

City of Knoxville
City Council Meeting
Monday, July 6, 2020 at 6:15 p.m.
Teleconference

1. Call To Order

MEMBERS PRESENT:

Mayor Brian Hatch ____, Council Member Megan Suhr ____, Council Member John Gotta ____, Council Member Dylan Morse ____, Council Member Justin Plum ____, Council Member Jyl DeJong _____.

2. Citizen/Public Comments
Discussion

3. Consent Agenda

3.I. Approve City Council Meeting Minutes Of June 15, 2020

Documents:

[06-15-20 COUNCIL MINUTES.PDF](#)

3.II. Approve City Council Special Meeting Minutes Of June 9, 2020

Documents:

[06-09-20 SPECIAL MEETING.PDF](#)

3.III. Accept Housing Board Meeting Minutes Of May 18, 2020

Documents:

[HOUSING MINUTES.PDF](#)

3.IV. Accept Library Board Meeting Minutes Of June 17, 2020

Documents:

[LIBRARY BOARD MEETING.PDF](#)

3.V. Accept Water Board Special Meeting Minutes Of June 19, 2020

Documents:

[WATER BOARD MINUTES.PDF](#)

3.VI. Approve Class C Liquor License For Cobblestone Hotel & Suites

3.VII. Approve Class C Liquor License For Hy-Vee Fast And Fresh Express

3.VIII. Approve Class C Liquor License For VFW

3.IX. Approve May 2020 Financials

Documents:

[MAY 2020 FINANCIALS.PDF](#)

3.X. Approve Standard Title VI/Non-Discrimination Assurances

Documents:

[NON-DISCRIMINATION .PDF](#)

3.XI. Set A Public Hearing For July 20, 2020 At 6:15 P.m. To Vacate A Portion Of Attica Road Right Of Way

4. Item Agenda

4.I. Public Hearing - Provisions Pertaining To Camping

- A. Open Hearing
- B. Filing of Affidavit of Publications- 06/27/2020
- C. Written Comments or Objections
- D. Oral Comments or Objections
- E. Close Hearing

4.I.i. Approve First Consideration, Possible Waive Second And Third Consideration To Adopt An Ordinance Amending The Code Of Ordinances Of The City Of Knoxville, Iowa, By Amending Provisions Pertaining To Camping

Documents:

[ORD 20-03 CAMPING .PDF](#)

4.II. Approve First Consideration, Possible Waive Second And Third Consideration To Adopt An Ordinance Amending The Code Of Ordinances Of The City Of Knoxville, Iowa, By Adding A New Chapter Regarding Rental Housing Inspection Program

Documents:

[ORD 20-05 RENTAL INSPECTION PROGRAM.PDF](#)

4.III. Public Hearing - Building Materials & Design Guidelines

- A. Open Hearing
- B. Filing of Affidavit of Publications- 06/27/2020
- C. Written Comments or Objections
- D. Oral Comments or Objections
- E. Close Hearing

4.III.i. Approve First Consideration, Possible Waive Second And Third Consideration To Adopt An Ordinance Amending The Code Of Ordinances Of The City Of Knoxville, Iowa, By Adding A New Chapter Establishing Building Materials And Design Guidelines

Documents:

[ORD 20-04 DESIGN GUIDELINES.PDF](#)

4.IV. Public Hearing - Residential Zone Intents

- A. Open Hearing
- B. Filing of Affidavit of Publications- 06/27/2020
- C. Written Comments or Objections
- D. Oral Comments or Objections
- E. Close Hearing

4.IV.i. Approve First Consideration, Possible Waive Second And Third Consideration To Adopt An Ordinance Amending The Code Of Ordinances Of The City Of Knoxville, Iowa, Related To Residential Zone Intent

Documents:

[ORD 20-06 RESIDENTIAL ZONE INTENTS.PDF](#)

4.V. Approve Resolution Approving Plat Of Survey For Parcel A Of Lot 8 In Westridge Addition, Plat 1 To The City Of Knoxville, Marion County, Iowa

Documents:

[PLAT OF SURVEY.PDF](#)
[RES 07-31-20 PLAT OF SURVEY.PDF](#)

4.VI. Approve Payment Of Claims

5. Reports

- A. Mayor's Report
- B. City Manager's Report

6. Adjourn

Motion _____ Second _____
Vote _____ Time _____

Tricia Kincaid, City Clerk

COUNCIL MINUTES

June 15, 2020

The City Council of the City of Knoxville, Iowa convened in regular session Monday, June 15, 2020 at 6:15p.m. via teleconference. Mayor Brian Hatch presided and the following Council Members were present: Megan Suhr, John Gotta, Dylan Morse, Justin Plum and Jyl DeJong. Staffs present were City Manager Aaron Adams, City Clerk Tricia Kincaid, Police Chief Aaron Fuller, Fire Chief Cal Wyman, Library Director Roslin Thompson and Water Reclamation Supervisor Pat Murphy.

Motion by Suhr; seconded by Plum to approve the consent agenda as follows, all ayes.

1. Approve City Council Meeting Minutes of June 1, 2020
2. Accept Library Meeting Minutes of April 15, 2020
3. Accept Library Special Meeting Minutes of April 29, 2020
4. Accept Library Special Meeting Minutes of May 7, 2020
5. Accept Library Meeting Minutes of May 20, 2020
6. Accept Water Board Meeting Minutes of June 9, 2020
7. Approve April 2020 Financials
8. Approve Cigarette Permits effective July 1, 2020 for Kline's Quick Time, New Star, Wal-Mart, Murphy Oil Corporation, Dollar General #3540, Dollar General #6820, Knoxville 66, Hy-Vee Wine & Spirits, Hy-Vee Fast and Fresh Express, Hy-Vee Food, Fareway and Round Window Liquor
9. Approve Class C Liquor License for New Star
10. Approve Reappointment of Patricia Wilson to the Library Board
11. Approve Reappointment of Bob Leonard to the Library Board
12. Approve Reappointment of Lucas Young to Planning & Zoning Commission

Motion by Morse, seconded DeJong to Approve payment of claims; all ayes.

Motion by Suhr, seconded by Morse to Approve pay Application #2 for the Roche Street Culvert Replacement Project; all ayes.

Council discussed rental inspections and the process moving forward. An informational meeting is being planned for residents and landlords before the next council meeting. Action will be taken at the July 6, 2020 meeting.

Motion by DeJong, seconded by Gotta to set a public hearing for July 6, 2020 at 6:15 p.m. regarding the Knoxville Zoning Code relating to camping in the city limits. Discussion regarding current camping regulations and regulations moving forward. All Ayes.

Motion by Morse, seconded by Suhr to set a public hearing for July 6, 2020 at 6:15 p.m. regarding the Knoxville Zoning Code relating to Intents of residential districts as stated in Title 9 Chapter 6. Wording will be updated in this code, but no actual changes made.

Motion by Suhr, seconded by Morse to set a public hearing for July 6, 2020 at 6:15 p.m. regarding a proposed addition to Title 9 of the Knoxville Zoning Code relating to Commercial Design Guidelines. This is related to building esthetics and what can or cannot be used. All Ayes.

Motion by Gotta, seconded by Morse to approve resolution approving an agreement between the City of Knoxville, Iowa and Fire Recovery EMS, LLC related to outside billing services for the Knoxville Fire Department. All Ayes.

Motion by Morse, seconded by DeJong to approve first consideration, waive second and third consideration to adopt an Ordinance amending the code of Ordinances of the City of Knoxville,

Iowa, by amending provisions pertaining to ambulance/ems fees and by adding new provisions pertaining to fire/hazardous material fees. All Ayes.

