

**AGENDA
KEOTA CITY COUNCIL
225 E. BROADWAY AVE.
SEPTEMBER 7, 2021
7:00 P.M.**

1. Roll Call

2. *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 August 16, 2021 meeting
- b. Bills for payment

3. Department Reports

- a. Public Works
- b. Police
- c. Library
- d. Museum

4. Business

- a. Discussion with Ball Association on Small Field Fence
- b. Discussion on Keota Becoming a Second Amendment Sanctuary City
- c. Discussion of Annexation for northeast side of Keota on Keokuk-Washington Road
- d. Approve Agreement with French Reneker and Associates to do the city maps
- e. Approve Liquor License for Keota Eagle Foods
- f. Approve Building Permit for 212 N. Davis Street - fence
- g. Approve Wellmark Grant Recipient Information for Pool Advocates
- h. Approve Resolution 2021-38: FY21 Street Finance Report
- i. Approve Resolution 2021-39: Museum Board Members
- j. Approve Date for Trick or Treat Night – Friday, October 29, 2021
- k. First Reading of Ordinance 2021-289; Animal Control – Rabies Vaccinations
- l. First Reading of Ordinance 2021-290; Golf Carts
- m. First Reading of Ordinance 2021-291; ATV/UTV
- n. First Reading of Ordinance 2021-292; Nuisances – Grass Height

5. Citizen Comments

While Citizen Comments are not required by law, the Mayor and City Council welcome comments from the public. An opportunity to speak is not guaranteed and is allowed at the discretion of the Chair. You are asked to give your name and address for the record and to limit your remarks to 3 minutes in order that others may be given the opportunity to speak. The following requirements will be enforced by the Mayor and the City Council:

- *All comments must be directed at the Mayor and Council.*
- *Only the citizen given the opportunity to speak is allowed to speak. Citizens that interrupt the speaker will be asked to leave the meeting.*
- *You may ask questions to the Council; however, your questions will not be answered during Citizen Comments and will be considered, though no answer guaranteed, during Council Comments.*
- *Once Citizen Comments are complete, there will be no talking or comments from the gallery. Any citizens speaking once Citizen Comments are complete may be asked to leave the meeting.*

6. Clerk/Council/Mayor Comments

7. *Adjournment

*Mayor Anthony Cansler*Councilman Matt Greiner*Councilman Rod Hill
*Councilman Keith Conrad*Councilman Mike Bender*Councilman Heath McDonald

*Public Works Director Kevin Slaubaugh *Police Chief Doug Conrad
*City Clerk/Administrator Tomisha Hammes

AUGUST 16, 2021

The Keota City Council met on August 16, 2021, at the Keota City Hall. The meeting was called to order at 7:00 p.m. by Mayor Anthony Cansler.

Council members answering roll call were: Mike Bender, Keith Conrad, Rod Hill, and Heath McDonald. Matt Greiner was unable to attend. City Employees present were Kevin Slaubaugh and Tomisha Hammes. Also in attendance was Karen Sypherd, Danielle Imhoff, Pat Hammen, Jim Henrich, Jim Tinnis, Dan Flynn, and Chad McCleary.

Motion was made by Councilman Conrad to approve the consent agenda including minutes from the August 2, 2021 meeting, payment of bills, and July month end financials. Councilman McDonald seconded the motion. Motion passed with a 4-0 vote.

Payment of Bills:

