

PUBLIC NOTICE

THE MAXWELL CITY COUNCIL WILL HOLD A REGULAR COUNCIL MEETING ON WEDNESDAY, OCTOBER 2, 2024 AT 6:00 PM AT MAXWELL CITY HALL, 107 MAIN STREET, MAXWELL, IA

The City of Maxwell invites residents to join this city council meeting via a conference call. If you would like to participate, you must call 844-855-4444 and enter this access code: 843508 no earlier than 5 minutes prior to the meeting.

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. CITIZENS' FORUM
 - a. OPEN
5. PUBLIC HEARING
 - a. SECOND HEARING ON AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MAXWELL, IOWA, REQUIRING DOGS BE LEASHED AND CONTROLLED WHEN OFF PREMISES.
6. BUSINESS
 - a. DISCUSSION AND ACTION ON SIDEWALK AT 421 6TH ST
 - b. DISCUSSION AND ACTION OF DEMOLITION PERMIT
 - c. REVIEW AND ACTION ON INTEGRATED ROADSIDE VEGETATION MANAGEMENT PLAN AND SET PUBLIC HEARING.
 - d. DISCUSSION AND ACTION ON ALCOHOL LICENSE FOR LUCKY WIFE WINE SLUSHIES
 - e. DISCUSSION AND ACTION ON ALCOHOL LICENSE FOR DOLLAR GENERAL
 - f. ACTION ON ASSIGNING CITY PERSONNEL FOR SAFETY DEPOSIT BOX
 - g. DISCUSSION AND ACTION ON WINDSTREAM RELOCATION PERMIT
 - h. DISCUSSION AND ACTION ON PROPOSED SURVEY APPROVAL FOR OAKES PROPERTY
 - i. DISCUSSION AND ACTION ON A RESOLUION APPROVING AN AGREEMENT FOR THE LEASING, ASSIGNMENT, OR SALE OF EXISTING DARK FIBER LOCATED IN THE CITY OF MAXWELL RIGHT OF WAY BY INTERSTATE POWER AND LIGHT COMPANY
 - j. DISCUSSION AND ACTION ON SCOTT JOHNSON CERTIFICATION RAISE.
 - k. DISCUSSION AND ACTION ON PARK REGULATIONS ORDINANCE
 - l. DISCUSSION AND CONSIDERATION ON HOUSING DEVELOPMENT UPDATES
 - m. APPROVE A MOTION TO GO INTO CLOSED SESSION ACCORDING TO CHAPTER 22.7(45), 22.7(50), & 22.7(71)
7. DEPARTMENTAL REPORTS
 - a. SHERIFF
 - b. FIRE DEPT
 - c. EMS DEPT
 - d. LIBRARY
 - e. PUBLIC WORKS
 - f. CITY CLERK
 - g. ENGINEER
 - h. PARKS & OPEN SPACES BOARD
8. COUNCIL AND MAYOR REPORTS
 - a. GAST
 - b. PHILPOTT
 - c. WESTENDORF
 - d. MILLER
 - e. JANS
 - f. HIGGINS
9. CONSENT AGENDA
 - a. APPROVAL AUGUST 28, 2024 MINUTES
 - b. APPROVAL SEPTEMBER 04, 2024 MINUTES
 - c. APPROVAL CURRENT BILLS AS PRESENTED
10. ADJOURN

ORDINANCE NO. xxx

**AN AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF MAXWELL, IOWA,
REQUIRING DOGS BE LEASHED AND CONTROLLED WHEN OFF PREMISES**

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

SECTION 1. SECTION MODIFIED. Section 55.01 paragraph 4 of the Code of Ordinances of the City of Maxwell, Iowa, is repealed and the following adopted in lieu thereof:

4. "At large" means either (1) not secured on a lead with a fixed location keeping the animal on the private property, (2) not in an enclosed, physically fenced or electronically fenced area, (3) not on a leash under the control of a competent person, (4) not restrained within a vehicle, or (5) not housed in a veterinary hospital or kennel.

SECTION 2. 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 3. WHEN EFFECTIVE. This ordinance shall be in following its passage, approval, and publication as provided by law.

First Reading: Date 9/3/2024 Gast Y Philpott Y Jans Y Westendorf Y Miller Y

Second Reading: Date _____ Gast ____ Philpott ____ Jans ____ Westendorf ____ Miller ____

Third Reading: Date _____ Gast ____ Philpott ____ Jans ____ Westendorf ____ Miller ____

Passed by the Council this _____ day of _____ 2024, and approved by the Mayor this _____ day of _____, 2024.

ATTEST

Debra Hayes, City Clerk

Dale Higgins, Mayor

I certify that the foregoing was published as Ordinance No. xxx on the _____ day of _____, 2024.

Debra Hayes, City Clerk

Ordinance Intent:

Section 1

The current language of 55.01(4) reads as follows:

4. "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.

This will be deleted and replaced with the proposed language which requires animals be kept on private property by securing the animal on a lead with a fixed location keeping the animal on the private property or keeping the animal within an enclosed, physically or electronically fenced area keeping the animal on the private property. When not on private property, the animal will be "at large" unless the animal is on a leash under the control of a competent person, restrained in a vehicle or housed in a kennel or vet hospital.

Section 55.07(4) states No person caring for or owning an animal shall allow the animal to run at large within the corporate limits of the City.

CITY OF MAXWELL, IOWA
DEMOLITION PERMIT

Date:

Location:

Contractor:

Insurance Carrier:

Completion Date of Demolition:

Demolition Completed: _____ Contractor: _____

Signature _____

The above listed contractor has been [Approved/Denied] for demolition of a building **or structure** within the city limits of Maxwell, IA., in a safe, legal manner, and within a reasonable time period provided by said contractor.

No debris from the demolition shall be left on site unless otherwise specified and with full approval by the City Council or Mayor.

Comments:

Special Circumstances:

Approved this _____ day of _____, 20__.

Signed: _____
Mayor or City Council

CITY OF MAXWELL, IOWA

Integrated Roadside Vegetation Management Plan

Approved by the Maxwell City Council

_____, 2024

Integrated Roadside Vegetation Management Plan

A. Goals

The City of Maxwell Integrated Roadside Management Program (IRVM) goals are listed below:

Short Term:

- *Explore and inventory potential sites for implementing an Integrated Roadside Vegetation Management Plan.
- *Identify current plants and plant communities in selected sites.
- *Control noxious and invasive species within the City of Maxwell rights-of-way.
- *Educate the community through public awareness for IRVM, and the City's overall plans for right-of-way prairie plantings for the City.
- *Seek out new educational and training opportunities for City staff and committee members.
- *Implement the City of Maxwell's IRVM management plan.

Long Term

- *Designate the purpose/uses of each IRVM site/area.
- *Develop an area of beautification within the City of Maxwell's rights-of-way.
- *Manage rights-of-way to reduce overall brush, tree, noxious weeds and invasive species.
- *Preserve and manage existing prairie plantings and ecosystems throughout the City of Maxwell.
- *Identify equipment needs for the public works department IRVM program use.

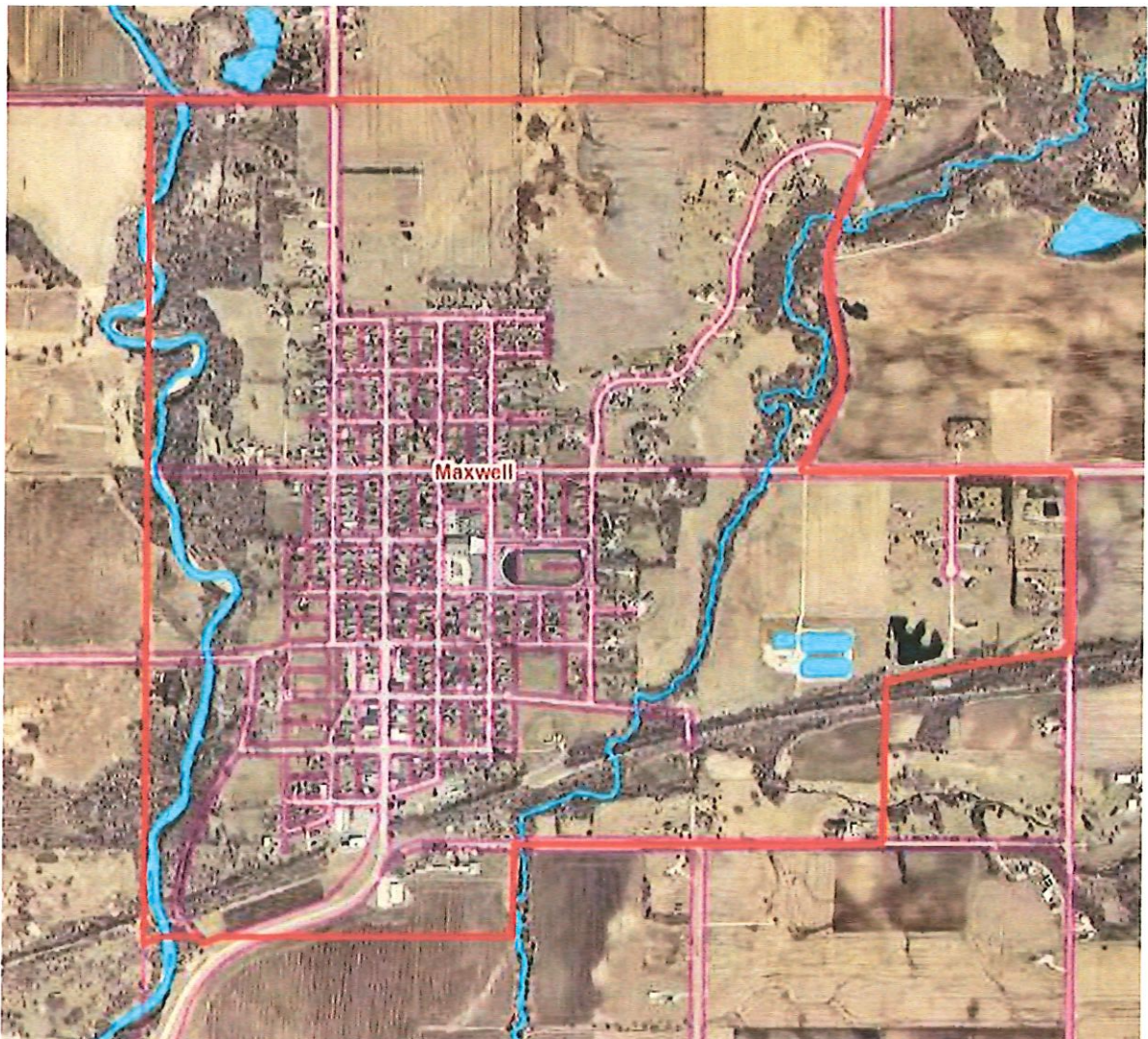
B. Program History

Overall and intentional IRVM would be new to Maxwell. Our current Public Works staff is acquainted with the use of integrated pest management. This program and plan would be a broadening of this approach to roadside management. The City uses the Community Tree Management Plan for Maxwell, IA prepared by the Iowa DNR Bureau of Forestry 2014 as a reference and guide. Maxwell adopted a Community Tree Management Plan in 2023. The IRVM Plan will be another show of awareness of the importance of good planning for all aspects of City management.

C. Summary

The City of Maxwell's main goal is to develop and implement a plan which addresses the guidelines of a comprehensive roadside vegetation management plan. We will reference the IRVM plan and work accordingly. It will be necessary to identify all other vegetation and noxious species that the City of Maxwell has, to coincide with our Tree Management Plan of 2023.

D. City of Maxwell Base Map



(September 24,2024)

E. Program Type

The City of Maxwell is a municipality within the State of Iowa. The City's Public Works Department will work in cooperation with the Story County secondary roads department and the Iowa Department of Transportation and Story County Conservation Commission to manage and promote native vegetation within the City ROW, County ROW and State ROW within the City.

Jurisdictional Recognition

A. Management

Mayor

The Mayor decides the City's day-to-day operations, sets priorities, carries out the business of management duties, and performs the needed work as directed by the City Council.

Public Works Department

The Public Works Department serves as the City Weed Commissioner as outlined in the Maxwell Code of Ordinances. Members of the Public Works Department hold appropriate pesticide and herbicide applicator licenses.

City Council

The City Council oversees the work of the City Public Works Department. The City Council is involved in making all budgeting and non-day-to-day operations of the City and will make high level decisions regarding the IRVM program. A designated member of the City Council will be responsible for managing and maintaining the IRVM program.

B. Iowa Code and Administrative Rules

The City of Maxwell IRVM plan will be directed regulations cited in the Code of Iowa.

Program Organizational Structure and Staffing

Due to the small staff of the City of Maxwell, there is no sole employee dedicated to an IRVM department. The Public Works Department staff will adhere to the program once adopted and manage the program throughout. Consultation with other

professional resources and attending training will be required for the program to be successful.

Community Involvement

A. Education is a crucial component once the City begins implementing the IRVM plan. Involving the public and being transparent about the opportunities and plans is critical. We invite new individuals to participate in the meetings, and this will be a good opportunity to share information and educate the community. We will also provide education at future City Council and Parks and Open Spaces/Tree Board meetings, create educational handouts, and provide information through our website and Facebook page.

B. Steering Committee

Maxwell will use the Parks and Open Spaces/Tree Board as a steering committee, as well as its Visioning Committee to invite interested and active people to attend meetings. Educating the Visioning group members, members of various Maxwell community groups, the Mayor, City Council members and City staff will encourage participation in program preparation and implementation.

Inventory

A. Natural Resource Inventory

A roadside inventory has never been prepared for the City of Maxwell. The completion of an inventory of brush, native prairie, weed, and areas of erosion will be a goal. This will provide a base for action and planning.

B. Equipment

Currently, the City does not own equipment specifically designed and designated to the IRVM program. Story County Secondary Roads department does rent out specific equipment, which the City of Maxwell has used in the past. Future need for this equipment will be evaluated on an annual basis.

C. Appendices

The appendices will be added each year to track IRVM plan implementation progress.

Program Operations

A. Initial Work Timeline

****Year One***

- *Adopt an IRVM Plan and make amendments as necessary.
- *Prepare an LRTF grant application
- *Review tree inventory, and begin work on brush, prairie, and weed/invasive species inventory. [see Forms]
- *Identify noxious weeds to control and noting location (see Form 2) [see State of Iowa Noxious Weed List (Iowa Code Chapter 317.1A and Story County Iowa Integrated Roadside Vegetation Management Plan-Appendix A-1)]
- *Maintain existing Southgate prairie. [see Form 3 Prairie Maintenance Record]
- *Prepare sites chosen in IRVM plan for action.

****Year Two***

- *Monitor and review IRVM plan and amend as necessary
- *Renew pesticide and herbicide applicator licenses.
- *Review equipment inventory and prioritize any additional equipment needs prior to next fiscal year.
- *Finalize brush, prairie, and weed/invasive species inventory within the City of Maxwell.
- *Identify noxious weeds to control and noting location (see Form 2) [see State of Iowa Noxious Weed List (Iowa Code Chapter 317.1A and Story County Iowa Integrated Roadside Vegetation Management Plan-Appendix A-1)]

****Year Three***

- *Monitor and review IRVM plan and amend as necessary.
- *Renew pesticide and herbicide licenses
- * Review equipment inventory and prioritize any additional equipment needs prior to next fiscal year.
- *Identify noxious weeds to control and noting location (see Form 2) [see State of Iowa Noxious Weed List (Iowa Code Chapter 317.1A and Story County Iowa Integrated Roadside Vegetation Management Plan-Appendix A-1)]

*Review and set short and long term goals.

***Year Four**

*Monitor and review IRVM plan and amend as necessary.

*Renew pesticide and herbicide licenses

* Review equipment inventory and prioritize any additional equipment needs prior to next fiscal year.

