

CITY OF HUXLEY

TUESDAY – JANUARY 9, 2018 – HUXLEY CITY HALL

AGENDA

CITY COUNCIL MEETING – 6:00 PM

PUBLIC NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA, WILL MEET AT THE HUXLEY CITY HALL 515 N. MAIN AVE., HUXLEY, IOWA, FOR THEIR REGULAR COUNCIL MEETING **AT 6:00 PM ON TUESDAY THE 9th DAY OF JANUARY, 2018** TO DISCUSS THE MATTERS ENUMERATED IN THE AGENDA LISTED BELOW.

ROLL CALL – QUORUM PRESENT

- 1.00) COMMENTS FROM THE PUBLIC AND RECEIVING OF PETITIONS AND/OR WRITTEN COMMUNICATIONS TO THE CITY COUNCIL ON AGENDA AND NONAGENDA ITEMS.
- 2.00) PRESENTATION(S):
 - 2.01) Zach and Brittaney Swanson regarding their dog.
- 3.00) PROCLAMATION(S): NONE
- 4.00) CONSENT AGENDA:

ALL ITEMS LISTED WITHIN THIS SECTION ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OR ACTION ON THESE ITEMS UNLESS A COUNCIL MEMBER OR CITIZEN SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS. AND CONSIDERED SEPARATELY.

- 4.01) TO APPROVE THE MINUTES FROM THE FOLLOWING MEETINGS:
 - December 19, 2017 -- Regular Council Meeting
- 4.02) TO APPROVE FINANCIAL REPORTS AND PAYMENT OF BILLS.
- 4.03) TO APPROVE BEER, WINE AND LIQUOR LICENSES, CIGARETTE PERMITS RENEWALS.
- 4.04) TO APPROVE SOLID WASTE HAULER'S PERMIT RENEWAL/NEW APPLICATIONS.
- 4.05) TO APPROVE ASSIGNMENT OF DEVELOPMENT AGREEMENT.
- 4.06) TO APPROVE RECORDS TO BE DESTROYED.
- 4.07) TO APPROVE MAYORIAL APPOINTMENTS
- 4.08) TO APPROVE APPOINTMENT OF HUXLEY FIRE AND RESCUE OFFICERS FOR 2018

- 5.00) PUBLIC HEARING(S): NONE

AGENDA ITEMS:

- 6.00) COMMUNITY BETTERMENT:
 - 6.01 DISCUSSION AND POSSIBLE ACTION ON SECOND READING OF ORDINANCE NO. 466 AMENDING VARIOUS CODE SECTIONS; SECTION 55.16; SECTION 69.09; CHAPTER 140 OF THE HUXLEY MUNICIPAL CODE. POSSIBLE WAIVING OF THIRD READING.

- 6.02 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 467 AN ORDINANCE AMENDING CHAPTER 157 BUILDING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL BUILDING CODE AND 2015 INTERNATIONAL RESIDENTIAL CODE WITH AMENDMENTS.
- 6.03 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 468 AN ORDINANCE CREATING CHAPTER 158 FIRE CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL FIRE CODE WITH AMENDMENTS.
- 6.04 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 469 AN ORDINANCE CREATING CHAPTER 159 EXISTING BUILDING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL EXISTING BUILDING CODE WITH AMENDMENTS.
- 6.05 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 470 AN ORDINANCE CREATING CHAPTER 154 PROPERTY MAINTENANCE AND HOUSING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE WITH AMENDMENTS.
- 6.06 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 471 AN ORDINANCE CREATING CHAPTER 161 PLUMBING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL PLUMBING CODE WITH AMENDMENTS.
- 6.07 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 472 AN ORDINANCE CREATING CHAPTER 162 MECHANICAL CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL MECHANICAL CODE WITH AMENDMENTS.
- 6.08 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 473 AN ORDINANCE CREATING CHAPTER 165 SWIMMING POOL AND SPA CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL SWIMMING POOL AND SPA CODE WITH AMENDMENTS.
- 6.09 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 474 AN ORDINANCE CREATING CHAPTER 164 BUILDING AND PROPERTY REGULATIONS, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2017 NATIONAL ELECTRIC CODE aka NFPA 70.
- 6.10 DISCUSSION AND POSSIBLE ACTION ON FIRST READING OF ORDINANCE NO. 475 AN ORDINANCE CREATING CHAPTER 163 FUEL GAS CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL FUEL GAS CODE WITH AMENDMENTS.
- 6.11) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-001 TO FIX A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE AND REAUTHORIZE THE SALE OF REAL PROPERTY FOR REDEVELOPMENT TO ANDREW SAGE

7.00) PUBLIC SAFETY:

- 7.01) DISCUSSION AND POSSIBLE ACTION ON WHETHER THE DOG OWNED BY ZACH AND BRITTANEY SWANSON IS A VICIOUS DOG IN ACCORDANCE WITH THE HUXLEY MUNICIPAL CODE SECTION 55.09.

8.00) FINANCE: NONE

9.00) LEISURE ACTIVITIES: NONE

10.00) ADMINISTRATIVE BUSINESS:

10.01) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-002 APPROVING THE PROPOSED ICE RINK AGREEMENT.

COMMENTS FROM STAFF, COUNCIL AND MAYOR.

ADJOURNMENT

THIS NOTICE IS HEREBY GIVEN AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF THE MEETING SPECIFIED ABOVE. THIS WAS DONE BY ADVISING THE NEWS MEDIA WHO HAVE FILED A REQUEST FOR NOTICE AND BY POSTING THE NOTICE ON THE WINDOW IN THE LOBBY AREA IN CITY HALL THAT IS ACCESSIBLE AND VIEWABLE TO THE PUBLIC. THIS WAS ALL PURSUANT TO CHAPTER 21 OF THE CODE OF IOWA.



John Haldeman, City Administrator

1/4/2018 12:42 PM



CITY COUNCIL MEETING NOTES

TUESDAY, JANUARY 9, 2018
FOR THE CITY COUNCIL MEETING



TEAM = T OGETHER E VERYONE A CHIEVES M ORE

If you cannot make it to Tuesday's meeting Please let us know..... We want to make sure that we have a quorum.

News and Updates

Welcome to the new 2018/2019 City Council.

There are many new exciting things for the city over the next couple of years, with new housing developments and industrial growth and more.

AEDC

Dan Culhane will be at January 23rd meeting to present an overview of the activity here and he is bringing his staff with him to introduce to the City Council.

Huxley Business Park

The Economic Development Committee of the Council met on Thursday to go over developments that have taken place and discuss possible items for the new term.

One of the items was the Huxley Business Park. The Committee started discussing possible ways to market the ground. We will be discussing further at the next meeting and hopefully have something to Council in March.

CIP

At the meeting we discussed the upcoming RFP for a CIP for the city. A Capital Improvement Plan (CIP) can be a dynamic community planning and fiscal management tool for the City. This tool can be used to coordinate the location, timing, and financing of capital improvements over multi-year period. It is critically important and considered one of the major responsibilities for a municipal entity. This process will take in all the departments of the City.

The CIP when completed is a working document and that should be reviewed and updated annually to reflect changing community needs, priorities, and funding opportunities to ensure that the

infrastructure exists to advance the community's strategic and long-term goals and objectives. At the time of completion will become part of the City's budget process.

I will have a draft ready for Council to review at the next meeting and to possibly take action on this at the January 23rd meeting.

CITY ENGINEER; Forrest will not be in attendance at this meeting. He will be back for the January 23rd meeting. For this meeting there is not a worksession scheduled. Council may elect to discuss items that they would like to see scheduled for future worksession.

PRESENTATION

Zach and Brittaney Swanson will be here at this Council meeting to discuss the situation with their dog. Their dog is in the category of Pit Bull. They want to discuss their situation and discuss the ordinance.

I contacted Amy on this and how to post it on the Agenda. During the discussion there should be a time that the Council address the items listed in her email. She sent the following email;

John. On this issue, the decision that the Council is making is whether the dog is a "vicious dog" in accordance with the City's current ordinance. That ordinance reads:

> 55.09 VICIOUS DOGS. It is unlawful for any person to harbor or keep a vicious dog within the City. As used in this section, "vicious dog" means:

- > 1. Any dog which has attacked a human being or domestic animal without provocation;*
- > 2. Any dog with a history, tendency or disposition to attack, to cause injury to or to otherwise endanger the safety of human beings or domestic animals;*
- > 3. Any dog that snaps, bites or manifests a disposition to snap or bite;*
- > 4. Any dog that has been trained for dog fighting, animal fighting or animal baiting or is owned or kept for such purposes;*
- > 5. Any dog trained to attack human beings, upon command or spontaneously in response to human activities except dogs owned by and under the control of the Police Department, a law enforcement agency of the State or United States or a branch of the armed forces of the United States.*
- > Any vicious dog which is found within the City shall either: (i) be kept inside a residence in a secure place and within twelve hours removed from the City limits; or (ii) be impounded by the City and destroyed by the City vet.*

So you should list the owner on the agenda and then put "Discussion and possible action on whether the dog owned by Zach and Brittaney Swanson is a vicious dog in accordance with Municipal Code Section 55.09".

4.00) CONSENT AGENDA:

These items are routinely acted upon by the Council. You will find the material for these items in your packet.

There are items here that do not appear on a regular basis;

4.05) Iron Bridge Development Agreement – This action approves the assignment of the agreement to a bank for securing financing of Iron Bridge Development improvements. This is allowable under this agreement.

4.06) The State stipulates the amount of the time records are to be kept. When the approach that time it takes action by the Council to approve the destroying of those records. You will find the list in your Council material.

4.07) Appointments that the Mayor is recommending to the Council for approval.

4.08) Every year the Huxley Fire and Rescue holds an election to elect their officers. They have had the election and the list of the candidates that won are in your packet for approval.

5.00) PUBLIC HEARING: NONE

AGENDA ITEMS:

6.00) COMMUNITY BETTERMENT:

6.01) This Ordinance clarifies section of our existing Code and in particular a section in Chapter 55 that states;. **Huxley Code Section 55.16** is hereby amended by deleting the words “pit bull” and inserting in lieu thereof “Staffordshire Bull Terrier, or Staffordshire Terrier, both being also known as pit bull.”.

Agenda Items 6.02 to 6.10 entail Building Code Changes for the Huxley City Code.

6.11) This item corrects an issue that came up in the Title Exam on the property that Andrew Sage purchased. This sets in motion correction that will clear the title.

7.00) PUBLIC SAFETY:

7.01) This action that needs to be taken is based on the discussion that took place under “Presentation”.

8.00) FINANCE: NONE

9.00) LEISURE ACTIVITIES: NONE

10.00) ADMINISTRATIVE BUSINESS: NONE

ADJOURNMENT

MONTHLY REPORTS AND COMMUNICATIONS

City of Huxley
Huxley Police Department
December 2017
Monthly Report

12/5/2017 10:17 AM Officer took a burglary complaint at the 1500 block of Blue Sky Blvd. A construction trailer had been entered. No property taken from within.

12/6/2017 10:42 AM Officer responded to the High School parking lot for a vehicle accident. A parked vehicle owned by a Madrid student was struck by a vehicle operated by a student from Huxley causing minimal damage.

12/8/2017 4:16 PM Officer stopped a vehicle for a traffic violation on East 3rd Street and North 2nd Ave. The driver of the vehicle, a 43 year old Perry woman, was suspended from driving. She was cited and released with a court date for Driving Under Suspension.

12/10/2017 2:43 AM Officer stopped a vehicle for a traffic violation on Highway 69 near the Ballard Plaza. The driver of the vehicle, a 23 year old Baxter woman, was arrested for OWI. She was transported to the Story County Jail in Nevada.

12/12/2017 3:21 PM Officer served an arrest warrant at the 200 block of Oak Blvd. A 20 year old Huxley woman was transported to the Story County Jail in Nevada.

12/12/2017 6:00 PM Officer responded to the 500 block of E 4th for a domestic altercation. The altercation was verbal and both parties agreed to remain separated for the remainder of the night with the male half leaving the residence.

12/12/2017 9:50 PM Officer responded to a domestic altercation at the 100 block of National Drive. Two teenage brothers got into a physical altercation with both being aggressors. Neither pursued charges.

12/14/2017 5:15 PM Officer responded to a two vehicle accident at the intersection of Campus and Highway 69. A vehicle operated by a 44 year old Maxwell woman entered the intersection without yielding to a vehicle operated by an Ankeny man that was already on Highway 69. Both vehicles were a total loss. No injuries.

12/15/2017 9:18 PM Officer responded to a two vehicle accident on Lynwood near 5th Ave. A vehicle operated by a Huxley man rear ended a vehicle operated by another Huxley man causing approximately \$2500 in damage. No injuries.

12/16/2017 2:50 AM Officer responded to the 200 block of Oak Blvd for a welfare check and possible medical emergency. Contact was made with the Huxley resident who agreed to transport to the Hospital for treatment.

12/16/2017 2:29 PM Officer received a harassment complaint at the 500 block of E 5th Street. Contact was made with several juveniles who agreed to stop the behavior in order to avoid future police attention.

12/21/2017 8:27 AM Officer was asked to check the welfare of a Huxley resident at the 300 block of W 3rd. Contact was made with the Huxley resident who agreed to transport to the hospital for treatment.

12/23/2017 2:30 AM Officer responded to a domestic altercation at the 100 block of Oak Blvd. The altercation was verbal and both parties agreed that they could cohabitate with no further problems.

12/23/2017 8:53 PM Officer arrested a 37 year old Des Moines man for Possession of Meth Paraphernalia on Highway 210 near Monsanto.

12/27/2017 12:08 AM Officer responded to a domestic altercation at the 500 block of North 2nd. The altercation was verbal between a father and teenage son. Both parties were able to cohabitate for the remainder of the night.

12/30/2017 2:14 PM Officer was called to a business at the 900 block of Highway 69 for a heavily intoxicated female. A 30 year old Huxley woman was arrested for Public Intoxication and transported to the Story County Jail in Nevada.

12/30/2017 5:32 PM Officer responded to a domestic altercation at the 100 block of Oak Blvd. The Altercation was verbal between a Huxley man and his adult daughter. The Huxley man elected to stay at a different residence for the night.

Huxley Officers had five arrests for the month. One was for Driving Under Suspension, one for OWI, one for Possession of Paraphernalia, one for Public Intoxication, and one warrant served. Officers issued nineteen citations for traffic violations and gave 114 warnings. Officers received 110 calls for service and had a total of 393 contacts for the month. Officers used 230.25 hours toward investigations or answering calls for service and gave 461.75 hours of general patrol.

Mark Pote



Chief of Police

Monthly Aggregate													
	January	February	March	April	May	June	July	August	September	October	November	December	Yearly Aggregate
Arrests	5	9	12	12	10	2	3	10	3	2	3	5	76
Traffic Citations	14	24	25	21	10	22	19	29	31	20	14	19	248
Traffic Warnings	60	75	88	82	66	76	58	61	90	58	53	114	881
Parking Tickets	6	17	21	2	4	1	3	0	0	0	0	18	72
Alcohol- .02	0	0	0	0	0	1	0	0	0	1	0	0	2
Alcohol- Consumption	16	12	21	18	18	21	24	11	11	16	10	7	185
Alcohol-Open Container	1	0	2	0	0	1	0	0	0	0	0	0	4
Alcohol-Possession	1	1	0	0	0	0	0	0	0	0	0	1	3
Alcohol-Pub. Intox	0	1	0	1	1	0	0	0	0	0	0	2	5
Alcohol-OWI	2	1	2	2	0	3	2	1	2	1	1	1	18
Animal Call	5	10	5	13	7	14	10	18	10	8	4	3	107
Assaults	0	1	0	2	1	1	3	0	3	0	3	2	16
Assist Fire/Med/Co	21	32	32	22	30	34	26	41	33	36	25	35	367
Assist Motorist	16	6	16	25	12	13	10	4	7	5	7	15	136
Burglary	1	0	0	2	9	0	1	0	0	0	2	1	16
Child Abuse	1	0	0	0	0	0	0	1	2	0	1	0	5
Civil Dispute	2	4	2	3	4	5	4	5	0	5	0	4	38
Criminal Mischief	1	7	0	2	2	0	2	0	3	1	0	1	19
D, P & Q	4	2	5	5	5	3	7	1	1	4	2	4	43
Drug Paraphernalia	0	5	4	2	1	0	2	3	1	1	0	2	20
Disorderly Conduct	0	2	0	0	1	0	3	2	2	0	1	1	12
Domestic	6	0	3	2	11	7	5	0	2	5	4	8	53
Harassment	3	6	0	5	6	3	0	3	3	12	4	2	47
Info. Call	176	166	144	173	194	153	162	181	124	110	145	110	1838
Mental Patient	4	10	9	7	0	4	3	5	3	5	1	4	55
Missing Person	0	2	1	1	0	4	1	1	2	0	0	3	15
Sex Abuse	0	0	1	1	0	0	0	1	0	0	1	0	4
Susp/Rev/Barred Driver	2	2	6	3	3	0	0	1	0	1	1	1	20
Susp. Person	6	7	3	7	10	9	6	9	6	6	3	9	81
Susp. Vehicle	7	7	4	1	7	7	4	6	6	3	4	5	61
Traffic Call	16	17	14	11	11	8	10	17	11	12	6	10	143
Traffic Accident	8	4	6	7	4	4	3	5	4	8	3	3	59
Trespass	1	2	0	2	2	2	0	1	1	0	1	0	12
Theft	5	1	1	8	5	1	4	6	2	1	2	3	39
Unattended Death	0	0	1	1	0	0	0	1	0	0	0	0	3
	0	0	0	0	0	0	0	0	0	0	0	0	0
Total Contacts	390	433	428	443	434	399	375	424	363	320	301	393	4703
Investigations	30	22.5	14.5	29	42	1	24.25	29.5	19.75	16.5	15	11	255
On-Call	6.25	0	0	0	0	0	0	4	0	0.25	0	3.5	14
Office / Other	250.5	235	260.75	251	236	230.75	217	236.75	225.25	217.5	217	216.25	2793.75
Patrol / SRO	441.25	413.75	437.5	459.25	434.75	431.5	418.75	457.75	466.5	400	373.5	461.75	5196.25
	0	0	0	0	0	0	0	0	0	0	0	0	0
Total Hours	728	671.25	712.75	739.25	712.75	663.25	660	728	711.5	634.25	605.5	692.5	8259

