

Regular meeting of the City Council was held Tuesday, February 14, 2023, at 7:00 p.m., at City Hall with Mayor Holland presiding. Mayor Holland called the meeting to order with the following Councilmembers present: Blatchford, Kreger, Christensen, Skarin, Collison. Absent: Warner.

Move by Skarin second by Blatchford to approve consent agenda: (a) approve minutes of the last regular and intervening meetings as sent to the council; (b) pay bills as approved by the finance committee; (c) approve new Class B beer permit for Dollar General (changed from Class C to Class B beer permit). Ayes: Unanimous. Nays: None. Motion carried.

Charlie Persinger, Monona County Economic Development Director, reported to the council on some of the progress that is being made by Monona County Economic Development. Move by Collison second by Kreger to approve 2023 membership dues in the sum of \$10,000.00 to be paid out of Lost Economic Development with 50% to be reimbursed by NIPCO. Ayes: Unanimous. Nays: None. Motion carried.

Donna Eye with KMEG gave an overview of some of the benefits afforded the city by partnering with the Skywatch Weather Camera. Move by Skarin second by Collison to approve Skywatch Weather Camera agreement with KMEG for 12 months at \$600.00 per month (March 2023-February 2024). Ayes: Unanimous. Nays: None. Motion carried.

The proceeds from the 2022 Harvest Festival was discussed. No action taken.

Move by Christensen second by Skarin to approve Mayor's signature on Amendment to Agreement for 4 to 3 lane conversion – Iowa Avenue with Veenstra & Kimm for engineering services. Ayes: Skarin, Blatchford, Kreger, Christensen. Nays: Collison. Motion carried.

Move by Christensen second by Skarin to approve Mayor's signature on Engagement of Northland Securities as Underwriter for interim financing on new wastewater treatment plant. Ayes: Blatchford, Kreger, Christensen, Skarin. Nays: Collison. Motion carried.

Move by Christensen second by Blatchford to approve Mayor's signature on Engagement of Northland Securities as Underwriter for financing. Ayes: Blatchford, Kreger, Christensen, Skarin. Nays: Collison. Motion carried.

Move by Skarin second by Christensen to approve pay estimate #13 to Beckstrom Construction in the sum of \$33,781.90 for the 2021 Electrical Distribution System Improvements – Phase II. Ayes: Unanimous. Nays: None. Motion carried.

Move by Kreger second by Blatchford to approve Resolution No. 2023.8 - Resolution Approving Revised Electric Utility Inspection and Maintenance Plan. Ayes: Unanimous. Nays: None. Motion carried.

Public hearing on the matter of the adoption of Amendment No. 1 to the Onawa Urban Revitalization Plan was opened at 7:25 p.m. The Mayor asked the City Clerk whether any written objections had been filed with respect to the proposed Amendment. The City Clerk

reported that no written objections had been filed. The Mayor then called for any oral objections to the adoption of the Amendment and none were made. The public hearing was closed at 7:26 p.m.

Move by Christensen second by Skarin to approve Resolution No. 2023.7 resolution adopting the proposed Amendment No. 1 to the Onawa Urban Revitalization Plan. Ayes: Unanimous. Nays: None. Motion carried.

Ordinance No. 521

Discussion on Planning & Zoning recommendation to change zoning for Country Villa, LLC. from Mobile Home District to Arterial Commercial. Move by Skarin second by Kreger to set public hearing for March 14, 2023, at 7:00 p.m. Ayes: Unanimous. Nays: None. Motion carried.

Ordinance No. 522

Ordinance No. 523

Ordinance No. 524

Move by Kreger second by Christensen to postpone agenda Item 15 to go into closed session in accordance with Iowa Code Section 21.5(1)c to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation to special council meeting 2/21/23. Ayes: Unanimous. Nays: None. Motion carried.

Move by Blatchford second by Kreger to adjourn at 7:40 p.m. Ayes: Unanimous. Nays: None. Motion carried.

