

AGENDA

COUNCIL MEETING

Tuesday, June 22, 2021

5:30 P.M.

CITY HALL COUNCIL CHAMBERS

I. CALL TO ORDER:

II. OPEN FORUM: This is a time for any concerned citizen to speak to the Council on an item that is not on the agenda.

III. CONSENT ITEMS:

- A. 6/8/21 regular Council minutes.
- B. Fireworks permit for Terry Semke at 1202 S Grimmell Rd. for July 3 and July 4, 2021.
- C. Fireworks permit for Roger Neilson at 102-104 West McKinley Street for June 29 and July 4, 2021.
- D. Hy-Vee Market Café, Class C Liquor License (Commercial)
- E. Hy-Vee Fast and Fresh Express, Class E Liquor License.
- F. B.P.O. Elks Lodge #2306, Class C Liquor License.
- G. Oly's Corner, Inc., Class C Beer Permit.

IV. NEW BUSINESS:

- A. Public hearing on sale of property located at 705 West Adams Street.
- B. Consider resolution to sell property located at 705 West Adams Street
- C. Public hearing on sale of property located at 607 West Lincoln Way.
- D. Consider resolution to sell property located at 607 West Lincoln Way.
- E. Public hearing on sale of property located at 703 North Chestnut Street.
- F. Consider resolution to sell property located at 703 North Chestnut Street.
- G. Consider approval of third reading to increase water rates by 3%
- H. Consider approval of third reading to increase wastewater rates by 5½ %.
- I. Consider approval of Maintenance agreement with DOT for State Primary Roads within Jefferson.
- J. Consider first reading of an ordinance amending Chapter 90, Section 90.04, Abandon Connections, amending Section 92.11, Temporary Vacancy, and adding section 92.12, Temporary Water Service and Rate.
- K. Consider first reading of an ordinance amending Chapter 165, Section 165.26, 5, I, Terraces, Decks and Patios.
- L. Consider first reading of an ordinance amending Chapter 55, Animal Protection and Control, adding sections 55.23 thru 55.26 addressing Feral Cat Colonies.

V. REPORTS:

- A. Engineer
- B. City Clerk
- C. Attorney
- D. City Administrator
- E. Departments
- F. Council & Committees
- G. Mayor

VI. ADJOURN.

AGENDA SUMMARY

DATE 6/22/21

NEW BUSINESS

- A. **Public hearing on sale of property located at 705 West Adams Street.**
- B. **Consider resolution to sell property located at 705 West Adams Street.** The proposal is to sell the property to the adjacent property owner, Think Big LLC, for \$500.
- C. **Public hearing on sale of property located at 607 West Lincoln Way.**
- D. **Consider resolution to sell property located at 607 West Lincoln Way.** The proposal is to sell the property to the adjacent property owners, Jeffrey Richardson and Tina Thompson, for \$1,000.
- E. **Public hearing on sale of property located at 703 North Chestnut Street.**
- F. **Consider resolution to sell property located at 703 North Chestnut Street.** The proposal is to sell the property to the adjacent property owner, Judy K. Kolbeck, for \$250.
- G. **Consider approval of third reading to increase water rates by 3%.** The water committee evaluated the increase costs of chemicals and funding necessary for anticipated plant improvements and is recommending the 3% rate increase as provided for in the 2021-2022 budget. The rate would increase the base amount for water service for the first 134 cubic feet by 35 cents per month from \$11.51 to \$11.86 and the price per additional 100 cubic feet would increase by 22 cents from \$7.22 to \$7.44. Attached is a graph showing the increase by amount of water used.
- H. **Consider approval of third reading to increase wastewater rates by 5½ %.** The Wastewater Committee and Finance committee reviewed the fee structure needed to provide the necessary funding for a \$10-12 million dollar upgrade of the wastewater treatment plant to meet the Department of Natural Resources discharge requirements. The annual increase would be 5½% for each year for the next 5 years. The base rate would increase for sewer service in the first year by 74 cents per month from \$13.38 to \$14.12. The price per 100 cubic feet would increase by 31 cents from \$5.65 to \$5.96. Attached is a graph showing the increase by amount of sewer used along with the 5-year fee schedule.
- I. **Consider approval of 5-year Maintenance agreement with DOT for State Primary Roads within Jefferson.** This agreement primarily affects Iowa Highway 4 (Elm Street) through Jefferson. Attached is the agreement
- J. **Consider first reading of an ordinance amending Chapter 90, Section 90.04, Abandon Connections, amending Section 92.11, Temporary Vacancy, and adding section 92.12, Temporary Water Service and Rate.** Water Committee is recommending changes to discontinue minimum service charges if a property is determined to be vacant. The ordinance would also include a new section to provide for temporary water service and charges that tend to occur during construction. Ordinance attached.
- K. **Consider first reading of an ordinance amending Chapter 165, Section 165.26, 5, I, Terraces, Decks and Patios.** The current zoning ordinance does not allow for terraces/decks/patios to project into the front yard. The Planning Commission is recommending amending the zoning code to allow for these types of additions with certain limitations. Proposed ordinance attached.
- L. **Consider first reading of an ordinance amending Chapter 55, Animal Protection and Control, adding sections 55.23 thru 55.26 addressing Feral Cat Colonies.** Proposed language for ordinance change was discussed at 6/8/21 Council meeting. Ordinance language attached.

COUNCIL MEETING

June 8, 2021

5:30 P.M.

PRESENT: Ahrenholtz, Jackson, Sloan, Wetrich, Zmolek
ABSENT: None

Mayor Gordon presided.

No citizens spoke during Open Forum.