Utility Report

November	2017					
	Water Service:	Sewer Service:	Water Consumption (gallons):	Amount Billed (Water):	Sewer Consumption (gallons):	Amount Billed (Sewer):
Commercial	85	87	352,900	\$2,979.04	432,900	\$4,194.05
Schools	3	4	146,900	\$722.31	146,900	\$4,194.05
Rural	68	6	284,800	\$3,308.08	28,900	\$418.04
No Charge	20	14	975,600	\$0.00	772,600	\$0.00
Residential	1,453	1,449	4,625,693	\$45,338.00	4,613,693	\$56,513.68
Second Meter	121	n/a	5,800	\$391.87	n/a	n/a
Master Meters	14	n/a	8,075,900	\$0.00	n/a	n/a
TOTAL:	1,764	1,560	14,467,593	\$52,739.30	5,994,993	\$65,319.82

	Water:	Sewer:	
Total Billed Consumption (gallons):	5,416,093	5,222,393	TOTAL:
Total Billed:	\$52,739.30	\$65,319.82	\$118,059.12

November	2016					
	Water Service:	Sewer Service:	Water Consumption (gallons):	Amount Billed (Water):	Sewer Consumption (gallons):	Amount Billed (Sewer):
Commercial	78	78	460,300	\$3,174.57	557,600	\$4,427.79
Schools	4	3	143,100	\$683.09	143,100	\$691.49
Rural	67	6	345,600	\$3,507.29	30,500	\$406.17
No Charge	20	14	1,716,900	\$0.00	923,000	\$0.00
Residential	1,353	1,348	5,059,374	\$42,278.72	5,041,874	\$52,589.29
Second Meter	118	n/a	242,000	\$1,442.34	n/a	n/a
Master Meters	12	n/a	334,100	\$0.00	n/a	n/a
TOTAL:	1,652	1,449	8,301,374	\$51,086.01	6,696,074	\$58,114.74

	Water:	Sewer:	
Total Billed Consumption (gallons):	6,250,374	5,773,074	TOTAL:
Total Billed:	\$51,086.01	\$58,114.74	\$109,200.75

Key:

Schools: Bus Barn, Middle School, Athletic Field, High School
 Rural: includes Deer Creek and East First Street (across from water plant)
 No Charge: City Hall, Fire Station, city flushing, Nord Kalsem, Trinity Methodist Church, master meters, bike trail, etc.
 Master Meters: Deer Creek, wells & 11 rural

Building Permits

Permit #:	Date:	Permit Holder:	Site Location:	Valuation:	Description:	CO	Dep Refunded
17-01	02/09/2017	Greenland Homes	499 Meadow Brook Pl	\$181,880	New Construction	07/25/2017	07/26/2017
17-02	02/09/2017	Greenland Homes	501 Meadow Brook Pl	\$189,790	New Construction	11/13/2017	11/15/2017
17-03	02/10/2017	Sunrise Housing	511 East First St #79	\$29,900	Manufactured Home		
17-04	02/17/2017	Jeff Begg	909 Ballard Drive	\$235,042	New Construction		
17-05	02/17/2017	Sage Homes, Inc	1109 Northview Lane	\$244,331	New Construction	07/20/2017	07/21/2017
17-06	02/17/2017	Advantage Homes, LLC	421 West Centennial	\$219,075	New Construction		
17-11	03/30/2017	Greenland Homes	514 Meadow Brook Pl	\$196,036	New Construction	11/22/2017	11/28/2017
17-12	03/30/2017	Greenland Homes	503 Meadow Brook Pl	\$211,134	New Construction	07/25/2017	07/26/2017
17-13	03/30/2017	Greenland Homes	516 Meadow Brook Pl	\$244,291	New Construction	10/26/2017	10/27/2017
17-15	04/03/2017	Classic Builders	1111 Northview Lane	\$236,837	New Construction	08/03/2017	08/08/2017
17-16	04/03/2017	Mike & Lisa Orgler	402 E 3rd St	\$141,572	New Construction	11/06/2017	11/07/2017
17-17	04/10/2017	Advantage Homes, LLC	417 West Centennial	\$195,687	New Construction	10/30/2017	10/31/2017
17-20	04/17/2017	Greenland Homes	504 Meadow Brook Pl	\$181,801	New Construction	10/26/2017	10/27/2017
17-24	05/09/2017	Greenland Homes	500 Meadow Brook Pl	\$171,203	New Construction	08/24/2017	08/25/2017
17-25	05/10/2017	Ryan Kauffman	316 Larson Drive	\$163,874	New Construction	12/28/2017	12/29/2017
17-26	05/10/2017	Ryan Kauffman	318 Larson Drive	\$163,874	New Construction	12/28/2017	12/29/2017
17-27	05/15/2017	Happe Homes LLP	424 West Centennial	\$228,642	New Construction	10/05/2017	10/10/2016
17-29	05/17/2017	Duane Jensen	201 Parkridge Units 101-106	\$772,160	New Construction-Complex		
17-30	05/19/2017	C & C Home Builders	308 Northview Lane	\$239,622	New Construction	11/29/2017	11/30/2017
17-31	05/19/2017	Sage Homes, Inc	314 Ridgewood Dr	\$230,748	New Construction		
17-33	05/31/2017	Classic Builders	1105 Northview Lane	\$238,880	New Construction	10/05/2017	10/06/2017
17-35	06/14/2017	Advantage Homes, LLC	815 Ballard Dr	\$219,914	New Construction		
17-36	06/14/2017	Redwood Builders	937 Ballard Dr	\$209,271	New Construction	12/15/2017	12/19/2017
17-37	06/16/2017	Tyler Petersen	1105 Ridgetop	\$253,173	New Construction	11/20/2017	11/28/2017
17-38	06/19/2017	Greg Skahill	210 Ridgewood	\$302,284	New Construction		
17-40	06/19/2017	Di Olesen	511 East First St #67	\$24,806	Manufactured Home		
17-43	07/14/2017	Oakstone Homes	928 Ballard Drive	\$282,892	New Construction	12/04/2017	12/05/2017
17-44	08/07/2017	Stolte Construction LLC	1116 Ridgetop Drive	\$287,093	New Construction		
17-45	08/29/2017	Greenland Homes	505 Meadow Brook Pl	\$188,258	New Construction		
17-46	08/30/2017	Greenland Homes	507 Meadow Brook Pl	\$183,824	New Construction		
17-47	09/05/2017	Artesa LLC	1111 Timberlane	\$235,922	New Construction	12/28/2017	12/29/2017
17-48	09/05/2017	Greenland Homes	502 Meadow Brook Pl	\$209,731	New Construction		
17-49	09/05/2017	Sage Homes, Inc	1113 Timberlane	\$257,198	New Construction		
17-50	09/08/2017	Bella Homes	487 Bella Vista Ct	\$194,052	New Construction		
17-51	09/08/2017	Bella Homes	485 Bella Vista Ct	\$194,621	New Construction		
17-52	09/08/2017	Bella Homes	480 Bella Vista Ct	\$228,009	New Construction		
17-54	10/02/2017	Claman Construction	305 Northview Lane	\$272,899	New Construction		
17-56	10/12/2017	Classic Builders	1115 Timberlane Drive	\$253,102	New Construction		
17-57	10/16/2017	Greenland Homes	497 Meadow Brook Pl	\$244,657	New Construction		
17-58	10/16/2017	Greenland Homes	498 Meadow Brook Pl	\$176,938	New Construction		
17-60	10/24/2017	Bella Homes	475 Bella Vista Ct	\$227,687	New Construction		
17-61	10/24/2017	Advantage Homes, LLC	1009 Ballard Drive	\$210,078	New Construction		
17-65	11/21/2017	Bella Homes	Lot 16 Iron Bridge	\$434,841	New Construction		
17-66	12/05/2017	Woodruff Construction	1545 Blue Sky Blvd	\$1,809,500	New Construction		

Building Permits

17-67	12/05/2017	Mark DeYoung	101 Iron Drive	\$548,273	New Construction
17-68	12/06/2017	Bella Homes	105 Iron Drive	\$431,836	New Construction
17-69	12/07/2017	Sage Homes, Inc	610 East 4th St	\$216,205	New Construction
17-70	12/13/2017	Advantage Homes, LLC	905 Ballard Dr	\$218,357	New Construction
17-71	12/13/2017	Advantage Homes, LLC	819 Ballard Dr	\$218,357	New Construction
17-72	12/13/2017	Advantage Homes, LLC	901 Ballard Dr	\$221,412	New Construction
17-74	12/20/2017	Advantage Homes, LLC	196 Larson Drive	\$162,477	New Construction
17-75	12/20/2017	Advantage Homes, LLC	198 Larson Drive	\$162,477	New Construction

Total Valuation \$13,796,523

SINGLE FAMILY	49
MANUFACTURED HOME	2
MULTIFAMILY	1 (6 Units)

CONSENT AGENDA

Huxley City Council Minutes

Tuesday, December 19, 2017

These minutes are as recorded by the City Clerk and are subject to City Council approval at the next regular council meeting.

COUNCIL MEETING: The Huxley City Council met in a regular council meeting on the above date pursuant to rules of the council, notice posted at City Hall, posted on website and emailed to news media. Mayor Henry called the meeting to order at 6:02 pm.

COUNCIL MEMBERS PRESENT: Deaton, Kuhn, Hemmen, Roberts, via telephone - Jensen

CITY STAFF PRESENT: John Haldeman-City Administrator, Jolene Lettow-City Clerk, Lisa Wheeler – Administrative Clerk, Mark Pote – Police Chief, Travis Bakken – Parks and Recreation Director

CONSULTANT PRESENT: Forrest Aldrich-city engineer; Amy Beattie – city attorney

GUESTS PRESENT: Rick and Rita Peterson, Rick Peterson, Chris Gardner, Justin Moore, Joe Langel, Jeff Clayton, Steve Quick, Andrew Gogerty

SWEARING IN OF NEW COUNCIL: City Clerk, Jolene Lettow, swore in returning mayor, Craig Henry. Two new council members, Rick Peterson and Greg Mulder, also took the Oath of Office as well as incumbent, Dave Kuhn.

PRESENTATION: Holmes Murphy representatives, Jeff Clayton and Joe Langel, explained to council the changes in health insurance to the city. Costs for the city will not change, however, the city will change from using the provider United Healthcare, to Wellmark Blue Cross Blue Shield. Current plan will be for six month period only - until July 1, 2018. Future policy will be set up to coincide with city's fiscal year.

CONSENT AGENDA:

MOTION-Deaton, Second - Hemmen to approve all agenda items as listed.

- Approve December 12, 2017 Regular Council Meeting Minutes
- Approve Financial Reports and Payment of Bills

Roll Call: Kuhn, Jensen, Hemmen, Deaton, Roberts voted yes. Motion carried.

Claims:

BUD'S AUTO REPAIR INC	TAHOE ROTORS & WINDOW	1,098.64
CASEY'S GENERAL STORES INC	GASOLINE	1,195.82
CENTRAL DISTRIBUTORS, INC.	CENTRAL DISTRIBUTORS, INC.	143.00
CONSUMERS ENERGY	GAS & ELECTRIC	9,161.36
DOLLAR GENERAL CORPORATION	BATTERIES	115.50
GRAINGER	ENGINE BLOCK HEATER	140.24
HUXLEY COOP TELEPHONE CO.	PHONE, INTERNET, CABLE	1,791.38
IMAGE TREND	ANNUAL SITE LICENSE SUPPORT	600.00
INTERSTATE BATTERIES	BATTERIES	20.90
LIBERTY READY MIX	M4 CONCRETE, EXPANSION, WINTER	624.15
MARCO, INC.	FD PRINTER MAINTENANCE	211.55
MARY GREELEY MEDICAL CENTE	TIER	200.00
NCL OF WISCONSIN, INC.	FILTER PAPERS AND LIQUIDNOX	253.47
STAPLES ADVANTAGE	CALENDAR AND PRINTER INK	121.78
TREAT AMERICA	MEAL PLAN FOR OFFICER 649	1,508.40
VEENSTRA & KIMM, INC.	INNOVATIVE TECH SITE PLAN	417.00
VERIZON WIRELESS	AMBULANC CELL PHONES	197.22
VISA	SEE ATTACHED	1,947.67
ZIMMER AND FRANCESCON, INC	ROTATING ASSEMBLY	7,155.00

001	GENERAL FUND	5,247.54
002	LIBRARY	695.27
003	RECREATION	995.17

004	FIRE AND RESCUE	229.28
014	AMBULANCE	1,270.70
110	STREET	765.97
600	WATER UTILITY	11,256.13
610	SEWER UTILITY	<u>6,443.02</u>
	GRAND TOTAL	26,903.08

MOTION – Roberts, Second - Deaton on Resolution No. 17-102 to Approve Group Health Insurance Proposal. City will accept policy with Wellmark Blue Cross Blue Shield for remaining six months of fiscal year. New proposals will be introduced in January 2018 for next fiscal year. City will renew coverage with Delta Dental with minimal increase in costs. Roll Call: Hemmen, Deaton, Roberts, Kuhn, Jensen voted yes. Motion carried.

MOTION – Roberts, Second – Deaton on Resolution No. 17-103 to Approve Addition of the Easements and Petition Waiver for Final Plat for Iron Bridge. Roll Call: Deaton, Hemmen, Kuhn, Roberts voted yes; Jensen voted no. Motion carried.

MOTION – Kuhn, Second – Deaton on Third Reading of Ordinance No. 466 Regulating Food Vendors. Roll Call: Hemmen, Deaton, Roberts, Kuhn, Jensen voted yes. Motion carried.

MOTION – Roberts, Second – Deaton on First Reading of Ordinance 467 to Amend Various Ordinances of the Municipal Code. Ordinance will clarify language in older ordinances. Roll Call: Deaton, Hemmen, Jensen, Kuhn, Roberts voted yes. Motion carried.

MOTION – Deaton, Second – Kuhn on Resolution No. 17-104 to Approve Purchase of SCADA System. Nate Brockman, Wastewater Superintendent, explained to council the urgency to upgrade software program from Windows XP platform to Windows 10. Council asked if maintenance agreement will be set up with upgrade. Staff to research. Roll Call: Hemmen, Deaton, Roberts, Kuhn, Jensen voted yes. Motion carried.

MOTION – Jensen, Second – Kuhn to Approve Resolution No. 17-105 to Approve Internal Advance for Costs with Meadow Ridge Plat 3 Extension into Oak Bend Blvd. Council deliberated on whether section should be paved and costs associated with construction. Roll Call: Deaton, Hemmen, Jensen, Kuhn, Roberts voted no. Motion failed.

Proposed Ice Rink – Chris Gardner reported to council he had reviewed the proposed agreement. Rink will be placed at Nord Kalsem. Sign will be placed telling users to skate at their own risk. No supervision will be required. Restroom facilities were discussed. Park restroom closed – does not have heat. Mr. Gardner commented he could get Kybo. Agreement will be revised and brought back to council.

Miscellaneous

- City engineer informed council that construction on 550th was continuing and had reached entrance to Iron Bridge development.
- City administrator expressed his appreciation working with outgoing council members.
- Councilman Jensen reminded staff to put projects on work session agendas prior to council meetings so council can discuss projects prior to formal action being needed. Also asked for update on Huxley Industrial Park.
- Councilman Kuhn stated Building Codes would be a January agenda item.
- Councilman Deaton thanked council and stated he was proud of staff for their efforts during his term on council. Asked if there was anything in city code that dealt with dirt piles on construction lots.
- Councilman Hemmen expressed his appreciation to council and staff while on council for his four year term.
- Mayor Henry presented Councilman Deaton and Hemmen with Iowa plaques and thanked them for their service to the community.

ADJOURNMENT: Motion –Hemmen, second – Deaton to adjourn meeting at 7:40pm. 5 ayes, 0 nays.

