

### PUBLIC NOTICE City of Eldora

#### **ORDINANCE NO. 868 AN ORDINANCE AMENDING CHAPTER 41 OF THE ELDORA MUNICIPAL CODE**

BE IT ENACTED by the City Council for the city of Eldora, Iowa:

Section 1. **Purpose:** The purpose of this ordinance is to amend portions of current Chapter 41 by deleting current section 41.11(3) (A) through (H) and substituting in lieu thereof the following:

41.11(3) (A) **Definitions.** The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

"Consumer fireworks" means first-class consumer fireworks and second-class consumer fireworks as those terms are defined in this subsection.

"Display fireworks" means any explosive composition, or combination of explosive substances, or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration or detonation, and includes fireworks containing any explosive or flammable compound, or other device containing any explosive substance. The term "display fireworks" does not include novelties or consumer fireworks enumerated in chapter 3 of the American Pyrotechnics Association (APA) standard 87-1.

"First-class consumer fireworks" means the following consumer fireworks, as described in APA standard 87-1, chapter 3:

- (1) Aerial shell kits and reloadable tubes.
- (2) Chasers.
- (3) Helicopter and aerial spinners.
- (4) Firecrackers.
- (5) Mine and shell devices.
- (6) Missile-type rockets.
- (7) Roman candles.
- (8) Sky rockets and bottle rockets.

(9) Multiple tube devices set forth under this definition that are manufactured in accordance with APA standard 87-1, section 3.5.

"Novelties" means all novelties, enumerated in chapter 3 of the APA standard 87-1, and that comply with the labeling regulations promulgated by the United States consumer product safety commission. The term "novelties" includes party poppers, snappers, toy smoke devices, snakes and glow worms, and wire sparklers as defined in APA standard 87-1, section 3.2.

"Second-class consumer fireworks" means the following consumer fireworks, as described in APA standard 87-1, chapter 3:

- (1) Cone fountains.
- (2) Cylindrical fountains.
- (3) Flitter sparklers.
- (4) Ground and handheld sparking devices, including multiple tube ground and handheld sparking devices that are manufactured in accordance with APA standard 87-1, section 3.5.
- (5) Ground spinners.
- (6) Illuminating torches.
- (7) Toy smoke devices that are not classified as novelties pursuant to APA standard 87-1, section 3.2.
- (8) Wheels.
- (9) Wire or dipped sparklers that are not classified as novelties pursuant to APA standard 87-1, section 3.2.

B. **Prohibitions.** The use or exploding of consumer fireworks or display fireworks within the city limits is prohibited, unless a permit is properly obtained as set forth in subsection (C) of this section. A violation of this section constitutes a municipal infraction and may be enforced according to the provisions of Chapter 4 of this Ordinance.

C. **Tenant.** No tenant, party in possession or landlord shall permit, allow or engage in the use of explosion of consumer fireworks.

D. **Permits.** The City may, upon written application, grant a permit for the display of fireworks on private or public property by a City agency, fair associations, amusement parks, individual and other organizations or groups of individuals approved by City authorities when such fireworks display will be handled by a competent operator. The City may impose such restrictions on the permit as are necessary for public safety and welfare. The permit fee shall be set by resolution of the council. No permit is required for the displaying of novelties.

Section 2. **Effect.** All other Sections of said Chapter shall remain unchanged and in full force and effect.

Section 3. **Severability.** If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of the Code is, for any reason, held to be invalid or unenforceable as to any person or circumstances, the application of such section, subsection, paragraph, subparagraph, sentence, clause or phrase to persons or circumstances other than those as to which it shall be held invalid or unenforceable, shall not be affected thereby, an all other provisions of the Code, in all other respects, shall be and remain valid and enforceable.

Section 4. **Effective Date.** This ordinance and the Eldora Municipal Code shall be in full force and shall take effect, from and after the adoption a publication of this ordinance.

Passed and approved by the City Council of the City of Eldora, Iowa, this 14th day of July, 2020.