*Identify noxious weeds to control and noting location (see Form 2) [see State of Iowa Noxious Weed List (Iowa Code Chapter 317.1A and Story County Iowa Integrated Roadside Vegetation Management Plan-Appendix A-1)]

*Review Plan and set short and long term goals.

Work Area

The City of Maxwell IRVM is implemented within the Maxwell City Limits, which is a mix of residential and commercial property uses. The appropriate vegetation and plantings will be chosen for specific areas. The City will consult with the Story County secondary roads department for recommendations on plantings.

Methods

The City will continue to seek advice from professionals for methods used for roadside maintenance and plantings.

A. Site Preparation

Site preparation may include some or all of the following methods: mowing, spraying, disking and cultipacking.

B. Seed Mixes and Rates

The City plans to use approved native seeds for cover crops (as necessary), and plantings. The City will consult with Story County Secondary roads or other professionals for recommendations.

C. Seeding Techniques

The seeding process will be determined by each specific site. Each site will be evaluated before preparation begins. The site will be developed as recommended.

D. Erosion and Sediment control.

Erosion control methods will be determined by each site, as necessary and appropriate.

E. Vegetation Establishment and Maintenance

All newly planted areas are to be mowed short (4-6 inches) biannually. After evaluation is completed, the City will determine any appropriate action to improve the success of the planting.

F. Noxious /Invasive weed or brush control

The City of Maxwell currently utilizes chemical and mechanical weed control in City rights-of-way as necessary.

Controlled burning is allowed in Story County with a permit, and as safety allows.

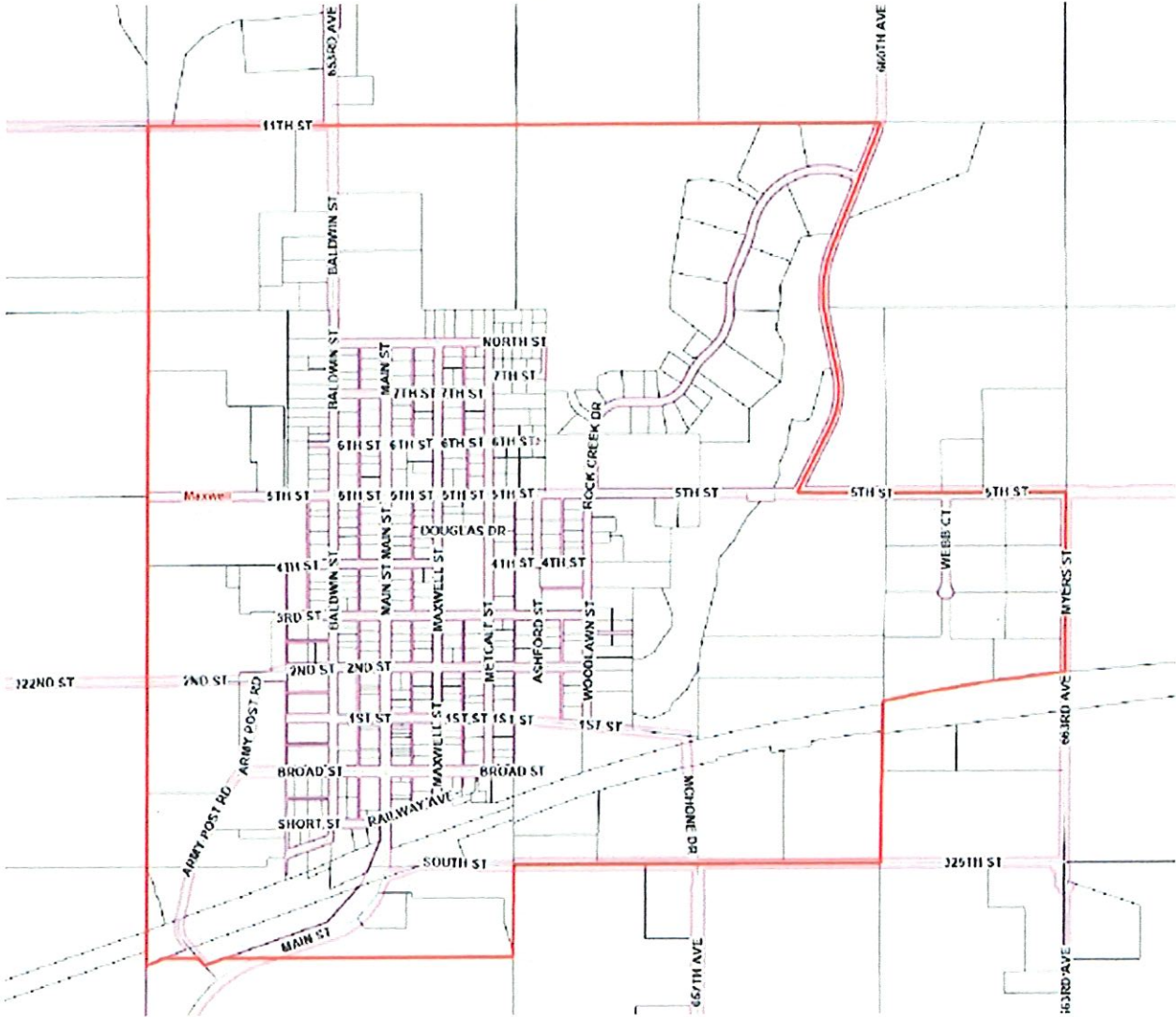
VIII. Material Procurement

Materials will be competitively obtained from local sources, if possible.

APPENDIX A

Year One

Overall Inventory Map
(Date) _September 24, 2024



[---] indicates City ROW

APPENDIX A-1

Story County Integrated Roadside Vegetation Management Plan



Overview

In 1987, the Story County Board of Supervisors, in cooperation with the Story County Engineer and Story County Conservation, decided to take a new approach to roadside maintenance.

The Integrated Roadside Vegetation Management Program (IRVM) was developed to provide a cost-effective, environmentally safe management alternative to conventional chemical and mechanical management practices. IRVM maintains a safe travel environment on the county right-of-ways, controls noxious weeds and soil erosion, sustains water quality, improves wildlife habitat, and provides the public with aesthetically pleasing roadsides.

6 Reasons Why the IRVM Program is Important to Story County

- Roadside plantings are a long-term plan for cost savings.
- Native plants help drivers in the winter
- Native plants are important to pollinators and other wildlife
- Roadside plantings beautify the landscape.
- Native plants resist the spread of invasive species.
- Native plantings preserve our natural heritage.

Prairie Preservation

Prairie once covered 85% of Iowa. Today, only 1/100 of 1% of Iowa is protected and managed as prairie. Iowa's native roadsides help prevent soil erosion and provide important habitat while promoting the use of prairie statewide.

IRVM is also available to provide technical advice for every aspect of prairie management. Our private lands program can help you with everything you need; from preparing your land for native species to advice on species selection. In addition, several different pieces of equipment are available for rent. Please contact the IRVM office at 515-382-7367 for more information.

Weed Control

The IRVM office is also responsible for upholding the Iowa Weed Law (Chapter 317, code of Iowa) within Story County. Historically invasive species have always been a problem in the roadside, but the county Weed Commissioner oversees the control of noxious weeds on all public and private property. Controlling noxious weeds is an important aspect of responsible land management. If noxious weeds are left uncontrolled they can cause severe economic and environmental loss. Weeds may be controlled in the following ways:

Spot Spraying

A technique that uses herbicides to spot kill weeds. It targets specific weed problems like Canada thistle, musk thistle, and giant ragweed. Selected herbicides used are effective, yet environmentally sensitive. In the past, blanket spraying killed or stressed many plants in the roadside resulting in weedy vegetation and water quality issues. It was also very expensive.

Controlled Burning

Requires proper weather conditions, equipment, and management skills. Rotational burning at the right time can boost native vegetation historically linked with fire to promote growth. Many weedy species are not fire-adapted. Brochures on roadside burning are available. For more information, contact the IRVM office.

Mowing

Used to reduce seed proliferation, improve site distance at intersections and signs, and to reduce snow drifting. Limited mowing also decreases equipment maintenance, fuel requirements, and labor costs.

A healthy and diverse native planting can be relatively weed resistant. To promote healthy plantings, IRVM uses a diverse native seed mixture and

limits disturbance in the right-of-way. Disturbance concerns include; off-label herbicide use (overspray), excessive water movement, and soil erosion.

The Story County IRVM program is responsible for upholding the Iowa Weed Law (Chapter 317, code of Iowa).

The Iowa Weed Law defines noxious weeds as:

Primary noxious weeds

- quack grass (*Agropyron repens*)
- perennial sow thistle (*Sonchus arvensis*)
- Canada thistle (*Cirsium arvense*)
- bull thistle (*Cirsium lanceolatum*)
- European morning glory/field bindweed (*Convolvulus arvensis*)
- horse nettle (*Solanum carolinense*)
- leafy spurge (*Euphorbia esula*)
- perennial pepper-grass (*Lepidium draba*)
- Russian knapweed (*Centaurea repens*)
- buckthorn (*Rhamnus*, not to include *Rhamnus frangula*)
- all other species of thistles belonging in genera of *Cirsium* and *Carduus*

Secondary noxious weeds

- butterprint (*Abutilon theophrasti*) annual
- cocklebur (*Xanthium commune*) annual
- wild mustard (*Brassica arvensis*) annual
- wild carrot (*Daucus carota*) biennial
- buckhorn (*Plantago lanceolata*) perennial
- sheep sorrel (*Rumex acetosella*) perennial
- sour dock (*Rumex crispus*) perennial
- smooth dock (*Rumex altissimus*) perennial
- poison hemlock (*Conium maculatum*)
- multiflora rose (*Rosa multiflora*)
- wild sunflower (wild strain of *Helianthus annus* L.) annual
- puncture vine (*Tribulus terrestris*) annual
- teasel (*Dipsacus*) biennial

- shattercane (*Sorghum bicolor*) annual

In addition to the weeds listed in the Iowa Code 317, the Board of Supervisors declare the following weeds as noxious: *Allaria petiolata* (garlic mustard), *Myriophyllum spicatum* (Eurasian watermilfoil), *Polygonum cuspidatum* (Japanese bamboo) and *Lythrum salicaria* (purple loosestrife).

Noxious weeds from the Iowa Code 317 that are present in Story County shall be controlled before the following dates and as often thereafter as is necessary for control. Control is defined as prevention of the spread of noxious weeds by limiting the production of reproductive structures.

The list includes, but is not limited to;

- **Group 1 by June 10** - Garlic mustard, leafy spurge, musk thistle, Eurasian watermilfoil, Japanese Bamboo, annual sunflower;
- **Group 2 by June 15** - Canada thistle, purple loosestrife, teasel, poison hemlock.

For identification assistance, please visit:

<http://www.weeds.iastate.edu/reference/noxiousimages.shtml>

For a full copy of the current Iowa Weed Law, please visit:

<http://www.weeds.iastate.edu/reference/weedlaw.htm>

Brush Control

Story County's IRVM program controls woody vegetation within the right-of-way, improving site distance around road signs and intersections, reducing snow traps, and improving conditions that might impede the maintenance of the right-of-way.

Story County's Brush Management Policy was adopted on August 13, 2002 and reads as follows:

It is the policy of Story County that the vegetation of its roadsides to be preserved, planted, and maintained safe, visually attractive, and ecologically integrated and useful in many purposes (see Iowa Code section 314.22 for the full statement of the purpose of this policy).

The purpose of this policy is to control woody vegetation within Story County's road right-of-way. To meet this purpose, the County has authority, in its discretion, to:

- Cut and/or spray any woody vegetation in the right-of-way which creates a situation that threatens the safety of the traveling public such as:

A. Snow traps and/or shading of the road that might occur

- B. Site distance problems in relation to road signs or intersections
- C. Conditions that impede the maintenance or improvements to the right-of-way
- D. Width or height restrictions of vehicles or equipment using the roadway.
 - o Leave woody materials which have been cut or sprayed to decompose in the right of way.
 - o Burn the roadside vegetation to destroy small brush and stimulate desirable vegetation.

Utilizing these methods, the following guidelines will be implemented:

Along all county roads, dirt, gravel and paved, our normal procedure will be to clear the entire right of way width, utilizing level cuts as low as possible, with the following exceptions:

1. Tree and shrubs in house yards or residential acreages, whose bases are inside the right of way line by no more than five feet (5'), may remain, if desired, but limbs must be pruned back to the nearest lateral branch, so that they extend no further than eight feet (8') into the right of way. A written notice of our intended work will be sent or delivered to these properties a minimum of seven (7) days prior to the commencement of our work. This notice will provide the landowner an opportunity to arrange for his/her own trimming and/or to request any larger material for firewood. (Landowner will be responsible for cutting into lengths and removing from ditch.)
2. Side trimming of limbs of trees will be done by pruning them back to no more than eight (8) feet from the right of way line when the tree base is actually outside the right of way.

The mechanical brush cutter will be used in rural non-residential areas with small scattered brush and trees where debris will be allowed to lay on slopes. Mechanically cut stumps, larger than eight (8) inches in diameter, as well as those larger trees that are cut totally with chain saws., will be cut flush to the ground, whenever possible. Large side branches will be trimmed to the main trunk or first lateral branch.

Brush control through cutting, spraying, and burning is an integrated approach to roadside vegetation management. Story County is committed to the wise use of herbicides on its roadsides and being consistent with employee and environmental safety and with regulations controlling the use of roadside application of pesticides in the state.

Equipment

The IRVM department has equipment available to assist with every aspect of native prairie establishment and management; from the back yard to the back forty. If you are interested in renting one of the following pieces of equipment, please contact the IRVM office at 515-382-7367.

Equipment available for rent:

- 6 foot, 8 foot and 10 foot native grass/forb seed drills
- 3-point broadcast seeder
- Cultipackers
- DiskHand-held seeder
- Spike-tooth harrow

Quick Links

1. [Iowa Weed Law 317](#)
2. [Iowa Prairie Network](#)
3. [Managing Roadsides for Bees and Butterflies](#)
4. [Iowa Living Roadway Trust Fund](#)
1. [Iowa's Living Roadway Plant Profiler](#)
2. [Tallgrass Prairie Center](#)
3. [The Iowa Ecotype Project - University of Northern Iowa](#)
4. [Policies for Planting and Managemen](#)

Form 1 BRUSH, PRAIRIE, AND WEED/INVASIVE SPECIES INVENTORY
YEAR _____ INVENTORY DATE _____

SPECIES/COMMON NAME	LOCATION	NUMBER/DENSITY

Form 2 Noxious Weed Control Inventory – (year) _____

Species/Common Name	Location	Control method/& Date

Form 3 Southgate Prairie Maintenance Record

Date of Action	Method Used		



State of Iowa

Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
CLOUD WINE, LLC	Lucky Wife Wine Slushies	(515) 368-0295		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
100 Army Post Road	middle of park	Maxwell	Story	50161
MAILING ADDRESS	CITY	STATE	ZIP	
1961 150th Street	Humboldt	Iowa	50548	

Contact Person

NAME	PHONE	EMAIL
Dawn Thompson	(515) 368-0295	luckywifewineslushies4@gmail.com

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
	Special Class C Retail Alcohol License	5 Day	Submitted to Local Authority

TENTATIVE EFFECTIVE DATE	TENTATIVE EXPIRATION DATE	LAST DAY OF BUSINESS
Oct 24, 2024	Oct 28, 2024	

SUB-PERMITS

Special Class C Retail Alcohol License

PRIVILEGES



Status of Business

BUSINESS TYPE

Limited Liability Company

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Dawn Thompson	Humboldt	Iowa	50548	owner/ceo	100.00	Yes

Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

Founders Insurance Company

Oct 24, 2024

Oct 29, 2024

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE
DATE

OUTDOOR SERVICE EXPIRATION
DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE
DATE

TEMP TRANSFER EXPIRATION
DATE

Army Post Road



Entrances
Old Settlers Way

Rest Room

Wood Play Equip.