CITY OF KEOTA
AUGUST 16, 2021 COUNCIL MEETING
FOR PERIOD AUGUST 3 - AUGUST 16, 2021

<u>PAYEE</u>	<u>AMOUNT</u>	<u>COMMENT</u>
CONRAD, DOUGLAS L.	\$1,907.71	Payroll
GREINER, ASHLEY	\$27.84	Payroll
GREINER, TONIA	\$824.62	Payroll
HAMMES, TOMISHA	\$1,388.05	Payroll
SLAUBAUGH, KEVIN L.	\$1,571.73	Payroll
EFTPS	\$1,712.58	Employee Withholdings
UNITED STATES POST OFFICE	\$135.72	Water/Sewer - Water Bills
JEFFERY GARMAN	\$1,875.00	Cemetery - Contract Mowing
ALL AMERICAN PEST CONTROL	\$65.00	All Dept. - Quarterly Pest Control
MALLEY HARDWARE	\$75.51	All Dept. Supplies
FARMERS COOPERATIVE ASSOCIATION	\$521.91	All Dept. Veh. O & M
SINCLAIR TRACTOR	\$302.00	All Dept. Skid Loader Repair
SEMCO LANDFILL	\$2,276.10	Abandoned Houses - 306 W. Broadway Avenue Tear Down
COUNTY LINE MART LLC	\$75.35	Police - Veh. O & M
VISION AG	\$413.10	Parks - Weed Control
IOWA DNR	\$210.00	Sewer - Wastewater Permit Fee
US CELLULAR	\$211.84	All Dept. Cell Phones
COX SANITATION	\$3,965.25	Garbage - Bags/Pick Up
ARNOLD MOTOR SUPPLY	\$68.64	Shop - Supplies
MENARDS	\$131.97	All Dept. - 20 Volt Drill Kit
ALICIA SIEREN	\$78.42	Deposit - Final Billing Refund
ION ENVIRONMENTAL SOLUTIONS	\$3,500.00	Water/Sewer - August Operations and Labs
MUNICIPAL SUPPLY INC.	\$441.00	Sewer - 8" Domed Grate
OLLINGER ELECTRIC	\$70.00	City Hall - Unhook Power to Automatic Sliding E
MID-AMERICAN PUBLISHING	\$289.79	All Dept. Publications
JANE DENNY	\$45.04	Deposit - Final Billing Refund
TEIGHA CARL	\$27.29	Deposit - Final Billing Refund
TREMMEL BACKHOE SERVICE	\$1,829.50	Storm Drain Repair/Sink Hole Repair in Road
TOTAL	\$24,040.96	

July month end financials:

FUND	BEGINNING BALANCE	RECEIPTS	EXPENDITURES	END BALANCE
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LIBRARY CD 1	\$39,492.63			\$39,492
LIBRARY CD 2	\$31,019.62			\$31,019
SEWER CD	\$145,772.49	\$163.54		\$145,936
SEWER VEH CD	\$20,604.66			\$20,604
WATER CD	\$69,525.34			\$69,525
WATER VEH CD	\$425.43			\$425
DARE	\$1,025.62	\$0.24		\$1,025
POLICE FORFEITURE	\$572.49			\$572
GEN FD INV	\$1,449.73	\$0.04		\$1,449
GEN FD LIBR INV	\$4,981.72	\$0.13		\$4,981
LIB BUILDING	\$1,305.46	\$0.03		\$1,305
LIB MEMORIALS	\$306.06			\$306
PERPETUAL CARE FUND	\$8,316.03	\$2,000.21		\$10,316
POLICE VEHICLE INV	\$27,167.54	\$1.15		\$27,168
PARK & CEM VEH	\$606.47	\$0.02		\$606
CITY HALL BLDG RPR	\$19,219.87	\$0.49		\$19,220
CIVIL DEFENSE FU	\$3,175.46	\$0.08		\$3,175
KEOTA DAYCARE	\$1,190.35	\$0.03		\$1,190
WILSON MEMORIAL LIB	\$17,576.64	\$0.45		\$17,577
T&A METER INV	\$23,675.52	\$0.60		\$23,676
SIDEWALK SAVINGS	\$14,529.06			\$14,529
WTR VEH SAVINGS	\$29,316.50			\$29,316
WTR TWR MAIN SAVINGS	\$9,647.58			\$9,647
SEWER VEH SAVINGS	\$9,123.33			\$9,123
SNOW EQUIPMENT SAVINGS	\$5,073.28			\$5,073
CHECKING	\$1,022,727.85	\$86,692.64	\$160,007.44	\$949,413
GENERAL		\$11,389.92	\$50,443.71	
GENERAL - LOCAL				
OPTION		\$7,429.35		
CITY HALL PETTY CASH	\$50.00			\$50
CITY HALL CASH DRAWER	\$100.00			\$100
DARE		\$0.24		
ROAD USE		\$15,783.60	\$58,163.72	
EMPLOYEE BENEFIT		\$1,057.56	\$7,040.13	
CAPITAL IMPROV RESER		\$1,075.32		
LIBRARY		\$1,167.87	\$10,087.42	
LIBRARY PETTY CASH	\$25.00			\$25
LIBRARY MUSEUM				
WATER		\$28,219.79	\$19,194.81	
CP. WTR. TRTMNT. PLANT				
CP. WTR. TOWER				
CP. WTR. MAIN DAVIS ST				
CP. WTR MAIN				
BROAD/DAVIS				
UTILITY DEPOSITS		\$200.60		
SEWER		\$22,535.40	\$8,004.44	
SEWER EXT-BROADWAY				
SEWER PLANT UPGRADE				
	TOTAL			\$1,436,853

