

RESOLUTION NO. 3-9-22-3

A RESOLUTION ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2023.

BE IT RESOLVED by the City Council of the City of Prairie City, Iowa:

1. That the Certification of Taxes with a total tax rate of 11.38842 for FY 2022/2023 be approved.
2. That the Proposed Budget published on February 25, 2022, be approved as published.
3. That the detailed budget showing estimated revenues and expenditures by program, which support the Certification of Taxes and Budget Estimate be approved.

BE IT FURTHER RESOLVED, the Mayor and City Administrator/City Clerk are directed to certify this Resolution, make all filings as required by law and update the City's books in accordance with the summary and details as adopted.

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE CITY, IOWA, this 9th day of March, 2022.

CITY COUNCIL OF THE
CITY OF PRAIRIE CITY, IOWA

By _____
Eric Imerman, Mayor

ATTEST:

By: _____
Jodie Wyman,
City Administrator/City Clerk

RESOLUTION NO. 3-9-22-4

RESOLUTION SETTING A PUBLIC HEARING

BE IT RESOLVED by the Council of the City of Prairie City, Iowa:

The Council of the City of Prairie City, Iowa, hereby approves setting a public hearing for April 13, 2022, at 6:00 PM. This public hearing is required by Iowa Code to allow the public to voice their opinions on the approval of a change to the Code of Ordinances to increase water, waste water, solid waste, and recycling rates.

This Notice is given in accordance with the requirements of Sections 364.7 and 362.3 of the 2019 Code of Iowa and amendments thereto.

Approved and adopted this 9th day of March, 2022.

Eric Imerman, Mayor

ATTEST:

Jodie Wyman,
City Administrator/City Clerk

**NOTICE OF PUBLIC HEARING
THE PRAIRIE CITY, CITY COUNCIL**

Will hold a Public Hearing
at 6:00 p.m.
Wednesday, April 13, 2022
at the
Prairie City, City Hall and Zoom
Prairie City, IA

PURPOSE OF THE HEARING

To consider amending Chapter 92.02 Water Rates, Chapter 99.02 Sewer Service Rates, Chapter 106.08.1A Solid Waste Fee, and Chapter 106.08.1B Recycling Fee of the Prairie City Code of Ordinances 2012 of Prairie City, Iowa

NOTICE IS HEREBY GIVEN that a Public Hearing will be held as described above to amend Chapter 92.02 Water Rates, Chapter 99.02 Sewer Service Rates, Chapter 106.08.1A Solid Waste Fee, and Chapter 106.08.1B Recycling Fee.

Anyone wishing to be heard on this matter should appear in person or by representative at the time and place noted above. For further information contact Prairie City, City Administrator/City Clerk, Jodie Wyman at City Hall between 8:00 a.m. and 4:30 p.m. Monday through Friday.

ORDINANCE NO. 390

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PRAIRIE CITY, IOWA, BY AMENDING PROVISIONS PERTAINING TO WATER SERVICE CHARGES

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

SECTION 1. SECTION MODIFIED. Section 92.02 of the Code of Ordinances of the City of Prairie City, Iowa, is repealed and the following adopted in lieu thereof:

RATES FOR SERVICE. Water service shall be furnished at the following monthly rates within the City:
(Code of Iowa, Sec. 384.84)

Gallons Used Per Month	Rate
First 1,500	\$17.24 (minimum bill)
Next 8,500	\$10.12 per 1,000 gallons
Next 30,000	\$8.36 per 1,000 gallons
All over 40,000	\$3.45 per 1,000 gallons

SECTION 3. SEVERABILITY CLAUSE. 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 July 1, 2022, after its final passage, approval, and publication as provided by law.

Passed by the Council the 13th day of April, 2022, and approved this 13th day of April, 2022.

Eric Imerman, Mayor

ATTEST:

Jodie Wyman, City Clerk

First Reading: 4/13/2022

Second Reading: _____ Third Reading: _____

I certify that the foregoing was published as Ordinance No. 390 on the _____, day of _____, 2022.