Seating
48' Diameter
Grain Bin Roof
Roof Shelter with
42' Diameter
Sidewall

DISK GOLF
6TH HOLE FAIRWAY

Serving Counter

Maxwell Park
100 Army Post Road

LUNCH
MUSIC
SERVICEMEN

Stage

Picnic Shelter
Seating

EXIT



State of Iowa

Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
DOLGENCORP, LLC	Dollar General #20700	(615) 855-4000		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
15 Main Street		Maxwell	Story	50161
MAILING ADDRESS	CITY	STATE	ZIP	
100 Mission Ridge	Goodlettsville	Tennessee	37072	

Contact Person

NAME	PHONE	EMAIL
Tax Dept	(615) 855-4000	tax-beerandwinelicense@dollargeneral.com

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
LG0000976	Class B Retail Alcohol License	12 Month	Submitted to Local Authority

TENTATIVE EFFECTIVE DATE	TENTATIVE EXPIRATION DATE	LAST DAY OF BUSINESS
Oct 15, 2024	Oct 14, 2025	

SUB-PERMITS

Class B Retail Alcohol License

PRIVILEGES



Status of Business

BUSINESS TYPE

Limited Liability Company

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Zachary Brining	Goodlettsville	Tennessee	37072	CEO	0.00	Yes

• Companies

COMPANY NAME	FEDERAL ID	CITY	STATE	ZIP	% OF OWNERSHIP
Dolgencorp LLC	61-0852764	Goodlettsville	Tennessee	37072	100.00

Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE DATE

OUTDOOR SERVICE EXPIRATION DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE DATE

TEMP TRANSFER EXPIRATION DATE



State of Iowa

Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
DOLGENCORP, LLC	Dollar General #20700	(615) 855-4000		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
15 Main Street		Maxwell	Story	50161
MAILING ADDRESS	CITY	STATE	ZIP	
100 Mission Ridge	Goodlettsville	Tennessee	37072	

Contact Person

NAME	PHONE	EMAIL
Tax Dept	(615) 855-4000	tax-beerandwinelicense@dollargeneral.com

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
LG0000976	Class B Retail Alcohol License	12 Month	Submitted to Local Authority

TENTATIVE EFFECTIVE DATE	TENTATIVE EXPIRATION DATE	LAST DAY OF BUSINESS
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SUB-PERMITS

Class B Retail Alcohol License

PRIVILEGES



Status of Business

BUSINESS TYPE

Limited Liability Company

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Steven Sunderland	Goodlettsville	Tennessee	37072	CEO	0.00	Yes
Christina Walden						

• Companies

COMPANY NAME	FEDERAL ID	CITY	STATE	ZIP	% OF OWNERSHIP
Dolgencorp LLC	61-0852764	Goodlettsville	Tennessee	37072	100.00

Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

DRAM CANCEL DATE

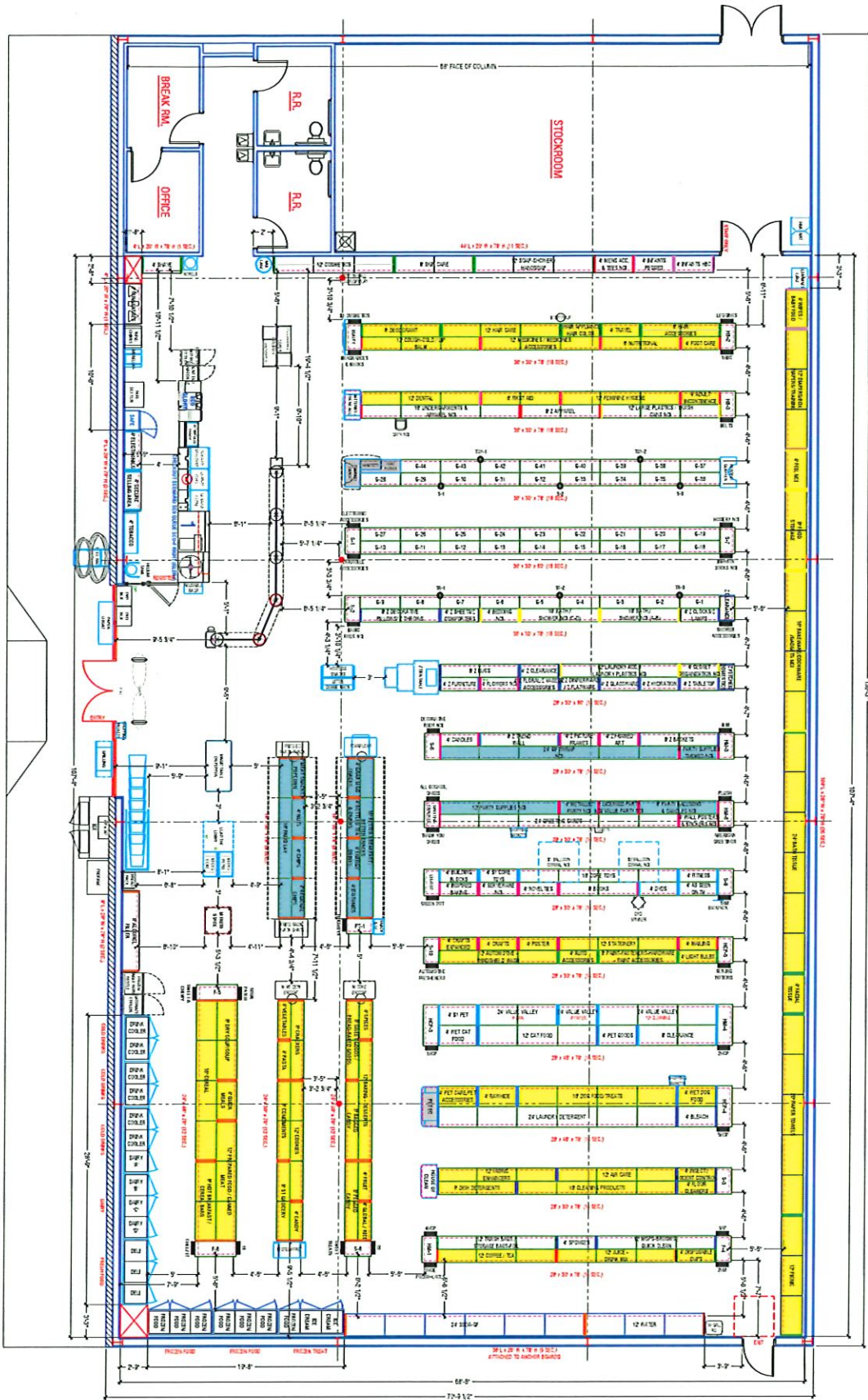
OUTDOOR SERVICE EFFECTIVE DATE

OUTDOOR SERVICE EXPIRATION DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE DATE

TEMP TRANSFER EXPIRATION DATE



DOLLAR GENERAL

DRAWING HISTORY

DATE: 09/06/19 BY: AMG

DATE: 01/14/20 BY: TG

DATE: 05/10/23 BY: EFB

[1]		
[2]		
[3]		
[4]		
[5]		
[6]		
[7]		
[8]		
[9]		
[10]		
[11]		

PRODUCT TYPE: NEW

FORMAT TYPE: DG19

PLAN TYPE: 9100-C

LAYOUT TYPE: NCI

ID PREPARATION: STANDARD

EXPIRE DATE: 10/21/19

MARKER SET SQ. FT. TOTAL SQ. FT. 7,368

START HEIGHT: 978 TOTAL HEIGHT: 9,221

CEILING HEIGHT: OPEN

LIGHT HEIGHT: 11'-0"

SECTIONAL SECTION: 44

SECTIONAL COUNT: 38

SECTION NUMBER: 20700

ADDRESS: 15 MAIN ST.

DATE: MAXWELL

LA: 50161

STORE PLANNING HOTLINE (615) 855-5385

L. CDA
20700
Maxwell, IA

LEASE COMMENCEMENT DATE AGREEMENT

Re: Dollar General Store # 20700
Maxwell, IA

THIS LEASE COMMENCEMENT DATE AGREEMENT is entered into this 30th day of October 2019, by and between Glenwood Equities, LLC, a limited liability company ("Landlord"), and Dolgencorp, LLC, a Kentucky limited liability company, with its principal office and place of business in Goodlettsville, Tennessee ("Tenant").

The lease between Landlord and Tenant dated December 11, 2018 for the Demised Premises located at 15 Main Street, City of Maxwell, Story County, State of Iowa, (the "Lease") requires that the parties execute this Agreement to memorialize their understanding as to the Commencement Date of the Lease. Accordingly, the parties hereby agree as follows:

1. The Commencement Date as referred to in the Lease is established as October 28, 2019, and the expiration date of the initial Lease term is established as October 31, 2034.
2. The first Lease Year as referred to in the Lease is established as November 1, 2019, ending October 31, 2020.

All other terms and conditions of the Lease remain unchanged. The provisions of this Lease Commencement Agreement shall bind and inure to the benefit of the parties hereto, their heirs, executors, administrators, successors and assigns.

Acknowledged and agreed to by:

LANDLORD: GLENWOOD EQUITIES, LLC

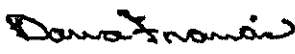
Date: 10-30-19

By: 
Name: S. Robert Elkan
Title: Managing Member

Landlord's Federal Tax Identification Number: 81-3240644

TENANT: DOLGENCORP, LLC

Date: October 30, 2019

By: 
Dana Francis
Director of Lease Compliance and Renewals



Windstream Iowa Communications, LLC
4005 N Rodney Parham Rd.
Little Rock, AR, 72212

Date: September 27, 2024

Entity: City of Maxwell

Permit Request Number: 27709 JobTrac Number: 71334903000023

To Whom It May Concern, Windstream is Proposing: to relocate 3 blocks of 200 PR copper cable due to road construction, please see attached prints for farther details.

If there are no objections to the above listed proposal, please sign below and return this cover letter to Natalia.Ewing@windstream.com

Print Name and Title

Signature

Date

Your cooperation concerning this permit application is greatly appreciated. The engineer for this project is Haley Sandberg and can be reached at Haley.Sandberg@windstream.com.

If you need any additional assistance, please contact me at Natalia.Ewing@windstream.com

Sincerely,



Natalia Ewing

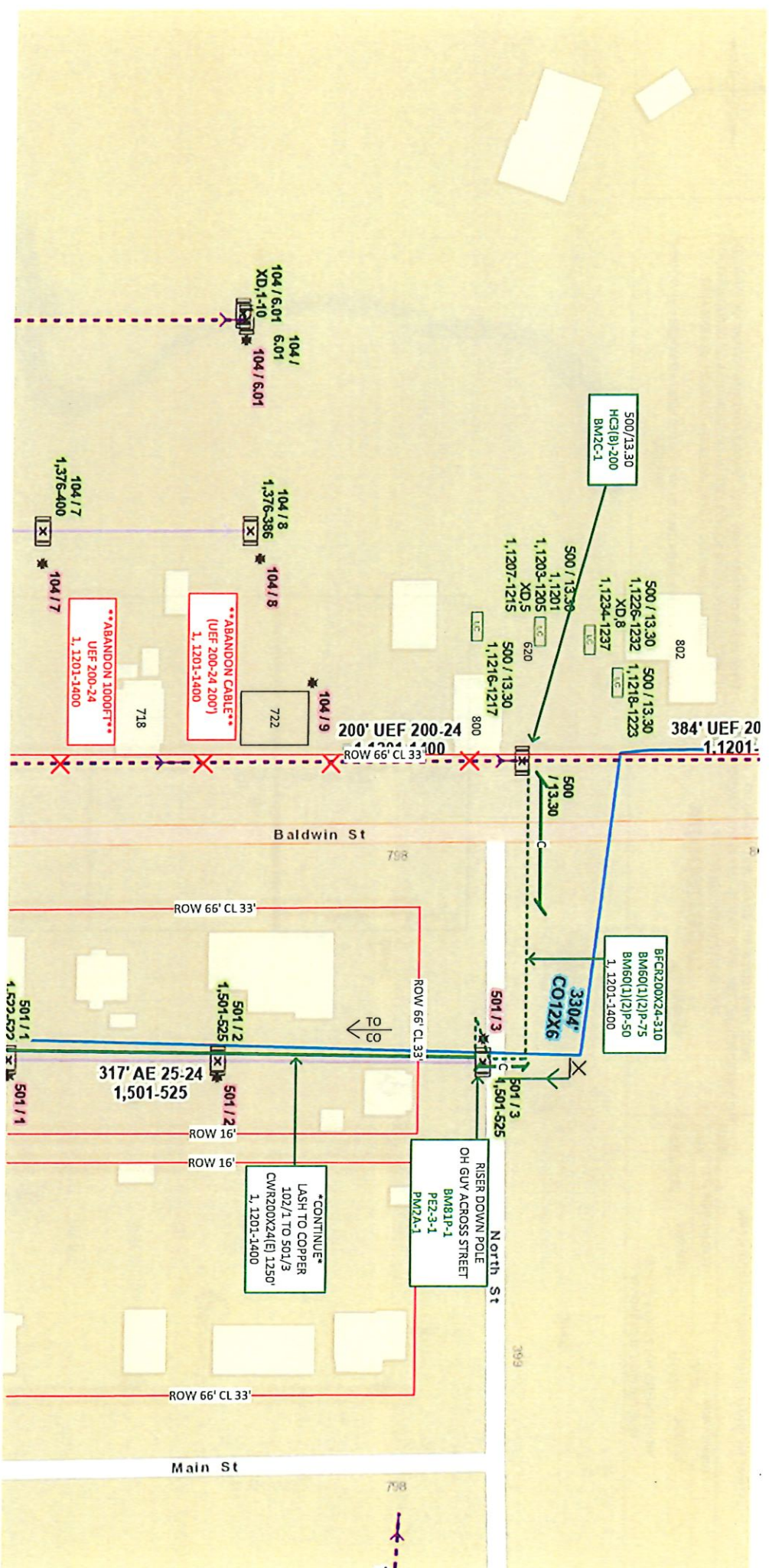
Analyst – I, Engineering Support, Permits



PURPOSE:
 TO RELOCATE 3 BLOCKS OF 200PR COPPER DUE TO ROAD CONSTRUCTION CONFLICTS.
 BURY 290FT OF 200PR COPPER BETWEEN NEW PED AND POLE 102/1,
 LASH 1250FT FROM 5TH ST TO NORTH ST IN ALLEY EAST OF BALDWIN, BURY 310FT TO
 PED 500/13.30. INCLUDE NEW DOWN GUY AT 102/1 AND OVERHEAD GUY AT 501/3.
 CITY OF MAXWELL PERMIT REQUIRED.

windstream.
 ALL KNOWN OBSTRUCTIONS HAVE
 BEEN SHOWN. THOSE AND OTHERS, IF ANY, ARE THE RESPONSIBILITY
 OF THE CONTRACTOR OR THE WINDSTREAM CREW.

CALL ONE-CALL 1-800-292-8989 48 HOURS PRIOR TO CONSTRUCTION	
EXCH NAME: MAXWELL	DATE: 9/26/2024
WO #: 713349030-00023	ERM: RDMV304883
TITLE: RM MAXWELL RELO 200PR COPPER ALONG BALDWIN ST	
DRWN: HALEY SANDBERG 515-401-2668	PRINT: MAP



PURPOSE:
 TO RELOCATE 3 BLOCKS OF 200PR COPPER DUE TO ROAD CONSTRUCTION CONFLICTS.
 BURY 290FT OF 200PR COPPER BETWEEN NEW PED AND POLE 102/1,
 LASH 1250FT FROM 5TH ST TO NORTH ST IN ALLEY EAST OF BALDWIN, BURY 310FT TO
 PED 500/13.30. INCLUDE NEW DOWN GUY AT 102/1 AND OVERHEAD GUY AT 501/3.
 CITY OF MAXWELL PERMIT REQUIRED.

windstream.
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 BEEN SHOWN. THOSE AND OTHERS, IF ANY, ARE THE RESPONSIBILITY
 OF THE CONTRACTOR OR THE WINDSTREAM CREW.

