

CITY OF PANORA

City Council Meeting

REGULAR MEETING MINUTES FOR MONDAY, JUNE 24TH, 2024 AT 5:30 P.M.

I. Mayor Thornberry opened the council meeting at 5:30 p.m. and called Roll. Council members present were Roger Dorr, Brian Dorsett, Tom Flanery, Blake Michelsen, and Mark Sheeder. Staff attending were Doug Long-Electric Superintendent and Lisa Grossman-City Administrator. The meeting was accessible electronically thru GoToMeeting as allowed by Section 21.8 of the Iowa Code.

II. Approval of Agenda – Flanery made a motion to approve the agenda, seconded by Sheeder. Motion carried unanimously.

III. Public Forum

Kelly Ellis at 310 E Jackson was present to give an update on the Panora Square Market as well as ask the council for help with a facility in times when there is bad weather. Administrator Grossman will present her request to the Vet's Board.

IV. Consent Items – Dorr moved to approve the minutes of 06-10-24 Regular Meeting, a Class E Retail Alcohol License for Local Liquor Panora Liquor LLC, an Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Casey's General Store #92 Casey's Marketing company, an Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Hometown Foods Tom Reinhart, and an Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Panora Liquor LLC Rod Robson, seconded by Michelsen. Motion carried unanimously.

V. Council Business

A. Mayor Thornberry introduced the first reading of an ordinance entitled "Ordinance No. 353. An Ordinance amending the City Code of the City of Panora, Iowa, by amending Chapter 75.05 Operation of ATV's and UTV's related to UTV's Operated on City Streets."

It was moved by Council Member Sheeder and seconded by Council Member Dorr that the Ordinance be now received, placed on file, and read by the City Clerk, the Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Dorr, Dorsett, Flanery, Michelsen, Sheeder

Nays: None

Whereupon, the Mayor declared the motion duly carried and declared that said ordinance had been given its initial consideration.

It was moved by Council Member Dorr and seconded by Council Member Dorsett that the statutory rule requiring an ordinance to be considered and voted on for passage at two City Council meetings prior to the meeting at which it is to be finally passed be suspended and the ordinance entitled "Ordinance No. 353. An Ordinance amending the City Code of the City of Panora, Iowa, by amending Chapter 75.05 Operation of ATV's and UTV's related to UTV's Operated on City Streets," now be put upon its final consideration and adoption. The mayor put

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the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Dorr, Dorsett, Flanery, Michelsen, Sheeder

Nays: None

Whereupon, the Mayor declared the motion duly carried and the ordinance duly adopted, as follows:

ORDINANCE NO. 353

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PANORA, IOWA, BY AMENDING CHAPTER 75.05 OPERATION OF ATV'S AND UTV'S RELATED TO UTV'S OPERATED ON CITY STREETS

BE IT ENACTED by the City Council of the City of Panora, Iowa;

SECTION 1. CHAPTER 75.05(2) OPERATION OF ATV'S AND UTV'S of the Panora Code of Ordinances, is amended to the following:

1. Recreational use of an ATV is not authorized. UTV's will be allowed to access all residential streets within the Corporate City Limits.

SECTION 2. CHAPTER 75.05(4) LOCATIONS of the Panora Code of Ordinances, is amended to the following:

2. Locations.
 - A. Trails. ATV's and UTV's shall not be operated on any recreational, bike, or walking trail unless the trail is specifically designated to allow the use of such vehicles.
 - B. Sidewalks. ATV's and UTV's shall not be operated upon sidewalks unless the vehicle is engaged in snow removal or sidewalk maintenance activities.
 - C. ATV's and UTV's shall not be operated upon that portion of a street right-of-way between the curb or edge of street paving and the sidewalk, commonly referred to as the "parking," unless engaged in snow removal, maintenance, or landscaping activities for the abutting property owners.
 - D. City Parks and Other Land. ATV's and UTV's shall not be operated in City parks or upon other City owned land unless for special event authorized by the City Council.

SECTION 3. REPEALER. All ordinances or parts of ordinances that conflict with this ordinance is hereby repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect

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the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged as invalid or unconstitutional.

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

PASSED AND APPROVED THIS 24TH DAY OF JUNE, 2024

Curtis Thornberry, Mayor

Attest:

Lisa Grossman, City Administrator

CLERK'S CERTIFICATE

I hereby certify that the foregoing Ordinance No. 353 was published as required by law on the _____ day of _____, 2024.

SIGNED _____
Lisa Grossman, City Administrator

B. Administrator Grossman informed the Council, the Engineer has requested the council not approve Change Order #7 as an updated Change Order #7 will be presented at the next council meeting due to changes in the asphalt contract. Michelsen made a motion to table the item, seconded by Flanery. With the roll being called, the motion carried unanimously.

VI. Financials.

A. Flanery moved to approve the bills payable, which includes Pay Application #10 for the Jackson Street Improvements Project, seconded by Dorr. With the roll being called, the motion carried unanimously.

VII. Information Items. Administrator Grossman provided a verbal report to the Council. Electric Superintendent Long gave an electrical update.

Mayor Thornberry asked for a motion to adjourn. Dorsett made a motion to adjourn at 6:02 p.m., seconded by Dorr. With the roll being called, the motion carried unanimously.

Curtis Thornberry, Mayor

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ATTEST:

Lisa Grossman, City Administrator

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