Jodie Wyman, City Clerk

ORDINANCE NO. 391

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PRAIRIE CITY, IOWA, BY AMENDING PROVISIONS PERTAINING TO SEWER SERVICE CHARGES

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

SECTION 1. SECTION MODIFIED. Section 99.02 of the Code of Ordinances of the City of Prairie City, Iowa, is repealed and the following adopted in lieu thereof:

RATE. Each customer shall pay sewer service charges for the use of and for the service supplied by the municipal sanitary sewer system based upon the amount of water consumed as follows:

Gallons Used Per Month	Rate
First 1,500	\$26.73 (minimum bill)
Next 8,500	\$15.53 per 1,000 gallons
Next 30,000	\$12.89 per 1,000 gallons
All over 40,000	\$5.33 per 1,000 gallons

SECTION 3. SEVERABILITY CLAUSE. 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 July 1, 2022, after its final passage, approval, and publication as provided by law.

Passed by the Council the 13th day of April, 2022, and approved this 13th day of April, 2022.

Eric Imerman, Mayor

ATTEST:

Jodie Wyman, City Clerk

First Reading: 4/13/2022

Second Reading: _____ Third Reading: _____

I certify that the foregoing was published as Ordinance No. 391 on the _____, day of _____, 2022.

Jodie Wyman, City Clerk

ORDINANCE NO. 392

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PRAIRIE CITY, IOWA, BY AMENDING PROVISIONS PERTAINING TO SOLID WASTE COLLECTION FEES

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

SECTION 1. SECTION MODIFIED. Subsections 1-A and 1-B of Section 106.08 of the Code of Ordinances of the City of Prairie City, Iowa, is repealed and the following adopted in lieu thereof:

1. Schedules of these for solid waste and recyclable material collection and disposal service, used or available, for each residential premises are:

A. Solid Waste Fees.

35-gallon container	\$15.47 per month
64-gallon container	\$22.21 per month
96-gallon container	\$28.94 per month

Additional bags set out for collection must have a solid waste sticker attached thereto and each bag shall not exceed 30 gallons in capacity or 50 pounds in weight. The fee for each solid waste sticker is \$1.00.

B. Recycling Fee - \$5.25 per month.

SECTION 3. SEVERABILITY CLAUSE. 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 July 1, 2022, after its final passage, approval, and publication as provided by law.

Passed by the Council the 13th day of April, 2022, and approved this 13th day of April, 2022.

Eric Imerman, Mayor

ATTEST:

Jodie Wyman, City Clerk

First Reading: 4/13/2022

Second Reading:

Third Reading:

RESOLUTION NO. 3-9-22-5

RESOLUTION SETTING A PUBLIC HEARING

BE IT RESOLVED by the Council of the City of Prairie City, Iowa:

The Council of the City of Prairie City, Iowa, hereby approves setting a public hearing for April 13, 2022, at 6:00 PM. This public hearing is required by Iowa Code to allow the public to voice their opinions on the approval of a change to the Code of Ordinances on sidewalks. This Notice is given in accordance with the requirements of Sections 364.7 and 362.3 of the 2019 Code of Iowa and amendments thereto.

Approved and adopted this 9th day of March, 2022.

Eric Imberman, Mayor

ATTEST:

Jodie Wyman,
City Administrator/City Clerk

NOTICE

TO THE CITIZENS OF PRAIRIE CITY, JASPER COUNTY, IOWA:

Notice is hereby given that on the 13th day of April , 2022, at six o'clock, a public hearing will be held before the City Council of Prairie City, Iowa, in the Council Chambers of City Hall of Prairie City, Iowa, with reference to amending the Prairie City Code of Ordinances as it pertains to Sidewalks.

If you are unable to attend, written notice may be sent to Prairie City, City Hall, at 203 E Jefferson St, Prairie City, IA 50228 no later than 4:30 P.M. on April 8th, 2022, or you can contact City Hall for the Zoom Link.

This Notice is given in accordance with the requirements of Sections 364.7 and 362.3 of the 2019 Code of Iowa and amendments thereto.