CALL ONE-CALL 1-800-292-8989	
48 HOURS PRIOR TO CONSTRUCTION	
EXCH NAME:	MAXWELL
WO #:	71349030-00023
DATE:	9/26/2024
EPN#:	RDWV304883
TITLE:	RM MAXWELL RELO 200PR COPPER ALONG BALDWIN ST
DRAWN:	HALEY SANDBERG 515-401-2668
PRINT:	1 OF 3

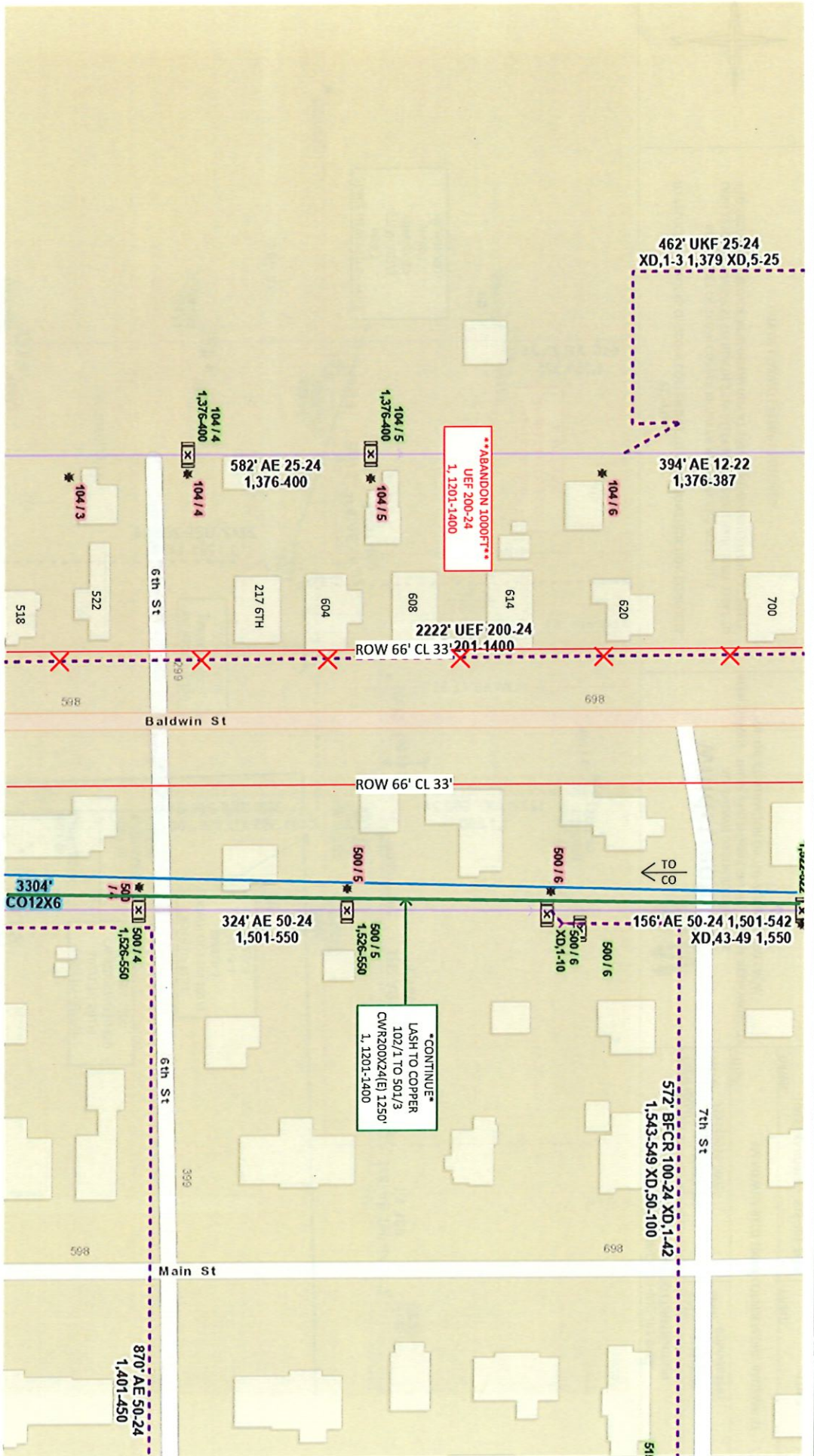


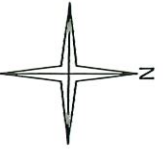
PURPOSE:
 TO RELOCATE 3 BLOCKS OF 200PR COPPER DUE TO ROAD CONSTRUCTION CONFLICTS.
 BURY 290FT OF 200PR COPPER BETWEEN NEW PED AND POLE 102/1,
 LASH 1250FT FROM 5TH ST TO NORTH ST IN ALLEY EAST OF BALDWIN, BURY 310FT TO
 PED 500/13.30. INCLUDE NEW DOWN GUY AT 102/1 AND OVERHEAD GUY AT 501/3.
 CITY OF MAXWELL PERMIT REQUIRED.

BEEN SHOWN. THOSE AND OTHERS, IF ANY, ARE THE RESPONSIBILITY
 OF THE CONTRACTOR OR THE WINDSTREAM CREW.



CALL ONE-CALL 1-800-292-8989 48 HOURS PRIOR TO CONSTRUCTION	
EXCH NAME: MAXWELL	DATE: 9/26/2024
WO #: 713349030-00023	EM: RDMV304833
TITLE: RM MAXWILLA RELO 200PR COPPER ALONG BALDWIN ST	
DRWN: HALEY SANDBERG 515-401-2668	PRINT: 2 OF 3





PURPOSE:
TO RELOCATE 3 BLOCKS OF 200PR COPPER DUE TO ROAD CONSTRUCTION CONFLICTS.
BURY 290FT OF 200PR COPPER BETWEEN NEW PED AND POLE 102/1,
LASH 1250FT FROM 5TH ST TO NORTH ST IN ALLEY EAST OF BALDWIN, BURY 310FT TO
PED 500/13.30, INCLUDE NEW DOWN GUY AT 102/1 AND OVERHEAD GUY AT 501/3.
CITY OF MAXWELL PERMIT REQUIRED.

windstream.
ALL KNOWN OBSTRUCTIONS HAVE BEEN SHOWN. THOSE AND OTHERS, IF ANY, ARE THE RESPONSIBILITY OF THE CONTRACTOR OR THE WINDSTREAM CREW.

CALL ONE-CALL 1-800-292-8989
48 HOURS PRIOR TO CONSTRUCTION

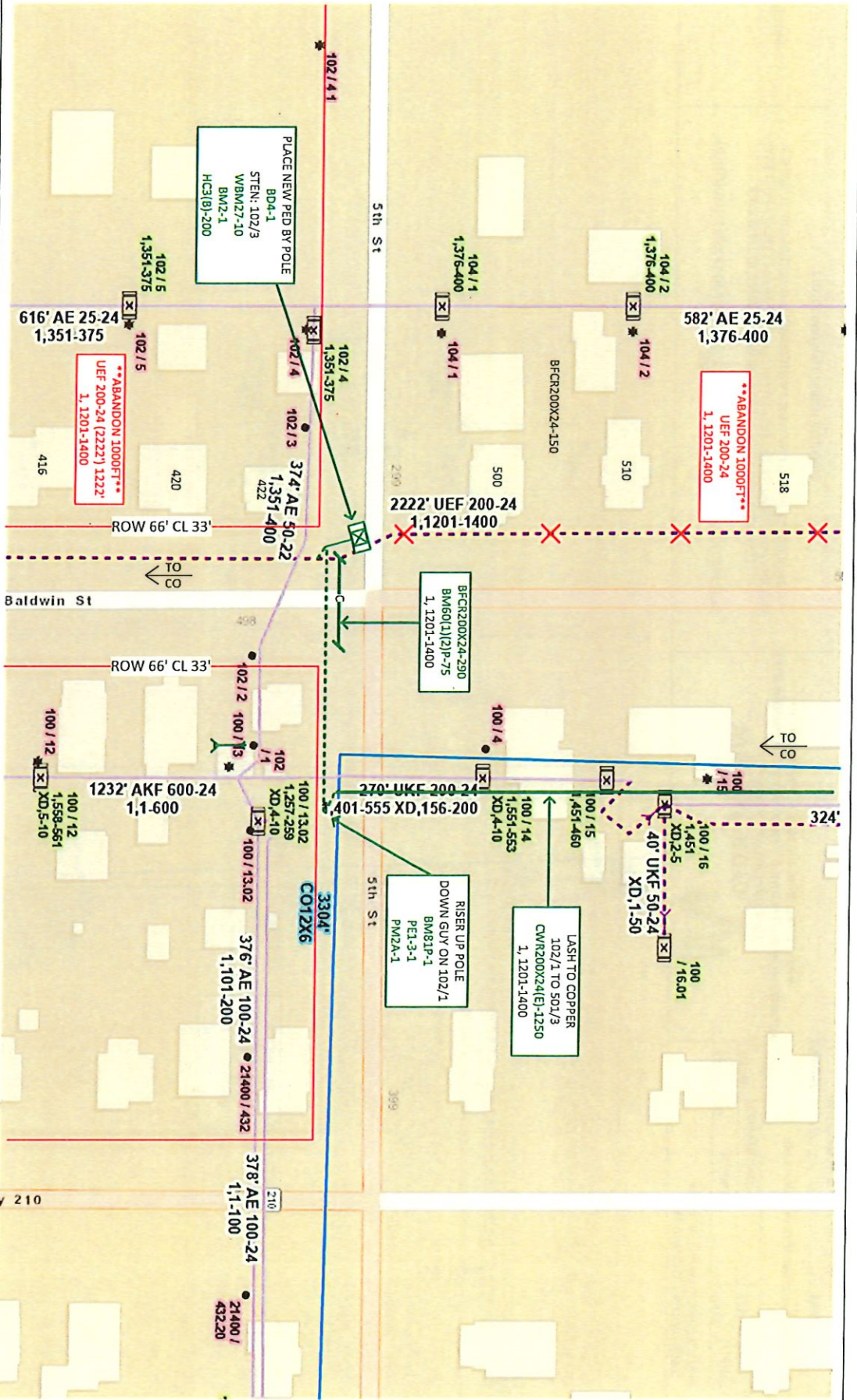
EXCH NAME: MAXWELL DATE: 9/28/2024

WO #: 713349030-00023 EPN: RDMV304883

TITLE: RM MAXWELL RELO 200PR COPPER ALONG BALDWIN ST

DRWN: HALEY SANDBERG 515-401-2668

PRINT: 3 OF 3





Deb Hayes <cityclerk@maxwell.iowa.gov>

Surveys

Brandon Bergquist <brandon@peoplescompany.com>
To: Deb Hayes <cityclerk@maxwell.iowa.gov>

Mon, Sep 30, 2024 at 9:41 AM

Deb: Please find the attached proposed surveys for approval. Hopefully we are not too late to have them as part of your agenda for Oct. 2nd. Please let me know if you need anything additional. Thank you.

Brandon Bergquist
REALTOR®



Peoples Company
12119 Stratford Drive
Clive, IA 50325
Office: 855.800.LAND
Cell: 515.509.5912
Brandon@PeoplesCompany.com


PeoplesCompany.com




View Our Services

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2 attachments

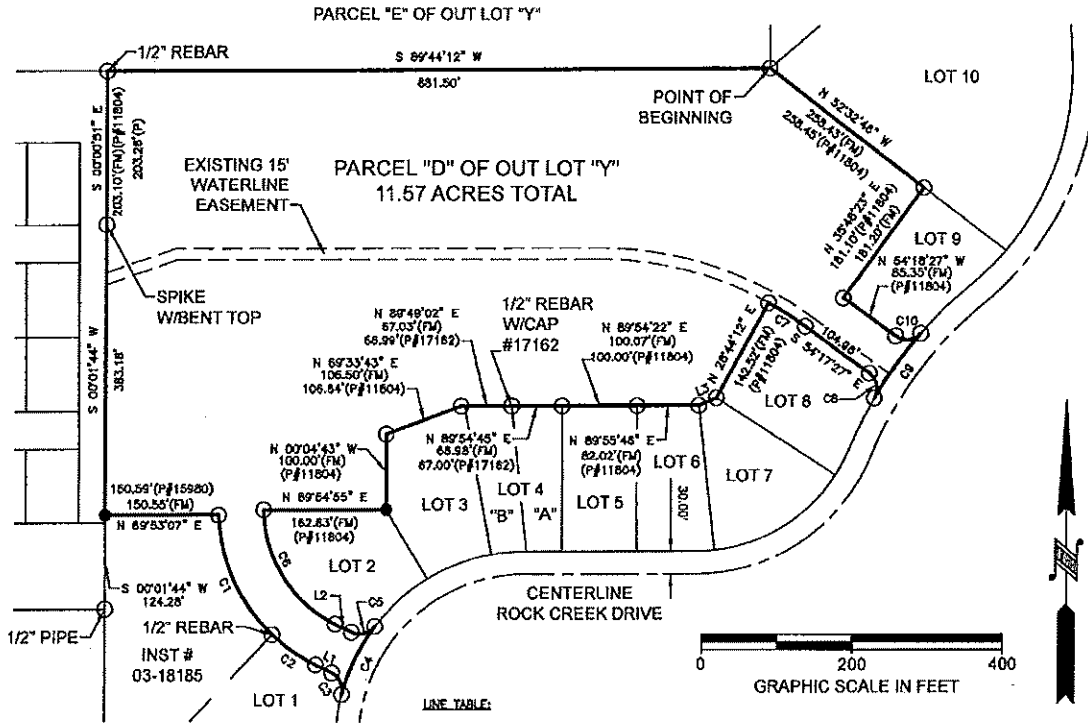
 Parcel D Out Lot Y.PDF
119K

 Parcel E Out Lot Y.PDF
69K

INDEX LEGEND	PLAT OF SURVEY
COUNTY: STORY	
DESIGNATION: PARCEL "D" OF OUT LOT "Y"	
LOCATION: ROCK CREEK RIDGE ESTATES PLAT 1, CITY OF MAXWELL	
SITE ADDRESS: N/A	
OWNER: SCOTT AND CAROLYN R. OAKES	
SURVEY REQUESTED BY: PEOPLES COMPANY	
SURVEYOR: ROBERT B. BILLS	

PROPOSED

PREPARED BY AND RETURN TO: ROBERT B. BILLS CENTRAL IOWA SURVEYING, LLC P.O. BOX 67 JEFFERSON, IOWA 50129 (515)370-2399



CURVE TABLE:

- C1: R= 230.00'(FM)(P#11804)
L= 177.85'(FM) 177.93'(P#11804)
LCB= S 24°26'20" E
LCD= 173.45'(FM) 173.53'(P#15980)
- C2: R= 230.00'
L= 71.01'
LCB= S 57°26'12" E
LCD= 70.73'
- C3: R= 25.00'(FM)(P#11804)
L= 34.22'(FM)(P#11804)
LCB= S 24°58'44" E
LCD= 31.61'(FM)(P#11804)
- C4: R= 250.00'(FM)(P#11804)
L= 100.87'(FM)(P#11804)
LCB= N 28°38'37" E
LCD= 69.89'(FM)(P#11804)
- C5: R= 25.00'(FM)(P#11804)
L= 34.22'(FM) 34.24'(P#11804)
LCB= S 76°59'04" W
LCD= 31.61'(FM) 31.63'(P#11804)
- C6: R= 170.00'
L= 188.18'
LCB= N 32°31'28" W
LCD= 178.72'

LINE TABLE:

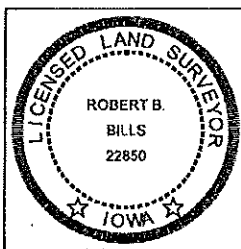
- L1= S 64°16'34" E 24.02'(FM) 24.31'(P#11804)
- L2= N 63°52'28" W 24.09'(FM) 24.28'(P#11804)
- L3= N 86°40'21" E 25.47'(FM) 25.45'(P#11804)
- L4= S 54°17'27" E 104.96'(FM) 104.93'(P#11804)

- C7: R= 470.00'(FM)(P#11804)
L= 57.95'(FM)(P#11804)
LCB= S 57°37'11" E
LCD= 67.92'(FM)(P#11804)
- C8: R= 25.00'(FM)(P#11804)
L= 36.74'(FM) 36.79'(P#11804)
LCB= S 11°52'08" E
LCD= 33.62'(FM) 33.58'(P#11804)
- C9: R= 530.00'(FM)(P#11804)
L= 105.20'(FM) 105.22'(P#11804)
LCB= N 35°49'18" E
LCD= 105.02'(FM) 105.05'(P#11804)
- C10: R= 25.00'(FM)(P)
L= 36.79'(FM)(P#11804)
LCB= S 63°35'59" W
LCD= 33.56'(FM)(P#11804)

LEGEND

- △ SECTION CORNER
 - FOUND 1/2" REBAR W/CAP #11804 UNLESS NOTED OTHERWISE
 - SET 5/8"x24" REBAR W/YELLOW CAP #22850
 - ⊗ "X" CHIPPED IN CONC
 - ⊙ CALCULATED POINT
 - FM FIELD MEASUREMENT
 - P PLATTED DIMENSION
 - PROPERTY LINE
 - - - - - FENCE LINE
 - - - - - SECTION LINE
 - - - - - EASEMENT
- BASIS OF BEARINGS=IOWA STATE PLANE SOUTH ZONE NAD83

NOTE: THIS IS A TWO PAGE SURVEY AND IS INCOMPLETE UNLESS BOTH PAGES ARE PRESENT.