On motion by Sloan, second by Jackson, the Council approved the following consent agenda: May 25, 2021 Council Minutes, Jefferson Matters : Main Street, d/b/a Bell Tower Festival, Class BB Beer Permit, Coaches Corner, Wild Rose Jefferson, LLC, Class C Liquor License (commercial), Wild Rose Jefferson, LLC, Class C Liquor License (commercial), Employ Tiffany Hupp for seasonal part time help at Jefferson Community Golf Course at \$7.75/hr., approval of Fireworks permits for Wild Rose Casino and Resort for July 4, 2021 or Rain Date July 5, 2021 and Heath Enns at 909 West Mahlon Street effective from July 2, 2021 to July 3, 2021, approval of pay estimate #4 to Concrete Technologies Inc. for Runway 14/32 extension in the amount of \$79,878.61, pay estimate #9 To Caliber Concrete LLC for Shared Use Path in the amount of \$32,600.03 and payment of monthly bills from City funds.

AYE: Ahrenholtz, Jackson, Sloan, Wetrich, Zmolek
NAY: None

On motion by Jackson, and second by Zmolek, the Council approved of the appointments of Jeremiah Goughnour and Jamie Brenner to the Jefferson Fire Department.

AYE: Zmolek, Wetrich, Sloan, Jackson, Ahrenholtz
NAY: None

ORDINANCE NO. 603

On motion by Sloan, and second by Wetrich, the Council approved Ordinance No. 603, an ordinance changing zoning classification for property on or adjacent to East Clark & East Reed Street lying East of North Wilson Avenue.

AYE: Jackson, Zmolek, Wetrich, Ahrenholtz, Sloan
NAY: None

On motion by Jackson, second by Zmolek, the Council approved an amendment with Atura Architecture of \$14,600.00 to rebid the Greene County Animal Shelter project.

AYE: Jackson, Ahrenholtz, Wetrich, Zmolek, Sloan
NAY: None

On motion by Zmolek, second by Sloan, the Council approved an hourly fee of \$250.00/hour with Piper Sandler for development of financial policies.

AYE: Ahrenholtz, Jackson, Sloan, Wetrich, Zmolek
NAY: None

On motion by Sloan, second by Zmolek, the Council approved the second reading of ordinance adjusting water service rate by 3%,

AYE: Jackson, Sloan, Ahrenholtz, Wetrich, Zmolek
NAY: None

On motion by Sloan, second by Wetrich, the Council approved the second reading of ordinance adjusting sewer rate by 5½%.

AYE: Zmolek, Sloan, Wetrich, Jackson, Ahrenholtz

NAY: None

RESOLUTION NO. 43-21

On motion by Zmolek, second by Jackson, the Council approved Resolution No. 43-21, a resolution proposing sale of property located at 705 West Adams Street and Setting Public Hearing for June 22, 2021 at 5:30 p.m.

AYE: Ahrenholtz, Jackson, Wetrich, Sloan, Zmolek

NAY: None

RESOLUTION NO. 44-21

On motion by Ahrenholtz, second by Sloan, the Council approved Resolution No. 44-21, a resolution proposing sale of property located at 607 West Lincoln Way Street and setting Public Hearing for June 22, 2021 at 5:30 p.m.

AYE: Jackson, Ahrenholtz, Sloan, Wetrich, Zmolek

NAY: None

RESOLUTION NO. 45-21

On motion by Wetrich, second by Ahrenholtz, the Council approved Resolution No. 45-21, a resolution proposing sale of property located at 703 North Chestnut Street and setting Public Hearing for June 22, 2021 at 5:30 p.m.

AYE: Zmolek, Sloan, Jackson, Ahrenholtz, Wetrich

NAY: None

Thomas Jefferson Gardens gave an update to the Council.

Discussion was held on proposed ordinance to Chapter 55, Animal Protection and Control, addressing Feral Cat Colonies.

The following bills were approved for payment from City funds:

ABC PEST CONTROL	GCRSE PEST CONTR	290.00
ACCESS SYSTEMS LEASING	CPIER LSE	1414.14
ACCO UNLIMITED CORP	WA CHEM	10,084.79
ACUSHNET COMPANY	GCRSE MERCH	933.90
ADVANCED WASTE SOLUTIONS	GCRSE PORT POT	100.00
AFLAC	AFLAC INS W/H	59.21
AFSCME/IOWA COUNCIL 61	UNION DUES	90.36
AG SOURCE COOP SERV	SW TSTG	2,035.50
ALLIANT ENERGY	UTILITIES	22,942.48
AUTOMATIC SYSTEMS CO.	WA UPGRADE	106,510.00
BAKER & TAYLOR INC.	LB MOVIES	817.75
BILL MONROE	RN REF	25.00
BOLTON & MENK INC	2020 ALLEY RECONST ENG	17,800.00
BOMGAARS	SUPP	814.54
BROWN SUPPLY COMPANY	AP SUPP	397.99
CALIBER CONCRETE LLC	GRWD/CENTRAL EST#7	169,086.23
CARD SERVICE CENTER	SW DNR FEES	196.91
CARROLL COUNTY SOLID WASTE	RC-MRKTG FEES	4,558.80
CENTER POINT LARGE PRINT	LB BOOK	23.37
CENTRAL IOWA SYSTEMS	PL MONITOR SRV	6,341.11
CHAD STEVENS	BLDG INSP CLASS	75.00
CINTAS CORPORATION	FIRST AID	421.25
CLEANING SOLUTIONS INC	DN CLEAN	2,268.00

APPLICATION FOR
FIREWORKS PERMIT

The undersigned,

Name: TERRY SEMKE

Address: 1202 S. GRIMMELL RD
JEFFERSON, IA

Telephone: 515-370-1790

hereby applies pursuant to the provisions of the Iowa Code for a permit
to display fireworks at 1202 S. GRIMMELL RD

such permit to be effective from July 3rd
to July 4th. If this application is approved
the undersigned agrees to faithfully observe all applicable laws
governing the use of fireworks.