ORDINANCE NO. 389

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PRAIRIE CITY, IOWA TO UPDATE SIDEWALKS

WHEREAS, the City of Prairie City, Iowa has property regulations, which provide guidance on the standards for, among other things, the sidewalks; and

WHEREAS, these regulations recognize that certain uses have characteristics that require additional controls in order to protect public health, safety, and welfare, and the City of Prairie City also provides for staff to inspect complaints; and

WHEREAS, the City of Prairie City's requirements are designed, among other things, to enhance public safety, improve the appearance of the community, and conserve the value of properties within the City and its extra-territorial jurisdiction; and

WHEREAS, the language of the Code of Ordinances is intended to provide predictable, uniform standards—which are subject to updating by the City Council from time to time.

NOW THEREFORE BE IT RESOLVED by the City Council of Prairie City, Iowa, that it hereby amends City Code Chapter 136 to update the sidewalk regulations. The Council further authorizes City staff to take all action necessary to effectuate these changes, as follows:

SECTION 1. SECTION MODIFIED. Section 1, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.01 Purpose. The purpose of this chapter is to enhance safe passage by citizens on sidewalks, to place the responsibility for the maintenance, repair, replacement, ***reconstruction or construction*** of sidewalks upon the abutting property owner and to minimize the liability of the City.

SECTION 2. SECTION MODIFIED. Section 2, Chapter 170 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.02 DEFINITIONS. For use in this chapter the following terms are defined:

1. "Broom finish" means a sidewalk finish that is made by sweeping the sidewalk when it is hardening ***to create a skid resistant surface.***
2. "Established grade" means that grade established by the City for the particular area in which a sidewalk is to be constructed.
3. "One-course construction" means that the full thickness of the concrete is placed at one time, using the same mixture throughout.
4. "Owner" means the person owning the fee title to property abutting any sidewalk and includes any contract purchaser for purposes of notification required herein. For all other purposes, "owner" includes the lessee, if any.
5. "Portland cement" means any type of cement except bituminous cement.

6. "Sidewalk" means all permanent public walks in business, residential or suburban areas.
7. ***"Defective Sidewalk" means any public sidewalk exhibiting one or more of the following characteristics:***
 - a. *Vertical separations equal to three-fourths (3/4) inch or more.*
 - b. *Horizontal separations equal to one-half (1/2) inch or more.*
 - c. *Holes or depressions equal to three-fourths (3/4) inch or more and at least four (4) inches in diameter.*
 - d. *Spalling over fifty percent (50%) of a single square of the sidewalk with one or more depressions equal to three-fourths (3/4) inch or more.*
 - e. *Spalling over less than fifty percent (50%) of a single square of the sidewalk with one or more depressions equal to three-fourths (3/4) inch or more.*
 - f. *A single square of sidewalk cracked in such a manner that no unbroken portion is greater than one square.*
 - g. *A sidewalk with any part thereof missing to the full depth.*
 - h. *A change from the design or construction grade equal to or greater than three-fourths (3/4) inch per foot.*
8. "Sidewalk improvements" means the construction, reconstruction, repair, replacement, or removal of a public sidewalk and/or the excavating, filling or depositing of material in the public right-of-way in connection therewith.
9. ***"Spalling" means breaking up into flakes, chips or fragments.***
10. "Wood float finish" means a sidewalk finish that is made by smoothing the surface of the sidewalk with a wooden trowel.

SECTION 3. SECTION MODIFIED. Section 3, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.03 REMOVAL OF SNOW, ICE AND ACCUMULATIONS. It is the responsibility of the abutting property owners to remove snow, ice and accumulations promptly from sidewalks. If a property owner does not remove snow, ice or accumulations within twenty-four (24) hours *after the cessation of the storm or other cause or accumulation, the City Administrator may, without notice to the property owner, cause the same to be removed. The City may use its own forces to remove the snow, ice or accumulations or the City may hire an independent contractor to remove the snow, ice and accumulations. The cost of the removal shall be assessed against the property.*

If not paid within thirty (30) days, the Clerk is to certify the cost and assessments to the County Treasurer and it shall then be collected with and in the same manner as general taxes.