David W. Dunn, Mayor

ATTEST:	
Chandra Kyte, City Clerk	
Introduced:	06-23-2020
Passed 1 <sup>st</sup> Consideration	06-23-2020
Passed 2 <sup>nd</sup> Consideration	06-29-2020
Passed 3 <sup>rd</sup> Consideration	07-14-2020
	(Ledger - Aug. 4, 2020)

### PUBLIC NOTICE City of Steamboat Rock

#### **STEAMBOAT ROCK CITY COUNCIL SPECIAL SESSION JULY 27, 2020**

The Steamboat Rock City Council met in special session July 27<sup>th</sup>, 2020, 6:30 p.m. with City Council in chambers and available via zoom due to COVID-19 restrictions. Present were Mayor Stearns and the following council members: Adam Blackburn, Jackie Hagberg, Wren Hoffman, Kevin Pieters and Cory Schurman; absent: none. Also present were JJ Veld, Melissa Johanson, Suzie Devries, Sondra & Tracy Morlan, Randall Shores, Jerry Hoffman, City Attorney Taylor Nederhoff and Renee Oltrogge.

Mayor Stearns called the meeting to order. Blackburn moved, seconded by Hoffman to approve the posted agenda as amended. Motion carried unanimously. Absent: none.

Mayor Stearns read aloud the Shores Property proposal as provided by City Attorney Taylor Nederhoff: At 6:45 pm Public hearing on the vacation and abandonment of

All streets and alleys located in the Town of Steamboat Rock, Hardin County, Iowa as platted in County Recorder's Book C Pages 87 to 88, between a line 50.00' offset Southerly from the Centerline of the former Eldora Railroad and Coal Company Railway and lying North and West of the Centerline of the Iowa River as said streets and alleys are platted through and around Blocks 47, 48, 49, 50, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 100, and 103; excluding any property under title to said Railroad (or its successors); except properties listed in County Recorder's Book 435 Page 444 and Book 541 Pages 60, 154 and 228; and except that portion of Eleventh Street lying between Blocks 66 and 69 and south of said 50.00' offset line from said Railroad.

It was discussed that the city will have an easement for any city owned items such as the road to the sewer plant, well for sewer plant, sewer lines to and from the sewer plant and anything of that nature. Pieters moved, seconded by Schurman to approve the motion on the vacation and abandonment of above mentioned property. Kevin- aye, Adam- nay, Wren- nay, Cory- aye, Jackie-aye. Absent: none. Motion carried.

Mayor Stearns advised at our last council meeting it has been requested for the city to sell a portion of our river front property. Since that meeting a petition was posted from citizens of Steamboat Rock stating - Disposition of City owned River front property. The following citizens of the City of Steamboat Rock, Iowa request the Mayor and City Council present an ordinance to forbid the sale of any City owned river front property to private entities or individuals. In addition we request an ordinance forbidding any privately owned campgrounds/campsites within

500 yards of any residential property. The purpose of these ordinances is to protect the privacy and sanctity of the property and citizens in the area. It is to be a noise and nuisance deterrent to ensure the current peaceful natural environment of the inhabitants, both human and wildlife.

This petition was signed by 35 citizens all with addresses with-in the city limits of Steamboat Rock and represent greater than 10% of the population. Mayor Stearns presented the results of multiple discussions with the DNR and their recommendation we not sell or lease any river front property and City Attorney Taylor Nederhoff recommended we not lease any publicly owned property. Mayor Stearns also gave examples of Iowa communities that are reclaiming river front property for the public to enjoy. City Council

gave Sondra Morlan permission to speak on the subject. Morlan wish to discuss the campground portion of the petition and Mayor Stearns explained this is a separate topic that will be discussed at a later meeting, we are just addressing the sale of publicly owned river front property at this meeting. Morlan is still requesting the city to sell them a 30 foot portion of river front property. All council members advised they wish to not sell any city owned river front property at this time. Hagberg moved, seconded by Hoffman to approve the motion to not sell city owned public river front property. Motion carried unanimously. Absent: none.

The purchase of a snow plow truck was presented. A 2006 International for \$20,000 was inspected by some of the councilpersons. Schurman suggested we offer \$18,500. Pieters moved, seconded by Blackburn to approve the purchase of a snow plow truck. Motion carried unanimously. Absent: none.

During the public comment period: Jerry Hoffman believes our city needs a master plan, vision for parks, river front and trails. Hoffman stated there are three counties growing due to available outdoor recreation. Hoffman believes the city should be collecting revenue for parking, gas, food trucks, etc as an important wheel in the cog to move forward. Hoffman sees people moving into town and buying property to use as rental and would rather see homeowners with pride of ownership. Hoffman would like to assist with getting grants for parks.

Pieters moved to adjourn the meeting, Hoffman seconded. Motion carried unanimously. Absent: none. Meeting adjourned at 7:09 pm.

