

SERGEANT BLUFF, IOWA

Mayors Committee Minutes

City Hall Conference Room, 5:30 PM

January 3, 2018

1. Call the Meeting to Order:
2. Call to Order:

Attendee Name	Title	Status	Arrived
Chris Plendl	Committee Member	Present	
Corey Buss	Committee Member	Present	
Corinne Kober	Committee Member	Present	
Brad Thelander	Committee Member	Absent	
Kelly Adams	Committee Member	Absent	
Brad McCauley	Committee Member	Present	
Dianna Pelchat	Committee Member	Present	
Kelly Dawdy	Committee Member	Absent	

3. Approval of Minutes:

1. Approve the December 06, 2017 Regular Meeting

Motion by Brad McCauley second by Corey Buss to Approve Mayors Committee - Regular Meeting - Dec 6, 2017 5:30 PM. Motion Carried. [Unanimous]

4. Discussion and Action items:

1. Discussion Regarding Fireworks

Discussion took place regarding the current ordinance laws. A proposal was presented based on the Police Chief and Fire Chiefs recommendations. The committee noted that based on the residents they spoke to the decision was split 50/50. The committee recommends going with the proposed ordinance as presented with the Police Chief and Fire Chiefs input.

Motion by Brad McCauley second by Chris Plendl to Approve Discussion Regarding Fireworks. Motion Carried. [Unanimous]

2. Reschedule Dates for Community Involvement Meetings

Discussion took place on whether these meetings need to take place at this point with the school bond issue getting pushed back to April. There will be a CommCom event in February and the committee would like to host that event and push to have that meeting draw bigger attention. A lot of ideas were tossed around as how to improve on attendance and communications at the event. The committee would like to see a post card type notice be mailed out to all residents promoting the CommCon event.

5. Mayor's Update:

6. Board Members Share:

7. Set date for the next Mayor Committee Meeting:

It was the consensus that February 7th, 2018 would be the date of the next regular meeting.

8. Adjourn:

Motion by Plendl second by Pelchat to adjourn the meeting. Motion Carried. The meeting was adjourned at 6:05 pm

Michelle Colvert, Secretary

Chairman or Co-Chairman

Mayors Committee Minutes

City Hall Conference Room, 5:30 PM

December 6, 2017

- 1. Call the Meeting to Order:
- 2. Call to Order:

Attendee Name	Title	Status	Arrived
Chris Plendl	Committee Member	Present	
Corey Buss	Committee Member	Absent	
Corinne Kober	Committee Member	Present	
Brad Thelander	Committee Member	Absent	
Kelly Adams	Committee Member	Present	
Brad McCauley	Committee Member	Present	
Dianna Pelchat	Committee Member	Present	
Kelly Dawdy	Committee Member	Absent	

3. Approval of Minutes:

- 1. Approve the November 01, 2017 Regular Meeting
 Motion by Dianna Pelchat second by Brad McCauley to Approve Mayors Committee - Regular Meeting - Nov 1, 2017 5:30 PM. Motion Carried. [Unanimous]

4. Discussion and Action items:

- 1. Appointment of New Mayor Committee Member
 Motion to appoint Rita Caravan as a Mayor Committee Member.
 Motion by Chris Plendl second by Kelly Adams to Approve Appointment of New Mayor Committee Member. Motion Carried. [Unanimous]

- 2. Set Dates for Community Involvement Meetings
 Committee members set the following dates for Community Involvement Meetings:
 Thursday January 11th, 2018 at 6pm, Brad McCauley and Chris Plendl will host;
 Tuesday January 23rd, 2018 at 6:30am, Kelly Adams and Corey Buss will host;
 Tuesday January 23rd at Noon, Dianna Pelchat and Corinne Kober will host. All community involvement meetings will be held at the Community Center for one hour, meals will be included.

- 3. Dangerous and Vicious Animal Discussion and Potential Recommendation to City Council
 Councilwoman Carol Clark was in attendance to discuss the reasoning behind this agenda item. Carol stressed that this is a very important decision and one to not take lightly. Carol noted that staff and City Council have spent numerous hours on this topic and really want this committee to reach out to local community members for opinions. The current ordinance has been in place for 15 years until now, a residents pit bull breed got loose and was returned to them by the local police department. The local resident asked for a public hearing on the matter and conversation took place from there. The council is asking the committee to review the following 3 options and report back their findings to Michelle at City Hall no later than Tuesday afternoon.

Minutes Acceptance: Minutes of Dec 6, 2017 5:30 PM (Approval of Minutes)

OPTION 1: Leave the Ordinance as is and make no changes.

OPTION 2: Define Pit Bulls by specific qualifying breeds (American Pit Bull Terrier, American Staffordshire Terrier, Staffordshire Bull Terrier, Presa Canario, Dogo Argentina and Cane Corso) and add a section allowing fosters/rescues to temporarily have a pit bull in their care.

OPTION 3: Lift the Ban on Pit Bulls and add specific requirements such as:

1. Must be registered with the City
 2. Must wear a collar and tags when outdoors
 3. Micro chipped
 4. Bite Insurance must be obtained for a minimum of \$100,000
 5. Will be spayed or neutered
 6. Limit 1 per household (applies to dogs 6 months or older)
 7. Must carry a break stick
 8. Fenced in backyard
 9. To be muzzled and on a 6 foot or less leash when outdoors
 10. Handler must be 19 years of age or older
 11. Training certificate is to be obtained
 12. Background checks will be done
 13. Rental property restrictions - Signed permission from homeowner and Police Dept.
4. Fireworks Discussion and Potential Recommendation to City Council

The city council is requesting the committees help in communicating with local residents on their thoughts for allowing fireworks to be discharged within the city limits. This item will be included on the next agenda to review findings.