Date: 4/7/21

Terry Semke

**APPLICATION FOR
FIREWORKS PERMIT**

The undersigned,

Name: Roger C Neilsen
Address: 107 W Clark St
Jefferson IA 50129
Telephone: 515 370 1984

hereby applies pursuant to the provisions of the Iowa Code for a permit to display fireworks at 102-104 W McKinley St

such permit to be effective from on June 29
to and on July 4 2021. If this application is approved the undersigned agrees to faithfully observe all applicable laws governing the use of fireworks.

Date: June 14 2021

Roger C Neilsen

RESOLUTION NO. _____

A RESOLUTION PROPOSING SALE OF PROPERTY LOCATED AT
705 W. ADAMS AND SETTING PUBLIC HEARING

WHEREAS, the City of Jefferson previously acquired ownership of property located at 705 W. Adams, in Jefferson, legally described as follows:

Lot 3, in Block 7, in Lincoln Place Addition to the City of Jefferson,
Greene County, Iowa; and

WHEREAS, the City has received from Think Big, LLC, a proposal to purchase the Property pursuant to the terms and provisions of a Real Estate Purchase and Sale Agreement (the “**Purchase and Sale Agreement**”) that is now before this Council; and

WHEREAS, the City Council finds that it is in the best interests of the City of Jefferson that such sale be made; and

WHEREAS, before the city may proceed with such proposal it is necessary that notice of this proposal be published and that public hearing be held in accordance with the Iowa Code.

NOW, THEREFORE, It Is Resolved by the City Council of the City of Jefferson, Iowa, as follows:

Section 1. The City of Jefferson proposes to sell the Property to Think Big, LLC, for the sum of \$500.00 in accordance with the terms and provisions of the Purchase and Sale Agreement now before the Council.

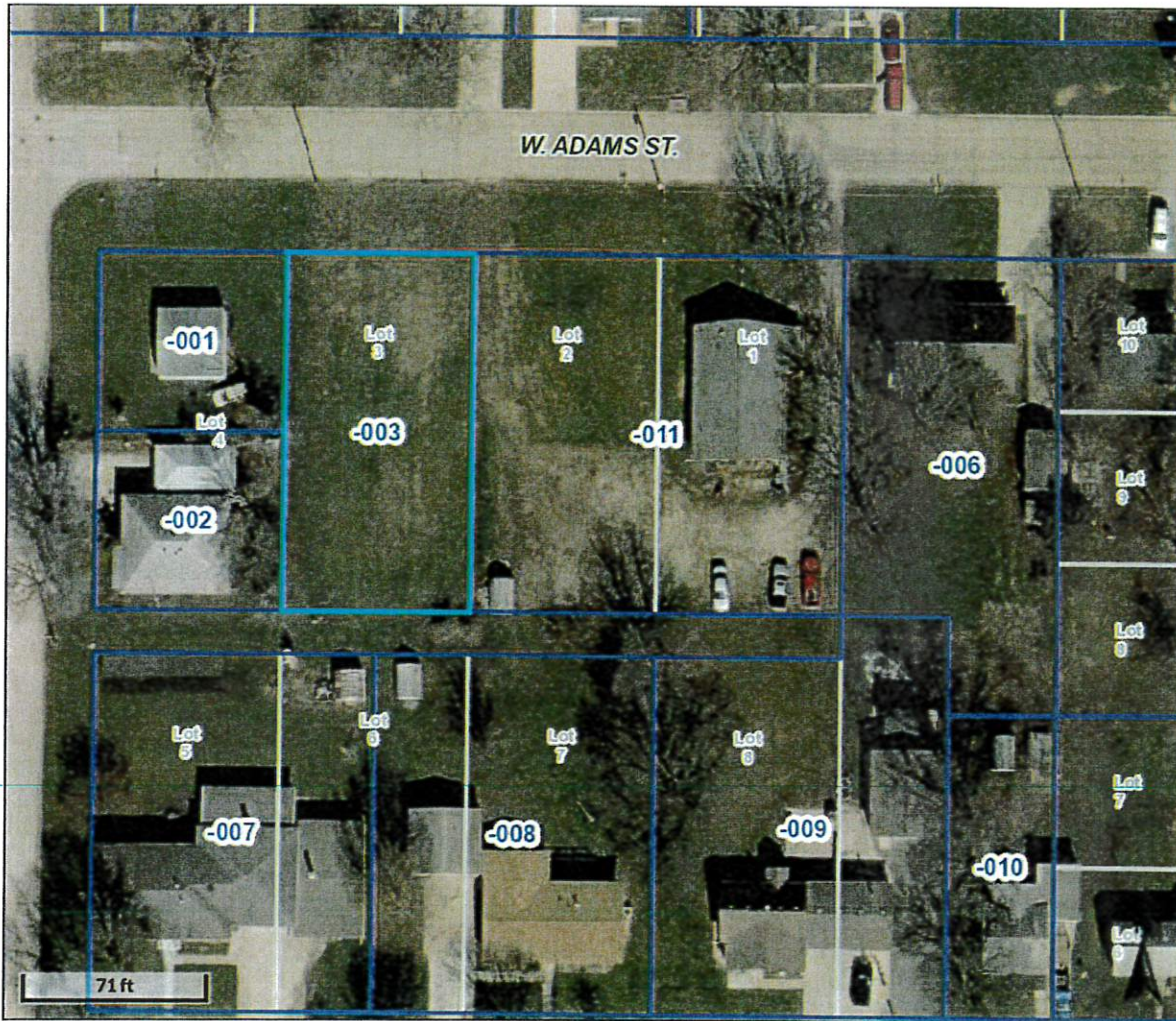
Section 2. The City Council shall meet at the Municipal Center in Jefferson, Iowa, on June 22, 2021, at 5:30 p.m., at which time and place a public hearing shall be held on the proposal, at which hearing all local residents who appear shall be given an opportunity to express their views for or against the proposal.