Craig D. Henry, Mayor

Attest:

Jolene R. Lettow, City Clerk

1-9-18 Council Claims

	A	B	C
1	VENDOR NAME	DESCRIPTION	GROSS AMOUNT
2	A KING'S THRONE LLC	PORTABLE FOR TURKEY TROT	\$ 111.30
3	ABSOLUTE OVERHEAD DOORS	TWO OVERHEAD DOORS	\$ 2,900.00
4	AFLAC	AFLAC	\$ 4.00
5	ALLIANT ENERGY	GAS & ELECTRIC	\$ 10,111.52
6	ARTESA, LLC	BUILDING PERMIT DEPOSIT REFUND	\$ 500.00
7	AUTOMATIC SYSTEMS CO.	240 VAC PHASE MONITOR	\$ 16.48
8	BAKER & TAYLOR ENTERTAINMENT	BOOKS	\$ 224.55
9	BOOK LOOK	INSPIRATIONAL BOOKS	\$ 506.68
10	BOOK SYSTEMS, INC.	ATRIUM ANNUAL SUPPORT	\$ 595.00
11	BRICK GENTRY P.C.	LEGAL FEES	\$ 4,028.75
12	CARPENTER UNIFORM CO.	649 BULLET PROOF VEST	\$ 689.00
13	CENTERPOINT LARGE PRINT	LARGE PRINT WESTERNS	\$ 42.54
14	CENTRAL IOWA LAWN & LANDSC	BAD BOY 72" LAWN MOWER	\$ 12,999.00
15	CHITTY GARBAGE SERVICE INC	FD GARBAGE REMOVAL	\$ 21.40
16	COMPASS MINERALS AMERICA	COARSE BULK SALT	\$ 3,394.31
17	DB IOWA HOLDINGS	LEGAL PUBLICATIONS	\$ 587.92
18	DELTA DENTAL PLAN OF IOWA	DENTAL INSURANCE	\$ 1,600.06
19	DOORS INC.	REPAIR GARAGE DOOR LOCK	\$ 538.19
20	DORSEY & WHITNEY LLP	2017 ECONOMIC DEV/UR PROJECT	\$ 8,000.00
21	EBS	MEDICAL INSURANCE	\$ 16,429.32
22	EDWARD JONES	EMPLOYEE PAID IRA	\$ 250.00
23	EMERGENCY MEDICAL PRODUCTS	CURAPLEX FINGER PULSE OXIMETER	\$ 100.49
24	FIDELITY SECURITY LIFE	VISION INS	\$ 306.62
25	GRAINGER	BLOCK HEATER	\$ 140.24
26	HALLETT MATERIALS	ICE CONTROL SAND	\$ 180.44
27	HOKEL MACHINE SUPPLY	HYDRAULIC HOSES AND FITTINGS	\$ 208.97
28	INTERNAL REVENUE SERVICE	PAYROLL WITHHOLDING TAX	\$ 21,438.45
29	INTERSTATE BATTERIES	BATTERIES	\$ 329.80
30	IOWA DOT	PAPER TOWEL & TRASH BAGS	\$ 98.11
31	IOWA ONE CALL	EMAIL LOCATES	\$ 150.30
32	IOWA PRISON INDUSTRIES	NAME PLATES	\$ 54.32
33	IPERS	IPERS	\$ 12,158.81
34	KEYSTONE LABORATORIES	MONTHLY SAMPLING	\$ 62.50
35	LETTOW, JOLENE	COUNCIL GIFTS REIMBURSEMENT	\$ 95.32
36	LINCOLN FINANCIAL GROUP	LIFE AND DISABILITY INSURANCE	\$ 990.78
37	LOWE'S	SCREWS	\$ 44.86
38	MARCO, INC.	FD PRINTER RENTAL	\$ 211.55
39	MARTIN MARIETTA MATERIALS	ROAD STONE	\$ 90.43
40	MASS MUTUAL RETIREMENT SER	DEFERRED COMPENSATION	\$ 250.00
41	MCCOY & ASSOCIATES, LLC	ROOF HATCHES AND FLOOR DOORS	\$ 7,244.00
42	MISCELLANEOUS VENDOR	UTILITY DEPOSIT REFUNDS	\$ 173.31
43	NEW CENTURY FS INC	UNLEADED AND DIESEL FUEL	\$ 2,204.57
44	NICKOLAY CONSULTING, LLC	DECEMBER IT BILLING AND WEBHOSTING	\$ 1,293.00
45	PCC AN AMBULANCE BILLING S	NOVEMBER AMBULANCE BILLING	\$ 308.37
46	PEPSI-COLA	VENDING PRODUCT	\$ 407.61

1-9-18 Council Claims

	A	B	C
47	PLUMB SUPPLY COMPANY - AM	URINAL ASSEMBLY & SOLENOIDS	\$ 179.59
48	POSTMASTER	BULK POSTAGE	\$ 336.05
49	QUALITYONE COMMERCIAL CLEAN	JANITORIAL SERVICES	\$ 2,134.00
50	QUICK'S HARDWARE HANK	SUPPLIES	\$ 91.60
51	REDWOOD BUILDERS	BUILDING PERMIT DEPOSIT REFUND	\$ 500.00
52	RELIASTAR LIFE INSURANCE C	LIFE INSURANCE	\$ 374.14
53	RYAN KAUFFMAN	BUILDING PERMIT DEPOSIT REFUNDS	\$ 1,000.00
54	SPRINGER PROFESSIONAL HOME	FD PEST CONTROL	\$ 42.00
55	STAPLES BUSINESS CREDIT	OFFICE SUPPLIES	\$ 520.83
56	STAR EQUIPMENT LTD.	105 GALLON TAR POT	\$ 12,995.00
57	TASC	FLEX BENEFIT PLANS	\$ 576.22
58	TASC - CLIENT INVOICES	FLEX SPENDING ADMIN FEE	\$ 67.91
59	THE SHERWIN-WILLIAMS CO.	PAINT	\$ 193.05
60	TREASURER, STATE OF IOWA	STATE WITHHOLDING	\$ 3,172.00
61	USA BLUEBOOK	LMI REPAIR KIT AND SUPPLIES	\$ 473.43
62	VEENSTRA & KIMM, INC.	REIMBURSEABLE ENGINEERING FEES	\$ 5,381.59
63	VERIZON WIRELESS	PUBLIC WORKS AND ADMIN CELL PHONES	\$ 281.63
64	ZIEGLER, INC.	BATTERY CHARGER AT WWTP REPAIR	\$ 1,542.25
65	Payroll Expense		\$ 88,601.56
66	GRAND TOTAL		\$ 230,555.72
67			
68		FUND TOTALS	
69	001 GENERAL FUND	\$ 52,254.33	
70	002 LIBRARY	\$ 6,650.01	
71	003 RECREATION	\$ 5,914.50	
72	004 FIRE AND RESCUE	\$ 574.82	
73	014 AMBULANCE	\$ 1,979.07	
74	100 PRAIRIE RIDGE DEVELOPMEN	\$ 212.50	
75	110 ROAD USE TAX	\$ 30,087.50	
76	125 TIF	\$ 8,000.00	
77	600 WATER UTILITY	\$ 16,076.01	
78	610 SEWER UTILITY	\$ 20,205.42	
79	01 PAYROLL EXPENSE	\$ 88,601.56	
80	GRAND TOTAL	\$ 230,555.72	

ASSIGNMENT OF DEVELOPMENT AGREEMENT

Preparer Information:

Jonathon L. Schroeder, 2605 Northridge Parkway, Ames, Iowa 50010; Phone (515) 288-2500

Return Document to:

Jonathon L. Schroeder, 2605 Northridge Parkway, Ames, Iowa 50010

Name of Assignor: M.R. Properties, L.C.

Name of Assignee: VisionBank of Iowa

Legal Description: See Exhibit A

ASSIGNMENT OF DEVELOPMENT AGREEMENT

THIS ASSIGNMENT ("Assignment") is made as of the ____ day of December, 2017 by M.R. Properties, L.C. (the "Developer") to VisionBank of Iowa ("Bank").

RECITALS

WHEREAS, Developer entered into a certain Development Agreement with the City of Huxley, Iowa (the "City") dated November 28, 2017 (the "Development Agreement"), of which was accepted by the City as Resolution No. 17-093 dated November 28, 2017 (the "Resolution") (the Development Agreement and Resolution are hereafter collectively referred to as the "Agreement") for the development of certain real estate, legally described in Exhibit A attached hereto and by this reference incorporated as if stated herein (the "Property") situated within the City; and,

WHEREAS, Developer has requested loans (the "Loans") from Bank to finance development of the Property; and,

WHEREAS, Bank is willing to extend the Loans to Developer subject to, among other things, Developer assigning to Bank the right to receive all payments due to Developer under the Agreement and the option to perform any and all of Developer's obligations under the Agreement; and,

WHEREAS, Developer is willing to assign said interests in the Agreement.

NOW, THEREFORE, in order to induce Bank to make the Loan, Developer does hereby agree as follows:

1. ASSIGNMENT OF THE AGREEMENT. To secure the Loan and all other indebtedness owing by Developer to Bank, Developer does hereby assign to Bank all of Developer's right, title and interest in and to the receipt of any and all payments to Developer under the Agreement, which is attached hereto in Exhibit B and by this reference incorporated as if stated herein. Developer further assigns to Bank the option, but not the obligation, to perform any and all of Developer's obligations under the Agreement.

2. RECORDING/UCC. Developer authorizes Bank to file this Assignment with the Story County Recorder's office as well as a UCC-1 Financing Statement with the Iowa Secretary of State giving notice to all third parties of Bank's collateral interest.

3. DEFAULT. In the event Developer defaults under the Loan or any documents executed in connection therewith, including this Assignment, Bank shall have the right, in addition to all other remedies provided in the Loan documents, or in law or equity, to make demand upon the City, and Developer herein expressly authorizes the City to pay to Bank, all tax rebates or other monies to which Developer is entitled under the Agreement.

4. NEGATIVE PLEDGE. Developer agrees that it will not voluntarily or involuntarily pledge, encumber or otherwise allow any lien to be placed upon its interests in the Agreement, except for that granted to Bank hereunder.

5. ENFORCEMENT COSTS. If Bank hires an attorney to assist it in enforcing its rights and remedies hereto, Developer agrees to pay the reasonable attorney's fees and costs incurred by Bank.

6. INDEMNITY. Bank shall not be obligated to perform or discharge, nor does it hereby undertake to perform or discharge, any obligation, duty or liability under the Agreement or under or by reason of this Assignment; and Developer shall and does hereby agree to indemnify Bank for and to hold Bank harmless of and from any and all liability, loss or damage which it may or might incur under the Agreement or under or by reason of this Assignment, and of and from any and all claims and demands whatsoever which may be asserted against it by reason of any alleged obligations or undertakings on its part to perform or discharge any of the terms, covenants or agreements contained in the Agreement, except for matters caused by Bank's gross negligence or willful acts. Should Bank incur any liability, loss or damage under the Agreement or under or by reason of this Assignment, or in the defense of any such claims or demands, the amounts thereof, including costs, expenses and reasonable attorney's fees, shall be secured hereby; and Developer shall reimburse Bank therefor immediately upon demand, and upon failure of Developer to do so Bank may declare all sums secured hereby immediately due and payable.

IMPORTANT: READ BEFORE SIGNING, THE TERMS OF THIS AGREEMENT SHOULD BE READ CAREFULLY BECAUSE ONLY THOSE TERMS IN WRITING ARE ENFORCEABLE. NO OTHER TERMS OR ORAL PROMISES NOT CONTAINED IN THIS WRITTEN CONTRACT MAY BE LEGALLY ENFORCED. YOU MAY CHANGE THE TERMS OF THIS AGREEMENT ONLY BY ANOTHER WRITTEN AGREEMENT.

Developer warrants that it has received a copy of this Assignment and further states that it understands fully the terms and conditions described herein.

[SIGNATURE PAGES TO FOLLOW]

M.R. Properties, L.C., an Iowa limited liability company

By: _____
Christopher Gardner, Manager

By: _____
Mark DeYoung, Manager

STATE OF IOWA, COUNTY OF STORY, SS:

This record was acknowledged before me on December ____, 2017, by Christopher Gardner and Mark DeYoung, as Managers of M.R. Properties, L.C.

Notary Public in and for the State of Iowa

(SEAL)

VisionBank of Iowa

By: _____

Name: _____

Title: _____

By: _____

Name: _____

Title: _____

STATE OF IOWA, COUNTY OF STORY, SS:

This record was acknowledged before me on December ____, 2017, by
____ (name), as _____ (title)
and _____ (name), as _____
(title) of VisionBank of Iowa.

Notary Public in and for the State of Iowa

(SEAL)

CONSENT AND ACKNOWLEDGMENT BY THE CITY OF HUXLEY, IOWA

Comes Now, the City of City of Huxley, Iowa ("City") and hereby acknowledges the Assignment of the Development Agreement between M.R. Properties, L.C. and VisionBank of Iowa, in which M.R. Properties, L.C. assigned its interest in the Agreement with the City.

The City agrees to deliver notice to VisionBank of Iowa of any notice of default or any other notice whatsoever delivered to the M.R. Properties, L.C. under the Agreement. Notwithstanding anything contained in the Agreement to the contrary, VisionBank of Iowa shall have the right, but not the obligation, to remedy any default by M.R. Properties, L.C. under the Agreement within 30 days after delivery of the notice to VisionBank of Iowa, at 104 Chestnut Street, Ames, Iowa 50010, Attn.: Tanner Winterhof.

The City will not modify or terminate the Agreement without the prior written consent of VisionBank of Iowa, which consent will not be unreasonably withheld, delayed, or conditioned.

The Bank shall have no greater rights under the Agreement or payment thereunder, than M.R. Properties, L.C. has thereunder.

City of Huxley, Iowa

By: _____
Craig D. Henry, Mayor

Attest:

By: _____
Jolene Lettow, City Clerk

Approved as to form:

Name: _____

As: City Attorney

Exhibit A

The Property

A PART OF THE WEST HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 82 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, STORY COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 14; THENCE NORTH 89°46'54" WEST ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, 624.70 FEET TO THE SOUTHEAST CORNER OF PARCEL 'F' AS SHOWN ON THE PLAT OF SURVEY RECORDED AS INSTRUMENT NO. 94-12250, IN CERTIFICATE AND FIELD NOTES BOOK 12, PAGE 192, BEING PART OF SAID WEST HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 89°54'53" WEST ALONG THE SOUTH LINE OF SAID PARCEL 'F', A DISTANCE OF 448.97 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 'F'; THENCE NORTH 1°17'09" WEST ALONG THE WESTERLY LINE OF SAID PARCEL 'F', A DISTANCE OF 302.63 FEET TO THE POINT OF BEGINNING; THENCE NORTH 1°03'09" WEST, 415.84 FEET; THENCE SOUTH 45°36'03" EAST, 115.23 FEET; THENCE NORTH 89°01'33" EAST, 119.11 FEET TO SAID WESTERLY LINE; THENCE SOUTH 1°03'38" EAST ALONG SAID WESTERLY LINE, 335.27 FEET; THENCE SOUTH 89°26'20" WEST CONTINUING ALONG SAID WESTERLY LINE, 200.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.61 ACRES (70,214 SQUARE FEET).

AND

A PART OF PARCEL 'F' AS SHOWN ON THE PLAT OF SURVEY RECORDED AS INSTRUMENT NO. 94-12250, IN CERTIFICATE AND FIELD NOTES BOOK 12, PAGE 192, BEING PART OF THE WEST HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 82 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, STORY COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 14; THENCE NORTH 89°46'54" WEST ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, 624.70 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL 'F' AND THE POINT OF BEGINNING; THENCE NORTH 89°54'53" WEST ALONG THE SOUTH LINE OF SAID PARCEL 'F', A DISTANCE OF 448.97 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 'F'; THENCE NORTH 1°17'09" WEST ALONG THE WESTERLY LINE OF SAID PARCEL 'F', A DISTANCE OF 302.63 FEET; THENCE NORTH 89°26'20" EAST CONTINUING ALONG SAID WESTERLY LINE, 200.00 FEET; THENCE NORTH 1°03'38" WEST CONTINUING ALONG SAID WESTERLY LINE, 541.11 FEET; THENCE NORTH 17°27'17" EAST CONTINUING ALONG SAID WESTERLY LINE, 128.39 FEET; THENCE SOUTH 60°51'55" EAST, 242.03 FEET TO THE EAST LINE OF SAID

PARCEL 'F'; THENCE SOUTH 1°04'07" EAST ALONG SAID EAST LINE, 850.99 FEET TO THE POINT OF BEGINNING AND CONTAINING 6.61 ACRES (287,914 SQUARE FEET).

AND

THE EAST HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 82 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, STORY COUNTY, IOWA, EXCEPT PARCEL 'G' AS SHOWN ON THE PLAT OF SURVEY RECORDED AS INSTRUMENT NO. 95-04706, IN CERTIFICATE AND FIELD NOTES BOOK 13, PAGE 74, BEING PART OF THE NORTHEAST QUARTER OF SAID SECTION 14. PROPERTY CONTAINS 17.49 ACRES (761,713 SQUARE FEET).

AND

A PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 82 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, STORY COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 13; THENCE NORTH 0°54'34" EAST ALONG THE WEST LINE OF SAID SECTION 13, A DISTANCE OF 1318.17 FEET TO THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE SOUTH 89°14'22" EAST ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, 630.08 FEET; THENCE SOUTH 1°07'21" WEST, 746.09 FEET TO THE CENTERLINE OF 550TH AVENUE; THENCE SOUTHWESTERLY ALONG SAID CENTERLINE AND A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 300.00 FEET, WHOSE ARC LENGTH IS 73.71 FEET AND WHOSE CHORD BEARS SOUTH 61°46'21" WEST, 73.53 FEET; THENCE SOUTH 54°44'01" WEST CONTINUING ALONG SAID CENTERLINE, 544.11 FEET; THENCE SOUTHWESTERLY CONTINUING ALONG SAID CENTERLINE AND A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 300.00 FEET, WHOSE ARC LENGTH IS 60.99 FEET AND WHOSE CHORD BEARS SOUTH 48°54'32" WEST, 60.89 FEET; THENCE SOUTH 46°54'56" EAST, 33.00 FEET TO THE SOUTHEASTERLY LINE OF AN EXISTING ROADWAY EASEMENT FOR SAID 550TH AVENUE; THENCE SOUTHWESTERLY ALONG SAID SOUTHEASTERLY LINE AND A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 267.00 FEET, WHOSE ARC LENGTH IS 171.08 FEET AND WHOSE CHORD BEARS SOUTH 24°43'43" WEST, 168.16 FEET TO THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 89°05'47" WEST ALONG SAID SOUTH LINE, 35.16 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.12 ACRES (615,229 SQUARE FEET).