Motion by Suhr, seconded by DeJong to approve first consideration, waive second and third consideration to adopt an Ordinance amending the code of Ordinances of the City of Knoxville, Iowa, by amending provisions pertaining to sanitary user charges. All Ayes.

Motion by Morse, seconded by DeJong to approve resolution approving plat of survey for Parcel A of Outlot 1, Ridnour Addition to the City of Knoxville, Marion County, Iowa. Adjoining property owner would like to purchase a portion of this land. All Ayes.

Motion by Suhr, seconded by Plum to approve resolution setting salaries/wages for appointed officers and non-collective bargaining unit employees of the City of Knoxville for the Fiscal Year beginning July 1, 2020. All Ayes.

Motion by Gotta; seconded by Plum to approve payment of claims; all ayes.

90276	AFLAC	AFLAC-DIS/POST	\$305.99
90277	COLLECTION SERVICES CENTER	CHILD SUPPORT	\$1,848.78
90278	ICMA RETIREMENT TRUST	ICMA	\$1,099.59
90279	KNOXVILLE FIRE & RESCUE ASSC	FIRE DUES	\$53.76
90280	ACCO UNLIMITED CORPORATION ATOMIC TERMITE & PEST	POOL SUPPLIES	\$635.45
90281	CONTROL	GENERAL PEST CONTROL	\$50.00
90282	KEEPITSAFE, INC.-LIVEVAULT	90 DAY BACKUP	\$229.31
90283	VANWALL EQUIPMENT	MOWER PARTS	\$197.44
90284	BASSETT EXCAVATING, INC	REPAIR CROSSING EASEMENT	\$670.00
90285	BINN'S & SONS TREE SERVICE LLC	502 W JACKSON REMOVAL	\$1,750.00
90286	BOUND TREE MEDICAL LLC	EMS SUPPLIES	\$992.13
90287	BROWN'S SANITATION	YOUNGS PARK	\$606.00
90288	DARREL BROWN	MARCH-MAY HEALTH PREMIUMS	\$808.50
90289	CANON FINANCIAL SERVICES INC.	COPIER MAINTENANCE	\$631.60
90290	CARTEGRAPH SYSTEMS INC	ANNUAL OMS SERVICE	\$1,718.96
90291	CENTRAL IOWA DISTRIBUTING INC	CLEANING SUPPLIES	\$520.19
90292	CITY OF KNOXVILLE	RANDY PUYEAR COBRA	\$203.82
90293	CONTINENTAL RESEARCH CORP	DISINFECTANT SPRAY	\$403.28
90294	DANKO EMERGENCY EQUIP	7 SETS TURN OUT GEAR	\$15,860.00
90295	JADE DILLINER	PASS REFUND	\$129.00
90296	ECONO SIGNS LLC	STOP SIGN	\$562.60
90297	EMPLOYEE BENEFIT SYSTEMS	SAFE-T FUND	\$2,682.35
90298	FIRE RECOVERY EMS	MAY EMS BILLING	\$3,864.48
90299	AT&T MOBILITY	VOICE/DATA PLAN	\$422.81
90300	IOWA MUNICIPALITIES WORKERS'	WORKER COMP PREMIUM	\$17,262.00
90301	JETCO, INC	HOA SWITCH REPAIRS	\$332.50
90302	KAY PARK-REC CORP	DOG PARK FOUNTAIN STRAINER	\$59.50
90303	KEYSTONE LABORATORIES INC	MONTHLY POOL & SPA TESTING	\$46.60
90304	KNOXVILLE HOSPITAL & CLINICS	MAY MEDS	\$350.03

		MONTHLY CONTRACTUAL	
90305	KNOXVILLE AVIATION	SERVICES	\$3,467.91
90307	KNOXVILLE FARM & HOME INC	WATERING TANK	\$1,826.55
90308	LEXIPOL, LLC	LAW ENFORCEMENT MANUAL	\$5,146.00
90309	LISCO	PHONE/INTERNET	\$4,437.87
90310	LOGAN CONTRACTORS SUPPLY INC	PATCHER RENTAL WEILER DR CULVERT	\$1,551.00
90311	MARION COUNTY ENGINEER	REPLACEMENT	\$30,305.20
90312	MENARDS MIDAMERICAN ENERGY	CHANNEL TO WIRE EOC	\$109.88
90313	COMPANY	309 W RENO	\$475.02
90314	NORRIS ASPHALT PAVING INC	5.54 TON COLD PATCH	\$858.70
90315	O'REILLY AUTOMOTIVE INC	FUSE FOR AMBULANCE	\$3.99
90316	OFFICE DEPOT	GROUP CONFERENCE SYSTEM EOC	\$1,865.65
90317	OSKALOOSA HERALD INC	CHIEFS RETIREMENT AD	\$202.50
90318	PRAXAIR DISTRIBUTION INC	EMS OXYGEN	\$198.05
90319	PROVANTAGE LLC	EOC COMPUTER	\$2,748.55
90320	RAMAEKER SCREEN PRINTING	FACILITY SIGNAGE	\$572.00
90321	REC SUPPLY	HIP PACKS, WHISTLES, MASKS	\$209.40
90322	RED LION RENEWABLES LLC	WWTP	\$5,277.12
90323	ROMAR	AIR FILTER	\$28.04
90324	SANDRY FIRE SUPPLY	MAKO CYLINDER	\$219.50
90325	K & L THOMPSON, LLC	937 SERVICE/OIL 938/OIL 938	\$155.69
90326	SMITH FERTILIZER & GRAIN INC	WEED KILLER	\$59.25
90327	BREANNE SOUTH	SOCCER REFUND	\$30.00
90328	THE FIRE STORE	NOZZLES	\$2,413.44
90329	TK CONCRETE INC	ROCHE ST CULVERT PAY APP#2	\$20,530.75
90330	TRUE VALUE HARDWARE INC.	DEMING BIT	\$211.22
90331	US CELLULAR	CELLPHONE	\$297.23
90332	VAN WALL EQUIPMENT	OIL AND OIL FILTERS	\$132.25
90333	VERIZON	HOT SPOT	\$80.02
90334	VISA	AUTO FLUSH VALVES	\$5,079.98
90335	WALMART COMMUNITY	TVS FOR EOC	\$1,271.18
90336	WINDSTREAM	ALARM LINE	\$149.84

City Manager Aaron Adams gave a brief update on the Highway 14 project. Patching and curb and gutter are complete for the main line roadway. Diamond grinding is active in the south end. Diamond grinding will then move north. Roadway will be converted to three lane after that. Pedestrian ramps are being worked on. Work will begin on the overlay July 1st. Manhole is completed at Young's Park. City facilities open currently are the Rec Center, Library and all Parks. City Hall has one more modification before we re-open our doors to the public.

Individual appointments are available.

Police Chief Fuller: Answered a few questions in regard to the Police Department's Force of Use Policy bans the use of any kind of choke hold anything that prevents breathing. There is also a

duty to intercede clause which states any officer that observes another officer using any kind of excessive force or unlawful force can intercede and stop the situation. Any time an officer uses force it is documented and investigated. Officers have had escalation training and implicit biased training.

Motion by DeJong, seconded by Morse to adjourn at 8:21 p.m.; all ayes.

Brian Hatch, Mayor

ATTEST:

Tricia Kincaid, City Clerk

COUNCIL MINUTES

June 9, 2020

The City Council of the City of Knoxville, Iowa convened in a special session Tuesday, June 9, 2020 at 5:00 pm. via Zoom. Mayor Brian Hatch presided and the following Council Members were present: Megan Suhr, John Gotta, Dylan Morse, Justin Plum and Jyl DeJong. Staffs present were City Manager Aaron Adams and City Clerk Tricia Kincaid

The meeting was a joint meeting with the Marion County Board of Supervisors. Marion County roll called; all board of supervisors were present.