Section 3. The City Clerk of the City of Jefferson is hereby directed to publish notice of this proposal and of the public hearing and the proposal one time, not less than four days nor more than twenty days before the date of the meeting, in the Jefferson Herald, a legal newspaper published and having a general circulation within the City of Jefferson.

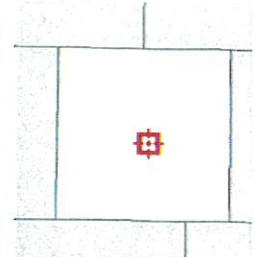
Section 4. The Mayor, City Administrator and City Clerk are authorized to take such further action as may be necessary to carry out the intent and purpose of this resolution.

Section 5. All resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed, and this resolution shall be in full force and effect immediately upon its adoption and approval.

Adopted and approved on June 8, 2021.



Overview



Legend

-  Parcels
-  Road Labels
-  Corporate Limits
-  Lots and Units

Parcel ID	1107256003	Alternate ID	LP070030	Owner Address	JEFFERSON, CITY OF
Sec/Twp/Rng	n/a	Class	ZZ		220 N CHESTNUT ST
Property Address	705 W ADAMS ST	Acreage	n/a		JEFFERSON, IA 50129
	JEFFERSON				
District	IJJF				
Brief Tax Description	LINCOLN PLACE ADD- LOT 3 BLK 7				
	<i>(Note: Not to be used on legal documents)</i>				

Date created: 5/20/2021
 Last Data Uploaded: 5/20/2021 1:26:56 AM

Developed by  Schneider
 GEOSPATIAL

RESOLUTION NO. _____

A RESOLUTION PROPOSING SALE OF PROPERTY LOCATED AT
607 W. LINCOLN WAY AND SETTING PUBLIC HEARING

WHEREAS, the City of Jefferson previously acquired ownership of property located at 607 W. Lincoln Way, in Jefferson, legally described as follows:

The W ½ of Lot 10, Block 20 in Gallaher's Addition to the City of Jefferson, Greene County, Iowa (the "**Property**"); and

WHEREAS, the City has received from Jeffrey Richardson and Tina Thompson a proposal to purchase the Property pursuant to the terms and provisions of a Real Estate Purchase and Sale Agreement (the "**Purchase and Sale Agreement**") that is now before this Council; and

WHEREAS, the City Council finds that it is in the best interests of the City of Jefferson that such sale be made; and

WHEREAS, before the city may proceed with such proposal it is necessary that notice of this proposal be published and that public hearing be held in accordance with the Iowa Code.

NOW, THEREFORE, It Is Resolved by the City Council of the City of Jefferson, Iowa, as follows:

Section 1. The City of Jefferson proposes to sell the Property to Jeffrey Richardson and Tina Thompson for the sum of \$1,000.00 in accordance with the terms and provisions of the Purchase and Sale Agreement now before the Council.

Section 2. The City Council shall meet at the Municipal Center in Jefferson, Iowa, on June 22, 2021, at 5:30 p.m., at which time and place a public hearing shall be held on the proposal, at which hearing all local residents who appear shall be given an opportunity to express their views for or against the proposal.

Section 3. The City Clerk of the City of Jefferson is hereby directed to publish notice of this proposal and of the public hearing and the proposal one time, not less than four days nor more than twenty days before the date of the meeting, in the Jefferson Herald, a legal newspaper published and having a general circulation within the City of Jefferson.

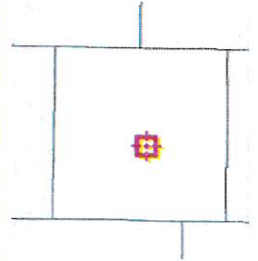
Section 4. The Mayor, City Administrator and City Clerk are authorized to take such further action as may be necessary to carry out the intent and purpose of this resolution.

Section 5. All resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed, and this resolution shall be in full force and effect immediately upon its adoption and approval.

Adopted and approved on June 8, 2021.



Overview



Legend

- Parcels
- Road Labels
- 10 Corporate Limits
- Lots and Units

Parcel ID	1107426001	Alternate ID	GA200100	Owner Address	JEFFERSON, CITY OF
Sec/Twp/Rng	n/a	Class	ZZ		220 N CHESTNUT ST
Property Address	607 W LINCOLNWAY ST	Acreage	n/a		JEFFERSON, IA 50129
	JEFFERSON				
District	IJJF				
Brief Tax Description	GALLAHERS ADD - W1/2 LOT 10 BLK 20				
	<i>(Note: Not to be used on legal documents)</i>				

Date created: 6/2/2021
 Last Data Uploaded: 6/2/2021 1:04:28 AM

Developed by Schneider
 GEOSPATIAL

RESOLUTION NO. _____

A RESOLUTION PROPOSING SALE OF PROPERTY LOCATED AT
703 N. CHESTNUT STREET AND SETTING PUBLIC HEARING

WHEREAS, the City of Jefferson previously acquired ownership of property located at 703 N. Chestnut, in Jefferson, legally described as follows:

Lot 4, except the East 60 feet thereof, in Block 1, Blair's Addition to the City of Jefferson, Greene County, Iowa; and

WHEREAS, the City has received from Judy K. Kolbeck, a proposal to purchase the Property pursuant to the terms and provisions of a Real Estate Purchase and Sale Agreement (the "**Purchase and Sale Agreement**") that is now before this Council; and

WHEREAS, the City Council finds that it is in the best interests of the City of Jefferson that such sale be made; and

WHEREAS, before the city may proceed with such proposal it is necessary that notice of this proposal be published and that public hearing be held in accordance with the Iowa Code.