AND

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13 AND PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, ALL IN TOWNSHIP 82 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, STORY COUNTY, IOWA, SAID

TRACT OF LAND ALSO BEING AN EXISTING ROADWAY EASEMENT FOR 550TH AVENUE AS SHOWN ON THE FINAL PLAT FOR DEER CREEK SUBDIVISION, AN OFFICIAL PLAT IN STORY COUNTY, IOWA, RECORDED AS INSTRUMENT NO. 02904, IN CERTIFICATE AND FIELD NOTES BOOK 109, PAGE 25 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 13; THENCE EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, 57.0 FEET TO THE EASTERLY LINE OF SAID EXISTING ROADWAY EASEMENT FOR 550TH AVENUE; THENCE SOUTHERLY ALONG SAID EASTERLY LINE TO A POINT ON THE SOUTH LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, SAID POINT BEING 41.0 FEET EAST OF THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE WEST ALONG SAID SOUTH LINE, 41.0 FEET TO SAID SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE CONTINUING WEST ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, A DISTANCE OF 25.5 FEET TO THE WESTERLY LINE OF SAID EXISTING ROADWAY EASEMENT FOR 550TH AVENUE; THENCE NORTH ALONG SAID WESTERLY LINE TO A POINT ON THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, SAID POINT BEING 25.5 FEET WEST OF SAID WEST QUARTER CORNER OF SECTION 13; THENCE EAST ALONG SAID NORTH LINE, 25.5 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.3 ACRES MORE OR LESS.

Exhibit B

The Agreement

Records to be destroyed:

FY 2008 – Monthly financial & balancing statements.

2002-2008 EFTPS 941 Federal quarterly tax returns.

Prior to 2001 – EFTPS and IPERS reports, absence sheets, payroll adjustments.

2002-2008

Cash collections billing journals – Aug. 2008 – June 2009.

Cash collections – Sept. 2008 – Jan. 2009.

Closed out utility account files

Absence reports – 2004, 2005, 2006, 2007.

Form I 9s before 2005

2009 Water stubs

2008, 2009, 2010, 2011 & 2012 Employee leave requests.

2008 Sick leave conversion.

Leave accrual calculation – 10/1/2008 – 12/31/2011.

March 2010 – Street Superintendent applications.

March 2010 – City Clerk applications.

5/21/2010 – Utility II applications.

10/1/2010 - Park & Recreation Director.

4-14-2011 - Utility II applications.

2009 Independent contractors W-9s and independent contracts.

Independent contractors – contracts & W 9s.

Payroll reports & employee files – 1991-2001 (W2's, 1099s).

2011 Time sheets & pay stubs.

January - June 2011 - Park and Recreation monthly sales taxes.

Late letter charges from April 1989 – December 1993.



HUXLEY
— HEPT TO THE PRAIRIE —

January 9, 2018

To: City Council Members
From: Craig Henry

Re: Appointments for Mayor Pro-Tem and Council Ad Hoc Committees

As the Mayor of the city of Huxley one of duties at the beginning of the term is to appoint Council Members to serve on various committees. These Committees meet on their designated subject and then report to the Council as a whole.

I recommend the following appointments to the Council;

Mayor Pro Tem – Dave Kuhn

Budget Committee – David Jensen and Rick Peterson
Assist with review and recommendation

Personnel Committee – Dave Kuhn and Tracey Roberts
Assist with matters pertaining to City personnel and manual

Economic Development Committee – David Kuhn and Greg Mulder
Assist with development agreements and the development planning



Huxley Fire and Rescue

104 Railway
Huxley, Iowa 50124

Council:

Please consider the approval of officers elected into position on Jan. 2 2018 for the Huxley Fire Department.

The elected officers are: Fire Chief: Chad Anthony, Deputy Chief of Fire: Kevin Deaton, Deputy Chief of Ems: Krista McGinn and Secretary: Betty Rob.

Thank You.

Chad Anthony

Fire Chief

COMMUNITY BETTERMENT

ORDINANCE NO. 466

**AN ORDINANCE AMENDING VARIOUS ORDINANCES OF
THE MUNICIPAL CODE OF THE CITY OF HUXLEY**

BE IT ORDAINED by the City Council of the City of Huxley, Iowa, as follows:

Section 1. Huxley Code Section 55.16 is hereby amended by deleting the words “pit bull” and inserting in lieu thereof “Staffordshire Bull Terrier, or Staffordshire Terrier, both being also known as pit bull,”.

Section 2. Huxley Code Section 69.09 is hereby amended by adding “, including campers, camping trailers, trailers for hauling golf carts, lawn mowers and boats,” after the word “trailer”.

Section 3. Chapter 140 is hereby amended by adding the following section:

140.10 Property Under Construction. All property under construction shall have placed gravel in the driveway until such time as the driveway is constructed in accordance with the building permit granted for said construction.

Section 4. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5. This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this ____ day of _____, 201__.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

ORDINANCE NO. 467

AN ORDINANCE AMENDING CHAPTER 157 BUILDING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL BUILDING CODE AND 2015 INTERNATIONAL RESIDENTIAL CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest addition of the International Code Council Building Code and Residential Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 157 of the Municipal Code of the City of Huxley, Iowa, the Building Regulations be repealed and there be enacted in lieu thereof the following Chapter;

CHAPTER 157 BUILDING CODE

157.01 SHORT TITLE. This chapter shall be known as the Huxley Building Code, and may be cited as such, and may be referred to herein as this chapter

157.02 ADOPTION OF BUILDING CODE. Pursuant to published notice as required by law, the *International Building Code 2015 Edition*; and the *International Residential Building Code 2015 Edition*, published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Building Code 2015 Edition as adopted, a copy of the International Residential Code 2015 Edition as adopted and a copy of this chapter are on file in the office of the Code Official.

157.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. *The International Building Code, 2015 Edition* (hereinafter known as the IBC), and the *International Residential Code, 2015 Edition* (hereinafter known as the IRC), are amended as hereinafter set out in Sections 157.04 through 157.46.

157.04 REFERENCED CODES - - CONFLICTS. The remaining sections in this chapter represent amendments to the requirements contained in the IBC and IRC. In the event requirements of this code

conflict with applicable State and/or Federal requirements, the more stringent shall apply except that all references to flood hazard construction shall be coordinated in concurrence with Huxley NFIP adoption **dated 16-May-1983.**

157.05 SECTIONS 101.1 AND R101.1 AMENDED - - TITLE. Sections 101.1, Title, of the IBC and R101.1, Title, of the IRC, are hereby deleted and there is enacted in lieu thereof the following sections:

Section 101.1 Title. These regulations shall be known as the Huxley Building Code, hereinafter known as “this code.”

Section R 101.1 Title. These provisions shall be known as the Huxley Residential Code for One- and Two – Family Dwellings, and shall be cited as such and will be referred to herein as “this code.”

157.06 SECTION 101.4 AMENDED - - REFERENCED CODES. Section 101.4, Referenced Codes, of the IBC, is hereby amended by the following subsections:

Section 101.4.1 Gas. Strike ~~International~~ and insert in lieu thereof Huxley.

Section 101.4.2 Mechanical. Strike ~~International~~ and insert in lieu thereof Huxley.

Section 101.4.3 Plumbing. Strike ~~International~~ and insert in lieu thereof Huxley.

Section 101.4.4 Property Maintenance. Strike ~~International Property Maintenance~~ and insert in lieu thereof Huxley Property Maintenance and Housing.

Section 101.4.5 Fire Prevention. Strike ~~International~~ and insert in lieu thereof Huxley.

Section 101.4.6 Energy. Strike ~~International~~ and insert in lieu thereof Huxley.

Section 101.4.7 Existing Buildings. Strike ~~International~~ and insert in lieu thereof Huxley.

157.07 SECTION 101.4 ADDED - - REFERENCED CODES. Section 101.4, Referenced Codes, of the IBC, is hereby amended by adding the following subsection:

Section 101.4.8 Huxley Electrical Code

157.08 SECTION 101.4.6 AMENDED AND R101.3.1 ADDITION - - ENERGY. Section 101.4.6, Energy, of the IBC, is hereby amended by deleting said sections and inserting in lieu thereof the following section and Section R101.3.1, Intent, of the IRC, is hereby established by adding the following section:

Section 101.4.6 Energy and Section R101.3.1 Intent. The provisions of the International Energy Conservation Code as currently adopted and amended by the Iowa State Building Code Bureau shall apply to all matters governing the design and construction of buildings for energy efficiency. Administration shall be as prescribed in “this code” and these regulations shall be known as the Huxley Energy Code. Construction or work for which a permit is required shall be subject to 3rd party inspections. The Building Official is authorized to accept reports of approved inspection agencies, provided such agencies satisfy the requirements as to qualifications and reliability. Any portion that does not comply shall be corrected and such portion shall not be covered or concealed until authorized by the Building Official.

157.09 SECTIONS 103.1 AND R103.1 AMENDED - - CREATION OF ENFORCEMENT AGENCY. Section 103.1, Creation of enforcement agency, of the IBC and R103.1, Creation of enforcement agency, of the IRC, are hereby amended by adding the following paragraph:

Sections 103.1 and R103.1 Building and Zoning Administrator The Building Official shall be designated by the City Administrator and shall hereinafter be referred to as Code Official and his or her representatives or designees, who are herewith delegated the same powers, authorities, duties and responsibilities as designated for the Code Official. The Code Official when so appointed, shall be responsible for the

enforcement of the Building Code; the Mechanical code; the Housing code; the Plumbing code; the Gas Code, the Energy code, the Electrical code, and the Fire code of the city. The Code Official shall have authority to file a complaint in any court of competent jurisdiction charging a person with the violation of this title. The Code Official shall have whatever additional duties the City Administrator may prescribe.

157.10 SECTIONS 105.2 AND R105.2 AMENDED - - WORK EXEMPT FROM PERMIT.

Sections 105.2, Work exempt from permit, of the IBC and R105.2, Work exempt from permit, of the IRC are hereby amended by deleting the following items and adding a sentence to said sections as follows:

Sections 105.2 and R105.2 Work Exempt From Permit

Section 105.2 Building - Item #1	Detached structures not exceeding 120 sq. ft.	Delete
Section 105.2 Building - Item #2	Fences not over 7 feet high	Delete
Section 105.2 Building - Item #6	Sidewalks and driveways	Delete
Section 105.2 Building - Item #9	Prefabricated swimming pools	Delete
Section 105.2 Building - Item #10	Shade cloth structures	Delete
Section R105.2 Building - Item #1	Detached structures not exceeding 200 sq. ft.	Delete
Section R105.2 Building - Item # 2	Fences not over 7 feet high	Delete
Section R105.2 Building - Item #5	Sidewalks and driveways	Delete
Section R105.2 Building - Item #10	Decks not exceeding 200 sq. ft.	Delete

Exemption from permit requirements of this chapter shall not preclude requirements for permitting of plumbing, electrical and mechanical installations and systems or compliance with Huxley Code of Ordinances.

157.11 SECTIONS 105.6.1 AND R105.6.1 ADDITION - - REVOCATION OF PERMIT. Sections 105.6.1 Revocation of Permit, of the IBC and R105.6.1, Revocation of Permit, of the IRC, are hereby established by adding the following sections:

Sections 105.6.1 and R105.6.1 Revocation of Permit It is the responsibility of the permit holder to schedule the required inspections and obtain final approval. Failure to schedule the required inspections and receive approval of work authorized by the permit before covering said work or at completion shall result in revocation of the permit and void any associated approvals granted by the City. This failure shall also equate to working without a permit in violation of City ordinance and no future permits shall be issued to any person or company who has outstanding violations of this code or any other laws or ordinances of the City. Failure to contact the City for any inspection or follow-up prior to expiration of a permit shall be deemed a violation of this code section. Failure to contact the City for any inspection or follow-up prior to expiration of a Temporary Certificate of Occupancy shall also be deemed a violation of this code section. Allowing occupancy of a structure, for which a person or company holds a building permit, prior to or without a valid Certificate of Occupancy (temporary or final) shall be deemed a violation of this code section and no future permits shall be issued to any person or company who has outstanding violations of this code or any other laws or ordinances of the City.

157.12 SECTIONS 109.4 AND R108.6 ADDITION - - WORK COMMENCING BEFORE PERMIT ISSUANCE. Sections 109.4, Work commencing before permit issuance, of the IBC, and R108.6, Work commencing before permit issuance, of the IRC, are hereby established by adding the following sentence after said sections:

Sections 109.4 and R108.6 Work commencing before permit issuance Said fee shall be 100 percent of the usual permit fee in addition to the required permit fees.

157.13 SECTION R110.1 AMENDED - - USE AND OCCUPANCY. Section R110.1, Use and occupancy, of the IRC, is hereby amended by deleting exception #2 - Accessory buildings or structures.

157.14 SECTION 112 AND R111 ADDITION - - UNDERGROUND UTILITY INSTALLATION. Sections 112.4, Service Utilities, of the IBC, and R111.4, Service Utilities, of the IRC, are hereby established by adding the following sections:

Sections 112.4 and R111.4 Underground utility installation All electrical service lines not exceeding four hundred eighty volts and all telephone and cablevision service lines, as well as other utility lines serving any new building or structure, including signs and billboards, requiring permanent electrical service shall be placed underground unless a waiver from such is approved by the city engineer.

The provisions of this section shall not apply to existing buildings or additions to such buildings. Nothing in this section shall be deemed to apply to temporary services when defined as such by the utility company.

157.15 SECTION R202 AMENDED - - DEFINITIONS. Section 202, Definitions, of the IBC, and Section R202 Definitions, of the IRC, are hereby amended by deleting the definition swimming pool and inserting in lieu thereof the following:

Section 202 Swimming Pool Any structure intended for swimming, recreational bathing or wading that is capable of containing water over 24 inches deep. This includes in-ground, above-ground and on-ground pools; hot tubs; spas and fixed-in-place wading pools, but excludes manmade lakes or ponds created through the collection of storm water or drainage runoff.

157.16 TABLE R301.2(4)A AMENDED - - CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA. Table R301.2(1), Climatic and Geographic Design Criteria, of the IRC, is hereby amended by modifying said table and adding footnote (n) as follows :

Table R301.2(1), Climatic and Geographic Design Criteria

Ground Snow Load	Wind Design		Seismic Design Category	Subject To Damage From			Winter		Flood Hazards	Air Freezing Index	Mean Annual Temp.
	Speed MPH	Topographic Effects		Weathering	Frost Line Depth	Termite	Design Temp	Ice Barrier Req'd.	NFIP Adoption		
*30 PSF	115 (51)	NO	A	Severe	42"	No	-5° F	Yes	16-May-83	1833	48.6

*n – see 175.63 – minimum flat roof snow load 24 PSF

157.17 SECTION R303.3 AMENDED - - BATHROOMS. Section R303.3, Bathrooms, of the IRC, is hereby amended by deleting said section and inserting in lieu thereof the following section and also by adding the following exception:

Section R303.3 Bathrooms Bathrooms shall be provided with a mechanical ventilation system. The minimum ventilation rates shall be 50 cfm for intermittent ventilation or 20 cfm for continuous ventilation. Ventilation air from the space shall be exhausted directly to the outside.

Exception: Toilet rooms containing only a water closet and/or lavatory

157.18 SECTION R305.1.1 AMENDED - - BASEMENTS. Section R305.1.1 Basements, of the IRC, is amended deleting the exception and inserting in lieu thereof:

Section R305.1.1 exception Existing basements not having a height as specified in this section are allowed to be finished with a ceiling height that is not decreased more than the minimal measurement created by applying a finished ceiling of gypsum board or acoustical ceiling tiles.

157.19 SECTION R310.2.2 ADDITION - - WINDOW SILL HEIGHT. Section R310.2.2 of the IRC, is hereby amended by adding the following exception:

Section R310.2.2 exception A landing, fastened in place, may be provided to meet the maximum sill height of forty-four (44) inches above the floor. The landing shall be not less than thirty-six (36) inches wide, not less than twelve (12) inches out from the exterior wall, and not more than twenty-four (24) inches in height. The landing shall be permanently affixed to the floor below or the wall under the window it serves.

157.20 SECTION R310.2.4 AMENDED - - EMERGENCY ESCAPE WINDOWS UNDER DECKS AND PORCHES. Section R310.2.4, Emergency escape windows under decks and porches, of the IRC, is hereby amended by adding a new sentence following this section:

Section R310.4 Emergency escape windows under decks and porches Cantilever areas of all construction elements shall be regulated in accordance with this section.

157.21 SECTION R311.7.5.1 AMENDED - - RISERS. Section R311.7.5.1, Riser height, of the IRC, is hereby amended by adding the following exceptions:

Section R311.7.5.1 Riser height exception 3 The maximum riser height shall be 7 3/4 inches. The riser height shall be measured vertically between leading edges of the adjacent treads. The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch, except at the top or bottom riser of any interior stair where this dimension may deviate by a maximum of 1 inch. In no case shall the risers exceed the maximum height of 7 3/4 inches.

157.22 SECTION R311.7.8.2 ADDITION - - CONTINUITY. Section R311.7.8.2, Continuity, of the IRC, is hereby amended by adding the following exception:

Section R311.7.8.2 Continuity exception 3 Handrails within a dwelling unit or serving an individual dwelling unit shall be permitted to be interrupted at one location in a straight stair when the rail terminates into a wall or ledge and is offset and immediately continues.

157.23 SECTION R313.1 AMENDED - - TOWNHOUSE AUTOMATIC FIRE SPRINKLER SYSTEMS. Section R313.1 Townhouse automatic fire sprinkler system, of the IRC, is hereby amended by adding the following exceptions (existing exception 1 remains unchanged):

Section R313.1 Townhouse automatic fire sprinkler systems. Exceptions:

2. An automatic residential fire sprinkler system shall not be required where *additions* or *alterations* are made to existing *townhouses* that do not have an automatic residential fire sprinkler system installed.
3. Townhouse structures that contain eight (8) or less dwelling units.
4. Townhouse structures less than eighteen thousand (18,000) square feet floor space, exclusive of any garages.