SECTION 4. SECTION MODIFIED. Section 4, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.04 RESPONSIBILITY FOR MAINTENANCE. *It is the responsibility of the abutting property owners to repair, replace or reconstruct, or cause to be repaired, replaced or reconstructed, all broken or defective sidewalks and to maintain in a safe and hazard-free condition any sidewalk outside the lot and property lines and inside the curb lines or traveled portion of the public street. The owner of any lot or parcel who fails to maintain said sidewalk may be liable to any person injured as a result of such failure to maintain the sidewalk and shall further save, defend, indemnify and hold harmless the City from and against any claim arising out of the failure to maintain said sidewalk.*

SECTION 5. SECTION MODIFIED. Section 5, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.05 CITY MAY ORDER REPAIRS. *It is the duty of the abutting property owner at any time, or upon receipt of forty-five (45) days' notice from the City, to repair, replace or reconstruct or cause to be repaired, replaced or reconstructed, all broken and defective sidewalks and to maintain in a safe and hazard-free condition any sidewalk outside the lot and property lines and inside the curb lines or traveled portion of the public street abutting said owner's property. If, upon the expiration of forty-five (45) days as provided in said notice, the required work has not been done or is not in the process of completion, the Council may require the sidewalk to be repaired, replaced or reconstructed. There shall be returned to the Council an itemized and verified statement of expenditures of material and of the labor used in doing such work, and the legal description of the lot, part of the lot or parcel of ground abutting the sidewalk on which such work was performed. The cost thereof shall be assessed to the property fronting thereon.*

SECTION 6. SECTION MODIFIED. Section 7, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.07 PERMITS FOR CONSTRUCTION AND REMOVAL. *No person shall make any sidewalk improvements, whether ordered by the Council or not, unless such person obtains a permit from the City. The person obtaining the permit shall agree in writing that said person will, in making the sidewalk improvements, comply with the Ordinances of the City and with the specifications for sidewalks approved by the Council and on file in City Hall, and that the work shall be done under the direction and supervision of the Water/Wastewater Superintendent and subject to the approval of that officer. All such permits, together with the written agreement above referred to, shall be filed and preserved in City Hall. All permits for Council ordered sidewalk improvements shall be issued in compliance with the resolution of the Council ordering the improvement. All permits for sidewalk improvements not ordered by resolution of the Council shall be issued in compliance with this chapter. The Water/Wastewater Superintendent may withhold the issuance of any permit for any sidewalk improvements for a sufficient period to determine the necessity for the proposed improvements or when the weather conditions will adversely affect the sidewalk improvements.*

SECTION 7. SECTION MODIFIED. Section 8, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.08 SIDEWALK STANDARDS. Sidewalks repaired, replaced or constructed under the provisions of this chapter shall be of the following construction and meet the following standards:

1. Cement. Portland cement shall be the only cement used in the construction and repair of sidewalks. The minimum cement content shall be six (6) sacks per cubic yard and the concrete strength shall be 4000 psi at twenty-eight (28) days.
2. Construction. Sidewalks shall be of one-course construction.
3. Sidewalk Base. Concrete may be placed directly on compact and well-drained soil. Where soil is not well drained, a three-inch sub-base of compact, clean coarse gravel or sand shall be laid. The adequacy of the soil drainage is to be determined by the City.
4. **Joint Filler.** *A one-half (1/2) inch non-extruding type expansion joint shall be provided between all sidewalks and adjoining backs of curbs and between intersecting sidewalks and between sidewalks and driveways.*
5. Sidewalk Bed. The sidewalk bed shall be so graded that the constructed sidewalk will be at established grade.
6. **Valve Boxes and Manholes.** *All water valve boxes and manholes shall be adjusted flush with the sidewalk.*
7. Length, Width and Depth. Length, width and depth requirements are as follows:
 - a. Residential sidewalks shall be at least four (4) feet wide and four (4) inches thick, ***and each section shall normally be scored at four (4) foot intervals, but in no case more than six (6) foot intervals.***
 - b. Business District sidewalks shall extend from the property line to the curb. Each section shall be four (4) inches thick and no more than six (6) feet in length and width.
 - c. Driveway areas shall be not less than six (6) inches in thickness.
8. Location. Residential sidewalks shall be located with the inner edge (edge nearest the abutting private property) one (1) foot from the property line, unless the Council establishes a different distance due to special circumstances.
9. Grade. Curb tops shall be on level with the centerline of the street which shall be established grade.
10. Elevations. The street edge of a sidewalk shall be at an elevation even with the curb at the curb or not less than one-half (1/2) inch above the curb for each foot between the curb and the sidewalk.
11. Slope. All sidewalks shall slop one-quarter (1/4) inch per foot toward the curb.
12. Finish. All sidewalks shall be finished with a "broom" ***finish to provide a non-skid surface.***
13. Curb Ramps and Sloped Areas for Persons with Disabilities. If a street, road, or highway is newly built or reconstructed, a curb ramp or sloped area shall be