Department Reports:

-Public Works Department – Started work on the manhole at the intersection of Lafayette Avenue and Fulton Street. There was a suck hole, so Tremmel Backhoe Service was in town to fix it. They still have to go down in the manhole with the blower to seal it. Spraying weeds and keeping up on mowing

as well as doing a number of locates. By doing the drive arounds, the number of letters being sent has gone down quite a bit. Trees will be the next thing that we will be taking a look at to send letters for this fall. Chad McCleary, Ion Environmental Solutions, gave a quick report on the water and sewer plants. Small copper line in the water line that there are a few issues with. He is going to replace the piece. They took additional samples this quarter – no issues found. Lead and Copper samples are due at the end of September. Kevin Waggoner was called about lagoon one to repair the diffuser at the waste water treatment plant. Influent building for waste water needs to have the air conditioner looked at. It is blowing, but not cooling. The pump building window air conditioner unit is broken, there needs to be a new air conditioner and dehumidifier purchased. Chad requested to have a coded door lock and coded padlock put on the buildings to make it easier to assess for the Ion Environmental Solutions employees. They would be keyed to the current keys. This will be at Chad's expense since it is for their benefit. Council stated to move forward with everything that was addressed.

-Police Department – A written report was submitted. Reporting period of July 14 through August 12, 2021, there were twenty-nine (29) service calls/complaints and eleven (11) citations issued. Service Calls/Complaints: two theft, one motor vehicle theft, one weapons, two controlled substances, one family and children, two trespass, two suspicion, one mental, one accident (traffic), two assist and serve, one attempt to locate, two misc. complaints, two dog/cat/misc. animal, one livestock, one wildlife, three traffic violations, one vehicles (abandoned), three scam. Citations issued: seven (7) speed/alternative enforcement, one failure to obey stop sign, one failure to maintain control, one failure to get over for vehicle with flashing lights, and one warrant arrest/bond 10,000 cash only.

-Wilson Memorial Library – No report given.

-Keota Historical Museum – The stained-glass window has been hung. Open House will be set during their meeting later this week.

Motion was made by Councilman Conrad to approve the 28-E Agreement with the Keota Volunteer Fire Department. Councilman Bender seconded the motion. Roll Call Vote: Ayes – Bender, Conrad, Hill, McDonald; Nays - None; Abstain – None; Absent – Greiner. Motion passed with a 4-0 vote.

The Before and After School Program was discussed between the Council, Jim Henrich, and Pat Hammen. The Keota City Attorney stated that with the new 28-E Agreement the City of Keota could still be liable and there could potentially be misappropriation of city resources. Therefore, she recommended to not move forward with the agreement. Motion was made by Councilman Bender to table the 28-E Agreement with the Keota School District for the Before and After School Program until a response on the agreement comes back from the State Auditor's Office. Councilman McDonald seconded the motion. Motion passed with a 4-0 vote.

Motion was made by Councilman Bender to table the Agreement with French Reneker and Associates for the updating of the map books as Matt Walker was unable to attend the meeting. Councilman Hill seconded the motion. Motion passed with a 4-0 vote.

Motion was made by Councilman Bender to approve Resolution 2021-37: Hiring of New Public Works Employee Micah Harmsen. Councilman Conrad seconded the motion. Roll Call Vote: Ayes – Bender, Conrad, McDonald; Nays - Hill; Abstain – None; Absent - Greiner. Motion passed with a 3-0 vote.

The Council reviewed the following ordinances: Animal Control – Rabies Vaccinations, Golf Carts, ATV/UTV, and Nuisances – Grass Height. The city clerk presented all the changes. The first reading for all ordinance amendments will be on the next meeting's agenda.

Motion was made by Councilman Bender to change the next meeting date to Tuesday, September 7, 2021 at 7:00 p.m. due to the Labor Day holiday on Monday, September 6, 2021. Councilman McDonald seconded the motion. Motion passed with a 4-0 vote.

Motion was made by Councilman Conrad to approve the building permit for 307 NW Hoover Street – concrete patio. Councilman Bender seconded the motion. Motion passed with a 4-0 vote.