Timothy A. Stearns, Mayor  
Renee Oltrogge, City Clerk  
(Ledger - Aug. 4, 2020)

### PUBLIC NOTICE Hardin County Board of Supervisors

#### **HARDIN COUNTY BOARD OF SUPERVISORS MINUTES - JULY 23, 2020 THURSDAY - 9:01 A.M. COURTHOUSE LARGE CONFERENCE ROOM**

Chair Lance Granzow called the meeting to order. The meeting was held electronically due to COVID-19 public health risks. Also in attendance were Supervisors BJ Hoffman and Renee McClellan, and Bret Dublinske, Abby Flatness, Josh Odum, Justin Iles, Mariah Lynne, Bette Dossman, Curt Groen, Mark Buschkamp, Daria Kalous, Laura Cunningham, Nick Boeyink, Jake Ketzner, Kerrl Johannsen, Julie Duhn, Megan Kirik, Michael Pearce, Taylor Roll, Darrell Meyer, and Angela Silvey.

The Pledge of Allegiance was recited. Hoffman moved, McClellan seconded to approve the agenda with the following change: moving "Action on Proposed Amendment to Ordinance No. 29" to the

top of the agenda. Motion carried.

Hoffman moved, McClellan seconded to revise the setback for Dwelling Units in Table 1 for Commercial WECS to read, "Greater of Manufacturer's Safety Setback Distance or 3 X Total Height". Roll Call Vote: "Ayes" Hoffman and Granzow. "Nays" McClellan. Motion carried.

Hoffman moved, McClellan seconded to set the special meeting and public hearing on the proposed amendment to Ordinance No. 29, Article XXIII, for August 10, 2020 at 9:01 A.M. in the large conference room and via Zoom - which meeting's agenda will also include the first consideration of said proposed amended ordinance, with the potential to waive the second reading and set the final consideration on said proposed amended ordinance for August 12, 2020 - and to publish notice of the special meeting and public hearing. Roll Call Vote: "Ayes" Hoffman, McClellan, and Granzow. "Nays" None. Motion carried.

Due to the previous actions, no action was taken on the final consideration and adoption of the amendment to Article XXIII of Ordinance No. 29.

Hoffman moved, McClellan seconded to approve the CapSpecialty release of property damage claim on Claim No. 200662 for insured policy EV20182404 in the amount of \$99,000 for damage resulting from an incident on or about December 13, 2019 at or near X Avenue at Pine Creek Bridge. Motion carried.

No motions were made to recess, reconvene, or enter closed session pursuant to Iowa Code 21.5(1)(a) and (c).

Other Business: None.  
Hoffman moved, McClellan seconded to adjourn. Motion carried.  
/s/Lance Granzow /s/Jessica Lara  
Lance Granzow, Chair Jessica Lara  
Board Of Hardin County  
Supervisors Auditor  
(Ledger - Aug. 4, 2020)

### PUBLIC NOTICE Hardin County Board of Supervisors

#### **HARDIN COUNTY BOARD OF SUPERVISORS MINUTES - JULY 22, 2020 WEDNESDAY - 9:00 A.M. COURTHOUSE LARGE CONFERENCE ROOM**

Chair Lance Granzow called the meeting to order. The meeting was held electronically due to COVID-19 public health risks. Also in attendance were Supervisors BJ Hoffman and Renee McClellan, and Curt Groen, Dave McDaniel, Pauline Lloyd, Thomas Craighton, Jessica Lara, Justin Iles, Megan Harrell, Tifani Eisen-trager, Machel Eichmeier, Julie Duhn, Rocky Reents, Connie Mesch, Cheryl Lawrence, JD Holmes, Donna Juber, Bob Juber, Matt Jones, Jess Sheridan, Taylor Roll, Michael Pearce, Darrell Meyer, Lori Kadner, and Angela Silvey.

The Pledge of Allegiance was recited. McClellan moved, Hoffman seconded to approve the agenda as posted. Motion carried.

Hoffman moved, McClellan seconded to approve the minutes of July 15, 2020 and July 20, 2020. Motion carried.

McClellan moved, Hoffman seconded to approve the July 22, 2020 claims for payment. Motion carried.

Utility Permits: None.  
Secondary Roads:  
County Engineer Taylor Roll provided updates on projects on 170<sup>th</sup> Street and S-75, and on the Gifford bridge. In addition, the Bridge 11009 replacement project will cost an additional \$36,000 due to the discovery of endangered mussel spe-

cies.