NOW, THEREFORE, It Is Resolved by the City Council of the City of Jefferson, Iowa, as follows:

Section 1. The City of Jefferson proposes to sell the Property to Judy K. Kolbeck, for the sum of \$250.00 in accordance with the terms and provisions of the Purchase and Sale Agreement now before the Council.

Section 2. The City Council shall meet at the Municipal Center in Jefferson, Iowa, on June 22, 2021, at 5:30 p.m., at which time and place a public hearing shall be held on the proposal, at which hearing all local residents who appear shall be given an opportunity to express their views for or against the proposal.

Section 3. The City Clerk of the City of Jefferson is hereby directed to publish notice of this proposal and of the public hearing and the proposal one time, not less than four days nor more than twenty days before the date of the meeting, in the Jefferson Herald, a legal newspaper published and having a general circulation within the City of Jefferson.

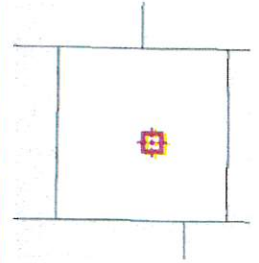
Section 4. The Mayor, City Administrator and City Clerk are authorized to take such further action as may be necessary to carry out the intent and purpose of this resolution.

Section 5. All resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed, and this resolution shall be in full force and effect immediately upon its adoption and approval.

Adopted and approved on June 8, 2021.



Overview



Legend

- Parcels
- Road Labels
- Corporate Limits
- Lots and Units

Parcel ID	1108103002	Alternate ID	BL010040	Owner Address	JEFFERSON, CITY OF
Sec/Twp/Rng	n/a	Class	ZZ		220 N CHESTNUT ST
Property Address	703 N CHESTNUT ST	Acreage	n/a		JEFFERSON, IA 50129
	JEFFERSON				
District	IJJF				
Brief Tax Description	BLAIRS ADD- LOT 4 (EX E60') BLK 1				
	<i>(Note: Not to be used on legal documents)</i>				

Date created: 6/2/2021
 Last Data Uploaded: 6/2/2021 1:04:28 AM

Developed by Schneider
 GEOSPATIAL

Proposed Water Rate for 2021

Total Cubic Feet Used	2021 Monthly Increase
200	\$0.49
300	\$0.70
400	\$0.92
500	\$1.14
600	\$1.35
700	\$1.57
800	\$1.79
900	\$2.00
1000	\$2.22



Please call City Hall at 326-3111 for more information about your bill and the proposed sewer rate increases.

Proposed Sewer Rate Increases



Total Cubic Feet Used	2021 Monthly Increase	2022 Monthly Increase	2023 Monthly Increase	2024 Monthly Increase	2025 Monthly Increase
200	\$1.36	\$1.43	\$1.50	\$1.60	\$1.67
300	\$1.67	\$1.76	\$1.84	\$1.97	\$2.05
400	\$1.98	\$2.09	\$2.18	\$2.34	\$2.43
500	\$2.29	\$2.42	\$2.52	\$2.71	\$2.81
600	\$2.60	\$2.74	\$2.87	\$3.08	\$3.19
700	\$2.91	\$3.07	\$3.21	\$3.45	\$3.57
800	\$3.22	\$3.40	\$3.55	\$3.82	\$3.95
900	\$3.53	\$3.73	\$3.89	\$4.19	\$4.33
1000	\$3.85	\$4.06	\$4.23	\$4.56	\$4.71

Please call City Hall at 386-3111 for more information about your bill and the proposed sewer rate increases.



Iowa Department of Transportation
Agreement for Maintenance and Repair of
Primary Roads in Municipalities

This Agreement made and entered into by and between the Municipality of Jefferson, Greene County, Iowa, hereinafter referred to as the Municipality, and the Iowa Department of Transportation, Ames, Iowa, hereinafter referred to as the Department.

AGREEMENT:

In accord with Provisions of Chapter 28E, Sections 306.3, 306.4, 313.3-5, 313.21-23, 313.27, 313.36, 314.5, 321.348 and 384.76 of the Code of Iowa and the Iowa Administrative Rules 761 – Chapter 150 (IAC) the Municipality and Department enter into the following agreement regarding maintenance, repair and minor reconstruction of the primary roads within the boundaries of the Municipality.

I. The Department shall maintain and repair:

- A. Freeways (functionally classified and constructed)
 - 1. Maintain highway features including ramps and repairs to bridges.
 - 2. Provide bridge inspection.
 - 3. Highway lighting.
- B. Primary Highways – Urban Cross-Section (curbed) (See Sec. II.A)
 - 1. Pavement: Maintain and repair pavement and subgrade from face of curb to face of curb (excluding parking lanes, drainage structures, intakes, manholes, public or private utilities, sanitary sewers and storm sewers).
 - 2. Traffic Services: Provide primary road signing for moving traffic, pavement marking for traffic lanes, guardrail, and stop signs at intersecting streets.
 - 3. Drainage: Maintain surface drainage within the limits of pavement maintenance described in I.B.1 above.
 - 4. Snow and Ice Removal: Plow traffic lanes of pavement and bridges and treat pursuant to the Department's policy.
 - 5. Vehicular Bridges: Structural maintenance and painting as necessary.
 - 6. Provide bridge inspection.
- C. Primary Highways – Rural Cross-Section (uncurbed) (See II.B)
 - 1. Maintain, to Department standards for rural roads, excluding tree removal, sidewalks, and repairs due to utility construction and maintenance.
- D. City Streets Crossing Freeway Rights of Way (See II.C)
 - 1. Roadsides within the limits of the freeway fence.
 - 2. Surface drainage of right of way.
 - 3. Traffic signs and pavement markings required for freeway operation.
 - 4. Guardrail at piers and bridge approaches.
 - 5. Bridges including deck repair, structural repair, berm slope protection and painting.
 - 6. Pavement expansion relief joints and leveling of bridge approach panels.