/s/Tracy L. Holland, Mayor

ATTEST:/s/Elaine D. Miller, City Clerk

PAID BILLS

| | | |
|----------------------------------|----------------------------|-----------|
| Analytical & Consulting Services | cBOD5 | 964.30 |
| Bomgaars | supplies-Lib | 57.50 |
| Blackstrap Inc | supplies | 3,595.00 |
| Division of Labor | elevator permit | 175.00 |
| John Casady | H.S.A. Contribution | 500.00 |
| Kyle Cuka | H.S.A. Contribution | 1,000.00 |
| Ashley Hausman | H.S.A. Contribution | 1,000.00 |
| Jacob Huff | H.S.A. Contribution | 1,000.00 |
| Long Lines | phone/internet- Lib | 255.33 |
| Midwest Auto Repair | vehicle repair | 749.85 |
| Elaine Miller | H.S.A. Contribution | 1,000.00 |
| North Sioux City Holdings | professional services | 3,000.00 |
| Nova Fitness Equipment | equipment repairs | 636.55 |
| Quill Corp | supplies-Lib | 281.68 |
| Ramm Heating & Cooling | services | 2,945.00 |
| Cody Rush | H.S.A. Contribution | 1,000.00 |
| Bryan Savery | H.S.A. Contribution | 1,000.00 |
| Theresa Sparks | H.S.A. Contribution | 500.00 |
| Clint Weaver | H.S.A. Contribution | 500.00 |
| Zak Zima | H.S.A. Contribution | 500.00 |
| Access Systems | copier-Lib | 383.57 |
| Amazon Capital Services | supplies-Lib | 352.68 |
| Advantage Companies | professional services- Lib | 1,838.00 |
| Baker & Taylor | books | 768.30 |
| Jacob Z's Fish Aquariums | tank maintenance | 87.00 |
| Amy McDermott | H.S.A. Contribution | 500.00 |
| Diamond Collision | vehicle repair | 2,640.00 |
| David Nagel | H.S.A. Contribution | 500.00 |
| Brett Ewing | contract code enforcement | 25,000.00 |
| Curt Seward | H.S.A. Contribution | 500.00 |
| KaTina Conley | contract cleaning- Lib | 480.00 |
| Jacob Z's Fish Aquariums | re-issue check | 159.50 |
| Rachel Newton | re-issue check | 122.56 |
| Megan Labrune | re-issue check | 90.00 |
| Sophia Hieber | re-issue check | 226.27 |
| Dillon Hieber | re-issue check | 118.94 |
| US Bank | analysis fees | 487.21 |
| 01/15/23 | payroll | 56,401.09 |
| Office of Auditor | audit filing fee | 625.00 |
| Clark Equipment Co. | skidloader | 43,144.91 |
| IAMU | SGWC Jan-Mar '23 | 2,509.93 |

| | | |
|--------------------------|-------------------------------|-----------|
| IAMU | Super/Foreman mtg | 425.00 |
| IAMU | conf Casady/Cuka | 500.00 |
| Eakes | supplies – comm center | 14.99 |
| Mo Co Extension | pesticide worshop – Zima | 35.00 |
| Peopleservice | water/waste water service | 31,001.00 |
| Dave's World | fuel | 54.00 |
| Sooland Bobcat | parts | 356.16 |
| Danielle Johnson | re-issue lost check | 164.12 |
| Black Hills Energy | natural gas | 4,684.22 |
| Bomgaars | supplies | 875.30 |
| Canon Financial | copiers – CH & PWA office | 231.84 |
| CNH Industrial | parts | 3.08 |
| Jacob Huff | meal reimbursement | 69.87 |
| IA Workforce Development | unemployment benefits | 1,824.00 |
| John Deere Financial | hydraulic oil | 620.44 |
| Max I. Walker | uniforms | 917.53 |
| Municipal Supply, Inc. | hydrants | 12,606.67 |
| Loffler | copiers – shop/CH | 242.44 |
| Onawa Democrat | publishing/ad | 279.02 |
| Orkin | maintenance – EL bldg. | 95.00 |
| Sooland Bobcat | tracks – El skidloader | 3,065.28 |
| Diamond Collision | fire truck repair | 4,183.70 |
| Wellmark BC/BS | 3 rd party EOB fee | 130.00 |
| 01-31-/23 | payroll | 61,666.25 |
| John Casady | reimbursement – runner | 48.28 |
| Bill's Water | water – CH | 20.95 |
| Electrical Engineering | el material | 104.87 |
| Jacob Huff | meal reimbursement | 119.55 |
| IA One Call | locates | 27.00 |
| Office Elements | supplies | 516.40 |
| Eakes | supplies – comm center | 396.77 |
| Longlines | telephone, internet, cable | 1,560.94 |
| Resco | el material | 10,636.28 |
| Safety-Kleen | washer solvent | 267.45 |
| John Casady | reimbursement-meals/accom | 347.89 |
| CNH | parts | 258.28 |
| Hauge Associates | reimbursement | 1,981.88 |
| IA Dept of Revenue | June use tax | 1,445.71 |
| IA Dept of Revenue | June WET tax | 3,216.51 |
| IA Dept of Revenue | June sales tax | 7,879.39 |
| O'Reilly Auto | parts | 27.46 |
| Wesco | el material | 1,457.39 |
| Bomgaars | supplies – Libr | 111.74 |
| Longlines | phone/internet | 254.37 |
| Quill | supplies – libr | 110.55 |
| Access | copier – libr | 208.62 |

| | | |
|--------------------------|--------------------|-----------|
| Amazon | supplies – libr | 11.68 |
| Baker & Taylor | books | 688.72 |
| Basepoint Building | door repair – libr | 695.60 |
| Center Point Large Print | books | 189.96 |
| Cipafilter | filters | 981.00 |
| Demco | supplies | 111.55 |
| Jacob Z's | aquarium up keep | 87.00 |
| KaTina Conley | cleaning contract | 480.00 |
| 02-15-23 | payroll | 54,599.51 |