Hoffman moved, McClellan seconded to approve the final plans for BRS-SWAP-C042(63)-FF-42, Bridge 12015 Replacement, County Highway S27 over Tipton Creek. Roll Call Vote: "Ayes" Hoffman, McClellan, and Granzow. "Nays" None. Motion carried.

Upon the recommendation of Roll, Hoffman moved, McClellan seconded to table approval of the final plans for BROS-SWAP-C042(102)-SE-42, Bridge 11009 Replacement, M Avenue over South Fork. Motion failed.

Hoffman moved, McClellan seconded to table action on two tax abatements for Ellsworth Neighborhood Investment Group LLC, Order Nos. 5907 and 5908. Motion failed.

McClellan moved, Hoffman seconded to approve the tax abatement on Parcel 89-20-18-159-104, Order No. 5908, for Ellsworth Neighborhood Investment Group LLC. Motion carried.

McClellan moved, Hoffman seconded to table action on the tax abatement on Parcel 89-20-18-159-026, Order No. 5907, for Ellsworth Neighborhood Investment Group LLC. Motion carried.

COVID-19 Update:  
Emergency Management Coordinator Thomas Craighton spoke about rising case numbers, reporting issues, Court reopening practices and restrictions, supplies, estimated delivery of temperature screening devices, and a policy requiring employees to enter via the Courthouse east door and submit to temperature

checks.

Public Comments:  
Donna Juber asked if there had been any discussions about masks in public schools.

Julie Duhn inquired about recent legislation concerning armed guards and guns in public buildings.

Questions were received from Pauline Lloyd about closed session meetings.  
Other Business: None.

Hoffman moved, McClellan seconded to recess. Motion carried.

At 11:30 a.m. Chair Granzow reconvened the meeting. Also present were Supervisors BJ Hoffman and Renee McClellan; and Darrell Meyer, Jessica Sheridan, and Angela Silvey.

Hoffman moved, McClellan seconded to go into closed session pursuant to Iowa Code 21.5(1)(a) and (c). Roll Call Vote: "Ayes" Hoffman, McClellan, and Granzow. "Nays" None. Motion carried.

Following discussion, McClellan moved, Hoffman seconded to exit closed session. Roll Call Vote: "Ayes" McClellan, Hoffman, and Granzow. "Nays" None. Motion carried.

At 12:47 p.m., McClellan moved, Hoffman seconded to adjourn. Motion carried.  
/s/Lance Granzow /s/Jessica Lara  
Lance Granzow, Chair Jessica Lara  
Board Of Hardin County  
Supervisors Auditor  
(Ledger - Aug. 4, 2020)

### PUBLIC NOTICE Hardin County Zoning

**PUBLIC NOTICE**  
The Hardin County Zoning Commission received an application to rezone from "Agriculture" to "Commercial" at a property located in Section 32 of Concord Township.  
911 Address: 13556 330<sup>th</sup> St., Radcliffe, IA 50230

Comments: Written comments may be submitted to the Hardin County Zoning Administrator via US Mail or email until August 12, 2020 at 4:30 p.m.

Public Hearing Information: This meeting is being held via Zoom Meetings to help prevent the spread of COVID-19. Options for attending include fol-

lowing this Link: <https://us02web.zoom.us/j/81165760346> or calling this Phone Number: (312) 626-6799 and entering the Meeting ID: 811 6576 0346.

Date and Time of Public Hearing: August 12, 2020 at 6:00 p.m.  
(Ledger - Aug. 4, 2020)

### PUBLIC NOTICE Hardin County Zoning

**PUBLIC NOTICE**  
The Hardin County Zoning Commission received an application to rezone from "Agriculture" to "Commercial" at multiple, adjacent properties located in Section 23 of Alden Township.  
Parcels: 892223100002, 892223100003, 892223100004, 892223100008

Comments: Written comments may be submitted to the Hardin County Zoning Administrator via US Mail or email until August 12, 2020 at 4:30 p.m.

Public Hearing Information: This meeting is being held via Zoom Meetings to help prevent the spread of COVID-19. Options for attending include following this Link: <https://us02web.zoom.us/j/81165760346> or calling this Phone Number: (312) 626-6799 and entering the Meeting ID: 811 6576 0346.

Date and Time of Public Hearing: August 12, 2020 at 6:05 p.m.  
(Ledger - Aug. 4, 2020)