Citizen Comments: Dan Flynn thanked the Council who attended the practice run of the Washington County Riverboat Foundation Grant presentation and then also Councilman Conrad and Mayor Cansler for attending the actual presentation. The Pool Advocates received the Wellmark Grant for \$25,000. Karen Sypherd and the city clerk will be working on the paperwork for the grant since it was submitted through the City. The Walmart Grant will be applied for by the Pool Advocates through the City. Keokuk County Endowment grant will be done this fall. Amanda Smothers dropped off a donation to the Pool Advocates from a fundraiser that she did. Karen Sypherd stated that a member from Washington County Conservation gave a great deal of positive feedback on the KeWash Trailhead at the grant presentations.

Clerk/Council/Mayor Comments: The city clerk presented the final summary from the Downtown Walk Around through the Iowa Economic Development Authority that took place on June 15, 2021. The clerk requested that the summary be sent to all the property owners on Broadway Avenue in the business district. The first day to file papers to run for Mayor and Council is on August 23, 2021 and the last day to file is Thursday, September 16, 2021 by 5:00 p.m. Councilman Bender stated that he had someone approach him to make Keota a Second Amendment Sanctuary City. He proposes that the Council look into doing this. There is a no parking sign outside of County Line Mart. People are still parking there. This needs to be address to avoid an accident in the future. Councilman Conrad stated that with the school program we may need to meet for some work session to go over some different ideas of what we can do to work together. He asked Mayor Cansler if we could have the new hire come to at least one meeting a month. He also requested that Officer Conrad start attending one Council meeting a month or at least every other month. Councilman Conrad requested permission from the Council to talk with Trevaniel Temple, city attorney, about an annexation project. He stated that the Keota Pool Advocates will host a fundraiser breakfast on September 12, 2021, at the KC Hall in Harper. The Pool Advocates will have their garage sales open for the Rural Road Trip which is September 24-26. Councilman Hill said that he voted no on the new city hire, not because of the person, just based on the salary he was going to get paid in comparison to what the other city employees are currently getting paid. Councilman McDonald stated he was asked on where the City was on abandoned housing tear downs. The City has discussed moving forward to not approve paying half the cost of the tear down without something being built in its place within 24 months. That way the City doesn't lose the tax revenues from the properties. Mayor Cansler requests to have a meeting with Micah Harmsen, a couple Councilmen, Kevin Slaubaugh, the city clerk, and himself to formally meet everyone before he starts.

Motion was made by Councilman Conrad to adjourn at 8:11 p.m. Councilman Bender seconded the motion. Motion passed with a 4-0 vote. The City Council will next meet on Tuesday, September 7, 2021, starting at 7:00 p.m.

MAYOR ANTHONY CANSLER

ATTEST:

CITY CLERK TOMISHA HAMMES

These are not official minutes. These minutes will be approved at the next council meeting.

CITY OF KEOTA
 SEPTEMBER 7 2021 COUNCIL MEETING
 FOR PERIOD AUGUST 17 - SEPTEMBER 7, 2021

<u>PAYEE</u>	<u>AMOUNT</u>	<u>COMMENT</u>
ALTENHOFEN, CHERYL	\$231.52	Payroll
CONRAD, DOUGLAS L.	\$1,907.71	Payroll
GREINER, ASHLEY	\$55.66	Payroll
GREINER, TONIA	\$990.15	Payroll
HAMMES, TOMISHA	\$1,388.05	Payroll
SLAUBAUGH, KEVIN L.	\$1,571.73	Payroll
EFTPS	\$1,826.52	Employee Withholdings
IPERS	\$2,465.84	Employee Benefits
ALL AMERICAN PEST CONTROL	\$30.00	Library - Pest Control
BOVARD STUDIO	\$6,188.00	Museum - Stained Glass Window Final Payment
CENTER POINT LARGE PRINT	\$44.34	Library - 2 Large Print Books
INFOMAX OFFICE SYSTEMS	\$143.59	Library - Copier Lease
SWANK MOVIE LICENSE	\$322.00	Library - Movie License
WINDSTREAM	\$148.33	Library - Phone/Fax
WELLMARK	\$7,339.93	Employee Health Benefits
FIRST NATIONAL BANK	\$137.83	All Dept. Postage
FIRST NATIONAL BANK	\$370.87	Police - Veh. O & M/Ammo
FIRST NATIONAL BANK	\$227.59	Library - Program/Books
WINDSTREAM	\$232.05	All Dept. - Phone/Fax
TREASURER, KEOKUK COUNTY	\$9,184.00	Economic Development - Tax Payments Per Agreements
MALLEY HARDWARE	\$72.28	All Dept. Supplies
KOCH OFFICE GROUP	\$100.77	All Dept. Copier Fees
WATER SOLUTIONS UNLIMITED	\$474.98	Water - Hypochloride
ACTION SERVICES INC	\$210.00	Park - Park/KeWash Trailhead Porta Potties
VERIZON	\$40.01	Police - Hot Spot
ALLIANT ENERGY	\$8,830.05	All Dept. Gas/Electric
COX SANITATION	\$4,480.50	Garbage - Pick Up/Bags
H & M FARM & HOME	\$44.99	Sewer - Supplies