constructed or installed at each intersection of the street, road, or highway with a sidewalk or path. If a sidewalk or path is newly built or reconstructed, a curb ramp or sloped area shall be constructed or installed at each intersection of the sidewalk or path with a street, highway, or road. Curb ramps and sloped areas that are required pursuant to this subsection shall be constructed or installed in compliance with applicable Federal requirements adopted in accordance with the Federal Americans with Disabilities Act, including (but not limited to) the guidelines issued by the Federal Architectural and Transportation Barriers Compliance Board.

SECTION 8. SECTION MODIFIED. Section 19, Chapter 136 of the Code of Ordinances of the City of Prairie City, Iowa, is amended to state:

136.19 SIDEWALK REQUIREMENTS. Sidewalks are necessary to provide a safe surface for pedestrian traffic to move about within the City. Therefore, the following sidewalk requirements are established within the City:

- 1. Installation of new sidewalks shall be required with the issuance of building permits for the construction of a single-family home, a multi-family home, an apartment, a business or commercial structure, or a garage and the installation of sidewalk shall be required with the issuance of a building permit for an addition to a single-family home, including a deck or porch, a multi-family home, an apartment, a business or commercial structure or a garage. Construction adding usable space shall be considered an addition. An extension may be granted by the City Administrator who shall report the same to Council. These extensions may be granted for special circumstances only (such as waiting for appropriate weather to do final grading of property) for a period not to exceed twelve (12) months. Where an extension is granted, the property owner shall be required to provide proof of intent to install sidewalk or a bond in the appropriate amount to cover the cost of sidewalk construction. Property owner's failing to install sidewalk as required by this section shall be subject to, among other things, Section 136.06 of this Code of Ordinances.***
- 2. On a periodic basis, sidewalks within the City shall be inspected by the City and notice shall be sent to property owners whose sidewalks are in need of repair pursuant to Section 136.05 above.***
- 3. The property owner shall pay for surveying when required.***
- 4. Those businesses with concrete/blacktop aprons shall mark sidewalk location on the apron in a manner approved by the City.***

SECTION 9. REPEALER. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

SECTION 10. SEVERABILITY CLAUSE. 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 11. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed First Reading by the City Council of Prairie City, Iowa, 13th day of April, 2022.

Passed Second Reading by the City Council of Prairie City, Iowa, the ____ day of _____, 2022.

PASSED AND ENACTED by the City Council of Prairie City, Iowa, the ____ day of _____, 2022.

Eric Imerman, Mayor

Attest:

Jodie Wyman, City Clerk

CERTIFICATE

I, Jodie Wyman, City Clerk of the City of Prairie City, Iowa, hereby certify that the foregoing Ordinance No. 389 was published in a Prairie City newspaper published at least once weekly and having general circulation in the City of Prairie City, Iowa on the ____ day of _____ 2022.

Jodie Wyman, City Clerk

CHAPTER 136

SIDEWALK REGULATIONS

136.01 Purpose	136.10 Failure to Repair or Barricade
136.02 Definitions	136.11 Interference with Sidewalk Improvements
136.03 Removal of Snow, Ice, and Accumulations	136.12 Encroaching Steps
136.04 Responsibility for Maintenance	136.13 Openings and Enclosures
136.05 City May Order Repairs	136.14 Fires or Fuel on Sidewalks
136.06 Sidewalk Construction Ordered	136.15 Defacing
136.07 Permit Required	136.16 Debris on Sidewalks
136.08 Sidewalk Standards	136.17 Merchandise Display
136.09 Barricades and Warning Lights	136.18 Sales Stands

136.01 PURPOSE. The purpose of this chapter is to enhance safe passage by citizens on sidewalks, to place the responsibility for the maintenance, repair, replacement, or reconstruction of sidewalks upon the abutting property owner and to minimize the liability of the City.