157.24 SECTION R313.2 AMENDED - - ONE- AND TWO-FAMILY DWELLINGS AUTOMATIC FIRE SYSTEMS. Section R313.2 One- and two-family automatic fire sprinkler systems, of the IRC, is hereby amended by adding the following exception:

Section R313.2 One- and two-family automatic fire sprinkler systems exception 2 Dwelling units in which the gross square footage of the dwelling space(s), including all floor levels whether finished or unfinished and all basement areas whether finished or unfinished (exclusive of attached garage area), does not exceed 8,000 square feet.

157.25 SECTION R403.1.4.1 - - AMENDED - - FROST PROTECTION. Section R403.1.4.1, of the IRC, is hereby amended by deleting all existing exceptions and inserting in lieu thereof the following exception #1 and exception #2:

Section R403.1.4.1 Frost protection exception 1 Detached garages of light frame wood construction of 1,010 square feet or less in size and detached garages of 400 square feet or less in size of other than light frame wood construction and more than 10 feet from a dwelling or attached garage may be provided with a floating slab. The floating slab shall include a thickened slab edge of a minimum twelve (12) inches thick. Six inches of the thickened slab shall be below grade and six inches shall be above finished grade. The bottom portion of the thickened slab area shall be twelve (12) by twelve (12) inches. Two #4 rebar shall be placed within the thickened edge continuous around the perimeter of the slab. Floors shall be of Portland cement concrete not less than 4 inches thick.

157.26 SECTIONS 1807.1.5.1 AND R404.1.3.2.3 ADDITION - - FOUNDATION WALLS FOR CONVENTIONAL LIGHT FRAME WOOD CONSTRUCTION. Sections 1807.1.5.1, Foundation Walls For Conventional Light Frame Wood Construction, of the IBC and R404.1.3.2.3, Foundation Walls For Conventional Light Frame Wood Construction, of the IRC, are hereby established by adding the following sections and table:

Sections 1807.1.5.1 and R404.1.3.2.3 Foundation Walls For Conventional Light Frame Wood Construction
As an alternate to the requirements of respective codes the following Table 'Foundation Walls for Conventional Light Frame Construction' may be used:

Table - 'Foundation Walls for Conventional Light Frame Construction'

Height of Foundation Wall (Net measured from top of basement slab to top of foundation wall)*		Thickness of Foundation Walls		Reinforcement type and placement within Foundation Wall**	Reinforcement type and placement within Foundation Wall** (maximum 12' span between corners and supporting cross walls.)	Type of Mortar
Gross	Net	Concrete	Masonry			
8	7' 8"	7 1/2"	8"	1/2" horizontal bars, placement in the middle, and near the top & bottom - 1/2" bars @ 6' max. vertically	0.075 square inch bar 8' o.c. vertically in fully grouted cells. If block is 12" nominal thickness, may be unreinforced.	Type M or S. Grout & Mortar shall meet provisions of Chapter 21 IBC
9	8' 8"	8"	See Chapter 18 IBC	1/2" bars 2' o.c. horizontally & 20" vertically o.c.	See Chapter 18 IBC	Same as above
10	9' 8"	8"	See Chapter 18 IBC	(5/8" bars 2' o.c. horizontally & 30" vertically o.c.)	See Chapter 18 IBC	Same as above
*Concrete floor slab to be nominal 4". If such floor slab is not provided prior to backfill, provide 1) 36" vertical #4 rebar embedded in the footing @ maximum 7' O.C. spacing -and/or- 2) full depth nominal 2" depth x 4" width keyway in footing						
** All reinforcement bars shall meet ASTM A6175 grade 40 minimum and be deformed. Placement of bars shall be in center of wall and meet the provisions of 18, 19, and 21 of the International Building Code.						
NOTE: Cast in place concrete shall have a compressive strength of 3,000 lbs @ 28 days. Footings shall contain continuous reinforcement of 2 - 1/2" diameter rebar throughout. Placement of reinforcement and concrete shall meet the requirements of Chapter 19 of the International Building Code.						
NOTE: Material used for backfilling shall be carefully placed granular soil of average or high permeability and shall be drained with an approved drainage system as prescribed in Section 1805.4 of the International Building Code. Where soils containing a high percentage of clay, fine silt or similar materials of low permeability or expansive soils are encountered or where backfill materials are not drained or an unusually high surcharge is to be placed adjacent to the wall, a specially designed wall shall be required.						
Note: Foundation plate or sill anchorage shall be installed in accordance with the respective codes as applicable.						

157.27 SECTION R405 ADDITION - - FOUNDATION DRAINAGE. Section R405, Foundation Drainage, of the IRC, is hereby amended by adding a new section as follows:

Section R405.3 Sump Pumps Footing drains and drainage systems shall be discharged to a sump pump plumbed to a discharge system separated from the sanitary sewer and in accordance with the standard specifications adopted by the City Council. Exceptions may be granted by the Code Official in accordance with said engineering standards based on local conditions as determined by the Huxley Public Works Department or City Engineer.

157.28 SECTION 423.4 AMENDED - - STORM SHELTER – GROUP E OCCUPANCY. Section 423.4 of the IBC, is hereby amended by adding exception #4:

Exception #4 Existing Group E occupancies where the building area has not increased more than 25% as the result of all additions after January 1, 2018.

157.29 SECTION 501.2 AMENDED - - ADDRESS IDENTIFICATION. Section 501.2, Address Identification, of the IBC, is hereby amended by deleting said section and inserting in lieu thereof the following section and table:

501.2 Address identification.

New and existing buildings shall have *approved* address numbers, building numbers or *approved* building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall be black or white and shall contrast with their background. Where required by the *fire code official*, address numbers shall be provided in greater dimension or additional *approved* locations to facilitate emergency response. Address numbers shall be Arabic numbers or alphabetical letters. Numbers and letters shall be a minimum height and a minimum stroke width as dictated by Table 505.1. Where access is by means of a private road and the building cannot be viewed from the *public way*, a monument, pole or other sign or means shall be used to identify the structure. Address numbers shall be maintained.

Table 501.2
Minimum Height and Stroke Width^{a b}

Distance from the centerline of the Public Way (ft)		Minimum Height (in)	Minimum Stroke Width (in)
Less than 100		4	1/2
100	199	6	3/4
200	299	8	1
For each additional 100		Increase 2	Increase 1/2

^a Exterior suite identification, minimum height shall be 4 inches and stroke width shall be ½ inch.

^b Interior suite identification, minimum height shall be 2 inches and stroke width shall be ¼ inch.

157.30 SECTION 903.4.2 AMENDED - - ALARMS. Section 903.4.2, Alarms, of the IBC, is hereby amended by deleting said section and inserting in lieu thereof the following section:

Section 903.4.2 Alarms *An approved weather proof audible device suitable for outdoor use with 110 candela visual signal shall be connected to every automatic sprinkler system. Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Alarm devices shall be provided on the exterior of the building in an approved location. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system.*

157.31 SECTION 907.1.4 ADDITION - - FACP (Fire Alarm Control Panels). Section 907.1.4, FACP) Fire Alarm Control Panels) is hereby established by adding the following section and exception:

Section 907.1.4 FACP (Fire Alarm Control Panels) Each building shall have no more than 1 FACP. Installation of fire alarm panel shall be not exceed six feet in height measured from the floor to the top of the unit.

Exception: Suppression system releasing panels are not required to meet the height requirement or the limitation in the number of panels.

157.32 SECTION G2414.5.3 (403.5.4) AMENDED - - CORRUGATED STAINLESS STEEL TUBING. Section G2414.5.3 (403.5.4) Corrugated Stainless Steel Tubing, of the IRC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section G2414.5.3 (403.5.4) Corrugated Stainless Steel Tubing Arc resistant corrugated stainless steel tubing shall be listed in accordance with ANSI LC 1 (Optional Section 5.16)/CSA 6.26.

157.33 SECTION G2415.2 (404.2) AMENDED - - CSST. Section G2415.2 (404.2) CSST, of the IRC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section G2415.2 (404.2) CSST. Only CSST with an Arc Resistant Jacket or Covering System listed in accordance with ANSI LC-1 (Optional Section 5.16)/CSA 6.26-2016 shall be installed in accordance with the terms of its approval, the conditions of listing, the manufactures instructions and this code including electrical bonding requirements in Section G2411. CSST shall not be used for through wall penetrations from the point of delivery of the gas supply to the inside of the structure. CSST shall not be installed in locations where subject to physical damage unless protected in an approved manner.

157.34 SECTION P2603.5 AMENDED - - FREEZING. Section P2603.5 Freezing, of the IRC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Section P2603.5 Freezing Exterior water supply system piping shall be installed not less than sixty (60) inches below grade.

157.35 SECTION P2603.5.1 AMENDED - - SEWER DEPTH. Section P2603.5.1 Sewer Depth, of the IRC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section P2603.5.1 Sewer Depth Building sewers shall be a minimum of forty-eight (48) inches below grade.

157.36 SECTION 1009.2 ADDITION - - CONTINUITY AND COMPONENTS. Section 1009.2, Continuity and Components, Of the IBC, is hereby amended by adding the following #11 to said section:

Section 1009.2 Continuity and Components #11 Components of exterior walking surfaces shall be concrete, asphalt or other approved hard surface.

157.37 SECTION 1010.1.6 ADDITION - - LANDINGS AT DOORS. Section 1010, Doors, Gates and Turnstiles, of the IBC, is hereby amended by adding the following section:

Section 1010.1.6.1 Landings at Doors For landings required by Section 1010.1.6 to be at the same elevation on each side of the door exterior landings at doors shall be provided with frost protection.

157.38 SECTION 1014.4 ADDITION - - (HANDRAIL) CONTINUITY. Section 1014.4, Continuity, of the IBC, is hereby amended by adding the following exception:

Section 1014.4 Continuity exception 6 Handrails within a dwelling unit or serving an individual dwelling unit of groups R-2 and R-3 shall be permitted to be interrupted at one location in a straight stair when the rail terminates into a wall or ledge and is offset and immediately continues.

157.39 SECTION 1028.5 ADDITION - - ACCESS TO A PUBLIC WAY. Section 1028.5, Access to a Public Way, Of the IBC, is hereby amended by adding the following section:

Section 1028.5.1 Access to a Public Way Components of exterior walking surfaces shall be concrete, asphalt or other approved hard surface.

157.40 SECTION 1030.5 - - WINDOW WELLS. Sections 1030.5, Window Wells, of the IBC, is hereby amended by adding the following section:

Sections 1030.5.3 Window well drainage All window wells shall be provided with approved drainage.

157.41 CHAPTER 13 ENERGY EFFICIENCY AND CHAPTER 11 [RE] AMENDED - - ENERGY EFFICIENCY. Chapter 13, Energy Efficiency, of the IBC and Chapter 11 [RE], Energy Efficiency, of the IRC, are hereby amended by deleting said chapters and inserting in lieu thereof the following:

Chapter 13 Energy Efficiency (IBC) and Chapter 11 (IRC). The provisions of the International Energy Code as currently adopted and amended by the Iowa State Building Code Bureau shall apply to all matters governing the design and construction of buildings for energy efficiency. Administration shall be as prescribed in “this code” and these regulations shall be known as the Huxley Energy Code.

157.42 SECTION 1608.2 ADDITION - - GROUND SNOW LOADS. Section 1608.2, Ground Snow Loads, of the IBC, is hereby amended by adding the following sentence to said section:

Section 1608.2 Ground Snow Load The ground snow load to be used in determining the design snow load for roofs is hereby established at 30 pounds per square foot. Subsequent increases or decreases shall be allowed as otherwise provided by code, except that the minimum allowable flat roof snow load may be reduced to not less than 80 percent of the ground snow load.

157.43 SECTION 1612 AMENDED - - FLOOD LOADS. Section 1612, Flood Loads, of the IBC, is hereby amended by adding the following sections:

Section 1612.1.1 General Floodplain Construction Standards The following standards are established for construction occurring within the one-hundred-year flood elevation:

A. All structures shall:

1. Be adequately anchored to prevent flotation, collapse or lateral movement of the structure;
2. Be constructed with materials and utility equipment resistant to flood damage; and
3. Be constructed by methods and practices that minimize flood damage.

B. Residential buildings: All new or substantially improved residential structures shall have the lowest floor, including basement, elevated a minimum of one foot above the one-hundred-year flood level. Construction shall be upon compacted fill which shall, at all points, be no lower than one foot above the one-hundred-year flood level and extend at such elevation at least eighteen feet beyond the limits of any structure erected thereon. Alternate methods of elevating (such as piers) may be allowed, subject to

favorable consideration by the Code Official where existing topography, street grades, or other factors preclude elevating by fill. In such cases, the methods used must be adequate to support the structure as well as withstand the various forces and hazards associated with flooding.

C. Nonresidential buildings: All new or substantially improved nonresidential buildings shall have the first floor (including basement) elevated a minimum of one foot above the one-hundred-year flood level, or together with attendant utility and sanitary systems, be floodproofed to such a level.

D. When floodproofing is utilized, a professional engineer registered in the State of Iowa shall certify that the floodproofing methods used are adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the one-hundred-year flood; that the structure, below the one-hundred-year flood level, is watertight with walls substantially impermeable to the passage of water. A record of the certification indicating the specific elevation (in relation to mean sea level) to which any structures are floodproofed shall be maintained by the Code Official.

E. Mobile homes shall be anchored to resist flotation, collapse, or lateral movement by providing over-the-top and frame ties to ground anchors. Specific requirements are that:

1. Over-the-top ties be provided at each of the four corners of the mobile home with two additional ties per side at intermediate locations for mobile homes 50 feet or more in length or one such tie for mobile homes less than 50 feet in length;
2. Frame ties be provided at each corner of the home with five additional ties per side at intermediate points for mobile homes 50 feet in length;
3. All components of the anchoring system be capable of carrying a force of four thousand eight hundred pounds; and
4. Any additions to the mobile home be similarly anchored.

F. Mobile homes shall be placed on lots or pads elevated by means of compacted fill so that the lowest floor of the mobile home will be a minimum of one foot above the one-hundred-year flood level. In addition, the tie-down specification of Section 175.04.350 section E must be met and adequate surface drainage and access for a hauler must be provided.

G. New mobile homes, expansions to existing mobile homes and mobile home lots where the repair, reconstruction or improvement of the streets, utilities, and pads equals or exceeds fifty percent before the repair, reconstruction or improvement has commenced shall provide:

1. Lots or pads that have been elevated by means of compacted fill so that the lowest floor of mobile homes will be a minimum of one-foot above the one-hundred-year flood level;
2. Ground anchors for mobile homes.

H. Storage of materials and equipment that are flammable, explosive or injurious to human, animal or plant life is prohibited unless elevated a minimum of one foot above the one-hundred-year flood level. Other material and equipment must either be similarly elevated or:

1. Not be subject to major flood damage and be anchored to prevent movement due to flood waters; or
2. Be readily removable from the area within the time available after flood warning.

Section 1612.1.2 Special floodway standards.

The following standards are established for construction occurring within a designated floodway.

A. Structures, buildings and sanitary and utility systems, if permitted, shall meet the applicable general floodplain standards and shall be constructed or aligned to present the minimum possible resistance to flood flows.

B. Buildings, if permitted, shall have a low flood damage potential and shall not be for human habitation.

157.44 SECTION 1612.3 AMENDED - - ESTABLISHMENT OF FLOOD HAZARD AREAS. Section 1612.3, Establishment of Flood Hazard Areas, of the IBC, is hereby amended by inserting the following:

Section 1612.3 Establishment of Flood Hazard Areas

Insert Jurisdiction: City of Huxley

Insert Date: **16-May-83**

157.45 SECTION 1809.5 ADDITION - - FROST PROTECTION. Section 1809.5, Frost Protection, of the IBC, is hereby amended by adding the following exception 4:

Exception 4 Detached garages, accessory to Group R-2 and R-3 occupancies, 1010 square feet or less in size of light frame wood construction and detached garages of 400 square feet or less in size of other than light frame wood construction and more than 10 feet from a dwelling or attached garage may be provided with a floating slab which shall include a thickened slab edge of a minimum 8 inches thick and tapered or squared from a width of 6 inches to 12 inches and have floors of Portland cement concrete not less than 4 inches thick. Garage areas shall have all sod and/or debris removed prior to installation of said floor.

157.46 SECTION 2902.6 AMENDED - - SMALL OCCUPANCIES. Section 2902.6, of the IBC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 2902.6 Small Occupancies Water dispensers in accessible locations and within accessible reach ranges may be substituted for the initial (first required) drinking fountain in business occupancies. (re: IBC chapter 11, IPC 410.2)

Section 1. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Amending Chapters 157 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 468

AN ORDINANCE CREATING CHAPTER 158 FIRE CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL FIRE CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises and to provide safety to fire fighters and emergency responders during emergency operations;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Fire Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 158 of the Municipal Code of the City of Huxley, Iowa, the Public Improvements be renumbered to Chapter 155 in Municipal Code of the City of Huxley, Iowa.
2. That Chapter 158 of the Municipal Code of the City of Huxley, Iowa, the Fire Regulations be created and there be enacted in lieu thereof the following Chapter;

158.01 SHORT TITLE. This chapter shall be known as the Huxley Fire Code, and may be cited as such, and may be referred to herein as this chapter

158.02 ADOPTION OF FIRE CODE. The *International Fire Code 2015 Edition*, published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the *International Fire Code 2015 Edition*, as adopted, and a copy of this chapter are on file in the office of the Code Official.

158.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The *International Fire Code, 2015 Edition* (hereinafter known as the IFC), is amended as hereinafter set out in Sections 158.04 through 158.25.

158.04 REFERENCED CODES - - CONFLICTS. The remaining sections in this chapter represent amendments to the requirements contained in the IFC. In the event requirements of this code conflict with applicable State and/or Federal requirements, the more stringent shall apply.

158.05 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IFC, is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Fire Code, hereinafter known as “this code.”