An update was given by Mayor Hatch, starting with an archeological study on areas of interest. If nothing is found that will conclude phase 1. If something is found phase 2 of the study will begin and more digging.

City Manager Aaron Adams discussed that the request for proposal is completed and is posted to the VA District website. July 15, 2020 is an open house for any potential interested developers that have RSVP'd. Those parties will have to express interest by 5:00 p.m. on August 14, 2020.

A presentation was given by Confluence advising they are compiling information on the area and with residents to come up with the right plan for the area to move forward.

Motion by Morse; seconded by Gotta to adjourn at 5:54 p.m., all ayes.

ATTEST:

Brian Hatch, Mayor

Tricia Kincaid, City Clerk

MINUTES

Low Rent Housing Agency of Knoxville
Location: Conference Room of the Housing Agency
May 18, 2020

Present: Chairman, Don Croghan (in office), Vice Chairman, Jerrold Jordan (via Zoom)
Board Member(s): Annie Leonard, Teresa Higginbotham and Brent Hanna.
(all via Zoom) Also present was Executive Director Susan Swartzendruber, Secretary for the Board.

Absent: None

Motion by Brent Hanna with second by Annie Leonard to approve the consent agenda. All voted aye. The consent agenda included the minutes of the regular Housing Board Meeting of April 20, 2020, the Occupancy Report and Stop Loss Monitoring Report.

Motion by Jerrold Jordan with second by Annie Leonard to approve the payment of claims. All voted aye.

Resolution 04-05-18-2020 to delete items from inventory. Spreadsheet provided by Executive Director to board members to review. Motion to delete listed items from inventory made by Jerrold Jordan with second by Brent Hanna. All voted aye.

Discussion/motion to award fee accountant contract for fiscal years starting April 1, 2020 – March 31, 2022. Motion made by Annie Leonard with second by Teresa Higginbotham. All voted aye.

Brief discussion on the release of HUD's proposed HCV (S8) Administrative fee change.

Discussion/Motion to post for public comment an update to the denial of admission policy of the Public Housing Admissions & Continued Occupancy plan. (ACOP) Motion made by Brent Hanna with second by Teresa Higginbotham. All voted aye.

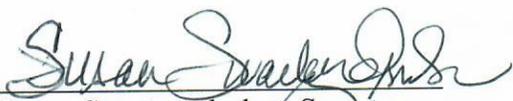
Discussion/Motion to approve the 2020 Environmental Review. The review was completed by Impact 7G. Motion made by Teresa Higginbotham with second by Annie Leonard to approve the Environmental Review. All voted aye.

The monthly reports for April 2019 have not been completed by the fee accountant yet. Will follow up with Loucks and Schwarz on estimated timeframe they can be expected back by.

Motion by Brent Hanna and second by Annie Leonard to adjourn the meeting. All voted aye.



Don Croghan, Board Chairman



Susan Swartzendruber, Secretary

Library Board of Trustees Meeting
June 17, 2020

The Knoxville Public Library Board of Trustees met at the library on Wednesday, June 17, 2020. Members present were Bob Leonard, Jean McKay, Pat Wilson, Mary Lane, Harv Sprafka, Lindsey Carlson, and Scott Ziller.

The meeting was called to order by Pat Wilson. Mary Lane moved, seconded by Scott Ziller to approve the minutes of the May 20, 2020 as mailed. Motion passed.

Under Correspondence, Roslin reported that the library is accredited at Tier 3 (highest level) until June 30, 2023 for meeting all the required standards as well as recommended ones.

Roslin gave the librarian's report for May 2020. The library was closed through the month of May but offered curbside pick-up. 182 pick-ups were scheduled. Total circulation was 1,526 printed materials, 308 non-print materials. E-downloading of movies and ebooks was 1,256 items.

Most programming has gone virtual with some success. Story times, DIY, book club, trivia, and other programs are on-line. The Summer Library Program includes some outdoor activities such as a Scavenger Hunt and Story Walk around the square. SLP will run until July 10.

Amy Uthus has partnered with the library on offering art classes, which have been very popular. This is under the grant from the Knoxville Heritage Community Foundation. Another grantee is Kim DeSocio who is painting a colorful mural in the children's area.

The library re-opened on June 1 and everything seems to be going well. The staff is wearing masks for protection and encouraging patrons to wear them. Computers are at 50% capacity, as well as the meeting rooms. Hand sanitizers are dispersed throughout the building. Sneeze guards have been installed at the circulation desk.

Four original stained glass windows that were at the old Carnegie building were installed on the north side of the new building.

At the last city council meeting, Bob Leonard and Pat Wilson had their terms renewed until June 30, 2026.

Under Media Strategy Plan, Roslin reports that social media has been effective in reaching large audiences. She will boost some Facebook posts to reach more.

Jean McKay moved, Mary Lane seconded that the financial report for May be approved. Motion was unanimous. Scott Ziller moved, Lindsey Carlson seconded the city trust report for May be accepted. Motion was unanimous. Mary Lane moved, Harv Sprafka seconded the approval for payment of bills for June. Motion passed unanimously, and a copy is attached to the minutes.

Under New Business, the board went into a closed session to discuss the Director's performance evaluation. Another meeting will be called on Monday, June 22 after they have received a wage comparison for E sized libraries. Harv Sprafka moved, seconded by Scott Ziller to accept Roslin's recommendation for all other staff salaries at 4% for FY2021. Motion passed.

There being no further business, the meeting was adjourned. The next regular meeting will be held Wednesday, July 15, 2020 at 10:00 A.M. at the library.

Roslin Thompson
Secretary

Regular Meeting
Knoxville Water Works
Board of Trustees
June 19, 2020

The Board of Trustees of the Knoxville Water Works met in a special session at 1:00 P.M. on June 19, 2020 at the Water Works office. The meeting was called to order by Chairman Merle Vickroy, with Trustee Kathy Caviness present. Trustee Dwight Sommar was absent.

Trustee Caviness motioned and Vickroy seconded to approve the agenda as presented.

Roll Call- AYES: Vickroy, Caviness NAYS: None ABSENT: Sommar

Chairman Vickroy noted that this was the time and place set for a public hearing on the Water Tower #3 Interior Coating & Exterior Spot Repair Project and declared the hearing open. The chairman asked if anyone present was wishing to speak regarding the budget, or if any written comments had been received. No one was present to address the Board, and no written comments had been received, therefore, the Chairman declared the hearing closed.

Bids received as follows:

Viking Industrial Painting	\$228,500.00
J.R. Stelzer, Co.	\$293,200.00
Central Tank Coatings, Inc.	\$314,800.00

Following review, a motion was made by Trustee Caviness to accept the bid of, and award the contract to, Viking Industrial Painting. The motion was seconded by Trustee Vickroy.

Roll Call- AYES: Vickroy, Caviness NAYS: None ABSENT: Sommar

Trustee Caviness made a motion to adjourn the meeting. Trustee Vickroy seconded.

