

Hartley City Council Meeting
Regular Session
March 13, 2017

The regular meeting of the Hartley City Council was held Monday, March 13, 2017 at 6:00 p.m. in the Hartley City Hall. Mayor Rodney Ahrenstorff presided and called the meeting to order at 6:01 p.m. City Council Members present were: Jerry Olson, Ron Hengeveld and Roxann Swanson. Absent: Mary Westphalen and Val Moermond. Others present: Patty Anderson, Terry Hilbert, Curt Stoltz, Jordan Kerr, Nick Pedley and April Hengeveld.

Olson moved to approve the agenda. Seconded by Swanson. Roll Call: Ayes. Hengeveld, Swanson and Olson. Nays. None. Motion carried 3-0.

Hengeveld moved to approve the consent agenda. Seconded by Swanson. Roll Call: Ayes. Swanson, Olson and Hengeveld. Nays. None. Motion carried 3-0.

Mayor Ahrenstorff informed that the O'Brien County Courthouse will be one hundred years old this year and the county is planning a celebration day for this event. An informational meeting will be held in Hartley March 22nd at the HMS Elementary School at 7 p.m. for the HMS School District Bond Issue. The Mayor asked that people not park their cars on streets during a snow fall. If citizens need to call the city during an emergency after City Hall office hours of 7:00 a.m. to 4:30 p.m. call the city's emergency phone number 928-2345.

April Hengeveld informed the Council that the HMS School Bond Election will be held April 4, 2017. She provided handouts illustrating the tax impact of the bond issue and plans for the project.

Curt Stoltz, Hartley RABRAI XLV Committee Co-Chair informed there will be an informational meeting April 8th at Clear Lake. Bikers are expected to come to Hartley from the south on Vine Avenue. Committees are being organized and more information will be decided after the April 8th meeting.

Olson moved to approve advertising for an electric lineman position. Seconded by Swanson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Hengeveld moved to approve Library's Request Designating The Community Agency as they're Phone and Internet Provider. Seconded by Swanson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Hengeveld moved to approve Grundman Hicks Change Order No. 1 \$3,500 Waste Water Mixer Replacement Project. Seconded by Olson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Swanson moved to approve Second Reading of Ordinance No. 345, "An Ordinance Amending Chapter 75 All-Terrain Vehicles and Snowmobiles". Seconded by Hengeveld. Roll Call: Ayes. Hengeveld, Swanson and Olson. Nays. None. Motion Carried 3-0.

Olson moved to approve Third Reading and Final Approval of Ordinance No. 345, "An Ordinance Amending Chapter 75 All-Terrain Vehicles and Snowmobiles". Seconded by Hengeveld. Roll Call: Ayes. Swanson, Olson and Hengeveld. Nays. None. Motion Carried 3-0.

ORDINANCE NO. 345

AN ORDINANCE AMENDING CHAPTER 75 ALL-TERRAIN VEHICLES AND SNOWMOBILES.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF HARTLEY, IOWA

SECTION I. ENACTMENT. The City Code of the City of Hartley, Chapter 75 All-Terrain Vehicles and Snowmobiles, Section 75.05 Operation of All-Terrain Vehicles is amended by adding the underlined language as follows:

75.05 OPERATION OF ALL-TERRAIN VEHICLES. The operators of ATVs shall comply with the following restrictions as to where ATVs may be operated within the City:

1. Streets. ATVs and off-road utility vehicles may be operated on streets between 6 a.m. to 10:00 p.m. only in accordance with Section 321.234A of the Code of Iowa or on such streets as may be designated by resolution of the Council for the operation of registered ATVs or registered off-road utility vehicles. In designating such streets, the Council may authorize ATVs and off-road utility vehicles to stop at service stations or convenience stores along a designated street.

(Code of Iowa, Sec. 321I.10 [1 & 3])

2. Trails. ATVs shall not be operated on snowmobile trails except where designated.

(Code of Iowa, Sec. 321I.10 [4])

3. Railroad Right-of-Way. ATVs shall not be operated on an operating railroad right-of-way. An ATV may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

(Code of Iowa, Sec. 321I.14 [1h])

4. Parks and Other City Land. ATVs shall not be operated in any park, playground or upon any other City-owned property without the express permission of the City.

5. Sidewalk or Parking. ATVs shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the "parking".

6. Number of Passengers. The number of passengers shall not exceed the manufacturer passenger capacity per vehicle.

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

SECTION III. SEVERABILITY CLAUSE. If any section, provisions or parts of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any action, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION IV. WHEN EFFECTIVE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Hengeveld moved to approve Resolution No. 2017-10, “A Resolution Setting Date for Public Hearing on Urban Renewal Amendment”. Seconded by Swanson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Swanson moved to approve Resolution No. 2017-11, “A Resolution Adopting A Final Proposed Draft Budget Amendment for Publication and Ordering a Notice for a Public Hearing on the Proposed Final Budget Estimate for FY 2016-17”. Seconded by Olson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Hengeveld moved to approve Lien Search Cost on Parcel K at Pleasant View Cemetery. Seconded by Olson. Roll Call: Ayes. Olson, Hengeveld and Swanson. Nays. None. Motion Carried 3-0.

Swanson moved to approve 2015-2016 Annual Financial Audit. Seconded by Hengeveld. Roll Call: Ayes. Hengeveld, Swanson and Olson. Nays. None. Motion Carried 3-0.

Mayor Ahrenstorff informed city-wide clean-up is April 24th.

Patty Anderson informed that Simmering & Cory, Housing Rehabilitation Grant Administrator, has approved some applications in the southwest targeted area of the city. They plan to perform site visits before final approval.

Mayor Ahrenstorff adjourned the meeting at 6:35 p.m.

Rodney Ahrenstorff, Mayor

ATTEST:

Patty Anderson, City Clerk/Administrator