158.06 SECTION 105.1.2 ADDITION - - TYPES OF PERMITS. Section 105.1.2, Types of Permits, of the IFC, is hereby amended by adding the following paragraphs to said section:

Section 105.1.2 Certificate of Occupancy A certificate of occupancy issued pursuant to provisions of the *International Building Code* may be assumed to comply with Section 1. Operational Permit.

Section 105.1.2 Other Permits Building, Mechanical, Electrical and Plumbing permits issued pursuant to provisions of their respective codes may be assumed to comply with Section 2. Construction Permit.

158.07 section 109.4 Amended - - Violation Penalties. Section 109.4, Violation Penalties, of the IFC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 109.4 Violation Penalties Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to penalties as prescribed by law.

158.08 section 111.4 Amended - - Failure To Comply. Section 111.4, Failure To Comply, of the IFC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 111.4 Failure To Comply Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties as prescribed by law.

158.09 SECTION 113.3 ADDITION - - WORK COMMENCING BEFORE PERMIT ISSUANCE. SECTION 113.3, Work Commencing Before Permit Issuance, of the IFC, is hereby amended by adding the following sentence after said section:

Section 113.3 Work commencing before permit issuance Said fee shall be 100 percent of the usual permit fee in addition to the required permit fees.

158.10 SECTION 308.1.4 AMENDED - - OPEN FLAME COOKING DEVICES. Section 308.1.4, Open Flame Cooking Devices, of the IFC, is hereby amended by deleting said section and exceptions and inserting in lieu thereof the following:

Section 308.1.4 Open Flame Cooking Devices Charcoal burners, other open-flame cooking devices, and other devices that produce ashes or embers shall not be operated on balconies or within 20 feet (3048 mm) of combustible construction. Location of LP containers shall comply with Section 6104.

Exceptions:

1. One- and two-family *dwelling*s, constructed in accordance with the *International Residential Code*.
2. LP-gas cooking devices having LP-gas container with a water capacity not greater than 20 pounds.

158.11 SECTION 505.1 AMENDED - - ADDRESS IDENTIFICATION. Section 505.1, Address Identification, of the IFC, is hereby amended by deleting said section and inserting in lieu thereof the following section and table:

505.1 Address identification.

New and existing buildings shall have *approved* address numbers, building numbers or *approved* building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall be black or white and shall contrast with their background. Where required by the *fire code official*, address numbers shall be provided in greater dimension or additional *approved*

locations to facilitate emergency response. Address numbers shall be Arabic numbers or alphabetical letters. Numbers and letters shall be a minimum height and a minimum stroke width as dictated by Table 505.1. Where access is by means of a private road and the building cannot be viewed from the *public way*, a monument, pole or other sign or means shall be used to identify the structure. Address numbers shall be maintained.

Table 505.1 Minimum Height and Stroke Width^{a b}

Distance from the centerline of the Public Way (ft)		Minimum Height (in)	Minimum Stroke Width (in)
Less than 100		4	1/2
100	199	6	3/4
200	299	8	1
For each additional 100		Increase 2	Increase 1/2

^a Exterior suite identification, minimum height shall be 4 inches and stroke width shall be ½ inch.

^b Interior suite identification, minimum height shall be 2 inches and stroke width shall be ¼ inch.

158.12 SECTION 507.5 AMENDED - - WHERE REQUIRED (FIRE HYDRANT SPACING).

Section 507.5.1, Where Required, of the IFC, is hereby amended by deleting said section, including exceptions, and inserting in lieu thereof the following section and exception:

Section 507.5.1– Where required (fire hydrant spacing) Locate at street intersections or as approved by City subject to the following spacing:

1. Residential: 400 foot; maximum coverage: 86,000 SF.
2. Commercial: 400 foot; maximum coverage: 86,000 SF.
3. No part of a proposed single family dwelling or duplex shall be more than 250 feet from a hydrant unless said building is sprinklered.
4. No part of a multi-family, commercial or industrial building shall be more than 200 feet from a fire hydrant unless said building is fully sprinklered.

Section 507.5.1 Where required (fire hydrant spacing) exception: For Group R-3 and Group U occupancies and for buildings equipped with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2 the distance requirements may be modified when approved by the Code Official.

158.13 SECTION 507.5.1.1 AMENDED - - HYDRANT FOR FIRE DEPARTMENT CONNECTIONS. Section 507.5.1.1, Hydrant For Fire Department Connections, of the IFC, is hereby established by deleting said section and inserting in lieu thereof the following:

Section 507.2.1.1 Hydrant For Fire Department Connections Buildings equipped with a fire department connection installed in accordance with Section 912 shall have a fire hydrant located on a fire access road within 100 feet (30 m) of the fire department connection as measured by an approved route around the exterior of the building.

Exception: The distance shall be permitted to exceed 100 feet (30 m) where approved by the Code Official

158.14 SECTION 507.5.7 ADDITION - - FIRE HYDRANT MARKERS AND IDENTIFICATION COLOR. Section 507.5.7, Fire Hydrant Markers and Identification Colors, of the IFC, is hereby established by adding the following section:

Section 507.5.7 Fire Hydrant Markers and Identification Colors When required by the Code Official, hydrant locations shall be identified by the installation of an *approved* reflective marker. Both public and private hydrants shall comply with and be painted to Huxley Water Utility specifications.

158.15 SECTION 507.5.8 ADDITION - - FIRE HYDRANT INSTALLATION. Section 507.5.8, Fire Hydrant Installation, of the IFC, is hereby established by adding the following section:

Section 507.5.8 Fire Hydrant Installation Fire hydrants shall be installed with the grade mark on the fire hydrant at the level of finished grade. The large diameter connection shall be installed such that the connection is oriented facing the fire department access road.

158.16 SECTION 903.4.2 AMENDED - - ALARMS. Section 903.4.2, Alarms, of the IFC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 903.4.2 Alarms *An approved weather proof audible device suitable for outdoor use with 110 candela visual signal shall be connected to every automatic sprinkler system.* Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Alarm devices shall be provided on the exterior of the building in an *approved* location. Where a fire alarm system is installed, actuation of the *automatic sprinkler system* shall actuate the building fire alarm system.

158.17 SECTION 907.1.4 ADDITION - - FACP (FIRE ALARM CONTROL PANEL). Section 907.1.4, FACP (Fire Alarm Control Panel), of the IFC, is hereby established by adding the following section and exception:

Section 907.1.4 FACP (Fire Alarm Control Panel) Each building shall have no more than 1 FACP. Installation of fire alarm panel shall be not exceed six feet in height measured from the floor to the top of the unit.

Exception: Suppression system releasing panels are not required to meet the height requirement or the limitation in the number of panels.

158.18 SECTION 912 ADDITION - - FIRE DEPARTMENT CONNECTIONS. Section 912, Fire department connections, of the IFC, is hereby amended by adding a new section and exception as follows:

Section 912.1.1 Storz fire department connection The fire department connection(s) shall be a five-inch (5") Storz type connector(s) compatible with the hose couplings currently used by the Huxley Fire Department.

Section 912.1.1 Storz fire department connection exception 1 A fire department connection having the standard internal threaded swivel fittings of 2 1/2 inches NST may be substituted for the five-inch Storz connection with the approval of the Code Official where system pressures may exceed hose test pressure or water supply could require an extensive hose lay to the structure.

158.19 SECTION 1009.2 ADDITION - - CONTINUITY AND COMPONENTS. Section 1009.2, Continuity and Components, Of the IFC, is hereby amended by adding the following #11 to said section:

Section 1009.2 Continuity and Components #11 Components of exterior walking surfaces shall be concrete, asphalt or other approved hard surface.

158.20 SECTION 1010.1.6 ADDITION - - LANDINGS AT DOORS. Section 1010.1.6, Landing at Doors, of the IFC, is hereby amended by adding a new section as follows:

Section 1010.1.6.1 Frost protection For landings required by Section 1010.1.5 to be at the same elevation on each side of the door exterior landings at doors shall be provided with frost protection.

158.21 SECTION 1014.4 ADDITION - - (HANDRAIL) CONTINUITY. Section 1014.4, Continuity, of the IFC, is hereby amended by adding the following exception:

Section 1014.4 Continuity exception 6 Handrails within a dwelling unit or serving an individual dwelling unit of groups R-2 and R-3 shall be permitted to be interrupted at one location in a straight stair when the rail terminates into a wall or ledge and is offset and immediately continues.

158.22 SECTION 1028.5 ADDITION - - ACCESS TO A PUBLIC WAY. Section 1028.5, Access to a Public Way, of the IFC, is hereby amended by adding the following section:

Section 1028.5.1 Access to a Public Way Components of exterior walking surfaces shall be concrete, asphalt or other approved hard surface.

158.23 SECTION 1030.5 ADDITION - - WINDOW WELLS. Section 1030.5, Window wells, of the IFC, is hereby amended by adding a new section as follows:

Section 1030.5.3 Window well drainage All window wells shall be provided with approved drainage.

158.24 SECTION 3301.2 AMENDED - - PURPOSE. Section 3301.2, Purpose, of the IFC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 3301.2 Purpose This chapter prescribes minimum safeguards for construction, *alteration* and demolition operations to provide reasonable safety to life and property from fire and other emergencies during such operations.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating New Chapters of 155 and 158 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 469

AN ORDINANCE CREATING CHAPTER 159 EXISTING BUILDING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL EXISTING BUILDING CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property including existing buildings through the adoption and enforcement of construction codes, and to establish the minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Existing Building Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 159 of the Municipal Code of the City of Huxley, Iowa, the Existing Building Regulations be enacted in the following Chapter;

159.01 SHORT TITLE. This chapter shall be known as the Huxley Existing Building Code, and may be cited as such, and may be referred to herein as this chapter

159.02 ADOPTION OF EXISTING BUILDING CODE. The International Existing Building Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Existing Building Code 2015 Edition, as adopted and a copy of this chapter are on file in the office of the Code Official.

159.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The International Existing Building Code, 2015 Edition (hereinafter known as the IEBC), is amended as hereinafter set out in Sections 159.04 through 159.08.

159.04 - - DELETIONS. The following are deleted from the IEBC and are of no force or effect in this chapter:

Section 105.1.1 Annual Permit
Section 105.1.2 Annual Permits Record
Section 105.2 #1 Permit Requirement

159.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and Federal requirements, the more stringent shall apply.

159.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IEBC, is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Existing Building Code, hereinafter known as “this code.”

159.07 SECTION 105.5 AMENDED - - EXPIRATION. Section 105.5 Expiration, of the IEBC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 105.5 12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

159.08 SECTION 1401.2 AMENDED - - APPLICABILITY. Section 1401.2, Applicability, of the IEBC, is hereby amended by inserting the following date:

Section 1401.2 Applicability ~~X/X/XXXX~~ (Insert Date of First Huxley Building Code Adoption)

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating Chapter 159 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 470

AN ORDINANCE CREATING CHAPTER 154 PROPERTY MAINTENANCE AND HOUSING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum requirements to safeguard the public health, safety and general welfare through affordability, structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, to ensure that rental housing facilities and conditions are of sufficient quality to protect and promote the health, safety and welfare of those persons utilizing such housing, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Property Maintenance Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 154 of the Municipal Code of the City of Huxley, Iowa, the Housing Code Regulations be created and there be enacted in lieu thereof the following Chapter;

154.01 SHORT TITLE. This chapter shall be known as the Huxley Property Maintenance and Housing Code, and may be cited as such, and may be referred to herein as this chapter

154.02 ADOPTION OF PROPERTY MAINTENANCE CODE. The International Property Maintenance Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Property Maintenance Code 2015 Edition, as adopted and a copy of this chapter are on file in the office of the Code Official.

154.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The International Property Maintenance Code, 2015 Edition (hereinafter known as the IPMC), is amended as hereinafter set out in Sections 154.04 through 154.13.

154.04 DELETIONS. The following are deleted from the IPMC and are of no force or effect in this chapter:

Section - 111 Means Of Appeal

154.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and Federal requirements, the more stringent shall apply.

154.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IPMC is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Property Maintenance and Housing Code, hereinafter known as “this code.”

154.07 SECTION 102.3 AMENDED - - APPLICATION OF OTHER CODES. Section 102.3 Application of other codes, of the IPMC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 102.3 Application of other codes Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions, as applicable, of the Huxley Building Code, Huxley Residential Code, Huxley Mechanical Code, Huxley Fuel Gas Code, Huxley Plumbing Code, Huxley Fire Code, and the Huxley Electrical Code.

154.08 SECTION 103.1 ADDITION - - GENERAL. Section 103.1, General, of the IPMC, is hereby amended by adding the following paragraph to said section:

Section 103.1 Building and Zoning Administrator The term Code Official is intended to also mean the Building and Zoning Administrator and his or her representatives or designees, who are herewith delegated the same powers, authorities, duties and responsibilities as designated for the Code Official.

154.09 SECTION 302.4 AMENDED - - WEEDS. Section 302.4, Weeds of the IPMC, is hereby amended by inserting the following:

Section 302.4 Weeds Insert: 12 Inches

154.10 SECTION 304.14 AMENDED - - INSECT SCREENS. Section 304.14, Insect Screens, of the IPMC, is hereby amended by inserting the following dates and deleting a portion of the last sentence as follows:

Section 304.14 Insect screens (from date) April 1 (to date) October 31

Delete: and every screen door used for insect control shall have a self-closing device in good working condition

154.11 SECTION 602.3 AMENDED - - HEAT SUPPLY. Section 602.3, Heat supply, of the IPMC, is hereby amended by inserting the following dates:

Section 602.3 Heat supply (from date) September 15 (to date) May 15

154.12 SECTION 602.4 AMENDED - - OCCUPIABLE WORK SPACES. Section 602.4, Occupiable work spaces, of the IPMC, is hereby amended by inserting the following dates:

Section 602.4 Occupiable work spaces (from date) September 15 (to date) May 15

154.13 SECTION 702.4 ADDITION - - EMERGENCY ESCAPE OPENINGS. Section 702.4, Emergency Escape Openings, of the IPMC, is hereby amended by adding the following section:

Section 702.4.1 Emergency escape openings Replacement windows shall be the manufacturer's largest standard size window that will fit within the existing frame or existing rough opening. The replacement window shall be permitted to be of the same operating style as the existing window or a style that provides for an equal or greater window opening area than the existing window. Emergency escape windows, other than replacement(s), shall meet the requirements for Emergency Escape and Rescue Openings of the Huxley Building Code.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
Dave Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating New Chapter 154 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 471

AN ORDINANCE CREATING CHAPTER 161 PLUMBING CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL PLUMBING CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of plumbing equipment and systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Plumbing Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 161 of the Municipal Code of the City of Huxley, Iowa, the Plumbing Regulations be created and there be enacted in lieu thereof the following Chapter;

161.01 SHORT TITLE.

This chapter shall be known as the Huxley Plumbing Code, and may be cited as such, and may be referred to herein as this chapter

161.02 ADOPTION OF PLUMBING CODE.

The International Plumbing Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Plumbing Code 2015 Edition, as adopted, and a copy of this chapter are on file in the office of the Code Official.

161.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS.

The International Plumbing Code, 2015 Edition (hereinafter known as the IPC), is amended as hereinafter set out in Sections 161.04 through 161.19.

161.04 - - DELETIONS.

The following are deleted from the IPC and are of no force or effect in this chapter:

Section 106.1.1 Annual Permit
Section 106.1.2 Annual Permits Record
Section 106.5.4 Extensions
Section 109 Means of Appeal
Section 703.6 Combined Sanitary and Storm Public Sewer.

161.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and Federal requirements, the more stringent shall apply.

161.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IPC is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Plumbing Code, hereinafter known as “this code.”

161.07 SECTION 105.2 ADDITION - - ALTERNATE MATERIALS, METHODS AND EQUIPMENT. Section 105.2, Alternate materials, methods and equipment, of the IPC, is hereby amended by adding the following section 105.2.1 and exception:

Section 105.2.1 - Uniform Plumbing Code, As Currently Adopted Edition The Uniform Plumbing Code, as prepared and edited by the International Association of Plumbing and Mechanical Officials, as currently adopted and amended by the Plumbing and Mechanical Systems Board, Iowa Department of Public Health, is hereby approved as an alternate equivalent method for complete plumbing systems.

Section 105.2.1, Administration exception 1 Administrative regulations shall be as prescribed in the International Plumbing Code, 2015 Edition, as amended in this ordinance.

161.08 SECTION 106.1.1 ADDITION - - PERMIT ACQUISITION. Section 106.1.1 Permit acquisition, of the IPC, is hereby established by adding the following:

Section 106.1.1 Permit acquisition

1. Permits are not transferable. Plumbing work performed under the provisions of this chapter must be done by a contractor meeting the licensing provisions as set forth by the State of Iowa Plumbing and Mechanical Systems Board in accordance with Iowa Code Chapter 105. A plumber licensed by the State of Iowa Plumbing and Mechanical Systems Board as a “Master” may sign and obtain a permit for the contractor for which they are employed only when said “Master” has provided proof of employment by said licensed contractor. Any permit required by the provisions of this code may be revoked by the Code Official upon the violation of any provision of this code.
2. A State of Iowa licensed Plumbing contractor shall be allowed only to secure permits for himself or herself, or for a single firm or corporation. When a State of Iowa licensed Plumbing contractor has secured such a permit, only the employees of such contractor when meeting the provisions of Iowa Code Chapter 105 shall perform the work for which the permit was obtained.

3. For purposes of this section, an “employee” shall be one employed by the contractor, firm or corporation for a wage or salary. A contractor may be required by the Code Official to show positive evidence as to the employee status of workers on the job. Such evidence shall be in the form of payroll and time records, canceled checks, or other such documents.
4. The contractor may also be required to show the agreement or contract pertaining to the work being questioned as evidence that said contractor is, in fact, the actual contractor for such work. Failure or refusal by the contractor to make available such employee or contractual records within 24 hours from demand therefore shall be grounds for immediate revocation of any permit for the work in question.
5. Homeowners (owner/occupants) qualifying for the homestead tax exemption may acquire permits for their principal residence (not an apartment or rental unit or rental building) and appurtenant accessory structures for plumbing work, not to include connection within the public right-of-way to the public main of sewer, water and storm lines, after having passed the Huxley Plumbing Homeowner’s exam.