Roll Call- AYES: Vickroy, Caviness NAYS: None ABSENT: Sommar

Merle Vickroy
Chairman

Attest:

Brian W. Bailey
Secretary and General Manager

**City of Knoxville
Bank Reconciliation - May 2020**

		Bank		
		Balance	Investments	Total
<u>Marion County Bank</u>				
Checking	369	\$8,583,642.62		\$8,583,642.62
<u>Great Southern Bank</u>				
General Fund Pool	53755000350		44,880.48	\$44,880.48
Debt Service/Capital Projects	53755000369		545,880.99	\$545,880.99
Sewer Utilities	53755000377		783,150.55	\$783,150.55
Equipment Replacement	53755000385		223,959.90	\$222,941.37
Police Retirement	53755000393		69,811.58	\$69,811.58
Police Dept Trust	53755000407		13,324.52	\$13,324.52
Library Gift & Memorial	53755000415		7,206.22	\$7,206.22
Rescue & Fire Donation	53755000423		9,478.15	\$9,478.15
<u>Wells Fargo Bank</u>				
General Fund Pool	008-4312909		79,081.33	\$79,081.33
Perpetual Care	6990785435		100,151.19	\$100,151.19
IPAIT	11460 11461		1,212,033.96	\$1,212,033.96
<u>MM Total</u>			1,876,924.91	
Calculated balance		8,583,642.62	3,088,958.87	11,672,601.49
	Less O/S checks	10,976.86		10,976.86
	Petty Cash	295.00	-	295.00
	Add: Reconciling Item (Deposit in Transit)			-
Total Calculated bank balance		8,572,960.76	3,088,958.87	11,661,919.63
Book Balance				11,661,919.63
Difference				0.00

Approved By:



BUDGET REPORT
CALENDAR 5/2020, FISCAL 11/2020

PCT OF FISCAL YTD 91.6%

ACCOUNT NUMBER	ACCOUNT TITLE	BUDGET	MTD BALANCE	YTD BALANCE	PERCENT EXPENDED
	POLICE TOTAL	1,638,310.00	125,418.52	1,478,686.86	90.26
	FIRE TOTAL	212,510.00	12,643.57	174,620.62	82.17
	RESCUE TOTAL	682,865.00	46,987.20	686,966.55	100.60
	ANIMAL CONTROL TOTAL	20,100.00	.00	20,000.00	99.50
	PUBLIC SAFETY TOTAL	2,553,785.00	185,049.29	2,360,274.03	92.42
	ROADS, BRIDGES, SIDEWALK	762,608.00	47,896.35	960,551.22	125.96
	STREET LIGHTING TOTAL	35,000.00	2,423.59	27,899.39	79.71
	TRAFIC CONTROL & SAFETY	42,700.00	3,093.72	28,533.37	66.82
	PUBLIC WORKS-RUT TOTAL	26,335.04	1,975.20	24,472.78	92.93
	PUBLIC WORKS TOTAL	866,643.04	55,388.86	1,041,456.76	120.17
	LIBRARY TOTAL	390,527.00	29,980.85	407,623.73	104.38
	PARKS TOTAL	136,421.00	11,809.89	103,162.87	75.62
	RECREATION TOTAL	473,172.00	30,209.46	484,735.05	102.44
	POOL TOTAL	33,025.00	2,732.20	40,240.45	121.85
	CEMETERY TOTAL	214,565.00	13,108.49	155,617.97	72.53
	CULTURE & RECREATION TOT	1,247,710.00	87,840.89	1,191,380.07	95.49
	ECONOMIC DEVELOPMENT TOT	90,000.00	250.25	78,791.04	87.55
	HOUSING & URBAN RENEWAL	5,000.00	.00	5,716.61	114.33
	PLANNING & ZONING TOTAL	156,377.00	10,663.44	136,642.28	87.38
	COMMUNITY & ECONOMIC DEV	251,377.00	10,913.69	221,149.93	87.98
	ROADS, BRIDGES, SIDEWALK	.00	.00	26.95	.00
	MAYOR/COUNCIL/CITY MGR T	160,622.00	6,740.55	146,060.39	90.93
	CLERK/TREASURER/ADM TOTA	98,938.00	5,579.33	71,360.06	72.13
	LEGAL SERVICES/ATTORNEY	12,000.00	2,000.00	13,855.00	115.46
	CITY HALL/GENERAL BLDGS	199,178.00	17,442.69	195,792.36	98.30
	TORT LIABILITY TOTAL	35,000.00	.00	41,658.37	119.02
	OTHER GENERAL GOVERNMENT	.00	.00	371.25	.00
	GENERAL GOVERNMENT TOTAL	505,738.00	31,762.57	469,124.38	92.76
	DEBT SERVICE TOTAL	711,475.00	.00	198,635.99	27.92
	2010 C GO BOND TOTAL	278,218.00	266,358.75	277,967.50	99.91
	2010 D GO BOND TOTAL	83,640.00	.00	4,320.00	5.16
	2012A GO BOND TOTAL	188,830.00	186,665.00	188,580.00	99.87
	2013 A GO BOND TOTAL	362,450.00	350,975.00	362,200.00	99.93
	2016A GO REFUNDING BOND	257,800.00	236,150.00	257,550.00	99.90
	2018A GO BOND TOTAL	525,588.00	430,043.75	525,637.50	100.01

BUDGET REPORT
CALENDAR 5/2020, FISCAL 11/2020

PCT OF FISCAL YTD 91.6%

ACCOUNT NUMBER	ACCOUNT TITLE	BUDGET	MTD BALANCE	YTD BALANCE	PERCENT EXPENDED
	DEBT SERVICE TOTAL	2,408,001.00	1,470,192.50	1,814,890.99	75.37
	POLICE TOTAL	37,000.00	2,423.00	74,203.32	200.55
	FIRE TOTAL	490,000.00	2,297.92	74,897.92	15.29
	RESCUE TOTAL	.00	.00	25,427.45	.00
	ROADS, BRIDGES, SIDEWALK	115,000.00	.00	114,109.00	99.23
	LIBRARY TOTAL	553,200.00	32.82	1,261,812.71	228.09
	PARKS TOTAL	.00	.00	13,445.13	.00
	CAPITAL PROJECTS TOTAL	2,685,000.00	.00	342,029.92	12.74
	LOCAL OPTION TAX TOTAL	40,000.00	2,099.86	342,412.65	856.03
	-----	-----	-----	-----	-----
	CAPITAL PROJECTS TOTAL	3,920,200.00	6,853.60	2,248,338.10	57.35
	SEWER BONDS TOTAL	444,450.00	.00	47,055.00	10.59
	SEWER/SEWAGE DISPOSAL TO	1,202,617.00	367,074.25	1,114,285.52	92.66
	PUBLIC WORKS - SEWER TOT	49,778.16	3,680.93	46,151.28	92.71
	SEWER PLANT REPLACEMENT	72,000.00	1,435.00	17,275.00	23.99
	I & I IMPROVEMENTS TOTAL	940,000.00	.00	655,143.26	69.70
	AIRPORT TOTAL	3,870,950.00	1,538,099.65	1,903,287.36	49.17
	STORM WATER TOTAL	150,000.00	79,995.88	189,083.34	126.06
	INTERNAL SERVICE TOTAL	115,000.00	19,146.50	158,976.10	138.24
	-----	-----	-----	-----	-----
	ENTERPRISE FUNDS TOTAL	6,844,795.16	2,009,432.21	4,131,256.86	60.36
	TRANSFERS TOTAL	1,446,581.00	.00	1,446,581.00	100.00
	-----	-----	-----	-----	-----
	TRANSFER OUT TOTAL	1,446,581.00	.00	1,446,581.00	100.00
	TOTAL EXPENSES	20,044,830.20	3,857,433.61	14,924,452.12	74.46