I hereby certify that this land surveying document and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

PROPOSED

Signature _____ Date _____
Robert B. Bills

License number #22850
My license renewal date is Dec, 31, 2024
Pages or sheets covered by this seal: _____

2

FIELD NOTES:

A TRACT OF LAND LOCATED IN OUT LOT "Y" OF ROCK CREEK RIDGE ESTATES PLAT 1, CITY OF MAXWELL, STORY COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 10 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1; THENCE S89°44'12"W, A DISTANCE OF 881.50 FEET TO A POINT ON THE WEST LINE OF SAID OUT LOT "Y"; THENCE S00°00'51"E ON SAID WEST LINE OF OUT LOT "Y", A DISTANCE OF 203.10 FEET; THENCE S00°01'44"W ON SAID WEST LINE OF OUT LOT "Y", A DISTANCE OF 383.18 FEET TO THE NORTHWEST CORNER OF A TRACT OF LAND DESCRIBED AT INSTRUMENT NUMBER 03-18185 IN THE STORY COUNTY RECORDER'S OFFICE; THENCE N89°53'07"E ON THE NORTH LINE OF SAID TRACT, A DISTANCE OF 150.55 FEET; THENCE SOUTHEASTERLY 177.85 FEET ALONG A 230.00 FOOT RADIUS CURVE CONCAVE EASTERLY ON THE EAST LINE OF SAID TRACT WITH A LONG CHORD BEARING S24°26'20"E AND A LONG CHORD DISTANCE OF 173.45 FEET; THENCE SOUTHEASTERLY 71.01 FEET ALONG A 230.00 FOOT RADIUS CURVE CONCAVE NORTHEASTERLY ON THE SOUTH LINE OF SAID OUT LOT "Y" ALSO BEING THE NORTHERLY LINE OF LOT 1 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1 WITH A LONG CHORD BEARING S55°26'12"E AND ALONG CHORD DISTANCE OF 70.73 FEET; THENCE S64°15'34"E ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID NORTHERLY LINE OF LOT 1, A DISTANCE OF 24.02 FEET; THENCE SOUTHEASTERLY 34.22 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID NORTHERLY LINE OF LOT 1 WITH A LONG CHORD BEARING S24°59'44"E AND A LONG CHORD DISTANCE OF 31.61 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF ROCK CREEK DRIVE; THENCE NORTHEASTERLY 100.67 FEET ALONG A 250.00 FOOT RADIUS CURVE CONCAVE EASTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND ON SAID WEST RIGHT OF WAY LINE OF ROCK CREEK DRIVE WITH A LONG CHORD BEARING N26°39'37"E AND A LONG CHORD DISTANCE OF 99.99 FEET; THENCE WESTERLY 34.22 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE NORTHERLY ON SAID SOUTH LINE OF OUT LOT "Y" ALSO BEING ON THE SOUTHERLY LINE OF LOT 2 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1 WITH A LONG CHORD BEARING S75°59'04"W AND A LONG CHORD DISTANCE OF 31.61 FEET; THENCE N63°52'26"W ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID SOUTH LINE OF LOT 2, A DISTANCE OF 24.09 FEET; THENCE NORTHWESTERLY 188.18 FEET ALONG A 170.00 FOOT RADIUS CURVE CONCAVE NORTHEASTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID SOUTH LINE OF LOT 2 WITH A LONG CHORD BEARING OF N32°31'28"W AND A LONG CHORD DISTANCE OF 178.72 FEET; THENCE N89°54'55"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 162.83 FEET; THENCE N00°04'43"W ON SAID SOUTH LINE OF OUT LOT "Y" ALSO BEING ON THE WEST LINE OF LOT 3 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 100.00 FEET; THENCE N69°33'43"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 106.50 FEET; THENCE N89°49'02"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON SAID NORTH LINE OF 3 AND ON THE NORTH LINE OF LOT 4 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 67.03 FEET; THENCE N89°54'45"E ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID NORTH LINE OF LOT 4, A DISTANCE OF 66.98 FEET; THENCE N89°54'22"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE NORTH LINE OF LOT 5 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 100.07 FEET; THENCE N89°55'46"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE NORTH LINE OF LOT 6 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 82.02 FEET; THENCE N66°40'21"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE NORTH LINE OF LOT 7 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 25.47 FEET; THENCE N28°44'12"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE WEST LINE OF LOT 8 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 142.52 FEET; THENCE SOUTHEASTERLY 57.95 FEET ALONG A 470.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND THE NORTH LINE OF SAID LOT 8 WITH A LONG CHORD BEARING S57°37'11"E AND A LONG CHORD DISTANCE OF 57.92 FEET; THENCE S54°17'27"E ON SAID SOUTH LINE OF OUT LOT "Y" AND ON SAID NORTH LINE OF LOT 8, A DISTANCE OF 104.96 FEET; THENCE SOUTHERLY 36.74 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE WESTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND ON SAID NORTH LINE OF LOT 8 WITH A LONG CHORD BEARING S11°52'08"E AND A LONG CHORD DISTANCE OF 33.52 FEET; THENCE NORTHEASTERLY 105.20 FEET ALONG A 530.00 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID WEST RIGHT OF WAY LINE OF ROCK CREEK DRIVE WITH A LONG CHORD BEARING N35°49'19"E AND A LONG CHORD DISTANCE OF 105.02 FEET; THENCE WESTERLY 36.78 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE NORTHERLY ON SAID SOUTH LINE OF OUT LOT "Y" AND ON THE SOUTH LINE OF LOT 9 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1 WITH A LONG CHORD BEARING S83°43'59"W AND A LONG CHORD DISTANCE OF 33.56 FEET; THENCE N54°18'27"W ON SAID SOUTH LINE OF OUT LOT "Y" AND SAID SOUTH LINE OF LOT 9, A DISTANCE OF 85.35 FEET; THENCE N35°48'23"E ON THE EAST LINE OF SAID OUT LOT "Y" AND ON THE WEST LINE OF SAID LOT 9, A DISTANCE OF 181.20 FEET; THENCE N52°32'46"W ON SAID EAST LINE OF OUT LOT "Y" AND ON THE SOUTH LINE OF SAID LOT 10, A DISTANCE OF 258.43 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL SHALL HEREAFTER BE KNOWN AS PARCEL "D" OF OUT LOT "Y" OF ROCK CREEK RIDGE ESTATES PLAT 1 OF THE CITY OF MAXWELL, STORY COUNTY, IOWA.

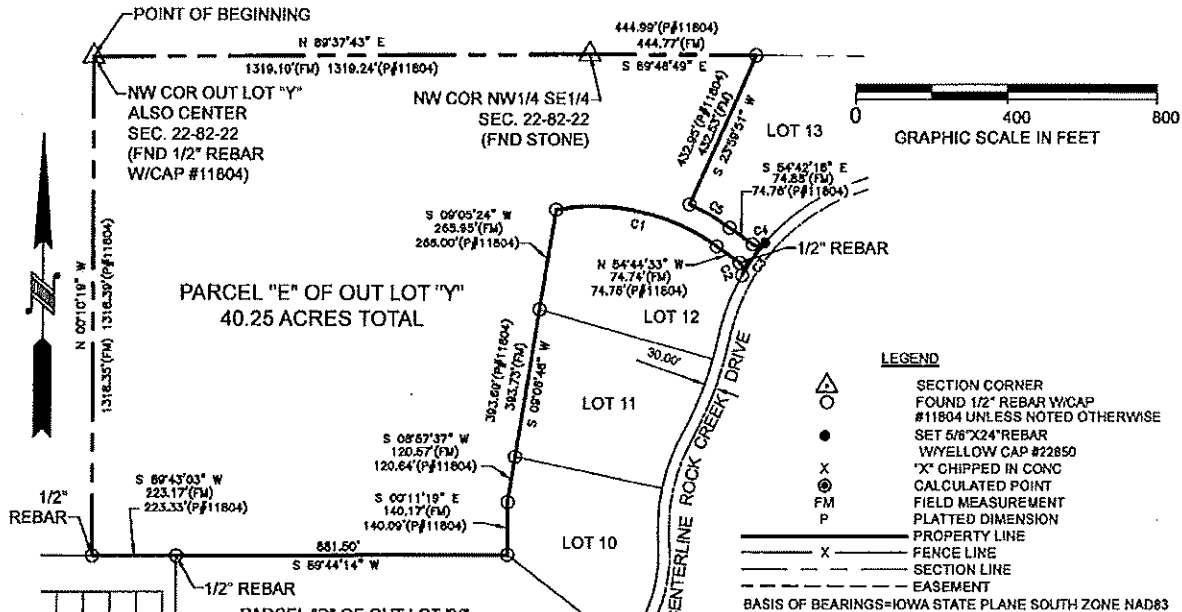
THE ABOVE DESCRIBED PARCEL CONTAINS 11.57 ACRES AND IS SUBJECT TO ANY AND ALL EASEMENTS APPARENT OR OF RECORD.

NOTE: THIS IS A TWO PAGE SURVEY AND IS INCOMPLETE UNLESS BOTH PAGES ARE PRESENT.

INDEX LEGEND	PLAT OF SURVEY
COUNTY: STORY	
DESIGNATION: PARCEL "E" OF OUT LOT "Y"	
LOCATION: ROCK CREEK RIDGE ESTATES PLAT 1, CITY OF MAXWELL	
SITE ADDRESS: N/A	
OWNER: SCOTT AND CAROLYN R. OAKES	
SURVEY REQUESTED BY: PEOPLES COMPANY	
SURVEYOR: ROBERT B. BILLS	

PROPOSED

PREPARED BY AND RETURN TO: ROBERT B. BILLS CENTRAL IOWA SURVEYING, LLC P.O. BOX 67 JEFFERSON, IOWA 50129 (515)370-2399



CURVE TABLE:

<p>C1: R= 570.00'(FM)(P#11804) L= 452.26'(FM) 452.10'(P#11804) LCB= N 77°24'24\" W LCD= 440.49'(FM) 440.34'(P#11804)</p>	<p>C3: R= 555.00'(FM)(P#11804) L= 105.42'(FM)(P#11804) LCB= S 35°23'25\" W LCD= 109.28'(FM)(P#11804)</p>	<p>C5: R= 630.00'(FM)(P#11804) L= 124.28'(FM) 124.30'(P#11804) LCB= S 60°20'17\" E LCD= 124.08'(FM) 124.10'(P#11804)</p>
<p>C2: R= 25.00'(FM)(P#11804) L= 38.95'(FM) 38.89'(P#11804) LCB= N 12°05'28\" W LCD= 33.67'(FM) 33.63'(P#11804)</p>	<p>C4: R= 25.00'(FM)(P#11804) L= 38.89'(FM)(P#11804) LCB= N 82°59'30\" E LCD= 33.83'(FM)(P#11804)</p>	

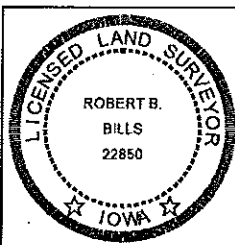
FIELD NOTES:

A TRACT OF LAND LOCATED IN OUT LOT "Y" OF ROCK CREEK RIDGE ESTATES PLAT 1, CITY OF MAXWELL, STORY COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID OUT LOT "Y"; THENCE N89°37'43"E ON THE NORTH LINE OF SAID OUT LOT "Y", A DISTANCE OF 1319.10 FEET; THENCE S89°46'49"E ON SAID NORTH LINE OF OUT LOT "Y", A DISTANCE OF 444.77 FEET; THENCE S23°58'51"W ON THE EAST LINE OF SAID OUT LOT "Y" ALSO BEING ON THE WEST LINE OF LOT 13 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 432.53 FEET; THENCE SOUTHEASTERLY 124.08 FEET ALONG A 630.00 FOOT RADIUS CURVE CONCAVE SOUTHERLY ON SAID EAST LINE OF OUT LOT "Y" AND ON THE SOUTH LINE OF SAID LOT 13 WITH A LONG CHORD BEARING S69°29'17"E AND A LONG CHORD DISTANCE OF 124.08 FEET; THENCE S54°42'16"E ON SAID EAST LINE OF OUT LOT "Y" AND ON SAID SOUTH LINE OF LOT 13, A DISTANCE OF 74.88 FEET; THENCE EASTERLY 38.89 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE NORTHERLY ON SAID EAST LINE OF OUT LOT "Y" AND ON SAID SOUTH LINE OF LOT 13 WITH A LONG CHORD BEARING N82°59'30"E AND A LONG CHORD DISTANCE OF 33.63 FEET; THENCE SOUTHWESTERLY 105.42 FEET ALONG A 555.00 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY ON SAID EAST LINE OF OUT LOT "Y" ALSO BEING ON THE WEST RIGHT OF WAY OF ROCK CREEK DRIVE WITH A LONG CHORD DISTANCE OF 535°23'26"W AND A LONG CHORD DISTANCE OF 105.26 FEET; THENCE NORTHWESTERLY 38.85 FEET ALONG A 25.00 FOOT RADIUS CURVE CONCAVE WESTERLY ON SAID EAST LINE OF OUT LOT "Y" ALSO BEING ON THE NORTH LINE OF LOT 12 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1 WITH A LONG CHORD BEARING N12°06'26"W AND A LONG CHORD DISTANCE OF 33.67 FEET; THENCE N54°44'33"W ON SAID EAST LINE OF OUT LOT "Y" AND ON SAID NORTH LINE OF LOT 12, A DISTANCE OF 74.74 FEET; THENCE WESTERLY 452.26 FEET ALONG A 570.00 FOOT RADIUS CURVE CONCAVE SOUTHERLY ON SAID EAST LINE OF OUT LOT "Y" AND SAID NORTH LINE OF LOT 12 WITH A LONG CHORD BEARING N77°24'24"W AND A LONG CHORD DISTANCE OF 440.49 FEET; THENCE S09°05'24"W ON SAID EAST LINE OF OUT LOT "Y" ALSO BEING ON THE WEST LINE OF SAID LOT 12, A DISTANCE OF 265.95 FEET; THENCE S09°06'48"W ON SAID EAST LINE OF OUT LOT "Y" ALSO BEING ON THE WEST LINE OF LOT 11 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 393.73 FEET; THENCE S08°57'37"W ON SAID EAST LINE OF OUT LOT "Y" ALSO BEING ON THE WEST LINE OF LOT 10 OF SAID ROCK CREEK RIDGE ESTATES PLAT 1, A DISTANCE OF 120.57 FEET; THENCE S00°11'19"E ON SAID EAST LINE OF OUT LOT "Y" AND ON SAID WEST LINE OF LOT 10, A DISTANCE OF 140.17 FEET; THENCE S89°44'14"W, A DISTANCE OF 881.50 FEET; THENCE S89°43'03"W ON THE WEST LINE OF SAID OUT LOT "Y", A DISTANCE OF 223.17 FEET; THENCE N00°10'19"W ON SAID WEST LINE OF OUT LOT "Y", A DISTANCE OF 1318.35 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL SHALL HEREAFTER BE KNOWN AS PARCEL "E" OF OUT LOT "Y" OF ROCK CREEK RIDGE ESTATES PLAT 1 OF THE CITY OF MAXWELL, STORY COUNTY, IOWA.