TOTAL \$48,827.77

Keota Museum Board met on Wednesday, August 18, 2021 at the Keota Historical Museum. The meeting was called to order by President Karen Sypherd. Those present were: Karen Sypherd, Wanda Baumert, Jill Baetsle, Jeri Klein, Dan Flynn and John Greiner. Guest was soon-to-be board member Brett Romoser.

The Minutes of the previous meetings on July 21, 2021 were read and approved.

Treasurer Report – \$5,500.00. We received the bill from Bovard Studio in the sum of \$6,188 which is ready to be paid as the damaged light panel has been repaired and installed as well as the diffuser was installed. Motion made by John, second by Wanda for this invoice to be paid. Motion passed.

Old Business – The church window is complete. The diffuser which was voted on to be bought and installed is also complete, however, Bovard Studio had one on hand and did not charge us any extra for this service. Brett Romoser has agreed to a four-year term with the Museum Board. Jeri Klein has also agreed to serve a four-year term with the Board. Motion made by Dan, second by Wanda to approve Brett and Jeri to their four-year term to the Museum Board. Motion passed. We will be participating in the Keota schools' back to school night having a display set up on Tuesday, August 24, setting up artifacts of interest for the students, parents and teachers. We are currently working on the appropriate documentation to get set up for a 501c(3) status.

New Business - Wanda made a motion, second by Jeri to maintain the current officers: Karen as President, Dan as Vice-President, John as Treasurer, and Jill as Secretary. Motion passed. An open house will be held on October 9 from 10-2 pm. Jeri informed the board of Keota's 150th celebration in 2023 and our potential participation in the celebration. We need to look into options to cover the north window of the museum. The original storage room door has been located and it needs to be painted and put on the hinge.

Our next regular board meeting is scheduled for Wednesday, September 15, 2021 at 6:30 p.m.

Jill made a motion to adjourn the meeting, second by John. Meeting adjourned.

Respectfully submitted,

Jill Baetsle, Secretary

RESOLUTION 2021-38

A RESOLUTION APPROVING THE STREET FINANCE REPORT FOR THE FISCAL YEAR ENDING JUNE 30, 2021, BY THE CITY OF KEOTA, IOWA.

BE IT RESOLVED by the City Council of the City of Keota, Iowa, that their approval is given for the Street Finance Report for the fiscal year ending June 30, 2021.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF KEOTA, IOWA, that the 2020-2021 Street Finance Report is approved by the City Council of the City of Keota, Iowa, and can be submitted to the Iowa Department of Transportation.

PASSED AND APPROVED this 7th day of September 2021.

MAYOR ANTHONY CANSLER

ATTEST:

CITY CLERK TOMISHA HAMMES

ROLL CALL VOTE				
COUNCIL MEMBER NAME	AYES	NAYS	ABSTAIN	ABSENT
MIKE BENDER				
KEITH CONRAD				
ROD HILL				
MATT GREINER				
HEATH MCDONALD				

RESOLUTION 2021-39

A RESOLUTION APPOINTING THE FOLLOWING NAMED PERSON(S) AS A MEMBER OF THE MUSEUM BOARD FOR THE CITY OF KEOTA, IOWA.

BE IT RESOLVED by the City Council of the City of Keota, Iowa, that their approval is now given for the appointment of the following named people to serve on the Museum Board for the terms hereafter set out:

Jerilyn Klein – July 31, 2025
Brett Romoser – July 31, 2025

WHEREUPON, Resolution 2020-29 is passed and approved this 7th Day of September, 2021.