5. Mayor's Update:

6. Board Members Share:

Brad Thelander updated, through Kelly Adams, that he attended the Planning and Zoning meeting yesterday. Brad noted that SIMPCO was in attendance and presented a proposal to the commission regarding the comprehensive plan. SIMPCO was addressing the needing to have a Steering Committee to start in March working on the plan. There will be more details to come at the next meeting.

7. Set date for the next Mayor Committee Meeting:

It was the consensus that January 3rd, 2018 would be the date of the next Regular Meeting.

8. Adjourn:

Motion by Plendl second by Adams to adjourn the meeting. Motion Carried. The meeting was adjourned at 5:50pm.

Michelle Colvert, Secretary

Chairman or Co-Chairman

Minutes Acceptance: Minutes of Dec 6, 2017 5:30 PM (Approval of Minutes)

**CITY OF SERGEANT BLUFF, Iowa****Request For City Council Action**

MEETING DATE: January 3, 2018
DEPARTMENT: Mayors Committee
FROM: Michelle Colvert
SUBJECT: Discussion Regarding Fireworks

ATTACHMENTS:

- 12-06-17 ORD 662 AMENDING FIREWORKS - potential change (PDF)

Review:
Mayors Committee Completed 01/03/2018 5:30 PM

RESULT:	APPROVE [UNANIMOUS]
MOVER:	Brad McCauley, Committee Member
SECONDER:	Chris Plendl, Committee Member
AYES:	Plendl, Buss, Kober, McCauley, Pelchat
ABSENT:	Brad Thelander, Kelly Adams, Kelly Dawdy

ORDINANCE NO. 662

**AN ORDINANCE AMENDING PUBLIC HEALTH AND SAFETY
REGULATIONS RELATED TO FIREWORKS**

WHEREAS, the General Assembly of the State of Iowa has taken measures to allow the sale and use of consumer fireworks in the State of Iowa during specific timeframes and pursuant to applicable state licensure; and

WHEREAS, the new legislation provides for city councils, by ordinance, to prohibit or limit the use of consumer fireworks within their jurisdiction, if determined a public safety risk or a nuisance to neighbors.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of Sergeant Bluff, Iowa as follows:

SECTION 1. SECTION MODIFIED. The Code of Ordinances of the City of Sergeant Bluff, Iowa, is amending Section 41.13 (3)(A) as follows:

41.13 FIREWORKS. The sale, use and exploding of fireworks within the City are subject to the following:

3. Discharging - Regulations.
 - A. No person under the age 18 shall possess or discharge a consumer firework without parental supervision.
 - B. A person shall only discharge a consumer fireworks device on real property they own or on property where written consent has been given. Discharge of consumer fireworks in a public park, on a city owned property, or on a public roadway, street, or alley is strictly prohibited. The possession of consumer fireworks in a public park is strictly prohibited.
 - C. Consumer fireworks shall not be possessed or discharged by persons showing visible signs of, or determined to be, intoxicated or under the influence of a drug or narcotic.
 - D. Any person discharging a consumer fireworks device assumes all responsibility for its operation and the consequences thereof. No person shall discharge a consumer fireworks device in a reckless manner or manner likely to cause death, injury, fire, or property damage.
 - E. No person shall discharge a consumer fireworks device outside the following dates and hours:
 1. Three (3) days before July 4 and through July 4 to include the weekend from the hours of 4:30 P.M. until 10:00 P.M. (Exception: discharge hours are extended to 11:00 P.M. on July 4th)

2. December 31 from the hours of 4:30 P.M. until 12:00 A.M. on January 1 from the hours of 4:30 P.M. until 10 P.M.

F. It shall be unlawful to alter, remove, or discharge components of a consumer fireworks device from its intended method of discharging.

G. Sky lantern open flame devices are not permitted to be released within the city limits, except if tethered by a retrievable rope so long as the person discharging has control over the sky lantern.

H. The City may, upon application in writing, grant a permit for the display of fireworks by a City agency, fair associations, amusement parks and other organizations or groups of individuals approved by City authorities when such fireworks display will be handled by a competent operator. No permit shall be granted hereunder unless the operator or sponsoring organization has filed with the City evidence of insurance in the following amounts:

- 1) Personal Injury: \$250,000 per person.
- 2) Property Damage: \$50,000.
- 3) Total Exposure: \$1,000,000.

SECTION 2. REPEALER. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed. In all other respects, The Code of Ordinances of the City of Sergeant Bluff shall remain in effect.

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

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

Passed by the City Council of the City of Sergeant Bluff on the ___ day of _____, 2017, and approved this ___ day of _____, 2017.

MAYOR/MAYOR PRO TEM

Attest:

Attachment: 12-06-17 ORD 662 AMENDING FIREWORKS - potential change (DA-18-13 : Discussion Regarding Fireworks)

CITY CLERK

First Reading: Vote for passage:

Second Reading: Vote for passage:

Third Reading: Vote for passage:

Passed, Approved, and Adopted

I, Michelle Colvert, City Clerk, certify that the foregoing was published as Ordinance No. 662 on the ___ day of _____, 2017.

CITY CLERK

Attachment: 12-06-17 ORD 662 AMENDING FIREWORKS - potential change (DA-18-13 : Discussion Regarding Fireworks)

**CITY OF SERGEANT BLUFF, Iowa****Request For City Council Action**

MEETING DATE: January 3, 2018
DEPARTMENT: Mayors Committee
FROM: Michelle Colvert
SUBJECT: Reschedule Dates for Community Involvement Meetings

Review:
Mayors Committee Completed 01/03/2018 5:30 PM

RESULT: DISCUSSED