THE ABOVE DESCRIBED PARCEL CONTAINS 40.25 ACRES AND IS SUBJECT TO ANY AND ALL EASEMENTS APPARENT OR OF RECORD.



I hereby certify that this land surveying document and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

PROPOSED

Signature

Robert B. Bills

Date

License number #22850
My license renewal date is Dec, 31, 2024
Pages or sheets covered by this seal: 1



Dear Mayor and Council members,

Alliant Energy has been an active partner with the Iowa League of Cities for several years. The values and goals of both organizations collectively align in many areas, including a steadfast focus on economic development across the state.

Recently, Alliant Energy installed underground fiber to connect its energy assets across portions of the state. The good news – and the reason we're reaching out today – is that there are some excess fiber strands and conduit available. This presents an opportunity as these extra fiber strands and conduit are available for lease and could help attract new economic development opportunities as well as support local growth plans. They could also be used to potentially partner with area internet service providers (ISPs) for enhanced local broadband.

The "pass-through" resolution Alliant Energy is submitting for council approval was developed in partnership with the Iowa League of Cities. Due to the intricacies of the company's franchise agreement for energy delivery, Alliant Energy seeks a simple, separate agreement that allows extra fiber strands and conduit to be leased. The resolution allows for entities to use the lines to simply "pass-through" town as part of their network. Should an entity (like an ISP) want to use those strands or conduit to serve or improve service to your town, they would still need to get the required approvals from the council. Lease payments would offset Alliant Energy's cost to build the network and lead to savings for Alliant Energy's customers.

Alliant Energy and the Iowa League of Cities believe this "pass-through" resolution is a clear, concise and fair approach to attracting economic development and elevating broadband speeds across Iowa. We appreciate your consideration and welcome the opportunity to share more details about the resolution and answer any of your questions.

Sincerely,

A handwritten signature in black ink that reads "Mike Wagner".

Mike Wagner
Community Development Manager
Alliant Energy
mikewagner@alliantenergy.com
(319) 430-4140

A handwritten signature in black ink that reads "Alan W. Kemp".

Alan Kemp
Executive Director
Iowa League of Cities
alankemp@iowaleague.org
(515) 974-5315

RESOLUTION NO: _____

CITY OF MAXWELL, IOWA

A RESOLUTION APPROVING AN AGREEMENT FOR THE LEASING, ASSIGNMENT, OR SALE OF EXISTING DARK FIBER LOCATED IN THE CITY OF MAXWELL RIGHT OF WAY BY INTERSTATE POWER AND LIGHT COMPANY.

Be it Resolved by the City Council of the City of Maxwell, Iowa that:

The City Council approves the Agreement with Interstate Power and Light Company, a subsidiary of Alliant Energy Corporation.

The Mayor is authorized to sign the agreement on behalf of the City of Maxwell.

Passed and approved this _____ day of _____, _____.

MAYOR

Attest:

CITY CLERK

**Agreement for the Leasing, Assignment, or Sale of Existing Dark Fiber
Facilities Located in the City of Maxwell Right-of-Way by Interstate Power
and Light Company**

THIS AGREEMENT (THE "Agreement"), is entered into by the City of Maxwell ("City" } whose address for the purpose of this Agreement is 107 Main St, Maxwell IA 50161, and Interstate Power and Light Company ("IPL"), a subsidiary of Alliant Energy Corporation, whose address for the purpose of this Agreement is 200 First Street SE, Cedar Rapids, IA 52401. This Agreement will be deemed to be effective (the "Effective Date") on the later of the date that this Agreement is signed by the City or IPL.

WHEREAS Authority was granted to IPL to construct, operate, and maintain certain facilities for the transmission and/or distribution of electricity by way of a franchise agreement ("Franchise Agreement") as further described in said Franchise Agreement.

WHEREAS As permitted by the Franchise Agreement, IPL constructed certain communication facilities, including but not limited to fiber optic cables and conduit as part of its facilities, all of same constructed and currently existing in the City right of way as part and parcel of IPL's electric distribution system.

WHEREAS fiber optic cables are sold in increments of strand counts (12, 24, 36, etc.). Strands that are unused are described as "dark fiber." IPL has such dark fiber.

WHEREAS IPL may have unused conduit, or space within certain conduits which would allow for the installation of additional fiber within that same conduit.

WHEREAS, IPL has requested permission from the City to lease, sell, or otherwise assign, in whole or in part, dark fiber, conduit, or other related facilities (collectively the "Dark Fiber Facilities") located within the City right of way.

NOW THEREFORE, in consideration and in furtherance of the above and foregoing, the Parties agree as follows:

Sale/Lease/Assignment of Dark Fiber Facilities. IPL may enter into agreements to lease, sell, or otherwise assign, in whole or in part, those Dark Fiber Facilities to third-parties, consistent with the following terms:

- a. If said third party(ies) utilizes said Dark Fiber Facilities in such a manner that will not disturb the right of way nor result in the installation or construction of any additional infrastructure within the City right of way, using the Dark Fiber Facilities in the City of Maxwell merely as a pass through, said third-party would have no obligation or requirement to work with and/or to receive any authorization or permits from the City of Maxwell.
- b. The agreement between IPL and the third-party shall not grant, or portray to grant, to the third-party: 1) the right to disturb the right of way, or 2) authority to provide services to residents of the City without having to secure any permits, authorizations, certifications, franchises, or franchise agreements required by the City.

No agreement between IPL and any third party will bind the City to any specific terms and/or requirements with regard to the use of City right of way by said third party.

At no time shall the leasing/sale/assignment of Dark Fiber Facilities in any way impact services provided to the City of Maxwell under the franchise granted to IPL by the City of Maxwell.

Notice. Upon notice, the City may request the identity and contact information of any third party with whom IPL has engaged in a transfer and IPL will provide the requested information to the City within thirty (30) days.

Indemnity. IPL, its successors and assigns shall indemnify, and hold the City free and harmless from all damages to the extent arising from the negligent acts or omissions of IPL in the erection or maintenance of its systems. NOTWITHSTANDING THE FOREGOING, NEITHER PARTY SHALL BE LIABLE TO THE OTHER FOR SPECIAL, INDIRECT, PUNITIVE, EXEMPLARY, OR CONSEQUENTIAL DAMAGES IN CONTRACT, TORT, WARRANTY, STRICT LIABILITY, OR OTHERWISE.

Rights Cumulative. The various rights, powers, options, elections and remedies of either party, provided herein shall be construed as cumulative and no one of them as exclusive of the others, or exclusive of any rights, remedies or priorities allowed by either party by law, and shall in no way affect or impair the right of either party to pursue any other equitable or legal remedy to which either party may be entitled.

Notices and Demands. Notices as provided for herein shall be given to the respective parties hereto at the respective addresses designated on page one hereof unless either party notifies the other, in writing, of a different address. Without prejudice to any other method of notifying a party in writing or making a demand or other communication, such message shall be considered given under the terms hereof when sent, addressed as above designated, postage prepaid, by certified mail deposited in a United States mailbox.

Provisions to Bind and Benefit Successors and Assigns. Each and every covenant and agreement herein contained shall extend to and be binding upon the respective successors and assigns of the parties.

Construction. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender according to the context.

Governing Law and Jurisdiction. This Agreement shall be governed by and construed in accordance with the laws of the State of Iowa (without giving effect to the laws of such state in relation to choice of laws) with venue in the Iowa District Court in and for Linn County Iowa, unless otherwise agreed to by the parties.

Electronic Counterparts. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Facsimile copies, electronic scans and photocopies of the parties' signatures to this Agreement shall be valid and enforceable to the same extent as original signatures, and the parties hereby waive any requirement that the original signatures be produced as a condition of proving the validity of, or otherwise enforcing, this Agreement.

Entire Agreement; Modifications; Severability; Interpretation. The Recitals set forth at the beginning of this Agreement are hereby incorporated by reference and made a part hereof. This Agreement represents the entire agreement between the parties as to the subject matter hereof and may not be orally amended, modified, superseded or canceled, It being specifically understood that any of the terms, covenants, representations, and conditions hereof may only be amended by written instrument executed by the parties.

This Agreement integrates all of the terms and conditions mentioned herein or incidental hereto and supersedes all negotiations or previous agreements between the parties or the predecessors in interest with respect to all or any part of the subject matter hereof. The provisions hereof are severable, and if any one or more provisions may be determined to be unenforceable in whole or in part by a court of competent jurisdiction, the remaining provisions shall nevertheless be binding and enforceable if and to the extent that the economic and legal substance of the transactions contemplated is not materially adversely affected in any matter as to any party and shall be construed and enforced so as to effectuate the intent of this Agreement, including the wholly or partially unenforceable provision, to the maximum extent legally permitted.

The parties acknowledge that they are entering into this Agreement voluntarily, with a full understanding of its terms, and having had the opportunity to consult with legal counsel.

IN WITNESS WHEREOF, City and IPL have caused this Agreement to be executed by their duly authorized representatives as of the Effective Date.

City of Maxwell

Interstate Power and Light

Signature: _____

Signature: _____

By:

By:

Title:

Title:

Date: _____

Date: _____

CHAPTER 47

PARK REGULATIONS

47.01 Purpose

47.02 Use of Drives Required

47.03 Fires

47.04 Littering

47.05 Camping

47.06 Shelter House Rules

47.07 Park Hours

47.01 PURPOSE. The purpose of this chapter is to facilitate the enjoyment of park facilities by the general public by establishing rules and regulations governing the use of park facilities.

(Code of Iowa, Sec. 364.12)

47.02 USE OF DRIVES REQUIRED. No person shall drive any car, cycle or other vehicle, or ride or lead any horse, in any portion of a park except upon the established trails, drives or roadways therein or such other places as may be officially designated by the City.

47.03 FIRES. No fire shall be built, except in a place designated for such purpose, and such fire shall be extinguished before leaving the area unless it is to be immediately used by some other party.

47.04 LITTERING. No person shall place, deposit, or throw any waste, refuse, litter or foreign substance in any area or receptacle except those provided for that purpose.

47.05 CAMPING. No person shall camp in any portion of a park except in portions prescribed or designated by the Council, and the City may refuse camping privileges or rescind any and all camping privileges for cause. The City shall charge fees for camping and other special privileges as it deems appropriate and reasonable. The Council shall establish such fees from time to time by resolution. All persons who camp in any City park shall register their names, addresses, camper and motor vehicle license plate numbers, and camper description with the Clerk and pay the appropriate fee before setting up or using their camping unit.

47.06 SHELTER AND PARK AREA RULES. The renting of Shelters and park areas in the City Park is the responsibility of the Clerk. It is the Clerk's duty to keep a record of the dates that Shelters and park areas are rented and to collect the rental fees. The following additional rules and regulations govern use of the Shelters and park areas:

1. The person or party first requesting permission to rent Shelters or park areas shall have priority. The only exception to this provision is for Shelters and park areas used by the Committee in charge of the "Old Settlers Picnic" on the date of this annual event.

2. All Shelters and park areas shall be reserved for use by the Committee in charge of the "Old Settlers Picnic" at no charge to the Committee. The Committee shall offer the Shelter locally known as the "Church Stand" for use to the local churches on a rotating, alphabetical order basis. The church whose turn it is to use the "Church Stand" shall notify the Committee by June 1 of that particular year of the church's intention to provide food and the days on which they will use the building. In the event no church desires to use the "Church Stand" for meals, then the Committee in charge of the "Old Settlers Picnic" shall make whatever arrangements they desire. Other organizations in the vicinity of the City shall be given priority over individuals. The Committee shall report to the City Clerk no later than July 1 who will be occupying the Shelters and park areas during the Old Settlers Picnic.

3. The amount of rental to individuals and organizations for Shelters or park areas, other than the Committee in charge of the "Old Settlers Picnic", shall be established from time to time by resolution of the Council. A damage, cleaning, and key deposit of \$50.00 for use of the "Church Stand" shall also be required. In the event individuals or organizations desire some special celebration, the rent will be determined and negotiated by the Park Committee of the Council and the rental shall be the same per front foot as it would be to any other organization.

4. The person or organization using a Shelter House is responsible for cleaning up the premises and restoring it to the same clean and orderly condition it was in before the said person or organization rented the same.

5. There shall be no illegal activities carried on in any of the Shelters or park areas that in any way violates this Code of Ordinances or State or Federal laws.

6. The Shelter House known as the "Church Stand" shall be kept locked at all times except when in use or while being repaired or cleaned.

7. The Clerk is in charge of the key to be used by renters.

8. When a reservation is made in advance, the rent shall be paid at the time of the reservation, and if notice or cancellation is not given two weeks in advance of the reservation, the rent shall be forfeited and the person paying said rent shall not be entitled to any refund. However, if notice is given at least two weeks prior to the reservation date, the rent shall then be refunded.

47.07 PARKS HOURS. No person, except registered campers, shall enter or remain within any park from sunset to sunrise except during officially sanctioned events authorized by the City.

[The next page is 245]

Ordinance Intent:

Section 1

The proposed language under 47.06 generalizes the renting of Shelters and park areas and establishes rules for such rental. The section also designates a specific shelter known as the Church Stand and sets rules for that stand.

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47.3 FIRES. No fire shall be built, except in a place designated for such purpose, and such fire shall be extinguished before leaving the area unless it is to be immediately used by some other party.

47.4 LITTERING. No person shall place, deposit, or throw any waste, refuse, litter or foreign substance in any area or receptacle except those provided for that purpose.

47.5 CAMPING. No person shall camp in any portion of a park except in portions prescribed or designated by the Council, and the City may refuse camping privileges or rescind any and all camping privileges for cause. The City shall charge fees for camping and other special privileges as it deems appropriate and reasonable. The Council shall establish such fees from time to time by resolution. All persons who camp in any City park shall register their names, addresses, camper and motor vehicle license plate numbers, and camper description with the Clerk and pay the appropriate fee before setting up or using their camping unit.