136.02 DEFINITIONS. For use in this chapter the following terms are defined:

1. "Broom finish" means a sidewalk finish that is made by sweeping the sidewalk when it is hardening.
2. "Established grade" means that grade established by the City for the particular area in which a sidewalk is to be constructed.
3. "One-course construction" means that the full thickness of the concrete is placed at one time, using the same mixture throughout.
4. "Owner" means the person owning the fee title to property abutting any sidewalk and includes any contract purchaser for purposes of notification required herein. For all other purposes, "owner" includes the lessee, if any.
5. "Portland cement" means any type of cement except bituminous cement.
6. "Sidewalk" means all permanent public walks in business, residential or suburban areas.
7. "Sidewalk improvements" means the construction, reconstruction, repair, replacement, or removal, of a public sidewalk and/or the excavating, filling or depositing of material in the public right-of-way in connection therewith.
8. "Wood float finish" means a sidewalk finish that is made by smoothing the surface of the sidewalk with a wooden trowel.

136.03 REMOVAL OF SNOW, ICE, AND ACCUMULATIONS. It is the responsibility of the abutting property owners to remove snow, ice, and accumulations promptly from sidewalks. If a property owner does not remove snow, ice, or accumulations within twenty-four (24) hours, the City may do so and assess the costs against the property owner for collection in the same manner as a property tax.

(Code of Iowa, Sec. 364.12[2b & e])

136.04 RESPONSIBILITY FOR MAINTENANCE. It is the responsibility of the abutting property owners to maintain in a safe and hazard-free condition any sidewalk outside the lot and property lines and inside the curb lines or traveled portion of the public street.

(Code of Iowa, Sec. 364.12[2c])

136.05 CITY MAY ORDER REPAIRS. If the abutting property owner does not maintain sidewalks as required, the Council may serve notice on such owner, by certified mail, requiring the owner to repair, replace or reconstruct sidewalks within a reasonable time and if such action is not completed within the time stated in the notice, the Council may require the work to be done and assess the costs against the abutting property for collection in the same manner as a property tax.

(Code of Iowa, Sec. 364.12[2d & e])

136.06 SIDEWALK CONSTRUCTION ORDERED. The Council may order the construction of permanent sidewalks upon any street or court in the City and may specially assess the cost of such improvement to abutting property owners in accordance with the provisions of Chapter 384 of the *Code of Iowa*.

(Code of Iowa, Sec. 384.38)

136.07 PERMIT REQUIRED. No person shall remove, reconstruct, or install a sidewalk unless such person has obtained a permit from the City and has agreed in writing that said removal, reconstruction, or installation will comply with all ordinances and requirements of the City for such work.

136.08 SIDEWALK STANDARDS. Sidewalks repaired, replaced, or constructed under the provisions of this chapter shall be of the following construction and meet the following standards:

1. **Cement.** Portland cement shall be the only cement used in the construction and repair of sidewalks. The minimum cement content shall be six (6) sacks per cubic yard and the concrete strength shall be 4000 psi at twenty-eight days.
2. **Construction.** Sidewalks shall be of one-course construction.
3. **Sidewalk Base.** Concrete may be placed directly on compact and well-drained soil. Where soil is not well drained, a three-inch sub-base of compact, clean, coarse gravel or sand shall be laid. The adequacy of the soil drainage is to be determined by the City.
4. **Sidewalk Bed.** The sidewalk bed shall be so graded that the constructed sidewalk will be at established grade.
5. **Length, Width and Depth.** Length, width and depth requirements are as follows:
 - A. Residential sidewalks shall be at least four (4) feet wide and four (4) inches thick, and each section shall be no more than six (6) feet in length.
 - B. Business District sidewalks shall extend from the property line to the curb. Each section shall be four (4) inches thick and no more than six (6) feet in length and width.
 - C. Driveway areas shall be not less than six (6) inches in thickness.