TREASURER'S REPORT
CALENDAR 5/2020, FISCAL 11/2020

FUND	LAST MONTH ENDING BAL	REVENUES	EXPENSES	CHANGE IN LIAB	ENDING BALANCE	
001	GENERAL	2,024,550.97	217,791.29	253,636.65	.00	1,988,705.61
005	URBAN DEVELOPMENT	2,835.98	.00	.00	.00	2,835.98
110	ROAD USE TAX	439,011.35	138,062.46	43,669.12	.00	533,404.69
111	I-JOBS	3,090.93	.00	.00	.00	3,090.93
112	EMPLOYEE BENEFITS	321,116.78	54,546.84	58,511.14	.00	317,152.48
117	MFPRSI	424,956.51	14,859.47	14,838.39	.00	424,977.59
119	EMERGENCY	776.19	.00	.00	.00	776.19
121	LOCAL OPTION SALES TAX	586,859.79	78,646.94	2,099.86	.00	663,406.87
125	FIVE STAR TIF	536,134.20	463.96	.00	.00	536,598.16
127	WESTRIDGE TIF	31,708.17	.00	.00	.00	31,708.17
128	WALMART TIF	.00	.00	.00	.00	.00
129	PARK LANE TIF	153,326.03	27,714.34	.00	.00	181,040.37
130	ERIC DRIVE TIF	34,033.30	.00	.00	.00	34,033.30
131	FOX POINTE TIF	34,626.92	.00	.00	.00	34,626.92
132	3M TIF	61,379.16	.00	.00	.00	61,379.16
145	URBAN RENEWAL	3,906.28	.00	.00	.00	3,906.28
146	REVOLVING LOAN	115,744.88	.00	.00	.00	115,744.88
162	S.S.M.I.D.	.00	.00	.00	.00	.00
167	POLICE DEPARTMENT TRUST	11,500.62	80.23	.00	.00	11,580.85
168	FIRE/RESCUE DONATIONS	14,530.83	14.39	.00	.00	14,545.22
169	LIBRARY GIFT & MEMORIAL	20,645.27	35.94	300.00	.00	20,381.21
170	RECREATION DONATIONS	.00	.00	.00	.00	.00
171	AULD PARK PLAYGROUND TRST	34,333.76	.22	.00	.00	34,333.98
172	PARKS	.00	.00	.00	.00	.00
173	K-9 UNIT PROGRAM	.00	.00	.00	.00	.00
200	DEBT SERVICE	1,575,050.49	84,189.98	1,470,192.50	.00	189,047.97
302	CEMETERY ROADS	53,609.91	108.07	.00	.00	53,717.98
304	BIKE TRAIL PROJECT	1,041,505.04	.00	.00	.00	1,041,505.04
305	SIDEWALKS AND ALLEYS	1.61	.00	.00	.00	1.61
306	GO BOND PROJECTS	265,451.58	.00	.00	.00	265,451.58
307	ENTRANCE SIGNS	3,822.73	3.31	.00	.00	3,826.04
313	2007 CDBG HOUSING REHAB	10,245.05-	.00	.00	.00	10,245.05-
314	2009 CDBG NSP GRANT	19,620.35	.00	.00	.00	19,620.35
315	CAPITOL PROJECT - LIBRARY	35,257.03	10,110.00	32.82	.00	45,334.21
316	CAPITAL PROJECTS-REC	1,714.88	.00	.00	.00	1,714.88
398	EQUIPMENT REPLACEMENT	1,144,840.53	340.03	4,720.92	.00	1,140,459.64
399	BUILDING REPLACEMENT	431.78	.08	.00	.00	431.86
500	PERPETUAL CARE	285,632.17	631.39	.00	.00	286,263.56
501	LIBRARY-REAVER TRUST	.00	.00	.00	.00	.00
610	SEWER UTILITY	3,074,367.25	218,074.27	73,535.18	.00	3,218,906.34
611	SEWER REVENUE SINKING	345,079.85	.07	298,655.00	.00	46,424.92
615	SEWER REVENUE BOND RSRV	730,615.00	.00	.00	.00	730,615.00
640	AIRPORT IMPROVEMENTS	219,406.95	.00	1,536,512.52	.00	1,317,105.57-
660	AIRPORT UTILITY	125,967.86-	3,398.00	1,587.13	.00	124,156.99-
740	STORM WATER	717,825.98	24,123.93	79,995.88	.00	661,954.03
820	SELF FUND HEALTH INS	395,384.87	17,685.02	19,146.50	.00	393,923.39
821	SELF INSURED PROPERTY INS	.00	.00	.00	.00	.00

Report Total		14,628,473.01	890,880.23	3,857,433.61	.00	11,661,919.63

**Friends of the Library
Bank Reconciliation**

FRIENDS OF THE LIBRARY				
BANK RECONCILIATION				
Month <u>May</u>		Year <u>2020</u>		
CHECKING	Account # <u>83006119</u>			
Beginning Balance			<u>3442.68</u>	
	Add: Deposits		<u>—</u>	
	Less: Checks Written		<u>1500.00</u>	
Ending Balance			<u>1942.68</u>	
SAVINGS	Account # <u>31623048588</u>			
Beginning Balance			<u>3048.19</u>	
	Add: Deposits			
	Interest		<u>.03</u>	
	Less: Withdrawals		<u>—</u>	
Ending Balance			<u>3048.22</u>	
Prepared by: <u>Cheryl Hull, Treasurer</u>				

The United States Department of Transportation (USDOT)

Standard Title VI/Non-Discrimination Assurances

DOT Order No. 1050.2A

The CITY of KNOXVILLE, IA (herein referred to as the "Recipient"), **HEREBY AGREES THAT**, as a condition to receiving any Federal financial assistance from the United States Department of Transportation (DOT), through the **Federal Highway Administration (FHWA)**, is subject to and will comply with the following:

Statutory/Regulatory Authorities

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- 49 C.F.R. Part 21 (entitled *Nondiscrimination In Federally-Assisted Programs Of The Department Of Transportation—Effectuation Of Title VI Of The Civil Rights Act Of 1964*);
- 28 C.F.R. section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

The preceding statutory and regulatory cites hereinafter are referred to as the "Acts" and "Regulations," respectively.

General Assurances

In accordance with the Acts, the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure that:

"No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity," for which the Recipient receives Federal financial assistance from DOT, including the FHWA.

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Non-discrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973) by restoring the broad, institutional-wide scope and coverage of these non-discrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally assisted.

Specific Assurances

More specifically, and without limiting the above general Assurance, the Recipient agrees with and gives the following Assurances with respect to its Federally assisted **Federal Highway Program**:

- I. The Recipient agrees that each "activity," "facility," or "program," as defined in §§ 21.23 (b) and 21.23 (e) of 49 C.F.R. § 21 will be (with regard to an "activity") facilitated, or will be (with regard to a "facility") operated, or will be (with regard to a "program") conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations.

2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all **Federal Highway Programs** and, in adapted form, in all proposals for negotiated agreements regardless of funding source:

“The CITY of KNOXVILLE, IA _____, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.”

3. The Recipient will insert the clauses of Appendix A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations.
4. The Recipient will insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient.
5. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith.
6. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the Assurance will extend to rights to space on, over, or under such property.
7. That the Recipient will include the clauses set forth in Appendix C and Appendix D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
 - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
 - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
8. That this Assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements thereon, in which case the Assurance obligates the Recipient, or any transferee for the longer of the following periods:
 - a. the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or
 - b. the period during which the Recipient retains ownership or possession of the property.
9. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal

APPENDIX A

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, **Federal Highway Administration**, as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Non-discrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the contract covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor or supplier will be notified by the contractor of the contractor's obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the **Federal Highway Administration** to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the **Federal Highway Administration**, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor's noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the **Federal Highway Administration** may determine to be appropriate, including, but not limited to:
 - a. withholding payments to the contractor under the contract until the contractor complies; and/or
 - b. cancelling, terminating, or suspending a contract, in whole or in part.
6. **Incorporation of Provisions:** The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any subcontract or procurement as the Recipient or the **Federal Highway Administration** may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.

