitutional.

**SECTION 4. WHEN EFFECTIVE.**

This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

\_\_\_\_\_  
ANTHONY CANSLER, MAYOR

ATTEST:

\_\_\_\_\_  
TOMISHA HAMMES, CITY CLERK

I certify that the foregoing was published as Ordinance

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>MIKE BENDER</b>				
<b>KEITH CONRAD</b>				
<b>MATT GREINER</b>				
<b>ROD HILL</b>				
<b>CURT BURROUGHS</b>				

Ordinance No. 2020-283

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017, BY AMENDING PROVISIONS PERTAINING TO THE NOISE ORDINANCE.

**BE IT ENACTED** by the City Council of the City of Keota, Iowa:

**SECTION 1.** Title VI, Chapter 25 of the City of Keota, Iowa, 2017 Municipal Codebook of Ordinances, is hereby repealed.

**SECTION 2. REPEALER.** That all other ordinances or parts of ordinances in conflict herewith are repealed.

**SECTION 3. SEVERABILITY CLAUSE.** That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved by the Keota City Council on the 18<sup>th</sup> day of May, 2020.

\_\_\_\_\_  
ANTHONY CANSLER, MAYOR

ATTEST:

\_\_\_\_\_  
TOMISHA HAMMES, CITY CLERK

I certify that the foregoing was published as Ordinance 283 on May 27, 2020.

WAIVING 2<sup>ND</sup> & 3<sup>RD</sup> READING:

MOTION MADE BY: \_\_\_\_\_ 2<sup>ND</sup> BY: \_\_\_\_\_

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>MIKE BENDER</b>				
<b>CURT BURROUGHS</b>				
<b>KEITH CONRAD</b>				
<b>MATT GREINER</b>				
<b>ROD HILL</b>				

APPROVAL:

MOTION MADE BY: \_\_\_\_\_ 2<sup>ND</sup> BY: \_\_\_\_\_

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
MIKE BENDER				
CURT BURROUGHS				
KEITH CONRAD				
MATT GREINER				
ROD HILL				

**Ordinance No. 2020-284**

AN ORDINANCE AMENDING THE CITY OF KEOTA, IOWA, 2017 MUNICIPAL CODEBOOK OF  
ORDINANCES – ANIMAL CONTROL

**BE IT ENACTED** by the City council of the city of Keota, Iowa:

**SECTION 1.** Title IV, Chapter 1, Sections 8, 11, and 12 of the City of Keota, Iowa, 2017 Municipal Codebook of Ordinances, is hereby repealed and the following adopted in lieu thereof:

**4-1-8 DANGEROUS ANIMALS**

1. **Dangerous Animals Prohibited.** No person shall keep, shelter, or harbor for any purpose within the City limits a dangerous animal except for the following circumstances;
  - a. Animals under the control of a law enforcement or military agency.
  
2. **Definitions.** A dangerous animal is:
  - a. Any animal which is not naturally tame or gentle, and which is of a wild nature or disposition, and which is capable of killing, inflicting serious injury upon, or causing disease among human beings or domestic animals, and having known tendencies as a species or breed to do so.
  - b. The following are animals which shall be deemed to be dangerous animals per se:
    - i. Lions, tigers, jaguars, leopards, cougars, lynx, and bobcats;
    - ii. Wolves, coyotes, and foxes;
    - iii. Badgers, raccoons, wolverines, weasels, skunks, and mink;
    - iv. Bears;
    - v. Monkeys, chimpanzees, and apes;
    - vi. Alligators and crocodiles;
    - vii. Scorpions and gila monsters;
    - viii. Snakes that are venomous or constrictors;
    - ix. Any animals declared to be dangerous by the City Council.
  
3. **Pit Bull Breeds Prohibited.** No person shall keep, shelter, or harbor for any purpose within the City limits, a Pit Bull as defined in this ordinance.
  - a. Pit Bull dogs defined as the following;
    - i. American Pit Bull Terrier
    - ii. American Staffordshire Terrier
    - iii. Staffordshire Bull Terrier
    - iv. Or any dog displaying a majority of the distinguishable physical characteristics as set forth and established as physical characteristics by the American Kennel Club, United Kennel Club for any of the aforementioned breeds.
  - b. The City shall bear the burden of proof to show the dog is a pit bull by clear, convincing, and satisfactory evidence.
  