II. The Municipality shall maintain and repair:

- A. Primary Highways – Urban Cross-Section (curbed) (See Sec. I.B)
 - 1. Pavement: Maintain and repair pavement in parking lanes, intersections beyond the limits of state pavement maintenance; curbs used to contain drainage; and repairs to all pavement due to utility construction, maintenance and repair.
 - 2. Traffic Services: Paint parking stalls, stop lines and crosswalks. Maintain, repair and provide energy to traffic signals and street lighting.
 - 3. Drainage: Maintain storm sewers, manholes, intakes, catch basins and culverts used for collection and disposal of surface drainage.
 - 4. Snow and ice removal: Remove snow windrowed by state plowing operations, remove snow and ice from all areas outside the traffic lanes and load or haul snow which the Municipality considers necessary. Remove snow and ice from sidewalks on bridges used for pedestrian traffic.

5. Maintain sidewalks, retaining walls and all areas between curb and right-of-way line. This includes the removal of trees as necessary and the trimming of tree branches as necessary.
 6. Clean, sweep and wash streets when considered necessary by the Municipality.
 7. Maintain and repair pedestrian overpasses and underpasses including snow removal, painting and structural repairs.
- B. Primary Highways – Rural Cross-Section (uncurbed) (See Sec. I.C)
1. Maintain and repair highway facilities due to utility construction and maintenance.
 2. Removal of trees as necessary and the trimming of tree branches as necessary.
 3. Maintain sidewalks.
- C. City Streets Crossing Freeway Rights of Way (See I.D)
1. All pavement, subgrade and shoulder maintenance on cross streets except expansion relief joints and bridge approach panel leveling.
 2. Mark traffic lanes on the cross street.
 3. Remove snow on the cross street, including bridges over the freeway.
 4. Clean and sweep bridge decks on streets crossing over freeway.
 5. Maintain all roadside areas outside the freeway fence.
 6. Maintain pedestrian overpasses and underpasses including snow removal, painting, lighting and structural repair.

III. The Municipality further agrees:

- A. That all traffic control devices placed by the Municipality on primary roads within the Municipal boundaries shall conform to the "Manual on Uniform Traffic Control Devices for Streets and Highways."
 - B. To prevent encroachment or obstruction within the right of way, the erection of any private signs on the right of way, or on private property which may overhang the right of way and which could obstruct the view of any portion of the road or the traffic signs or traffic control devices contrary to Section 318.11 of the Code of Iowa.
 - C. To comply with all current statutes and regulations pertaining to overlength and overweight vehicles using the primary roads, and to issue special permits for overlength and overweight vehicles only with approval of the Department.
 - D. To comply with the current Utility Accommodation Policy of the Department.
 - E. To comply with the access control policy of the Department by obtaining prior approval of the Department for any changes to existing entrances or for the construction of new entrances.
- IV. Drainage district assessments levied against the primary road within the Municipality shall be shared equally by the Department and the Municipality.
- V. Major construction initiated by the Department and all construction initiated by the Municipality shall be covered by separate agreements.
- VI. The Department and the Municipality may by a separate annual Supplemental Agreement, reallocate any of the responsibilities covered in Section I of this agreement.
- VII. This Agreement shall be in effect for a five year period from July 1, 2021 to June 30, 2026.

IN WITNESS WHEREOF, The Parties hereto have set their hands, for the purposes herein expressed, on the dates indicated below.

Jefferson

 MUNICIPALITY

IOWA DEPARTMENT OF TRANSPORTATION

By _____

BY _____
 District Engineer

Date _____

Date _____

ORDINANCE NO. _____
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
OF JEFFERSON, IOWA, 2017, BY AMENDING PROVISIONS
PERTAINING TO THE WATER SERVICE SYSTEM

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Section Amended. Section 90.04 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

90.04 ABANDONED CONNECTIONS. When an existing water service is abandoned or a service is renewed with a new tap in the main, all abandoned connections with the mains may be tuned off at the corporation stop and made absolutely watertight. The City's authorized municipal officer may determine the water service to be abandoned under this section if there has been no observable activity at the property served in excess of 30 calendar days. No new charges shall accrued following a water connection being determined as abandoned, though such determination does not relieve the responsible party from paying previous charges. Before an abandoned connection can be reconnected to the City's water service, a new water meter must be purchased and installed, and all prior fees and charges must be paid in full.

SECTION 2. Section Amended. Section 92.11 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

92.11 TEMPORARY VACANCY. A property owner may request water service be temporarily discontinued and shut off at the curb valve when the property is expected to be vacant for an extended period of time. Unless otherwise requested by the property owner, the City will remove the meter for such temporary vacancy. There shall be a fee collected, as established by resolution of the Council, for shutting the water off at the curb valve, removing the meter and restoring service. Minimum service charges shall continue if water is shut off at the curb valve and the property owner has requested the meter remain during the temporary vacancy. If the meter has been removed the minimum service charges shall be discontinued until such time as service has been restored.

SECTION 3. Section Added. The following shall be adopted as Section 92.12 of the Code of Ordinances of the City of Jefferson, Iowa, 2017.

92.12 TEMPORARY WATER SERVICE AND RATE.

This section is intended for new construction of residential, commercial, and industrial structures. "New construction" is defined as a structure not previously served by the City's water system or a structure previously served by the City's water system, which structure was totally destroyed or removed from the site. This section does not apply to remodeling, retrofitting, or similar projects.