APPENDIX B

CLAUSES FOR DEEDS TRANSFERRING UNITED STATES PROPERTY

The following clauses will be included in deeds effecting or recording the transfer of real property, structures, or improvements thereon, or granting interest therein from the United States pursuant to the provisions of Assurance 4:

NOW, THEREFORE, the Department of Transportation as authorized by law and upon the condition that the CITY of KNOXVILLE, IA will accept title to the lands and maintain the project constructed thereon in accordance with laws of the state of Iowa, the Regulations for the Administration of **Federal Highway Program**, and the policies and procedures prescribed by the **Federal Highway Administration** of the U.S. Department of Transportation in accordance and in compliance with all requirements imposed by Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. § 2000d to 2000d-4), does hereby remise, release, quitclaim and convey unto the CITY of KNOXVILLE, IA all the right, title and interest of the U.S. Department of Transportation in and to said lands described in Exhibit A attached hereto and made a part hereof.

(HABENDUM CLAUSE)

TO HAVE AND TO HOLD said lands and interests therein unto CITY of KNOXVILLE, IA and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits and will be binding on the CITY of KNOXVILLE, IA, its successors and assigns.

The CITY of KNOXVILLE, IA, in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that (1) no person will on the grounds of race, color, or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed [,] [and]* (2) that the CITY of KNOXVILLE, IA will use the lands and interests in lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations and Acts may be amended[, and (3) that in the event of breach of any of the above-mentioned non-discrimination conditions, the Department will have a right to enter or re-enter said lands and facilities on said land, and that above described land and facilities will thereon revert to and vest in and become the absolute property of the U.S. Department of Transportation and its assigns as such interest existed prior to this instruction].*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to make clear the purpose of Title VI.)

APPENDIX C

CLAUSES FOR TRANSFER OF REAL PROPERTY ACQUIRED OR IMPROVED UNDER THE ACTIVITY, FACILITY, OR PROGRAM

The following clauses will be included in deeds, licenses, leases, permits, or similar instruments entered into by the CITY of KNOXVILLE, IA pursuant to the provisions of Assurance 7(a):

- A. The (grantee, lessee, permittee, etc. as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add “as a covenant running with the land”] that:
 1. In the event facilities are constructed, maintained, or otherwise operated on the property described in this (deed, license, lease, permit, etc.) for a purpose for which a U.S. Department of Transportation activity, facility, or program is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee, lessee, permittee, etc.) will maintain and operate such facilities and services in compliance with all requirements imposed by the Acts and Regulations (as may be amended) such that no person on the grounds of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities.
- B. With respect to licenses, leases, permits, etc., in the event of breach of any of the above Non-discrimination covenants, CITY of KNOXVILLE, IA will have the right to terminate the (lease, license, permit, etc.) and to enter, re-enter, and repossess said lands and facilities thereon, and hold the same as if the (lease, license, permit, etc.) had never been made or issued.*
- C. With respect to a deed, in the event of breach of any of the above Non-discrimination covenants, the CITY of KNOXVILLE, IA will have the right to enter or re-enter the lands and facilities thereon, and the above described lands and facilities will there upon revert to and vest in and become the absolute property of the CITY of KNOXVILLE, IA and its assigns.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

APPENDIX D

CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED UNDER THE ACTIVITY, FACILITY OR PROGRAM

The following clauses will be included in deeds, licenses, permits, or similar instruments/ agreements entered into by CITY of KNOXVILLE, IA pursuant to the provisions of Assurance 7(b):

- A. The (grantee, licensee, permittee, etc., as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds and leases add, "as a covenant running with the land") that (1) no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land, and the furnishing of services thereon, no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the (grantee, licensee, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.), in the event of breach of any of the above Non-discrimination covenants, CITY of KNOXVILLE, IA will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, CITY of KNOXVILLE, IA will there upon revert to and vest in and become the absolute property of CITY of KNOXVILLE, IA and its assigns.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

APPENDIX E

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21;
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 *et seq.*), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 *et seq.*), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended. (42 U.S.C. § 6101 *et seq.*), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 -- 12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38;
- The Federal Aviation Administration's Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 *et seq.*).

ORDINANCE NO. 20-03

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KNOXVILLE, IOWA, BY AMENDING PROVISIONS PERTAINING TO CAMPING

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

SECTION 1. The Code of Ordinances of the City of Knoxville, Iowa is hereby amended by repealing Title 9, Chapter 7B, Paragraph 3, Subparagraph F.

SECTION 2. The Code of Ordinances of the City of Knoxville, Iowa is hereby amended by adding a new subparagraph in Title 9, Chapter 5, Paragraph 3, Subparagraph F related to camping, which is hereby adopted to read as follows:

9-5-3(F):

F. Commercial and private camping areas. Campgrounds shall meet the following criteria: (Ord.17-07, 12-18-2017)

1. Minimum Size: Each campground established after the effective date of this subsection F shall have a minimum size of five acres.
2. Setbacks: All campgrounds shall maintain a fifty foot (50') front yard setback and a twenty five foot (25') buffer yard from all other property lines.
3. Water, Trash And Sewage Disposal: Each campground must maintain water supply, trash and sewage disposal, and water and toilet facilities in compliance with all City ordinances
4. Site Plan Review: Campgrounds shall be subject to site plan review procedures. (Ord. 17-07, 12-18-2017)

SECTION 3. REPEALER. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudicated invalid or unconstitutional.

SECTION 5. WHEN EFFECTIVE. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council this 6th day of July, 2020, and APPROVED this 6th day of July, 2020.

ATTEST:

Brian J. Hatch, MAYOR

Tricia Kincaid, CITY CLERK

ORDINANCE NO. 20-05

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF
KNOXVILLE, IOWA, BY ADDING A NEW CHAPTER REGARDING
RENTAL HOUSING INSPECTION PROGRAM

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

SECTION 1. The Code of Ordinances of the City of Knoxville, Iowa is hereby amended by adding a new Chapter 10 in Title 8, entitled Rental Housing Inspection Program, which is hereby adopted to read as follows:

CHAPTER 10

RENTAL HOUSING INSPECTION PROGRAM

SECTION:

- 8-10-1: Title for Citation
- 8-10-2: Purpose of Provisions
- 8-10-3: Definitions
- 8-10-4: Registration Requirement
- 8-10-5: Rental Inspection
- 8-10-6: Rental Compliance Certificates
- 8-10-7: Fees
- 8-10-8: Contact Information
- 8-10-9: Violations
- 8-10-10: Appeals Process

8-10-1: **Title for Citation:** This chapter shall be known as the "City of Knoxville, Iowa, Rental Housing Inspection Program," and shall be cited as such, and will be referred to herein as "this chapter."

8-10-2: **Purpose of Provisions:** The purpose of this chapter is to provide for the inspection of residential rental properties within the corporate limits of the City of Knoxville, Iowa, in order to ensure that such properties conform to minimum standards deemed necessary for the protection of the health and safety of the occupants thereof and the occupants of surrounding properties, and to inhibit the spread of urban blight.

8-10-3: **Definitions:** For the purpose of this chapter, certain terms and words are defined. Words used in the present tense shall include the future; the singular shall include the plural, and the plural the singular; and the word "shall" is mandatory, the word "may" is permissive.

1. "DWELLING UNIT" One or more rooms, designed, occupied or intended for occupancy as a separate living quarter.

2. "RENTAL PROPERTY" Any structure that includes a dwelling unit that is being held out or offered for rent or is currently being let for rent and occupied by any person who is not the owner of the premises, except that the following properties shall not be regarded as rental properties under this chapter:

- a. Dwellings owned by the local, state, or federal governments.
- b. Hotels, as defined by Chapter 137 of the Iowa Code.
- c. Dormitory rooms of higher education institutions.
- d. Nursing homes, long-term care, and medical care facilities.
- e. Church parsonages, and other similar facilities owned by religious institutions, that provide housing for their clergy or other similar staff.