6. Location. Residential sidewalks shall be located with the inner edge (edge nearest the abutting private property) one (1) foot from the property line, unless the Council establishes a different distance due to special circumstances.

7. Grade. Curb tops shall be on level with the centerline of the street which shall be the established grade.

8. Elevations. The street edge of a sidewalk shall be at an elevation even with the curb at the curb or not less than one-half ($\frac{1}{2}$) inch above the curb for each foot between the curb and the sidewalk.

9. Slope. All sidewalks shall slope one-quarter ($\frac{1}{4}$) inch per foot toward the curb.

10. Finish. All sidewalks shall be finished with a "broom" or "wood float" finish.

11. Curb Ramps and Sloped Areas for Persons with Disabilities. If a street, road, or highway is newly built or reconstructed, a curb ramp or sloped area shall be constructed or installed at each intersection of the street, road, or highway with a sidewalk or path. If a sidewalk or path is newly built or reconstructed, a curb ramp or sloped area shall be constructed or installed at each intersection of the sidewalk or path with a street, highway, or road. Curb ramps and sloped areas that are required pursuant to this subsection shall be constructed or installed in compliance with applicable Federal requirements adopted in accordance with the Federal Americans with Disabilities Act, including (but not limited to) the guidelines issued by the Federal Architectural and Transportation Barriers Compliance Board.

(Code of Iowa, Sec. 216C.9)

136.09 BARRICADES AND WARNING LIGHTS. Whenever any material of any kind is deposited on any street, avenue, highway, passageway or alley when sidewalk improvements are being made or when any sidewalk is in a dangerous condition, it shall be the duty of all persons having an interest therein, either as the contractor or the owner, agent, or lessee of the property in front of or along which such material may be deposited, or such dangerous condition exists, to put in conspicuous places at each end of such sidewalk and at each end of any pile of material deposited in the street, a sufficient number of approved warning lights or flares, and to keep them lighted during the entire night and to erect sufficient barricades both at night and in the daytime to secure the same. The party or parties using the street for any of the purposes specified in this chapter shall be liable for all injuries or damage to persons or property arising from any wrongful act or negligence of the party or parties, or their agents or employees or for any misuse of the privileges conferred by this chapter or of any failure to comply with provisions hereof.

136.10 FAILURE TO REPAIR OR BARRICADE. It is the duty of the owner of the property abutting the sidewalk, or the owner's contractor or agent, to notify the City immediately in the event of failure or inability to make necessary sidewalk improvements or to install or erect necessary barricades as required by this chapter.

136.11 INTERFERENCE WITH SIDEWALK IMPROVEMENTS. No person shall knowingly or willfully drive any vehicle upon any portion of any sidewalk or approach thereto while in the process of being improved or upon any portion of any completed sidewalk or approach thereto, or shall remove or destroy any part or all of any sidewalk or approach thereto, or shall remove, destroy, mar or deface any sidewalk at any time or destroy, mar, remove or deface any notice provided by this chapter.

136.12 ENCROACHING STEPS. It is unlawful for a person to erect or maintain any stairs or steps to any building upon any part of any sidewalk without permission by resolution of the Council.

136.13 OPENINGS AND ENCLOSURES. It is unlawful for a person to:

1. Stairs and Railings. Construct or build a stairway or passageway to any cellar or basement by occupying any part of the sidewalk, or to enclose any portion of a sidewalk with a railing without permission by resolution of the Council.
2. Openings. Keep open any cellar door, grating, or cover to any vault on any sidewalk except while in actual use with adequate guards to protect the public.
3. Protect Openings. Neglect to properly protect or barricade all openings on or within six (6) feet of any sidewalk.

136.14 FIRES OR FUEL ON SIDEWALKS. It is unlawful for a person to make a fire of any kind on any sidewalk or to place or allow any fuel to remain upon any sidewalk.