1. This section is applicable only to construction sites having an approved building permit issued for the proposed structure to be built on the site.

2. This service shall not exceed 90 days from the date of the new service connection to the water system.
3. Water usage under this section shall be for the sole purpose of construction, relative to the structure permitted for the specific construction site, including sidewalks and driveways, and may not otherwise be used outside of the structure.
4. Water usage shall be determined by a water meter which shall be rented from the City. A deposit shall be required to rent the water meter, which shall be remitted upon the water meter being returned in the same condition as when originally rented, normal wear and tear excepted.
5. The City may monitor the usage to determine if it exceed the intended purpose. If the City determines that the usage exceeds the intended purpose, the service will be discontinued and reconnected only as prescribed in other sections of this Code of Ordinances.
6. Failure to comply with any part of this section shall result in disconnection of service from the City water system. Any reconnection to the City water system thereafter shall be as allowed only by other sections of this Code of Ordinances and not as allowed in this section.
7. Water service under this section shall be furnished at the rates enumerated in Section 92.02 of this Code of Ordinances, for a period not to exceed 90 days from the date of the new service connection to the water system and will be billed with the building permit for the applicable structure.

SECTION 4. Repealer. Any and all resolutions and ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. When effective. This ordinance shall be effective as of the beginning of the monthly water and sewer billing cycle that commences immediately after this ordinance is published as required by law.

Finally passed by the Council and approved on _____, 2021.

Matt Gordon, Mayor

Attest:

Roxanne Gorsuch, City Clerk

ORDINANCE NO. _____
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
OF JEFFERSON, IOWA, 2017, BY AMENDING PROVISIONS
PERTAINING TO THE ZONING REGULATIONS FOR RS
DISTRICT DECKS PERMITTED UNDER SECTION 165.26

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Section Amended. Section 165.26(5)(I) of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

I. Terraces/Decks/Patios. Terraces, decks and patios which do not extend more than six inches above the level of the ground may project into a required yard, provided these projections are distant at least two feet from the adjacent lot line. However, no terraces, decks or patios above six inches above the ground shall extend into the front yard more than ten feet, and shall not be closer than ten feet to a lot line. Allowed projections into the front yard must be open in design without walls, screening, windows or doors. Decks are to be no wider than the house in the front yard, unless the deck was continued around one or more sides of the house in a wrap-around style. All decks projecting into the front yard require the installation of skirting.

SECTION 2. Repealer. Any and all resolutions and ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Finally passed by the Council and approved on _____, 2021.

Matt Gordon, Mayor

Attest:

Roxanne Gorsuch, City Clerk

I hereby certify that the foregoing ordinance was published in The Jefferson Herald on _____, 2021.

Roxanne Gorsuch, City Clerk

ORDINANCE NO. _____
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
OF JEFFERSON, IOWA, 2017, BY AMENDING PROVISIONS
PERTAINING TO ANIMAL PROTECTION AND CONTROL

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Section Amended. Section 55.01 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

55.01 DEFINITIONS. The following terms are defined for use in this chapter.

1. "Advertise" means to present a commercial message in any medium including but not limited to print, radio, television, sign, display, label, tag or articulation.
2. "Animal" means a nonhuman vertebrate.

(Code of Iowa, Sec. 717B.1)

3. "At large" means off the premises of the owner and not under the control of a competent person, restrained within a motor vehicle, or housed in a veterinary hospital or kennel.
4. "Business" means any enterprise relating to any of the following:
 - A. The sale or offer for sale of goods or services.
 - B. A recruitment for employment or membership in an organization.
 - C. A solicitation to make an investment.
 - D. An amusement or entertainment activity.
5. "Caregiver" means the person responsible for a feral cat colony.
6. "Fair" means any of the following:
 - A. The annual fair and exposition held by the Iowa State Fair Board pursuant to Chapter 173 of the Code of Iowa or any fair event conducted by a fair under the provisions of Chapter 174 of the Code of Iowa.
 - B. An exhibition of agricultural or manufactured products.
 - C. An event for operation of amusement rides or devices or concession booths.
6. "Feral cat" means any wild or untamed cat. A feral cat is not a stray cat.
7. "Feral cat colony" means a group of homeless, wild or untamed cats living or growing together.

8. "Game" means a "game of chance" or "game of skill" as defined in Section 99B.1 of the Code of Iowa.
9. "Illegal animal" means:
 - A. Badgers, wolverines, weasels, skunk and mink;
 - B. Raccoons;
 - C. Bats;
 - D. Scorpions;
 - E. Any dog which has attacked a human being or domestic animal one or more times, without provocation.
10. "Livestock" means an animal belonging to the bovine, caprine, equine, ovine or porcine species, ostriches, rheas and emus; farm deer as defined in Section 170.1 of the Code of Iowa; or poultry.

(Code of Iowa, Sec. 717.1)

11. "Nuisance" means disturbing the peace by habitually or continually crying or screaming, or the habitual and significant destruction, desecration, or soiling of property against the owner or possessor of the property.
12. "Owner" means any person owning, keeping, sheltering or harboring an animal.
13. "Pet" means a living dog, cat or an animal normally maintained in a small tank or cage in or near a residence, including but not limited to a rabbit, gerbil, hamster, mouse, parrot, canary, mynah, finch, tropical fish, goldfish, snake, turtle, gecko or iguana.
14. "Vicious animal" means and includes:
 - A. Any dog with a history, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or domestic animals;
 - B. Any dog that snaps, attempts to bite a human being or domestic animal, or manifests a disposition to snap or bite;
 - C. Any dog that, unprovoked, chases or approaches anyone in a menacing fashion off the owner's property;
 - D. Any dog that has been trained for dog fighting, animal fighting or animal baiting or is owned or kept for such purposes; or
 - E. Any dog trained to attack human beings, upon command or spontaneously in response to human activities, except dogs owned by and under the control of the police department, the county sheriff, a law enforcement agency of the state or of the United States or a branch of the armed forces of the United States.