3. "RENTAL UNIT" One dwelling unit within a rental property. If a common area and facilities are provided in a dwelling for the use of the occupants of units therein, such common area and facilities shall constitute a part of each rental unit for the purpose of inspection and compliance with this chapter.

4. "RENT" Any form of payment, including but not limited to cash, services, or other valuable considerations, provided as a condition of occupying a dwelling not owned by the occupant.

5. "OWNER" Person(s) listed as the deed holder as recorded at the Marion County Assessor's Office.

6. "OWNER'S REPRESENTATIVE" A person who is appointed by a rental property owner to provide access to the Inspector to the owner's rental property. The representative must have keys for all portions of the rental property, must be authorized to act on behalf of the owner concerning compliance with the requirements of this chapter, and must be at least 18 years of age.

7. "INSPECTOR" The person(s) designated by the City of Knoxville to conduct the inspections of rental properties and units for this program. The City of Knoxville may contract with an outside entity to conduct these inspection services.

8. "TENANT" Person(s) or family occupying a dwelling unit for rent. Not more than one family or four unrelated persons may occupy a dwelling unit

8-10-4: **Registration Requirement:** All rental properties and rental units within the corporate limits of the City of Knoxville shall be registered with the City by the owner or the owner's representative. The owner or owner's representative shall file a completed registration form (as provided by the City) with the Planning & Zoning Department within thirty days of the property becoming a rental property, and subsequently at the time the rental inspection is due. Registration shall be accompanied by a fee as established by resolution of council and in accordance with the Rental Housing Inspection Administrative Policy.

By registering rental properties and/or rental units, the property owner consents to the City of Knoxville inspector entering and conducting an inspection, as described in 8-10-5. The registration process shall be conducted in accordance with the City of Knoxville's Rental Housing Inspection Program Administrative Policy.

8-10-5: **Rental Inspection:** Each rental property and rental unit shall be inspected by the designated inspector at a frequency stated in the Rental Housing Inspection Program Administrative Policy. The inspections will be conducted to confirm compliance with regulations set forth in Knoxville Municipal Code, Titles 4, 8, and 9. Inspections will be conducted in accordance with the City of Knoxville's Rental Housing Inspection Program Administrative Policy and in accordance with all state and federal laws pertaining to tenant rights and notification requirements.

8-10-6: **Rental Compliance Certificates:** Each rental property shall obtain a Rental Compliance Certificate from the Planning & Zoning Department. Rental Compliance Certificate shall be issued in accordance with the Rental Housing Inspection Program Administrative Policy. Rental properties without a Rental Compliance Certificate shall be pursued in accordance with 8-10-9 – Violations.

8-10-7: **Fees:** All fees associated with this Rental Housing Inspection program shall be established by resolution of the council.

8-10-8: **Contact Information:** All rental properties shall have the name and contact information of the property owner and/or the property owner's representative clearly and visibly posted for tenants.

8-10-9: **Violations:** Rental properties and/or rental units that fail to comply with this chapter, shall be referred to the city building official and attorney for prosecution as a municipal infraction. Failure to comply with this chapter, including but not limited to failure to register a property, may result in the revocation of a certificate of occupancy and/or a requirement to vacate the property.

8-10-10: **Appeals Process**

SECTION 2. REPEALER. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudicated invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council this 6th day of July, 2020, and APPROVED this 6th day of July, 2020.

ATTEST:

Brian J. Hatch, MAYOR

Tricia Kincaid, CITY CLERK

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF
KNOXVILLE, IOWA, BY ADDING A NEW CHAPTER ESTABLISHING
BUILDING MATERIALS & DESIGN GUIDELINES

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

SECTION 1. The Code of Ordinances of the City of Knoxville, Iowa is hereby amended by adding a new Chapter 19 in Title 9, entitled Building Materials & Design Guidelines, which is hereby adopted to read as follows:

CHAPTER 19

BUILDING MATERIALS & DESIGN GUIDELINES

SECTION:

- 9-19-1: Applicable Land Use Types
- 9-19-2: Applicable Zoning Districts
- 9-19-3: Applicable Buildings
- 9-19-4: Applicable Building Facades
- 9-19-5: Acceptable Wall Materials
- 9-19-6: Prohibited Wall Materials
-
- 9-19-1: **Applicable Land Use Types:** All land use types except residential containing less than three dwelling units and located within an applicable zoning district.
- 9-19-2: **Applicable Zoning Districts:**
- a. C-1 Residential – Commercial District
 - b. C-2 General Commercial District
 - c. C-3 Planned Commercial Development District
 - d. C-4 Central Business District
 - e. M-1 Service Commercial / Limited Industrial District
-
- 9-19-3: **Applicable Buildings:** All principal use buildings and any accessory use building.
- 9-19-4: **Applicable Building Facades:** Any building façade which predominately faces a street. Buildings with multiple streets or skewed placement shall apply these guidelines to all facades which predominately face a street.
- 9-19-5: **Acceptable Wall Materials:** All exterior wall materials exposed to view on a street-facing façade shall consist of one or more of the following:
- a. Brick
 - b. Stone, natural or manufactured
 - c. Block or Concrete Masonry Units, Textured/Non-Smooth Finish

- d. Tile, Glazed Porcelain
- e. Concrete
- f. Glass Panels or Block
- g. Structural Wood or Metal
- h. Siding, Natural Wood, Engineered Wood, Fiber Cement or Masonry Planks / Panels
- i. Stucco, Synthetic Stucco or Exterior Insulation and Finish System (EIFS)
- j. Architectural / Decorative Metal Panels with Concealed Fasteners

9-19-6: **Prohibited Wall Materials:** No exterior wall materials exposed to view on a street-facing façade shall consist of one or more of the following:

- a. Vinyl and Metal Siding
- b. Corrugated Metal, Fiberglass or Vinyl Panels. Prefinished Metal, Vinyl and Fiberglass may be used on Canopies, Fascia, Soffit, Trim and Upper Accents.

SECTION 2. REPEALER. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudicated invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council this 6th day of July, 2020, and APPROVED this 6th day of July, 2020.

ATTEST:

Brian J. Hatch, MAYOR

Tricia Kincaid, CITY CLERK

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF
KNOXVILLE, IOWA, RELATED TO RESIDENTIAL ZONE INTENTS

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

SECTION 1. Title 9, Chapter 6A, 6B, 6C and 6D, Section 1 relating to Residential Zone Intents are repealed and the following adopted in lieu thereof:

9-6A-1: INTENT: This district is intended to provide for residential development, characterized by single-family dwellings on large lots with supporting community facilities and urban services. Its regulations are intended to minimize traffic congestion and to assure that density is consistent with the carrying capacity of infrastructure.

9-6B-1: INTENT: This district is intended to provide for medium density residential development, characterized by single-family dwellings on moderately-sized lots along with low density multi-unit residential structures such as duplexes and townhouses. It provides regulations to encourage innovative forms of housing development. It adapts to both established and developing neighborhoods, as well as transitions between single-family and multi-family areas. Its regulations are intended to minimize traffic congestion and to assure that density is consistent with the carrying capacity of infrastructure.

9-6C-1: INTENT: This district is intended to provide locations primarily for multiple-family housing, with supporting and appropriate community facilities. It also allows for single-family residential development to permit a mixing of uses that have relatively similar operating and development effects.