4. **Vicious Animal Definition.** A vicious animal means any animal, except for a dangerous or banned animal as listed above, that has attacked, bitten or clawed a person and the attack was unprovoked, or any animal that has exhibited vicious tendencies in the past or present conduct.

5. In the event that a dangerous animal, banned animal, or vicious animal (as defined in this ordinance) is found at large and unattended upon public property, park property, public right-of-way, or the property of someone other than its owner, thereby creating a hazard to persons or property, such animal may, at the discretion of the Mayor or Peace Officer, be destroyed if it cannot be confined or captured. The City shall be under no duty to attempt the confinement or capture of a dangerous, banned, or vicious animal (as defined in this ordinance) found at large, nor shall it have a duty to notify the owner of such animal prior to its destruction.
  
6. Upon the complaint of any individual that a person is keeping, sheltering or harboring a dangerous, banned, or vicious animal (as defined in this ordinance) on premises in the City, the Mayor or Peace Officer shall cause the matter to be investigated and if after investigation, the facts indicate that the person named in the complaint is keeping, sheltering or harboring a dangerous, banned, or vicious animal (as defined in this ordinance) in the City, the Mayor or Peace Officer shall order the person named in the complaint to safely remove such animal from the City or destroy the animal within three days of the receipt of such an order. Such order shall contain the following and be delivered in person or by certified mail:
  - a. A copy of the ordinance;
  - b. A description of ordinance violation;
  - c. Order of compliance;
  - d. Information of procedure of appeal

Such order and notice to remove such animal shall not be required where such animal has previously caused serious physical harm or death to any person, in which case the Mayor or Peace Officer shall cause the animal to be immediately seized and impounded or killed if seizure and impoundment are not possible without risk of serious physical harm or death to any person.

7. The order to remove a dangerous, banned, or vicious animal (as defined in this ordinance) issued by the Mayor or Peace Officer may be appealed to the Council. In order to appeal such order, written notice of appeal must be filed with the Clerk within seven days after receipt of the order contained in the notice to remove the dangerous, banned, or vicious animal (as defined in this ordinance). Failure to file such written notice of appeal shall constitute a waiver of the right to appeal the order of the Mayor or Peace Officer.
  
8. The notice of appeal shall state the ground for such appeal and shall be delivered personally or by certified mail to the Clerk. The hearing of such appeal shall be scheduled within seven days of the receipt of the notice of appeal. The hearing may be continued for good cause. After such hearing, the Council may affirm or reverse the order of the Mayor or Peace Officer. Such determination shall be contained in a written decision and shall be filed with the Clerk within three days after the hearing or any continued session thereof. If the Council affirms the action of the Mayor or Peace Officer the owner may be responsible for all costs associated with the maintenance of the animal. However, if the Council over turns the action of the Mayor or Peace Officer, the dog will be returned to the owner and no costs shall be assessed against them.

9. If the Council affirms the action of the Mayor or Peace Officer, the Council shall order in its written decision that the person owning, sheltering, harboring, or keeping such dangerous, banned, or vicious animal (as defined in this ordinance) remove such animal from the City or destroy it. The decision and order shall immediately be served upon the person against whom rendered in the same manner as the notice of removal. If the original order of the Mayor or Peace Officer is not appealed and is not complied with within three days, or the order of the Council after appeal is not complied with within three days of its issuance, the Mayor or Peace Officer is authorized to seize, impound or destroy such dangerous, banned, or vicious animal (as defined in this ordinance). Failure to comply with an order of the Mayor or Peace Officer issued pursuant to this chapter and not appealed, or of the Council after appeal, constitutes a misdemeanor offense for each day of failure to comply.