A dog shall not be deemed to be “vicious” if the threat or injury: (a) is caused by a person who is assaulting the dog’s owner, committing a willful trespass or tort upon the owner’s premises, or provoking, tormenting, or abusing the dog or can be shown to have done so repeatedly at other times, (b) is a response to pain or injury, or is to protect itself, its kennel, its offspring, or its owner’s property, or (c) is inflicted by a dog owned by a law enforcement agency in the line of duty.

SECTION 2. Sections Added. The Code of Ordinances of the City of Jefferson, Iowa, 2017, is amended and the following Sections 55.23 thru 55.26 are adopted and added therein:

55.23 FERAL CAT COLONY. It is unlawful for any person to maintain a feral cat colony unless the colony is a managed colony in which food, water, and shelter are provided by a caregiver in conjunction with the implementation of the Trap-Neuter-Return (TNR) Program as set forth in section 55.25 of this Chapter.

55.24 MANAGED FERAL CATS. The City of Jefferson, in order to encourage the stabilization of the feral cat population in the City, shall implement the Trap-Neuter-Return (TNR) Program as follows:

1. Live-trap any free-roaming cat in a humane manner,
2. Have the cat surgically altered, ear-notched (if feral), microchipped (if feral and if so determined by the City), and vaccinated against rabies, and
3. Give a written report annually to the Jefferson City Council on the following:
 - A. Number of colonies and location with the city limits;
 - B. Total number of cats in colonies;
 - C. Number of cats and kittens spayed and neutered pursuant to the TNR program; and
 - D. Number of cats and kittens placed in permanent homes.

55.25 MAINTAINING A FERAL CAT COLONY. Feral cat colony caregivers shall:

1. Take responsibility for feeding and watering the cat colony regularly through the year, while ensuring that the food storage area(s) are secure from insect, rodent, and other vermin attraction and harborage.
2. Work to sterilize, vaccinate and ear-notch all adult cats that can be captured. Implanting a microchip is recommended; and
3. Remove droppings, spoiled food, and other waste from the premises as often as necessary, and at least every seven (7) days, to prevent odor, insect or rodent attracting or breeding, or any other nuisance.
4. Provide contact information in the event that complaints are received by the City of Jefferson concerning management of the colony.

5. Register the feral cat colony with the City of Jefferson.
6. Obtain written permission of the owner of any property, to which the Caregiver requires access to provide colony care.
7. In the event kittens are born to a colony cat, the Caregiver shall take reasonable steps likely to result in the removal of the kittens in homes or foster homes for the purpose of subsequent permanent placement.
8. Obtaining proper medical attention to any colony cat that appears to need it.
9. Provide written reports to the City of Jefferson covering six month periods, due April 15 (reporting months October through March) and October 15 (reporting months April through September) of each year, on forms prepared by and provided by the City of Jefferson.

55.26 ORDINANCE ENFORCEMENT. The City of Jefferson shall have the following rights:

1. The right to seize or remove cats from a colony that have not been vaccinated against rabies and which are demonstrating signs of the disease.
2. The right to seize or remove cats from a colony that is creating a nuisance as defined above and the caregiver has been given 48 hours to remove and relocate and has failed to do so.
3. The right to seize or remove a colony of cats when the feral cat colony caregiver regularly fails to comply with the requirements of 55.25 and replacement/substitute cannot be located within 30 days of notice to the caregiver..

SECTION 3. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Finally passed by the Council and approved on _____, 2021.

Matt Gordon, Mayor

Attest:

Roxanne Gorsuch, City Clerk

I hereby certify that the foregoing ordinance was published in The Jefferson Herald on _____, 2021.

Roxanne Gorsuch, City Clerk

MINUTES

WATER/SEWER, STREET/SANITATION COMMITTEES TUESDAY, JUNE 15, 2021, 12:00 NOON JEFFERSON CITY HALL

Present: Mike Palmer, Joyce Richardson, Marty Murphy
Council Representatives: Harry Ahrenholtz

I. SEWER

- A. 3rd reading at next city council meeting for the 5.5% rate increase.

II. WATER

- A. Mike presented new ordinance for abandoned properties.
- B. Mike presented new ordinance for temporary water services. If water department receives a call for this, they will re-route the call to Joyce for her to speak with them about paperwork needed beforehand, deposits, etc.
- C. Water line service connection, fee for tapping. Marty said new bank building is requesting a 6-inch line that the bank will pay for, however maintenance has been a concern and questioned if the bank completely understood their portion of responsibility. Marty said after 6-inch valve, the responsibility will be the bank, not the city.
- D. Water usage during drought was discussed, as of now, there are no restrictions in place as water supply is good. Marty brought up taking a supply of water to Harlan as they are struggling. Water department to check wells once a week to ensure at a good level of supply. Decisions of restrictions will be determined from those findings. It was mentioned to compare Adel level to ours and to come up with a tier bracket of restrictions.
- E. 3rd reading at next city council meeting for the 3% rate increase.

III. STREETS

- A. Mike reviewed the DOT maintenance agreement for drainage. Committee recommended the contract be renewed for another 5 years. Mike to place on city council agenda.
- B. Mike presented sign samples for the city sign at east entrance of town. This will be placed on hold for next water/sewer committee meeting for more attendees input.

IV. SANITATION/RECYCLE

- A. Waste collection report
224.84 tons collected.
- B. Recycling Report
20.11 tons to Carroll