47.6 SHELTER ~~HOUSE AND~~ PARK AREA RULES. The renting of ~~the Shelter House~~ Shelters and park areas in the City Park is the responsibility of the Clerk. It is the Clerk's duty to keep a record of the dates that ~~the Shelter House~~ Shelters and park areas are ~~is~~ rented and to collect the rental fees. The following additional rules and regulations govern use of the ~~Shelter House~~ Shelters and park areas:

1. The person or party first requesting permission to rent ~~the~~ Shelters or park areas ~~House~~ shall have priority. The only exception to this provision is ~~that for the Shelter House~~ Shelters and park areas shall be used ~~for~~ by the Committee in charge of the "Old Settlers Picnic" on the date of this annual event.
2. ~~The All Shelter House~~ Shelters and park areas shall be reserved for use ~~during~~ by the Committee in charge of the "Old Settlers Picnic" at no charge to the ~~Old Settlers Steering~~ Committee. The Committee shall offer the ~~Shelter House~~ locally known as the "Church Stand" for use to the local churches on a rotating, alphabetical order basis. The church whose turn it is to use the "Church Stand" shall notify the Committee by June 1 of that particular year of the church's intention to ~~have a lunch stand~~ provide food and the days on which they will use the building. In the event no church desires to use the ~~Shelter House~~ "Church Stand" for ~~a lunch stand~~ meals, then the Committee in charge of the "Old Settlers Picnic" shall make whatever arrangements they desire. Other organizations in the vicinity of the City shall be given priority over individuals. The Committee shall report to the City Clerk no later than July 1 who will be occupying the ~~Shelter House~~ Shelters and park areas during the Old Settlers Picnic.

3.

4. The amount of rental to individuals and organizations for Shelters or park areas, other than the Committee in charge of the “Old Settlers Picnic”, shall be established from time to time by resolution of the Council. A damage, cleaning, and key deposit of \$50.00 for use of the “Church Stand” shall also be required. In the event individuals or organizations desire some special celebration, the rent will be determined and negotiated by the Park Committee of the Council and the rental shall be the same per front foot as it would be to any other ~~concession~~organization.

5. The person or organization using ~~the a~~ Shelter House is responsible for cleaning up the premises and restoring it to the same clean and orderly condition it was in before the said person or organization rented the same.

6. There shall be no illegal activities carried on in any of the Shelter House Shelters or park areas that in any way violates this Code of Ordinances or State or Federal laws.

7. The Shelter House known as the “Church Stand” shall be kept locked at all times except when in use or while being repaired or cleaned.

8. The Clerk is in charge of the key to be used by renters.

9. When a reservation is made in advance, the rent shall be paid at the time of the reservation, and if notice or cancellation is not given two weeks in advance of the reservation, the rent shall be forfeited and the person paying said rent shall not be entitled to any refund. However, if notice is given at least two weeks prior to the reservation date, the rent shall then be refunded.

47.7 PARKS HOURS. No person, except registered campers, shall enter or remain within any park from sunset to sunrise except during officially sanctioned events authorized by the City.

[The next page is 245]

Ordinance Intent:

Section 1

The proposed language under 47.06 generalizes the renting of Shelters and park areas and establishes rules for such rental. The section also designates a specific shelter known as the Church Stand and sets rules for that stand.

65. Tentative, preliminary, draft, speculative, or research material, prior to its completion for the purpose for which it is intended and in a form prior to the form in which it is submitted for use or used in the actual formulation, recommendation, adoption, or execution of any official policy or action by a public official authorized to make such decisions for the governmental body or the government body. This subsection shall not apply to public records that are actually submitted for use or are used in the formulation, recommendation, adoption, or execution of any official policy or action of a governmental body or a government body by a public official authorized to adopt or execute official policy for the governmental body or the government body.

66. Personal information contained on electronic driver's license or nonoperator's identification card records that is provided by the licensee or card holder to the department of transportation for use by law enforcement, first responders, emergency medical service providers, and other medical personnel responding to or assisting with an emergency.

67. Electronic mail addresses of individuals or phone numbers of individuals, and personally identifiable information about those individuals, collected by state departments and agencies for the sole purpose of disseminating emergency or routine information and notices through electronic communications that are not prepared for a specific recipient.

68. Information required to be provided by a disclosing entity pursuant to 42 C.F.R. §455.104, pertaining to an individual with an ownership or control interest who is an officer or director of a nonprofit corporation.

69. The evidence of public employee support for the certification, retention and recertification, or decertification of an employee organization as defined in section 20.3 that is submitted to the public employment relations board as provided in section 20.14 or 20.15.

70. Information indicating whether a public employee voted in a certification, retention and recertification, or decertification election held pursuant to section 20.15 or how the employee voted on any question on a ballot in such an election.

71. Information and records related to cyber security information or critical infrastructure, the disclosure of which may expose or create vulnerability to critical infrastructure systems, held by the utilities board or the department of homeland security and emergency management for purposes relating to the safeguarding of telecommunications, electric, water, sanitary sewage, storm water drainage, energy, hazardous liquid, natural gas, or other critical infrastructure systems. For purposes of this subsection, "cyber security information" includes but is not limited to information relating to cyber security defenses, threats, attacks, or general attempts to attack cyber system operations.

72. The voter verification number, as defined in section 53.2, subsection 4, paragraph "c", that is assigned to a voter and maintained and updated in the statewide voter registration system.

73. The personal identification number assigned by the state commissioner of elections pursuant to section 48A.10A, subsection 1.

74. Personal information as defined in section 22A.1.

75. Identifying information submitted to the department of revenue from a distributor pursuant to section 455C.2, subsection 2, paragraph "b". However, this subsection shall not be construed to prohibit the dissemination of aggregated information that does not identify a specific distributor.

[C71, 73, 75, 77, 79, 81, §68A.7; 81 Acts, ch 36, §1, ch 37, §1, ch 38, §1, ch 62, §4]

83 Acts, ch 90, §9; 84 Acts, ch 1014, §1; 84 Acts, ch 1185, §5, 6

C85, §22.7

85 Acts, ch 134, §16; 85 Acts, ch 175, §1; 85 Acts, ch 208, §1; 86 Acts, ch 1184, §1; 86 Acts, ch 1228, §1; 87 Acts, ch 223, §20; 88 Acts, ch 1010, §1; 88 Acts, ch 1256, §1; 89 Acts, ch 194, §1; 89 Acts, ch 304, §102; 89 Acts, ch 311, §22; 90 Acts, ch 1017, §1; 90 Acts, ch 1271, §703; 92 Acts, ch 1212, §3; 93 Acts, ch 79, §2; 93 Acts, ch 163, §27; 94 Acts, ch 1023, §76; 94 Acts, ch 1064, §1; 94 Acts, ch 1092, §1; 94 Acts, ch 1174, §1; 95 Acts, ch 100, §1; 95 Acts, ch 129, §1; 95 Acts, ch 191, §1; 96 Acts, ch 1037, §1; 96 Acts, ch 1099, §16; 96 Acts, ch 1133, §38; 96 Acts, ch 1150, §1; 96 Acts, ch 1212, §10; 97 Acts, ch 92, §1; 97 Acts, ch 159, §1; 98 Acts, ch 1062, §8, 9; 98 Acts, ch 1073, §9; 98 Acts, ch 1090, §59, 84; 99 Acts, ch 88, §1, 11, 13; 99 Acts, ch 146, §43; 2000 Acts, ch 1014, §1; 2000 Acts, ch 1140, §1; 2000 Acts, ch 1147, §27; 2000 Acts, ch

any person related to the donor by blood or marriage within the third degree of consanguinity, of any privilege, benefit, employment, program admission, or other special consideration from the government body, a description of any and all such consideration offered or given in exchange for the pledge or donation.

c. Except as provided in paragraphs "a" and "b", portions of records relating to the receipt, holding, and disbursement of gifts made for the benefit of regents institutions and made through foundations established for support of regents institutions, including but not limited to written fundraising policies and documents evidencing fundraising practices, shall be subject to this chapter.

d. This subsection does not apply to a report filed with the Iowa ethics and campaign disclosure board pursuant to section 8.7.

53. Information obtained and prepared by the commissioner of insurance pursuant to section 507.14.

54. Information obtained and prepared by the commissioner of insurance pursuant to section 507E.5.

55. An intelligence assessment and intelligence data under chapter 692, except as provided in section 692.8A.

56. Individually identifiable client information contained in the records of the state database created as a homeless management information system pursuant to standards developed by the United States department of housing and urban development and utilized by the economic development authority.

57. The following information contained in the records of any governmental body relating to any form of housing assistance:

a. An applicant's social security number.

b. An applicant's personal financial history.

c. An applicant's personal medical history or records.

d. An applicant's current residential address when the applicant has been granted or has made application for a civil or criminal restraining order for the personal protection of the applicant or a member of the applicant's household.

58. Information filed with the commissioner of insurance pursuant to sections 523A.204, 523A.205, 523A.206, 523A.207, 523A.401, 523A.502A, and 523A.803.

59. The information provided in any report, record, claim, or other document submitted to the treasurer of state pursuant to chapter 556 concerning unclaimed or abandoned property, except the name and last known address of each person appearing to be entitled to unclaimed or abandoned property paid or delivered to the treasurer of state pursuant to that chapter.

60. Information in a record that would permit a governmental body subject to chapter 21 to hold a closed session pursuant to section 21.5 in order to avoid public disclosure of that information, until such time as final action is taken on the subject matter of that information. Any portion of such a record not subject to this subsection, or not otherwise confidential, shall be made available to the public. After the governmental body has taken final action on the subject matter pertaining to the information in that record, this subsection shall no longer apply. This subsection shall not apply more than ninety days after a record is known to exist by the governmental body, unless it is not possible for the governmental body to take final action within ninety days. The burden shall be on the governmental body to prove that final action was not possible within the ninety-day period.

61. Records of the department of health and human services pertaining to clients served by the state office or a local office of public guardian as defined in section 231E.3.

62. Records maintained by the department of health and human services or office of long-term care ombudsman that disclose the identity of a complainant, resident, tenant, or individual receiving services provided by the department of health and human services, an area agency on aging, or the office of long-term care ombudsman, unless disclosure is otherwise allowed under section 231.42, subsection 12, paragraph "a".

63. Information obtained by the superintendent of credit unions in connection with a complaint response process as provided in section 533.501, subsection 3.

64. Information obtained by the commissioner of insurance in the course of an examination of a cemetery as provided in section 523I.213A, subsection 7.

or local governmental agencies which have emergency planning or response functions if the director is satisfied that the need to know and intended use are reasonable. An agency receiving critical asset protection plan information from the department shall not disseminate the information without prior approval of the director.

46. Military personnel records recorded by the county recorder pursuant to section 331.608.

47. A report regarding interest held in agricultural land required to be filed pursuant to chapter 10B.

48. Sex offender registry records under chapter 692A, except as provided in section 692A.121.

49. Confidential information, as defined in section 10A.333, subsection 1, filed with the workers' compensation commissioner.

50. Information and records concerning physical infrastructure, cyber security, critical infrastructure, security procedures, or emergency preparedness developed, maintained, or held by a government body for the protection of life or property, if disclosure could reasonably be expected to jeopardize such life or property.

a. Such information and records include but are not limited to information directly related to vulnerability assessments; information contained in records relating to security measures such as security and response plans, security codes and combinations, passwords, restricted area passes, keys, and security or response procedures; emergency response protocols; and information contained in records that if disclosed would significantly increase the vulnerability of critical physical systems or infrastructures to attack.

b. For purposes of this subsection, "cyber security information and records" include but are not limited to information and records relating to cyber security defenses, threats, attacks, or general attempts to attack cyber system operations.

51. The information contained in the information program established in section 124.551, except to the extent that disclosure is authorized pursuant to section 124.553.

52. a. The following records relating to a charitable donation made to a foundation acting solely for the support of an institution governed by the state board of regents, to the board of the Iowa state fair foundation when the record relates to a gift for deposit in or expenditure from the Iowa state fairgrounds trust fund as provided in section 173.22A, to a foundation acting solely for the support of an institution governed by chapter 260C, to a private foundation as defined in section 509 of the Internal Revenue Code organized for the support of a government body, or to an endow Iowa qualified community foundation, as defined in section 15E.303, organized for the support of a government body:

(1) Portions of records that disclose a donor's or prospective donor's personal, financial, estate planning, or gift planning matters.

(2) Records received from a donor or prospective donor regarding such donor's prospective gift or pledge.

(3) Records containing information about a donor or a prospective donor in regard to the appropriateness of the solicitation and dollar amount of the gift or pledge.

(4) Portions of records that identify a prospective donor and that provide information on the appropriateness of the solicitation, the form of the gift or dollar amount requested by the solicitor, and the name of the solicitor.

(5) Portions of records disclosing the identity of a donor or prospective donor, including the specific form of gift or pledge that could identify a donor or prospective donor, directly or indirectly, when such donor has requested anonymity in connection with the gift or pledge. This subparagraph does not apply to a gift or pledge from a publicly held business corporation.

b. The confidential records described in paragraph "a", subparagraphs (1) through (5), shall not be construed to make confidential those portions of records disclosing any of the following:

(1) The amount and date of the donation.

(2) Any donor-designated use or purpose of the donation.

(3) Any other donor-imposed restrictions on the use of the donation.

(4) When a pledge or donation is made expressly conditioned on receipt by the donor, or

35. Records of the department of health and human services pertaining to participants in the gambling treatment program except as otherwise provided in this chapter.

36. Records of a law enforcement agency or the state department of transportation regarding the issuance of a driver's license under section 321.189A.

37. Mediation communications as defined in section 679C.102, except written mediation agreements that resulted from a mediation which are signed on behalf of a governing body. However, confidentiality of mediation communications resulting from mediation conducted pursuant to chapter 216 shall be governed by chapter 216.

38. a. Records containing information that would disclose, or might lead to the disclosure of, private keys used in an electronic signature or other similar technologies as provided in chapter 554D.

b. Records which if disclosed might jeopardize the security of an electronic transaction pursuant to chapter 554D.

39. Information revealing the identity of a packer or a person who sells livestock to a packer as reported to the department of agriculture and land stewardship pursuant to section 202A.2.

39A. Information related to the registration and identification of any premises where animals are kept as authorized pursuant to the foreign animal disease preparedness and response strategy as provided in section 163.3C.

40. The portion of a record request that contains an internet protocol number which identifies the computer from which a person requests a record, whether the person using such computer makes the request through the IowaAccess network or directly to a lawful custodian. However, such record may be released with the express written consent of the person requesting the record.

41. a. Medical examiner records and reports, including preliminary reports, investigative reports, and autopsy reports.

b. Notwithstanding paragraph "a", the following shall be released as follows:

(1) Medical examiner-authored records and reports, including preliminary reports, investigative reports, and autopsy reports, shall be released to a law enforcement agency that is investigating the death, upon the request of the law enforcement agency.

(2) Preliminary reports of investigations by the medical examiner and autopsy reports for a decedent by whom an anatomical gift was made in accordance with chapter 142C shall be released to a procurement organization as defined in section 142C.2, upon the request of such procurement organization, unless such disclosure would jeopardize an investigation or pose a clear and present danger to the public safety or the safety of an individual.

(3) Autopsy reports shall be released to the decedent's immediate next of kin, upon the request of the decedent's immediate next of kin, unless disclosure to the decedent's immediate next of kin would jeopardize an investigation or pose a clear and present danger to the public safety or the safety of an individual.

c. Information regarding the cause and manner of death shall not be kept confidential under this subsection, unless disclosure would jeopardize an investigation or pose a clear and present danger to the public safety or the safety of an individual.

42. Information obtained by the commissioner of insurance in the course of an investigation as provided in section 523C.23.

43. Information obtained by the commissioner of insurance pursuant to section 502.607.

44. Information provided to the court and state public defender pursuant to section 13B.4, subsection 5; section 814.11, subsection 7; or section 815.10, subsection 5.