161.09 SECTION 106.5.3 AMENDED - - EXPIRATION. Section 106.5.3 Expiration, of the IPC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.3 12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

161.10 SECTION 106.5.6 AMENDED - - RETENTION OF CONSTRUCTION DOCUMENTS. Section 106.5.6, Retention of construction documents, of the IPC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.6 Retention of construction documents One set of construction documents shall be retained by the Code Official for a period of not less than 180 days from date of completion of the permitted work, or as required by state or local law.

161.11 SECTION 106.6.3 AMENDED- - FEE REFUNDS. Section 106.6.3, Fee refunds, of the IPC, is hereby amended by inserting the following:

Section 106.6.3 Fee refunds Insert – The Code Official is authorized to establish a refund policy in accordance with City policy.

161.12 SECTION 108.4 AMENDED - - VIOLATION PENALTIES. Section 108.4, Violation penalties, of the IPC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 108.4 Violation penalties Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs plumbing work in violation of the approved construction documents or directive of the Code Official, or of a permit issued under the provisions of this code, shall be subject to penalties as prescribed by law.

161.13 SECTION 108.5 AMENDED - - STOP WORK ORDER. Section 108.5, Stop Work Orders, of the IPC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties as prescribed by law.

161.14 SECTION 305.4 AMENDED - - FREEZING. Section 305.4 Freezing, of the IPC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Section 305.4 Freezing Exterior water supply system piping shall be installed not less than sixty (60) inches below grade.

161.15 SECTION 305.4.1 AMENDED - - SEWER DEPTH. Section 305.4.1 Sewer Depth, of the IPC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 305.4.1 Sewer Depth Building sewers shall be a minimum of forty-eight (48) inches below grade.

161.16 SECTION 312.3 AMENDED - - DRAINAGE AND VENT FINAL TEST. Section 312.3 Drainage and Final Vent Test, of the IPC, is hereby amended by deleting the first sentence thereto.

161.17 SECTION 410.2 AMENDED - - SMALL OCCUPANCIES. Section 410.2 Substitution, of the IPC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 410.2 Small Occupancies Water dispensers in accessible locations and within accessible reach ranges may be substituted for the initial (first required) drinking fountains in business occupancies

161.18 SECTION 703 ADDITION - - BUILDING SEWER. Section 703 Building Sewer, of the IPC, is hereby amended by adding the following section:

Section 703.7 Minimum Building Sewer Size The minimum diameter for a building sewer shall be four (4) inches.

161.19 SECTION 715.1 ADDITION - - BACKWATER VALVES. Section 715.1 Sewage Backflow, of the IPC, is hereby amended by adding the following:

Section 715.1 Sewage backflow exception 2 The requirements of this section shall apply when determined necessary by the Code Official based on local conditions as determined by the Huxley Public Works Department or City Engineer.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating New Chapter of 161 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 472

AN ORDINANCE CREATING CHAPTER 162 MECHANICAL CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL MECHANICAL CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of mechanical systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Mechanical Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 162 of the Municipal Code of the City of Huxley, Iowa, the Mechanical Regulations be created and there be enacted in lieu thereof the following Chapter;

162.01 SHORT TITLE. This chapter shall be known as the Huxley Mechanical Code, and may be cited as such, and may be referred to herein as this chapter

162.02 ADOPTION OF MECHANICAL CODE. The *International Mechanical Code 2015 Edition*; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the *International Mechanical Code 2015 Edition*, as adopted and a copy of this chapter are on file in the office of the Code Official.

162.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The *International Mechanical Code, 2015 Edition* (hereinafter known as the IMC), is amended as hereinafter set out in Sections 162.04 through 162.15.

162.04 DELETIONS. The following are deleted from the IMC and are of no force or effect in this chapter:
Section 106.1.1 Annual Permit
Section 106.1.2 Annual Permits Record
Section 106.4.4 Extensions
Section 109 Means of Appeal

162.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and/or Federal requirements, the more stringent shall apply.

ORDINANCE NO. 473

AN ORDINANCE CREATING CHAPTER 163 FUEL GAS CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL FUEL GAS CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of fuel gas systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Fuel Gas Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 163 of the Municipal Code of the City of Huxley, Iowa, the Fuel Gas Regulations be enacted in the following Chapter;

163.01 SHORT TITLE. This chapter shall be known as the Huxley Fuel Gas Code, and may be cited as such, and may be referred to herein as this chapter

163.02 ADOPTION OF FUEL GAS CODE. The International Fuel Gas Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Fuel Gas Code 2015 Edition, as adopted and a copy of this chapter are on file in the office of the Code Official.

163.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The International Fuel Gas Code, 2015 Edition (hereinafter known as the IFGC), is amended as hereinafter set out in Sections 163.04 through 163.15.

163.04 - - DELETIONS. The following are deleted from the IFGC and are of no force or effect in this chapter:

Section 106.1.1 Annual Permit
Section 106.1.2 Annual Permits Record
Section 106.5.4 Extensions
Section 109 Board of Appeals.

163.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and/or Federal requirements, the more stringent shall apply.

163.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IFGC, is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Fuel Gas Code, hereinafter known as “this code.”

163.07 SECTION 105.2 ADDITION - - ALTERNATE MATERIALS, METHODS AND EQUIPMENT. Section 105.2, Alternate materials, methods and equipment, of the IFGC, is hereby amended by adding the following sections 105.2.1 and 105.2.2:

Section 105.2.1 - National Fuel Gas Code (NFPA 54) As Currently Adopted Edition The National Fuel Gas Code, as published by the National Fire Protection Association, as currently adopted, amended and/or referenced by the Plumbing and Mechanical Systems Board, Iowa Department of Public Health and/or the Iowa State Fire Marshal, is hereby approved as an alternate equivalent method for complete gas piping systems. Administrative regulations shall be as prescribed in the International Fuel Gas Code, 2015 Edition, as amended in this ordinance.

Section 105.2.2 - Liquid Petroleum Gas Code (NFPA 58) As Currently Adopted Edition The Liquid Petroleum Gas Code, as published by the National Fire Protection Association, as currently adopted, amended and/or referenced by the Plumbing and Mechanical Systems Board, Iowa Department of Public Health and/or the Iowa State Fire Marshal and as referenced in this code, is hereby approved as an alternate equivalent method for complete gas piping systems. Administrative regulations shall be as prescribed in the International Fuel Gas Code, 2015 Edition, as amended in this ordinance.

163.08 SECTION 106.1 ADDITION - - PERMIT ACQUISITION. Section 106.1 Permit acquisition, of the IFGC, is hereby established by adding the following:

Section 106.1 Permit acquisition

1. Permits are not transferable. Fuel Gas work performed under the provisions of this chapter must be done by a contractor meeting the licensing provisions as set forth by the State of Iowa Plumbing and Mechanical Systems Board in accordance with Iowa Code Chapter 105. A responsible person or mechanical professional licensed by the State of Iowa Plumbing and Mechanical Systems Board as a “Master” may sign and obtain a permit for the contractor for which they are employed only when said responsible person or “Master” has provided proof of employment or written confirmation by said licensed contractor. Any permit required by the provisions of this code may be revoked by the Code Official upon the violation of any provision of this code.
2. A State of Iowa licensed Mechanical contractor shall be allowed only to secure permits for himself or herself, or for a single firm or corporation. When a State of Iowa licensed Mechanical contractor has secured such a permit, only the employees of such contractor when meeting the provisions of Iowa Code Chapter 105 shall perform the work for which the permit was obtained.
3. For purposes of this section, an “employee” shall be one employed by the contractor, firm or corporation for a wage or salary. A contractor may be required by the Code Official to show positive evidence as to the employee status of workers on the job. Such evidence shall be in the form of payroll and time records, canceled checks, or other such documents.
4. The contractor may also be required to show the agreement or contract pertaining to the work being questioned as evidence that said contractor is, in fact, the actual contractor for such work. Failure or refusal by the contractor to make available such employee or contractual records within 24 hours from demand therefore shall be grounds for immediate revocation of any permit for the work in question.

163.09 SECTION 106.5.3 AMENDED - - EXPIRATION. Section 106.5.3 Expiration, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.3 12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

163.10 SECTION 106.5.6 AMENDED - - RETENTION OF CONSTRUCTION DOCUMENTS. Section 106.5.6, Retention of construction documents, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.6 Retention of Construction Documents One set of construction documents shall be retained by the Code Official for a period of not less than 180 days from date of completion of the permitted work, or as required by state or local law.

163.11 SECTION 106.6.3 AMENDED - - FEE REFUND. Section 106.6.3, Fee Refund, of the IFGC, is hereby amended by inserting the following:

Section 106.5.6 Fee Refund The Code Official is authorized to establish a refund policy in accordance with City policy.

163.12 SECTION 108.4 AMENDED - - VIOLATION PENALTIES. Section 108.4, Violation penalties, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 108.4 Violation penalties Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs Fuel Gas work in violation of the approved construction documents or directive of the Code Official, or of a permit issued under the provisions of this code, shall be subject to penalties as prescribed by law.

163.13 SECTION 108.5 AMENDED - - STOP WORK ORDER. Section 108.5, Stop Work orders, of the IFGC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Section 108.5 Stop Work Order Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties as prescribed by law.

163.14 SECTION 403.5.4 AMENDED - - Corrugated Stainless Steel Tubing (CSST). Section 403.5.4, Corrugated Stainless Steel Tubing (CSST), of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 404.2 Corrugated Stainless Steel Tubing Only Corrugated Stainless Steel Tubing (CSST) with an Arc Resistant Jacket or Covering System listed in accordance with ANSI LC-1 (Optional Section 5.16)/CSA 6.26-2016 shall be installed in accordance with the terms of its approval, the conditions of listing, the manufactures instructions and this code including electrical bonding requirements in Section 1211.2. CSST shall not be used for through wall penetrations from the point of delivery of the gas supply

to the inside of the structure. CSST shall not be installed in locations where subject to physical damage unless protected in an approved manner.

163.15 SECTION 403.10 ADDITION - - METALLIC PIPING JOINTS AND FITTINGS. Section 403.10.1, Pipe joints, of the IFGC, is hereby amended by adding a new section as follows:

Section 403.10.1.1 Welded Pipe Joints All joints of wrought iron or steel gas piping larger than two-inch (2") standard iron pipe size and providing gas pressure of two (2) PSIG or greater shall be welded steel. All welded joints shall comply with the State of Iowa requirements and work shall be performed by certified welders.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating Chapter 163 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 473

AN ORDINANCE CREATING CHAPTER 160 SWIMMING POOL AND SPA CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL SWIMMING POOL AND SPA CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of swimming pool and spa equipment and systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Swimming Pool and Spa Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 160 of the Municipal Code of the City of Huxley, Iowa, the Swimming Pool and Spa Code be enacted in the following Chapter;

160.01 SHORT TITLE.

This chapter shall be known as the Huxley Swimming Pool and Spa Code, and may be cited as such, and may be referred to herein as this chapter

160.02 ADOPTION OF SWIMMING POOL AND SPA CODE.

The International Swimming Pool and Spa Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Swimming Pool and Spa Code 2015 Edition, as adopted, and a copy of this chapter are on file in the office of the Code Official.

160.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS.

The International Swimming Pool and Spa Code, 2015 Edition (hereinafter known as the ISPSC), is amended as hereinafter set out in Sections 160.04 through 160.12.

160.04 - - DELETIONS.

The following are deleted from the ISPSC and are of no force or effect in this chapter:

Section 105.5.4 Extensions
Section 108 Means of Appeal

160.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and Federal requirements, the more stringent shall apply.

160.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the ISPSC is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Swimming Pool and Spa Code, hereinafter known as “this code.”

160.07 SECTION 105.5.3 AMENDED - - EXPIRATION. Section 105.5.3 Expiration, of the ISPSC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 105.5.3 12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

160.08 SECTION 105.6.3 AMENDED- - FEE REFUNDS. Section 105.6.3, Fee refunds, of the ISPSC, is hereby amended by inserting the following:

Section 105.6.3 Fee refunds Insert: The Code Official is authorized to establish a refund policy in accordance with City policy.

160.09 SECTION 107.4 AMENDED - - VIOLATION PENALTIES. Section 107.4, Violation penalties, of the ISPSC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 107.4 Violation penalties Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs a pool or spa in violation of the approved construction documents or directive of the Code Official, or of a permit issued under the provisions of this code, shall be subject to penalties as prescribed by law.

160.10 SECTION 107.5 AMENDED - - STOP WORK ORDER. Section 107.5, Stop Work Orders, of the ISPSC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Section 107.5 Any person who shall continue any work on a pool or spa after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties as prescribed by law.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating Chapter 160 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 474

AN ORDINANCE CREATING CHAPTER 164 BUILDING AND PROPERTY REGULATIONS, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2017 NATIONAL ELECTRIC CODE aka NFPA 70

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life, safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of mechanical systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the National Electrical Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 164 of the Municipal Code of the City of Huxley, Iowa, the Electrical Regulations be created and there be enacted in lieu thereof the following Chapter;

164.01 SHORT TITLE. This chapter shall be known as the Huxley Electrical code, and may be cited as such, and may be referred to herein as this chapter

164.02 ADOPTION OF ELECTRICAL CODE. Pursuant to notice as required by law, the *National Electric Code 2017 Edition*; published by the National Fire Protection Association (NFPA 70), is adopted in full except for such portions as may be hereinafter deleted, modified or amended. An official copy of the *National Electric Code 2017 Edition*, as adopted and a certified copy of this chapter are on file in the office of the Code Official.

164.03 AMENDMENTS, MODIFICATIONS, ADDITIONS. The *National Electric Code, 2017 Edition* (hereinafter known as the NEC), is amended as hereinafter set out in Sections 164.04 through 164.13.

164.04 REFERENCED CODES - - CONFLICTS. In the event there are requirements of this code that conflict with applicable State and Federal requirements, the more stringent shall apply.

164.05 Deletions. The following are deleted from the NEC and are of no force or effect in this chapter:

Section 210.12B Branch Circuit Extensions or Modifications - Dwelling Units
Section 406.4(d)(4) Arc Fault Circuit-Interrupter Protection

164.06 ADDITION - - TITLE. Title, of the NEC is hereby established by adding the following:

Title. These regulations shall be known as the Huxley Electrical Code hereinafter known as “this code.”

164.07 ARTICLE 90.2 AMENDED - - SCOPE (A) COVERED. (PERMITS REQUIRED). Permits required, of the NEC is hereby established by adding the following subcategory (A) (5) and exceptions:

Permits Required Permits shall be required for work contained within the scope of this article.

Exceptions:

1. Replacement of lighting fixtures, receptacles, switches, overcurrent protection devices of the same volt and amperage.
2. The repair or replacement of flexible cords of same volt and amperage.
3. The process of manufacturing, testing, servicing, or repairing of electrical equipment or apparatus.
4. No permit or inspections are required for electrical wiring of 50 volts or less

164.08 ARTICLE 90.2.1 ADDITION - - PERMIT ACQUISITION. Permit acquisition, of the NEC, is hereby established by adding the following article:

Article 90.2.1 Permit acquisition

1. Permits are not transferable. Electrical work performed under the provisions of this chapter must be done by a contractor meeting the licensing provisions as set forth by the Iowa Electrical Examining Board in accordance with Iowa Code Chapter 103. A responsible person or an electrician licensed by the State of Iowa Electrical Examining board as a “Master A or B” may sign and obtain a permit for the contractor for which they are employed only when said responsible person or “Master A or B” has provided proof of employment or written confirmation by said licensed contractor. Any permit required by the provisions of this code may be revoked by the Building Official upon the violation of any provision of this code.
2. A State of Iowa licensed Electrical Contractor or Residential Contractor shall be allowed only to secure permits for himself or herself, or for a single firm or corporation. When a State of Iowa licensed Electrical contractor has secured such a permit, only the employees of such contractor when meeting the provisions of Iowa Code Chapter 103 shall perform the work for which the permit was obtained.
3. For purposes of this section, an “employee” shall be one employed by the contractor, firm or corporation for a wage or salary. A contractor may be required by the Code Official to show positive evidence as to the employee status of workers on the job. Such evidence shall be in the form of payroll and time records, canceled checks, or other such documents.
4. The contractor may also be required to show the agreement or contract pertaining to the work being questioned as evidence that said contractor is, in fact, the actual contractor for such work. Failure or refusal by the contractor to make available such employee or contractual records within 24 hours from demand therefore shall be grounds for immediate revocation of any permit for the work in question.
5. Homeowners (owner/occupants) qualifying for the homestead tax exemption may acquire permits for their principal residence (not an apartment or rental unit or rental building) and appurtenant accessory structures for electrical work, not to include dwelling service upgrade or replacement, after having passed the Huxley Electrical Homeowner’s exam.

164.09 ADDITION - - PERMIT EXPIRATION. Permit Expiration, of the NEC is hereby established by adding the following:

12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the building official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

164.10 ADDITION - - SCHEDULE OF PERMIT FEES. Schedule of permit fees, of the NEC is hereby established by adding the following:

Schedule of permit fees Permits shall not be issued until the fees, as set forth and established by resolution of the City Council, have been paid to the City of Huxley. An amended permit or a supplemental permit for additional construction shall not be issued until the permit fee(s) for the additional work has been paid.

164.11 ADDITION - - FEE REFUNDS. Fee refunds, of the NEC is hereby established by adding the following:

Fee refunds The Code Official is authorized to establish a refund policy in accordance with City policy.

164.12 ADDITION - - STOP WORK ORDER. Stop work order of the NEC is hereby established by adding the following sections:

Stop Work Order

Authority Whenever the building official finds any work regulated by this code being performed in a manner either contrary to the provisions of this code or dangerous or unsafe, the building official is authorized to issue a stop work order.