136.15 DEFACING. It is unlawful for a person to scatter or place any paste, paint, or writing on any sidewalk.

(Code of Iowa, Sec. 716.1)

136.16 DEBRIS ON SIDEWALKS. It is unlawful for a person to throw or deposit on any sidewalk any glass, nails, glass bottle, tacks, wire, cans, trash, garbage, rubbish, litter, offal, or any other debris, or any substance likely to injure any person, animal, or vehicle.

(Code of Iowa, Sec. 364.12[2])

136.17 MERCHANDISE DISPLAY. It is unlawful for a person to place upon or above any sidewalk, any goods or merchandise for sale or for display in such a manner as to interfere with the free and uninterrupted passage of pedestrians on the sidewalk; in no case shall more than three (3) feet of the sidewalk next to the building be occupied for such purposes.

136.18 SALES STANDS. It is unlawful for a person to erect or keep any vending machine or stand for the sale of fruit, vegetables or other substances or commodities on any sidewalk without first obtaining a written permit from the Council.



Seasonal Mowing Job Description

Department: Public Works

Title: Seasonal Mower

Hourly Rate: \$12.00 per hour

Work Hours: Monday - Friday 7 a.m. – 4:00 p.m. 20 -30 hours a week depending on weather. Additional hours as assigned by the Administrator. [FLSA: Non-exempt]

Supervisor: City Administrator.

Job Description: Under general supervision of the City Administrator, employee will assist with mowing, weed trimming, and other duties as required.

- Work setting is outdoors to include parks and cemetery.

Knowledge/ Abilities/Skills: Ability to operate commercial lawn mowing equipment, tractors, and general handheld tools.

- Ability to work outside under any type of weather conditions and to withstand physically demanding work such as lifting, stooping, and bending.
- Ability to lift and move 50 pounds regularly. Ability to establish and maintain effective working relationships with other employees and the general public.
- Ability to follow oral and written instructions.

Essential Duties: While performing the duties of this job, the employee is regularly required to stand, walk, sit, use hands to finger, handle, or feel objects, tools, or controls, reach with hands and arms, speak and hear. The employee is frequently required to stoop, kneel, or crouch. The employee is required to climb and balance. Specific vision abilities required by this job include close vision, distant vision, color vision, peripheral vision, depth perception, and the ability to adjust focus.

Work Environment: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions. While performing the duties of this job, the employee may work near moving mechanical parts in outside weather conditions. The employee may be exposed to fumes or airborne particles. The noise level in the work environment may be loud.

Qualifications: High school diploma or equivalent. Must be 18 years of age.

Special Requirements: Possession of a valid Iowa driver's license.

Equal Opportunity Employer: Prairie City is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the City will provide reasonable accommodations to qualified individuals with disabilities and encourage prospective employees and incumbents to discuss potential accommodations with the employer.

Soccer Goal Summary

Recommendation: Purchase a pair of soccer goals from Decker Sports in the amount of \$2,836.00. The purchase would include two goals from Blazer Athletic Equipment, size 8X24X4 with nets and two wheels sets for ease of moving the goals.

Three quotes were obtained throughout the process:

1. SoccerMaster:
 - a. Type: KWIK Goals #2B2001 Pro Premier Euro (8X24X3X9)
 - b. Cost: \$3,415 each (\$6,830 + freight for two)
2. Scheels
 - a. Type: KWIK Goals Pro Premier Euro (8X24X3X9)
 - b. Cost: \$3,800 for two goals, nets and wheels
3. Decker Sports
 - a. Type: Blazer Athletic Equipment
 - b. Cost: \$2,846.50 for two goals, nets and wheel sets. Aluminum wall. 8X24X4X8
 - c. Delivery within one month from purchase

City of Prairie City,

2/16/22

I am writing concerning an issue I am having with a tree that sits on the northwest corner of my property in the city easement. It is my understanding that any tree in the city easement is the responsibility of the city to take care of. This tree is dead and large branches are falling off every time the wind blows. The tree has power lines on both the north and west sides of it. We are concerned that it will fall on those lines. I am requesting that the city review my concern and determine the best course of action with the tree. Please include this letter in your city council meeting packet. I will wait to hear back from you after the next council meeting.

Thank you for your time

Sherry McGinn

400 S Main St

Prairie City, Iowa 50228

515-669-1738