#### **4-1-11 ANIMALS AND FOWL**

1. It shall be unlawful for a person to keep within the City limits cattle, horses, swine, sheep, goats, ostriches, emus, rheas, or guinea fowl unless any parcel of land is greater than two and a half (2.5) acres.
2. Animals and small fowl such as pigeons and quail; medium fowl such as pheasants, chickens and ducks; and large fowl such as geese, turkeys, and peafowl which are of such type and nature that State and National Associations exist establishing norms for breeding, confining and rearing shall be allowed, provided that:
  - a. Cages, hutches, coops, cotes, lofts or other confinement shall be at least 35 feet away from any neighboring residence; such enclosures shall be of sufficient size to house the number of fowl permitted.
  - b. The area is maintained free of odors, insects and rodents, and excessive noises such as crowing, cackling, and gobbling, causing no safety or health hazards to the general public or interfering with the enjoyment of life and property by any neighboring resident.
  - c. Animals and fowl included in this subsection shall be fed in the confines of their enclosures; all grains and food shall be stored in rodent proof containers.
  - d. On any parcel of land which is a single lot, such animals shall be limited to five (5) large fowl, ten (10) medium fowl, and twenty (20) small fowl consisting of no more than two species.
  - e. On any parcel of land which is a double lot and smaller than two and a half (2.5) acres, such animals shall be limited to ten (10) large fowl, twenty (20) medium fowl, and thirty (30) small fowl consisting of no more than four species.
  - f. All animals and fowl in this subsection must be permanently fenced and may not be enclosed or fenced in the front yard of a dwelling.
  - g. The young produced by any animals or fowl within this subsection may be maintained with the parent animals for a period of approximately eight weeks but in no case more than ten weeks.
  - h. It shall be unlawful for a person to keep within the City limits more than one (1) rooster of crowing age.
3. Dead Animals
  - a. No person shall place any dead animal in any street, alley or other public place in the City or allow any dead animal which he or she owned or for which he or she had control to remain in any street, alley or other public place or on the premises of any person within the City for more than five hours. If an animals dies in any street, alley or other public place or on the premises of any person within the City, the person who owned or

had possession and control of the animal prior to death shall remove or cause to be removed the carcass within five hours from the time the animal dies and shall have the carcass desiccated or cremated.

4. No person shall abandon any animal or fowl within the corporate limits.
5. No owner of any animal or fowl shall allow such animal or fowl to cause damage to or interfere with the property of another.

**4-1-12 PENALTIES FOR VIOLATIONS**

1. Any person guilty of violating the provisions herein shall be guilty of a simple misdemeanor and shall be subject to a fine of one hundred dollars (\$100.00) or a municipal infraction per offence.

**SECTION 2. REPEALER.** That all other ordinances or parts of ordinances in conflict herewith are repealed.

**SECTION 3. SEVERABILITY CLAUSE.** That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrased be declared unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved by the Keota City council on the 15<sup>th</sup> day of June, 2020.

\_\_\_\_\_  
ANTHONY CANSLER, MAYOR

ATTEST:

\_\_\_\_\_  
TOMISHA HAMMES, CITY CLERK

<b>ROLL CALL VOTE</b>				
<b>COUNCIL MEMBER NAME</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>MIKE BENDER</b>				
<b>KEITH CONRAD</b>				
<b>MATT GREINER</b>				
<b>ROD HILL</b>				
<b>CURT BURROUGHS</b>				

I certify that the foregoing was published as Ordinance 284 on June 24, 2020.



Wilson Memorial Park Plan.

# Keota

# City of Keota

## Grant Submission Approval Request

Keota City Council Meetings take place on the first and third Monday of the month. The following information needs to be turned into the Keota City Clerk no later than 10:00 a.m. the Friday before the meeting you wish to have your grant approved. This is required as the Council packets are emailed to the Council and Mayor, agenda posted, packets and agenda posted on the City's website on the Friday before each meeting.

1. Name of Organization and Project:

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2. A finished copy of the grant application that will be submitted must be provided for the Council to review before approval is given.
3. A timeline of when the work will be done or when the items will be purchased.

Project Start Date: \_\_\_\_\_

Anticipated Completion: \_\_\_\_\_

4. Payments – will the City be required to pay for the items and/or work before the grant money comes through for reimbursement or will the organization applying for the grant cover all expenses.

Anticipated date(s) payment would need to be made by the City:

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5. Listing of where the items will be purchased from and/or who will be doing the work on the project. The Council prefers local contractors if and when possible.

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