Issuance The stop work order shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. Upon issuance of a stop work order, the cited work shall immediately cease. The stop work order shall state the reason for the order, and the conditions under which the cited work will be permitted to resume. Where an emergency exists the building official shall not be required to give notice prior to stopping the work

164.13 ARTICLE 220.12 AMENDED - - LIGHTING LOADS FOR SPECIFIED OCCUPANCIES. ARTICLE 220.12, Lighting Loads For Specified Occupancies, of the NEC is hereby amended by deleting the exception and subsections and inserting in lieu thereof the following exception:

Exception: Where the building is designed and constructed to comply with an energy code adopted by the local authority, the lighting load shall be permitted to be calculated at the values specified in the energy code.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	_____	_____	_____
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Dave Kuhn	_____	_____	_____
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Greg Mulder	_____	_____	_____
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Rick Peterson	_____	_____	_____
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Tracey Roberts	_____	_____	_____
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating Chapter 164 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

ORDINANCE NO. 475

AN ORDINANCE CREATING CHAPTER 163 FUEL GAS CODE, OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, BY ADOPTING THE 2015 INTERNATIONAL FUEL GAS CODE WITH AMENDMENTS

WHEREAS, the City Council of the City of Huxley, Iowa desires to continue to protect life safety and property through the adoption and enforcement of construction codes, and to establish the minimum standards to safeguard life or limb, health, property and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of fuel gas systems;

WHEREAS, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Fuel Gas Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

1. That Chapter 163 of the Municipal Code of the City of Huxley, Iowa, the Fuel Gas Regulations be enacted in the following Chapter;

163.01 SHORT TITLE. This chapter shall be known as the Huxley Fuel Gas Code, and may be cited as such, and may be referred to herein as this chapter

163.02 ADOPTION OF FUEL GAS CODE. The International Fuel Gas Code 2015 Edition; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended. A copy of the International Fuel Gas Code 2015 Edition, as adopted and a copy of this chapter are on file in the office of the Code Official.

163.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS. The International Fuel Gas Code, 2015 Edition (hereinafter known as the IFGC), is amended as hereinafter set out in Sections 163.04 through 163.15.

163.04 - - DELETIONS. The following are deleted from the IFGC and are of no force or effect in this chapter:

Section 106.1.1 Annual Permit

Section 106.1.2 Annual Permits Record

Section 106.5.4 Extensions

Section 109 Board of Appeals.

163.05 REFERENCED CODES - - CONFLICTS. In the event requirements of this code conflict with applicable State and/or Federal requirements, the more stringent shall apply.

163.06 SECTION 101.1 AMENDED - - TITLE. Section 101.1, Title, of the IFGC, is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Huxley Fuel Gas Code, hereinafter known as “this code.”

163.07 SECTION 105.2 ADDITION - - ALTERNATE MATERIALS, METHODS AND EQUIPMENT. Section 105.2, Alternate materials, methods and equipment, of the IFGC, is hereby amended by adding the following sections 105.2.1 and 105.2.2:

Section 105.2.1 - National Fuel Gas Code (NFPA 54) As Currently Adopted Edition The National Fuel Gas Code, as published by the National Fire Protection Association, as currently adopted, amended and/or referenced by the Plumbing and Mechanical Systems Board, Iowa Department of Public Health and/or the Iowa State Fire Marshal, is hereby approved as an alternate equivalent method for complete gas piping systems. Administrative regulations shall be as prescribed in the International Fuel Gas Code, 2015 Edition, as amended in this ordinance.

Section 105.2.2 - Liquid Petroleum Gas Code (NFPA 58) As Currently Adopted Edition The Liquid Petroleum Gas Code, as published by the National Fire Protection Association, as currently adopted, amended and/or referenced by the Plumbing and Mechanical Systems Board, Iowa Department of Public Health and/or the Iowa State Fire Marshal and as referenced in this code, is hereby approved as an alternate equivalent method for complete gas piping systems. Administrative regulations shall be as prescribed in the International Fuel Gas Code, 2015 Edition, as amended in this ordinance.

163.08 SECTION 106.1 ADDITION - - PERMIT ACQUISITION. Section 106.1 Permit acquisition, of the IFGC, is hereby established by adding the following:

Section 106.1 Permit acquisition

1. Permits are not transferable. Fuel Gas work performed under the provisions of this chapter must be done by a contractor meeting the licensing provisions as set forth by the State of Iowa Plumbing and Mechanical Systems Board in accordance with Iowa Code Chapter 105. A responsible person or mechanical professional licensed by the State of Iowa Plumbing and Mechanical Systems Board as a “Master” may sign and obtain a permit for the contractor for which they are employed only when said responsible person or “Master” has provided proof of employment or written confirmation by said licensed contractor. Any permit required by the provisions of this code may be revoked by the Code Official upon the violation of any provision of this code.
2. A State of Iowa licensed Mechanical contractor shall be allowed only to secure permits for himself or herself, or for a single firm or corporation. When a State of Iowa licensed Mechanical contractor has secured such a permit, only the employees of such contractor when meeting the provisions of Iowa Code Chapter 105 shall perform the work for which the permit was obtained.
3. For purposes of this section, an “employee” shall be one employed by the contractor, firm or corporation for a wage or salary. A contractor may be required by the Code Official to show positive evidence as to the employee status of workers on the job. Such evidence shall be in the form of payroll and time records, canceled checks, or other such documents.
4. The contractor may also be required to show the agreement or contract pertaining to the work being questioned as evidence that said contractor is, in fact, the actual contractor for such work. Failure or refusal by the contractor to make available such employee or contractual records within 24 hours from demand therefore shall be grounds for immediate revocation of any permit for the work in question.

163.09 SECTION 106.5.3 AMENDED - - EXPIRATION. Section 106.5.3 Expiration, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.3 12 Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

163.10 SECTION 106.5.6 AMENDED - - RETENTION OF CONSTRUCTION DOCUMENTS.

Section 106.5.6, Retention of construction documents, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 106.5.6 Retention of Construction Documents One set of construction documents shall be retained by the Code Official for a period of not less than 180 days from date of completion of the permitted work, or as required by state or local law.

163.11 SECTION 106.6.3 AMENDED - - FEE REFUND.

Section 106.6.3, Fee Refund, of the IFGC, is hereby amended by inserting the following:

Section 106.5.6 Fee Refund The Code Official is authorized to establish a refund policy in accordance with City policy.

163.12 SECTION 108.4 AMENDED - - VIOLATION PENALTIES. Section 108.4, Violation penalties, of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 108.4 Violation penalties Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs Fuel Gas work in violation of the approved construction documents or directive of the Code Official, or of a permit issued under the provisions of this code, shall be subject to penalties as prescribed by law.

163.13 SECTION 108.5 AMENDED - - STOP WORK ORDER. Section 108.5, Stop Work orders, of the IFGC, is hereby amended by deleting the last sentence of said section and inserting in lieu thereof the following:

Section 108.5 Stop Work Order Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to penalties as prescribed by law.

163.14 SECTION 403.5.4 AMENDED - - Corrugated Stainless Steel Tubing (CSST). Section 403.5.4, Corrugated Stainless Steel Tubing (CSST), of the IFGC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 404.2 Corrugated Stainless Steel Tubing Only Corrugated Stainless Steel Tubing (CSST) with an Arc Resistant Jacket or Covering System listed in accordance with ANSI LC-1 (Optional Section 5.16)/CSA 6.26-2016 shall be installed in accordance with the terms of its approval, the conditions of listing, the manufactures instructions and this code including electrical bonding requirements in Section 1211.2. CSST shall not be used for through wall penetrations from the point of delivery of the gas supply

to the inside of the structure. CSST shall not be installed in locations where subject to physical damage unless protected in an approved manner.

163.15 SECTION 403.10 ADDITION - - METALLIC PIPING JOINTS AND FITTINGS. Section 403.10.1, Pipe joints, of the IFGC, is hereby amended by adding a new section as follows:

Section 403.10.1.1 Welded Pipe Joints All joints of wrought iron or steel gas piping larger than two-inch (2") standard iron pipe size and providing gas pressure of two (2) PSIG or greater shall be welded steel. All welded joints shall comply with the State of Iowa requirements and work shall be performed by certified welders.

1. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

2. Effective date. This ordinance shall be effective March 1, 2018, after its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2018.

Craig Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

Publication Date: _____

Record Of Vote

First Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Dave Kuhn	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Greg Mulder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Rick Peterson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Tracey Roberts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Second Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Dave Kuhn	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Greg Mulder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Rick Peterson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Tracey Roberts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Third Reading _____ (Date)

Roll Call	Aye	Nay	Absent
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Dave Jensen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Dave Kuhn	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Greg Mulder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Rick Peterson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Tracey Roberts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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STATE OF IOWA
COUNTY OF STORY
CITY OF HUXLEY

SS:

I, the undersigned, City Clerk of the City of Huxley, Iowa, do hereby certify that the attached is a true, correct and complete copy of all the records of the City Council of the City relating to the adoption of an ordinance entitled "Ordinance No. _____. An Ordinance Creating Chapter 163 of the Huxley Municipal Code of Iowa.

WITNESS MY HAND this ____ day of _____, 2017.

Jolene Lettow, City Clerk

Prepared by Amy Beattie, City Attorney and reformatted by John Haldeman, City Administrator, for the City Council meeting to be held on the 9th day of January, 2018.

RESOLUTION NO. 18-001

**TO FIX A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE AND
REAUTHORIZE THE SALE OF REAL PROPERTY FOR REDEVELOPMENT TO
ANDREW SAGE**

WHEREAS, the City of Huxley, Iowa (the "City") owned certain real property (the "Property") which is located at the East edge of the Prairie Ridge Development and which is legally described as follows:

Lots 42A-51B in Prairie Ridge Plat, an Official Plat in Huxley, Story County, Iowa

WHEREAS, initial hearing proceedings and subsequent resolution passed after the hearing on June 9, 2015 for the sale of this Property listed Andrew T. Sage's entity, Straight Up Framing, LC, as the buyer.

WHEREAS, a title issue has been raised because the proceedings showed the entity as the approved buyer and Andrew T. Sage requested and the City subsequently transferred the Property to him personally.

WHEREAS, the City desires to clear up the title issue by going through the hearing proceedings again and adopting a revised Resolution for the City to sell the Property to Andrew T. Sage rather than to his entity and to ratify and affirm all prior actions of the City; and

WHEREAS, Section 364.7 of the Code of Iowa requires that, before a city may dispose of an interest in real property by sale, the city must set forth its proposal in a resolution and publish notice as provided in Section 362.3, of the resolution and of a date, time and place of a public hearing on the proposal;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Huxley, Iowa, as follows:

Section 1. The City Council will hold a public hearing on the proposal to sell the Property as set out in the preamble hereof at 6:00 o'clock p.m., on the 23rd day of January 2018, at the City Hall, in the City.

Section 2. The City Clerk is hereby authorized and directed to give notice of this resolution and of the public hearing on the proposal to sell the Property, by publication, at least once, not less than four nor more than twenty days before the date of the hearing, in a newspaper

of general circulation in the City. Such notice shall be substantially in the form which is attached to this Resolution.

Section 3. All resolutions or parts thereof which are in conflict herewith are hereby repealed.

Roll Call	Aye	Nay	Absent
David Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

PASSED AND APPROVED this ____ day of January, 2018.

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-001** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this __ day of January, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

**NOTICE OF HEARING ON CORRECTIVE RESOLUTION TO DISPOSE OF
PROPERTY**

The City Council of the City of Huxley, Iowa, adopted a resolution relating to a proposal to sell certain real property owned by the City, located at the East edge of the Prairie Ridge Development and legally described as follows:

Lots 42A-51B in Prairie Ridge Plat, an Official Plat in Huxley, Story County, Iowa (the "Property").

The Property was sold to Andrew T. Sage, by real estate contract for the purpose of constructing bi-attached single family housing. These proceedings are to correct the original proceedings wherein it showed that the Property was being sold to Mr. Sage's entity, Straight Up Framing, LC.

The Council will meet on the 23rd day of January 2018, at the City Hall, in the City, at 6:00 o'clock p.m., for the purpose of holding a public hearing on the proposal.

At that time and place, oral or written comments or objections may be filed or made, and, following the hearing, the City Council will, at that meeting or a later meeting, make a final determination on the proposal, in accordance with Section 364.7 of the Code of Iowa.

By order of the City Council of the City of Huxley, Iowa.

Jolene Lettow
City Clerk

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On motion and vote, the meeting adjourned.

Craig D. Henry, Mayor

Attest:

Jolene Lettow, City Clerk

ADMINISTRATIVE BUSINESS

RESOLUTION NO. 18-002

**RESOLUTION APPROVING THE AGREEMENT FOR THE OPERATION OF AN
ICE SKATING RINK ON CITY PROPERTY.**

BE IT RESOLVED, THEREFORE, that the City Council of Huxley, Iowa does hereby approve the attached agreement for the setup and operation of an ice skating rink on City property at the Nord Kalsen Park.

FURTHERMORE, the Huxley City Council authorizes the Mayor to sign agreement as per attached. Copy of signed agreement to remain with resolution.

Section 1. All resolutions or parts thereof which are in conflict herewith are hereby repealed.

PASSED, ADOPTED AND APPROVED this ____ day of January, 2018.

Roll Call	Aye	Nay	Absent
David Jensen	___	___	___
Dave Kuhn	___	___	___
Greg Mulder	___	___	___
Rick Peterson	___	___	___
Tracey Roberts	___	___	___

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-002** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this _____ day of January, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

SKATING RINK AGREEMENT

This AGREEMENT, made and entered into this ____ day of December 2017, by and between the City of Huxley, Iowa a municipal corporation (hereinafter "City"), Kris Gardner, (hereinafter "Volunteer").

WHEREAS, the City is the owner of the park known as Nord Kalsem ("City Park"); and

WHEREAS, the City of Huxley agrees to allow use of the City Park for a skating rink;
and

WHEREAS, Volunteer is donating her time, materials and labor to the City for this purpose.

NOW, THEREFORE, for and in consideration of the mutual promises contained herein, the parties agree as follows:

1. **Term of Agreement:** The term of this Agreement shall commence on January 1, 2018 and end on March 31, 2018 ("Term").
2. **Location; Use:** Volunteer is hereby authorized to use the City Park to install a Skating Rink.
3. **Skating Rink Hours of Operation:** The Skating Rink normal hours of operation shall be as mutually agreed between the parties. Skating should be limited to daylight hours unless the rink is equipped with adequate lighting. The City reserves the right to change or extend the schedule and hours of operation, in its sole discretion, and to exclude certain hours and/or days as the City deems necessary. Volunteer shall notify the City, as soon as possible, if Volunteer desires/intends to deviate from the normal hours/days of operation.
4. **Duties and Obligations of Volunteer:** Volunteer shall report directly to the Parks & Recreation Director of the City of Huxley who shall oversee Volunteer's duties. Volunteer duties shall include, but are not limited to, those as described herein:
 - a) Volunteer agrees that the Skating Rink will comply with all applicable laws, ordinances, and rules and regulations.
 - b) Any use different from that stated herein shall not be made without prior written consent from the City.
 - c) Volunteer shall do routine inspections and maintenance on the facility to ensure that the surface and facility are kept in a clean and safe condition.
 - d) A capacity of no more than 1 person per 50 square feet of ice should be established.
 - e) A warm area should be provided to help reduce the risk of frostbite and restrooms should be made accessible.
5. **Duties and Obligations of City:** City shall contribute the following to the Skating Rink:
 - a) Provide space within City Park and surrounding areas to accommodate the Skating Rink.

- b) Authorize the use of City-funded electricity at the Skating Rink site to provide power for activities.
 - c) Provide Safety Rules for the rink, to be posted and strictly enforced.
 - d) Place signage that skating is permitted between the hours of (Xam) and (Xpm) unless otherwise noted.
 - e) Place signage that no more than (X number) of skaters should be on the ice at any time.
 - f) Place signage that all children under 10 years of age must be accompanied by a responsible adult.
 - g) Place signage that skaters should travel in a counterclockwise direction.
 - h) Place signage that beginning skaters should stay near the outside edge.
 - i) Place signage that equipment including; proper fitting skates, padding and helmets are strongly recommended.
 - j) Place signage that no food or drink on the skating surface.
 - k) Place signage that rough play will not be tolerated. Participants will be asked to leave the premises.
 - l) Place signage that any problems or damage to this facility should be reported immediately to the supervisor or by calling (xxx-xxxx).
- 6. Rights Reserved by City:** In addition to other rights reserved herein, City reserves the following rights:
- a) To terminate this Agreement and require the Skating Rink to be removed at any time for any reason.
 - b) To terminate the relationship between the City and Volunteer at any time for any reason, upon written notice provided thirty (30) days in advance of the said action.
- 7. Liability of City:** The City of Huxley shall not be liable for any damage, loss or injury to the person, property or effects of Volunteer or any vendor, agent, servant, employee or patron of Volunteer on, in or about the City Park other than through the negligence attributed to the City.
- 8. Completeness of Agreement and Modification:** This document contains all of the terms and conditions of this agreement, and any alterations or variation of the terms of this agreement shall be invalid unless made in writing and signed by both of the parties hereto. There are no other understandings, representations, or agreements, written or oral, not incorporated herein.
- 9. Certification of Authority:** The undersigned certify that the persons executing this agreement on behalf of City and Volunteer have legal authority to enter into this agreement on behalf of City and Volunteer respectively and have full authority to bind City and Volunteer in a valid Agreement on the terms herein.

[Signatures on following page]

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first above written:

City of Huxley, Iowa

By: _____
Craig Henry, Mayor

Name: Kris Gardner

Attest:

By: _____
Jolene Lettow, City Clerk