MAYOR ANTHONY CANSLER

ATTEST:

CITY CLERK TOMISHA HAMMES

ROLL CALL VOTE				
COUNCIL MEMBER NAME	AYES	NAYS	ABSTAIN	ABSENT
MIKE BENDER				
KEITH CONRAD				
MATT GREINER				
ROD HILL				
HEATH MCDONALD				

Ordinance No. 2021-289

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, Section 2 of the City of Keota, Iowa, 2017 Municipal Codebook of Ordinances, is hereby repealed and the following adopted in lieu thereof:

4-1-2 IMMUNIZATIONS

All dogs six (6) months or older shall be vaccinated against rabies. It shall be a violation of this Ordinance for any dog to not be vaccinated against rabies. A tag showing evidence of proper vaccination shall be worn by every dog when not confined. If a dog is impounded by the City of Keota at the Keota Veterinary Clinic, the dog's owner will be required to show proof of rabies vaccination. If owner cannot show proof of vaccination, the animal will be required to have the rabies vaccination at the owner's expense to be released from the Keota Veterinary Clinic. (Code of Iowa, Sec. 351.33 and 351.34)

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 4th day of October, 2021.

ANTHONY CANSLER, MAYOR

ATTEST:

First Reading: September 7, 2021

Second Reading: September 20, 2021

Third Reading: October 4, 2021

TOMISHA HAMMES, CITY CLERK

ROLL CALL VOTE				
COUNCIL MEMBER NAME	AYES	NAYS	ABSTAIN	ABSENT
MIKE BENDER				
KEITH CONRAD				
MATT GREINER				
ROD HILL				
HEATH MCDONALD				

Ordinance No. 2021-290

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017, BY AMENDING PROVISIONS PERTAINING TO THE TRAFFIC CODE – GOLF CARTS.

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

SECTION 1. Title III, Chapter 4, Section 102 of the Keota Municipal Code, 2017, is hereby repealed and the following adopted in lieu thereof:

Title III, Chapter 4, Section 102 is hereby repealed and the following adopted in lieu thereof:

3-4-102 OPERATION OF GOLF CARTS PERMITTED

Golf carts registered with the City of Keota may be operated upon the streets of the City, except as prohibited in Section 3-4-101 of this chapter. The number of occupants shall not exceed the number of seats installed by the manufacturer in said vehicle. All operators under sixteen (16) years of age shall operate golf carts to and from the golf course only.

Title III, Chapter 4, Section 106 is hereby repealed. (Registration removed.)

Title III, Chapter 4, Section 107 is hereby repealed and the following adopted in lieu thereof:

3-4-107 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.

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:

First Reading – September 7, 2021
Second Reading – September 20, 2021
Third Reading – October 4, 2021

TOMISHA HAMMES, CITY CLERK

Ordinance No. 2021-291

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017, BY AMENDING PROVISIONS PERTAINING TO THE TRAFFIC CODE – ALL-TERRAIN VEHICLES (ATVs) AND UTILITY TRAIL VEHICLES (UTVs).

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

SECTION 1. Title III, Chapter 4, Section 110-111 is hereby adopted:

3-4-110 OPERATION OF ATVs AND UTVs PERMITTED

ATVs and UTVs may be operated upon the streets of the City by persons possessing a valid operator's license and at least eighteen (18) years of age, as long as the ATV or UTV meets all necessary DNR licensing and registration and all other requirements of this ordinance are met.

3-4-111 REQUIRED EQUIPMENT

ATVs and UTVs operated upon City streets shall be equipped with at least the following:

1. Valid operator's license
2. Valid liability insurance covering the ATV or UTV in the same limits as required of automobiles by the financial responsibility provisions of Chapter 321A of the Code of Iowa.

Title III, Chapter 4, Section 115 is hereby repealed. (Registration removed.)

Title III, Chapter 4, Section 116 is hereby adopted:

3-4-116 VIOLATION AND PENALTY

1. 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 (\$100.00) 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.

Ordinance No. 2021-292

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

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

SECTION 1. Title III, Chapter 2, Section 1q of the Keota Municipal Code, 2017, following is added:

3-2-1-q DEFINITIONS

q. Requires all lawns shall be maintained to a height not to exceed six (6) inches in length. When a violation for tall grass is observed, an Official Notice is mailed to the property owner.

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.

ANTHONY CANSLER, MAYOR

First Reading: September 7, 2021
Second Reading: September 20, 2021
Third Reading: October 4, 2021

ATTEST:

TOMISHA HAMMES, CITY CLERK

MOTION MADE BY: _____ 2ND BY: _____

ROLL CALL VOTE				
COUNCIL MEMBER NAME	AYES	NAYS	ABSTAIN	ABSENT
MIKE BENDER				
HEATH MCDONALD				
KEITH CONRAD				
MATT GREINER				
ROD HILL				