45. The critical asset protection plan or any part of the plan prepared pursuant to section 29C.8 and any information held by the department of homeland security and emergency management that was supplied to the department by a public or private agency or organization and used in the development of the critical asset protection plan to include, but not be limited to, surveys, lists, maps, or photographs. Communications and asset information not required by law, rule, or procedure that are provided to the director by persons outside of government and for which the director has signed a nondisclosure agreement are exempt from public disclosures. The department of homeland security and emergency management may provide all or part of the critical asset plan to federal, state,

Oct. Fire Report

From Anthony Ness <tnyness@gmail.com>

Date Fri 9/27/2024 3:30 PM

To Cityof Maxwell <cityofmaxwell@hotmail.com>

of calls, Aug. and Sept. 8 with 51 people

Mutual Aid - 2

Indian - 4

Washington - 0

City - 2

Injuries or accidents - none

any maintenance - no

special events - pancake breakfast Oct 26th

anything the city needs to do - vote on new member Travis Sotter

fire meeting

From LanceSusanBrett Livesay <livesaysl@yahoo.com>

Date Tue 9/17/2024 2:55 PM

To Cityof Maxwell <cityofmaxwell@hotmail.com>; Tony Ness <tnyness@gmail.com>

Maxwell Fire Meeting September 16, 2024

Members; Derek, Wyatt, Ryan, Jerry. Kenik, Tony, Tom, Jared, Travis, Brandon, Scott, Susie

Visitors; none.

Meeting called to order 7:02pm

Citizens forum – none

Old Business – none

New Business – Winter Fire School is coming up in January.

Call Critiques

8-22: 650th and 295th car wreck, disregarded, 3 people

8-28: 1516 S D Ave Nevada, fire alarm, 6 people

8-31: Hwy 210 & 640th, car accident, 7 people

9-4: 900 6th St, smoke in stairway, 4 people

Chief News- Possible opportunity for a grain bin rescue training.

Motion to adjourn Derek, second by Travis at 7:14 pm

EMS meeting

From LanceSusanBrett Livesay <livesaysl@yahoo.com>

Date Tue 9/17/2024 2:40 PM

To Cityof Maxwell <cityofmaxwell@hotmail.com>

Maxwell EMS Meeting September 16, 2024

Members; Derek, Wyatt, Ryan, Jerry. Kenik, Tony, Jamie, Scott, Susie

Visitors; none.

Meeting called to order 6:06 pm

Truck checks, reminder we need to exchange the drug box

Committees – none

Old Business – Old Setters, covering the rodeo went well

New Business – Still waiting to hear back for what day will work for the Breathing Training and more details.

Waiting to hear back some more details on ImageTrend

Reminder for those that need to complete their EMS trainings.

Member comments – none.

Chief Comments – on behalf of myself and Jamie, thank you for all you do, keep up the good work!

Meeting adjourned at 6:25pm

Oct. Public Works

From Anthony Ness <tnyness@gmail.com>

Date Fri 9/27/2024 3:40 PM

To Cityof Maxwell <cityofmaxwell@hotmail.com>

Streets

- sealcoat crew should be here this week
- new water main is installed on Baldwin and disinfected
- will flush line and test for bacteria and start hooking up services
- storm sewer is next step for Baldwin
- have a message into Alliant to fix missing street light at 7th and Baldwin

Water

- Scott passed his Grade 1 water treatment
- found and replaced inop water main valve in front of 613 Main St.
- Nice to have another working valve!!!

Sewer

- Cit is coming to investigate some of the lines that need repaired or blocked off

Parks

- Jake is in the process for taking down trees
- have been watering new trees

**City Clerk
OCTOBER 2024**

Miscellaneous Information:

- Only 1 meeting last month. Yea!!!!
- We had our financial audit. They are still waiting for a few things then we will have the results.
- We have had a lot of trouble with Carrie's computer printing to the new printer. We may have to investigate getting someone to troubleshoot a few issues that we have been having.
- We would still like a solution to our storage problem.

CITY OF MAXWELL, IOWA
MAXWELL CITY COUNCIL SPECIAL MEETING
THURSDAY, AUGUST 29, 2024 6:00 P.M. CITY HALL

1. The meeting was called to order by Mayor Higgins at 6:01 P.M.
2. Roll Call: Steve Gast, Sue Philpott, Doug Miller, and Ken Jans. Joel Westendorf answered roll call via telephone. Visitors: Susie Livesay
3. A motion to approve the agenda was made by Jans. Miller seconded. 5 ayes.
4. Citizen's Forum –
 - a. NA.
5. Discussion and Action on Mom's Maxwell Alcohol Permit. – Gast moved to approve the Moms Maxwell Alcohol Permit with a zip code change. Westendorf seconded. 5 ayes.
6. Adjourn – Gast moved to adjourn. Jans seconded. 5 ayes. 6:40 p.m.

ATTEST: _____, Clerk _____, Mayor
Debra Hayes Dale Higgins

CITY OF MAXWELL, IOWA
MAXWELL CITY COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 4, 2024, 6:00 P.M. CITY HALL

1. The meeting was called to order by Mayor Dale Higgins at 6:00 P.M.
2. Roll call was answered by Steve Gast, Sue Philpott, Joel Westendorf, Doug Miller, & Ken Jans. Visitors: Susie Livesay, Kay Munneke, Lance Birchmier, Greg Link, Lauryn Myers, Casady Myers, Kevin DeHaven, Jim Tongay and friend, Jody Gast, Kelly Wierson.
3. A motion to approve the agenda by moving Parks and Open Spaces after Citizens Forum was made by Gast. Miller seconded. 5 ayes.
4. Citizens Forum
 - a. Jim Tongay –Jim Tongay came before the council to discuss the problems of the complaints that he has received about parking on his sidewalk. He came in front of the council in 1996 to remove the sidewalk. Mayor Higgins read the minutes from that council meeting. Jim stated that the front of his house was on the eastside instead of the southside. The council will review the sidewalk and decide at the next regular meeting. Jim also talked about the ordinance for harassment and what the city was going to do about it. It was suggested for him to call the Story County Sherriffs Office. He also asked for clarification on the ordinance chapters and where to find some of them.
 - b. Update from Maxwell Generations Organization – Lance Birchmier was present to update the council on the Maxwell Generations Organization. At their meeting, there were 60 attendees. Officers were elected. President=Carol Laffey, Vice President=Lance Birchmier, Secretary= Greg Link, Treasurer= Dorene Cory, and Fundraiser Chairperson= Kevin DeHaven. Meetings will be the last Tuesday of the month except for no meetings in November and December. There were some questions about the name, which Lance answered.
- 7h. Parks & Open Spaces Board – A meeting was called but only 2 showed so no decisions were made. Discussion on dog park and silhouettes. Grants available for the trail and equipment for the trail. Reap grants will be available for parks and trails. Kathie Smith is working on a grant for inclusive playground equipment. Other discussion about ideas for the other parks.
5. Public Hearing
 - a. First Hearing on an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa, Requiring Dogs be Leashed and Controlled When off Premises.
– Gast moved to open public hearing. Jans seconded. 5 ayes. No public comments. Gast moved to close to the public. Westendorf seconded. 5 ayes. Gast moved to change the language of the ordinance. Miller seconded. 5 ayes. Gast moved to approve the 1st reading on Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa, Requiring Dogs be Leashed and Controlled When off Premises. Jans seconded. 5 ayes. Second hearing will be held October 2, 2024
- 7a. Sheriff Report – Deputies Casper & Hamilton were present. Ordinances and violations were discussed.
6. Business

- a. Discussion and Action on Alcohol License for Mom's Maxwell at Park on October 5th - Gast moved to approve Mom's Maxwell alcohol license. Miller seconded. 5 ayes.
 - b. Discussion and Action on CIT Sewer Solutions Proposal – Gast moved to approve the contract. Miller seconded. Discussion on how the project will be paid for since the lines being fixed are private lines. The option to pay in full or to assess the residence property taxes was discussed. Discussion on the lines that are not clearly defined as who it belongs to. Gast moved to amend the motion list the location provided and verify if active service or if it could appropriately be plugged. Miller seconded. 5 ayes. Notices will be sent to residents with options to move forward.
 - c. Discussion and Action on Alliant Electrical Line Placement - The new bike trail is passing under the electrical lines. This causes the safe limit to diminish. Alliant is asking for a new easement to move the electrical lines. Gast moved to allow Alliant Energy to move the lines and authorize the mayor to sign the easement agreement. Philpott seconded. 5 ayes.
 - d. Discussion and Action on a Resolution Approving and Authorizing a Form of Agreement and Authorizing and Providing for the Issuance of \$250,000 General Obligation Capital Loan Notes, Series 2024, and Levying a Tax to Pay Said Notes: Approval of the Tax Exemption Certificate. – Gast moved to approve Resolution 2024-16. Westendorf seconded. 5 ayes.
 - e. Discussion and Action on Park Regulations Ordinance –. Philpott moved to change shelter house to shelters to clarify which shelter is being used. Steve suggested putting the shelter house as known as the “church stand.” Sue added to the motion to discuss areas and parking regulations to the next meeting. Gast seconded. 5 ayes. Susie Livesay suggested that the Council generalize the committee in charge of Old Settlers Celebration instead of listing a specific group. There was discussion on how the council would decide on that committee.
 - f. Discussion and Action on Website– Ken had some suggestions on changes for the website. The council looked at the website and made a list that the clerk was to give to Nancy Pritchard who maintains the site.
 - g. Discussion and Action on Trick or Treat Night – Jans moved to hold Trick or Treat Night/Begger's Night on October 31st between 6:00 p.m. – 8:00 p.m. Westendorf seconded. 5 ayes.
7. Departmental Reports
- a. Fire – No Report. Gast moved to approve new member Travis Sotter to the fire department. Miller seconded. 5 ayes.
 - b. EMS – Report on file.
 - c. Library – Report on file.
 - d. Public Works – No report on file.
 - e. City Clerk- Report on file. Dale will talk to Spencer about the lack of information for the Baldwin Street Project.
 - f. Engineer – Report on file. Water Treatment Plant – Backwash Pump Station Alternatives – Alternatives for this project are available. It was discussed to continue with the plans as is and not add a bathroom at this time.
8. Council and Mayor Reports –
- a. Steve Gast – 1) Snyder & Associates need to provide GIS Maps to SilverSmith. 2) September 22 is the public reveal of the Visioning Plan Steve encourages the

council to show up and have a look as some of the projects could become capital improvement projects. 3) It might be beneficial for the mayor and council members to have a key yardwaste for residents that need a key during the weekend.

- b. Sue Philpott – We need to put out reminders of the parking ordinances. There is a lot of parking violations in town.
- c. Joel Westendorf – 1) Joel will be attending conferences in t 2 weeks. 2) Infrastructure security audit is September 9 and 10. They will be here from 9 a.m. – 4:00 p.m. 3) Joel sent out the logos that the high school art students submitted.
- d. Doug Miller – 1) Doug voiced concerns about road closures for Baldwin St and the Trail Projects. 2) Gates at yardwaste are still being left open. 3) The blinking lights for school crossing are not set right. Clerk will let Tony know.
- e. Dale Higgins – 1) Dale talked about the new digital speed limit signs that the DOT is installing at the south and east entrances to the city. 2) Dale gave an update on the Baldwin St. project. 3) Dale talked about painting crosswalk markings with high visibility crosswalks.
- f. Steve Gast – 1) Steve sent out an email reminder of the council committee responsibilities. Tony and Scott have ideas for their areas and would like to know who they are supposed to talk to get the ideas approved or moved forward. 2) Steve talked about things needed to be done in yardwaste so people won't dump items in the middle of the area and take care of the potholes that are down there.
- g. Doug Miller – Doug talked to Melissa Cory from the school. On the eastside for the school near the sidewalk the road is eroding and needs to be repaired. School sidewalk was repaired without a permit.

9. Consent Agenda

- 1) Westendorf moved to approve the Consent agenda. Philpott t seconded. 5 ayes.
- 2) Bills presented were as follows:

CLAIMS REPORT	REFERENCE	AMOUNT
VENDOR		
ACCESS	#37120164 - ONE TIME FEES.	\$ 563.90
AFLAC	AFLAC CANCER	\$ 116.34
ALLIANT ENERGY	MONTHLY UTILITY BILL	\$ 9,436.91
AMAZON CAPITAL SERVICES	#14JF-JX7G-LFYQ - DVDS & BOOKS	\$ 120.83
AT&T MOBILITY	FIRSTNET CELL PHONES	\$ 255.68
BADGER METER	cellular reads	\$ 400.32
CENTRAL IOWA SHORTLINE LLC	#32399-BATTERIES,ZINC,MAGDIOX	\$ 16.99
CENTRAL IOWA SHORTLINE LLC	3,256,832,603,326,650,000,000,000	\$ 179.97
CHEM-SULT, INC	SODIUMHYPOCHLORITE	\$ 590.00
CHEM-SULT, INC	SODIUMHYPOCHLORITE & PHOSPHATE	\$ 901.40
CONSUMERS ENERGY	RCH ELECTRIC	\$ 41.00
DIAMOND VOGEL	PAINT	\$ 57.73
IOWA DEPT OF NATURAL RESOURCES	NPDES & OPERATIONS PERMIT FEE	\$ 210.00

DO ART PRODUCTIONS	COMIC BOOK WORKSHOP	\$ 375.00
EXTENSION ISU STORY COUNTY	PEST CONTROL- TONY NESS	\$ 230.00
GANNETT IOWA LOCALIQ	MINUTES	\$ 355.02
IOWA DEP OF REVENUE	SALES TAX JULY 2024	\$ 106.28
IOWA DEP OF REVENUE	WET JULY 2024	\$ 634.27
IOWA FIRE CHIEFS ASSOC	2024 MEMBERSHIP APPLICATION	\$ 25.00
IOWA ONE CALL	LOCATES	\$ 23.40
IPERS	IPERS	\$ 2,679.26
IPERS	LATE FEE	\$ 21.48
MAXWELL STATE BANK	FED/FICA TAX	\$ 4,755.05
MICROBAC LABORATORIES	TESTING	\$ 10.00
MICROBAC LABORATORIES	TESTING	\$ 592.50
MID-AMERICAN RESEARCH CHEMICAL	VEG-A-KILL	\$ 4,503.50
MIDWEST BREATHING AIR LLC	NFPA QUARTERLY AIR TEST	\$ 199.75
MIDWEST INSURANCE CORP	INSURANCE	\$ 650.00
NEW CENTURY FS	MONTHLY GAS & DIESEL	\$ 1,351.79
MAXWELL POST OFFICE	stamps	\$ 292.00
SAFE BUILDING LLC	PERMITD	\$ 783.34
SNYDER & ASSOCIATES	BALDWIN ST RECONSTRUCTION	\$ 9,471.30
STORY COUNTY EMS ASSOC	2024 STORY COUNTY EMS ASSOC.	\$ 25.00
U.S. BANK	STORY COUNTY MEDICAL-S.JOHNSON	\$ 868.66
WINDSTREAM	INTERNET & PHONE	\$ 222.87
Accounts Payable Total		\$ 41,066.54
Total Paid On: 8/21/24		\$ 8,107.66
Total Paid On: 9/04/24		\$ 6,714.97
Total Payroll Paid		\$ 14,822.63
***** REPORT TOTAL *****		\$ 55,889.17
GENERAL		\$ 22,450.98
ROAD USE TAX		\$ 2,675.88
BALDWIN ST PROJECT		\$ 9,471.30
WATER		\$ 9,381.21
SEWER		\$ 11,909.80
TOTAL FUNDS		\$ 55,889.17

10. Adjourn. A motion to adjourn the meeting at 9:00 P.M. was moved by Philpott. Seconded by Jans. 5 ayes

THE NEXT REGULAR MEETING WILL BE OCTOBER 2, 2024 AT 6:00 P.M.

ATTEST: _____, Clerk _____, Mayor
 Deb Hayes Dale Higgins