9-6D-1: INTENT: This district recognizes that mobile home development, properly planned, can provide important opportunities for affordable housing. It provides opportunities for mobile home development within planned parks or subdivisions, along with the supporting services necessary to create quality residential neighborhoods.

SECTION 2. REPEALER. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudicated invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council this 6th day of July, 2020, and APPROVED this 6th day of July, 2020.

ATTEST:

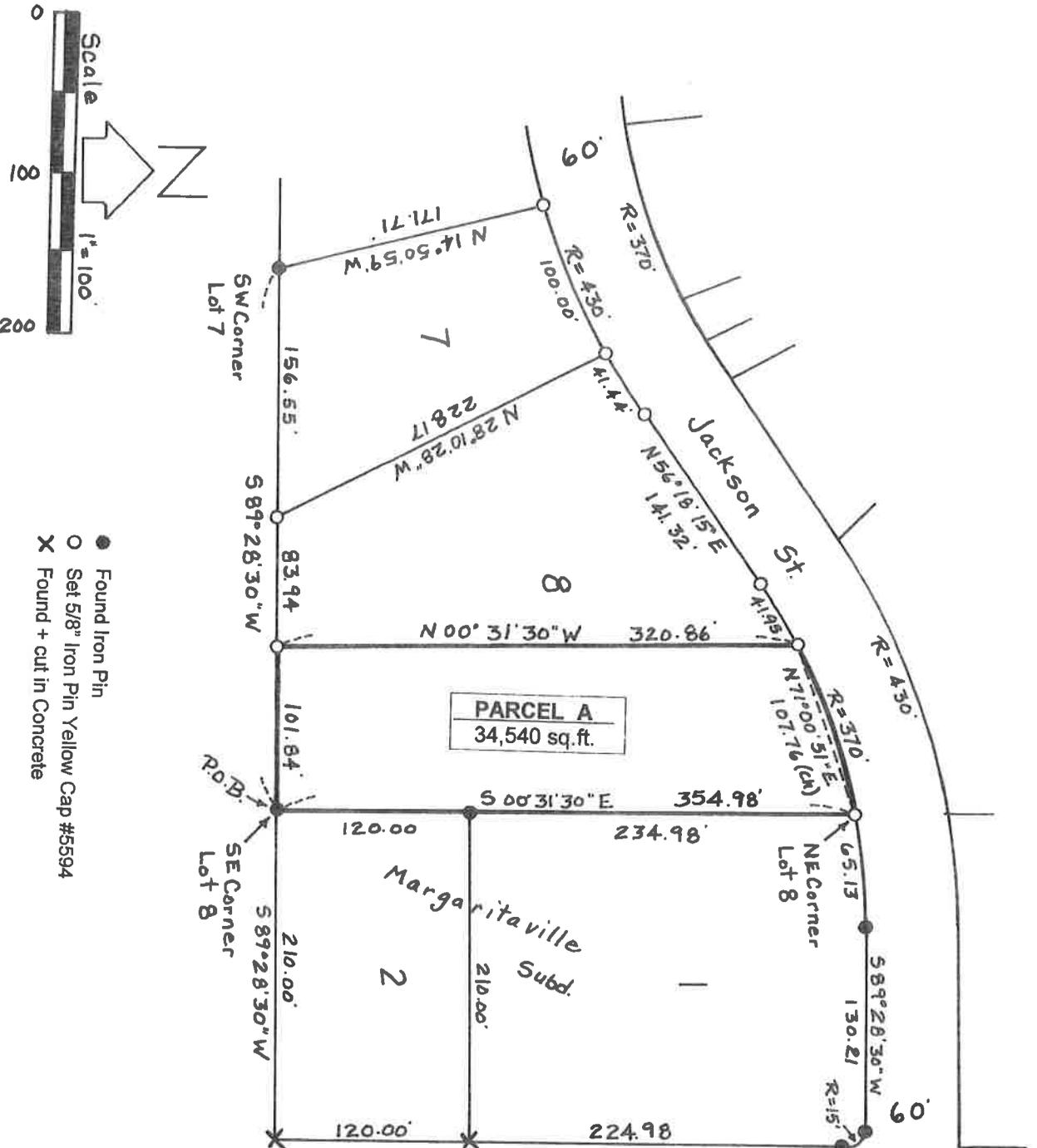
Brian J. Hatch, MAYOR

Tricia Kincaid, CITY CLERK

Location: Lot 8 West Ridge Addn, Pl 1, Knoxville
Requestor: Don Long
Proprietor: National Sprint Car Hall of Fame & Museum
Surveyor: Abie C Davis
 1428 Oregon St.
 Knoxville, IA 50138
 641-842-5863
Return to: Surveyor
Date of Survey: June 17 & 18, 2020

Plat of Survey

Plat of a survey of a parcel of land located in Section 1, Township 75 North, Range 20 West of the 5th P.M. in the City of Knoxville in Marion County, Iowa.
Description of Parcel A of Lot 8 in West Ridge Addition, Plat 1: Beginning at the SE Corner of Lot 8 in West Ridge Addition, Plat 1, to the City of Knoxville, Iowa (Deed Book 2015, Page 4196), thence South 89°28'30" West 101.84 ft. along the south line of said Lot 8, thence North 00°31'30" West 320.86 ft., thence along a 370 ft. radius curve concave southerly and subtended by a chord bearing North 71°00'51" East and a length of 107.76 ft. to the NE Corner of said Lot 8, thence South 00°31'30" East 354.98 ft. to the point of beginning, containing 34,540 sq. ft., more or less.



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.
Abie C Davis 6/20/20
 Abie C Davis, P.L.S. #5594
 Date
 My license renewal date is December 31, 2021
 Pages or sheets covered by this seal: DONE

RESOLUTION NO. 07-31-20

RESOLUTION APPROVING PLAT OF SURVEY FOR PARCEL A OF LOT 8 IN WEST RIDGE ADDITION, PLAT 1
TO THE CITY OF KNOXVILLE, MARION COUNTY, IOWA.

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

WHEREAS, National Sprint Car Hall of Fame & Museum, Owner and Don Long, Requestor, has submitted a proposed Plat of Survey for Parcel A of Lot 8 in West Ridge Addition, Plat 1 in Section 1, Township 75 North, Range 20 West of the 5TH P.M., Marion County, Iowa.

WHEREAS, said parcel is designated Plat of Survey Parcel A of Lot 8 in West Ridge Addition, Plat 1 in Section 1, Township 75 North, Range 20 West of the 5TH P.M., Marion County, Iowa and legally described as follows, to-wit:

Beginning at the SE Corner of Lot 8 in West Ridge Addition, Plat 1, to the City of Knoxville (Deed Book 2015, Page 4196), thence South 89°28'30" West 101.84 ft. along the south line of said Lot 8, thence North 00°30'30" West 320.86 ft., thence along a 370 ft. radius curve concave southerly and subtended by a chord bearing North 71°00'51" East and a length of 107.76 ft. to the NE Corner of said Lot 8, thence South 00°31'30" East 354.98 ft. to the point of beginning, containing 34,540 sq. ft., more or less

WHEREAS, said proposed Plat of Survey for Parcel A was reviewed by the Planning and Zoning Commission and was approved at its last meeting; and

WHEREAS, said proposed Plat of Survey has been reviewed by the City Staff and it has been determined that the Plat of Survey for Parcel A, as described above, should be accepted and approved as recommended by the City Staff.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Knoxville, Iowa that the Plat of Survey for Parcel A, as described above, be and the same is hereby approved and the Marion County Recorder is authorized to record said Plat of Survey.

PASSED AND APPROVED by the Council this 6th day of July, 2020.

Brian J. Hatch, MAYOR

ATTEST:

Tricia Kincaid, CITY CLERK