BILLS

| | | | |
|-------------------|---------------------------------|----|-----------|
| Adergy, Inc. | downtown music service | \$ | 32.95 |
| Ahlers Cooney | professional services | | 991.50 |
| Albers Excavating | salt delivery | | 691.00 |
| Al's Corner Oil | fuel | | 442.99 |
| American Water | membership 4/23-3/24 | | 418.00 |
| Base | HRA monthly | | 58.00 |
| | annual renewal | | 250.00 |
| Kelsi Blake | cleaning contract – comm center | | 600.00 |
| Carrier Container | garbage fees | | 17,314.80 |
| Casey's | fuel | | 2,905.96 |
| Century Link | auto dialer – wwtp | | 53.82 |
| Allen Christensen | cleaning contract – city hall | | 250.00 |
| Onawa Emp Flex | MERP | | 4,474.09 |
| City of Onawa | utilities | | 11,418.56 |
| | utility deposits | | 640.12 |
| Crary Huff | professional services | | 4,640.00 |
| Cubby's | fuel | | 1,054.08 |
| Delta Dental | retiree insurance | | 41.04 |

| | | |
|----------------------|--------------------------------|------------|
| Family Medicine | employee physical | 165.00 |
| WIMECA | power bill | 194,358.59 |
| Harland/Scantron | email disclaimer | 66.80 |
| Hydraulic Equip | bucket truck repairs | 1,551.10 |
| JEO Consulting | professional services | 45,715.00 |
| Eakes Office | supplies – comm center | 223.19 |
| Jerry Johnson | animal control contract | 225.00 |
| Menards | supplies | 63.75 |
| Mo Co EMA | deposit refund – comm center | 100.00 |
| Municipal Supply | clamps – water | 466.54 |
| Onawa Democrat | subscription | 28.00 |
| Orkin | professional services | 95.00 |
| Postmaster | postage | 1,000.00 |
| Rasmussen Lumber | supplies | 234.00 |
| RQP Jetting LLC | jetting – 235 th St | 900.00 |
| RXC Tires | tire repair | 66.00 |
| Siouxland Lock | door lock repairs – FD | 276.00 |
| Sooland Bobcat | part | 285.00 |
| Starnet Technologies | auto dialer – sewer lift | 480.00 |
| Steve's Window | window cleaning – comm center | 17.00 |
| | window cleaning – city hall | 25.00 |
| Scott Umberger | 2023 HSA contribution | 458.33 |
| State Hygienic Lab | testing – water plant | 20.50 |
| Util Equip Co. | clamps | 244.70 |

| | | |
|---------------------|-----------------------------|---------------|
| Verizon | cell service | 853.94 |
| Veenstra & Kimm | professional services | 6,181.26 |
| Visa | parts & accommodations | 834.29 |
| Williams & Co. | professional services | 18,285.00 |
| WIPCO | power | 301.23 |
| Susan Collison | deposit ref – comm center | 40.00 |
| Lorie Mordhorst | deposit ref – comm center | 100.00 |
| Goslar Funeral Home | refund – overpayment burial | 50.00 |
| Thomas Bean | deposit ref – comm center | 100.00 |
| Emily Bryan | deposit ref – comm center | 30.00 |
| Linda Walker | deposit ref – comm center | 20.00 |
| Gary Harper | util deposit refund | 136.67 |
| Gage Nelson | util deposit refund | 73.21 |
| Kasey Moore | deposit ref – comm center | 40.00 |
| TOTAL REVENUES: | | \$ 651,780.36 |
| TOTAL EXPENDITURES: | | \$ 690,870.39 |

ORDINANCE NO. 521

AN ORDINANCE AMENDING ORDINANCE NO. 417 AND DESIGNATING
THE ONAWA URBAN REVITALIZATION AREA FOR THE CITY ONAWA
URBAN REVITALIZATION PLAN FOR THE CITY OF ONAWA, IOWA
**(AMENDMENT NO. 1 TO THE ONAWA URBAN REVITALIZATION
PLAN)**

WHEREAS, Chapter 404, Code of Iowa (the "Act"), authorizes cities by ordinance to designate revitalization areas if such areas meet the criteria of the Act and if the City completes the procedural requirements of the Act; and

WHEREAS, by Ordinance No. 417, adopted on June 28, 2011 (the "Designating Ordinance"), the City designated the entire area within the corporate limits of the City as an urban revitalization area under the Act, known as the Onawa Urban Revitalization Area (the "Revitalization Area"); and

WHEREAS, the Plan provided that the Area would be eligible for tax abatement under the Plan for improvements completed on or before December 31, 2021, and further provided that the City Council could amend or extend the Plan's duration and could repeal the Designating Ordinance if the Council determined that the desired level of revitalization had been achieved; and

WHEREAS, the City Council has not repealed the Designating Ordinance; and

WHEREAS, the City, County Assessor, and property owners in the Area have continued to treat improvements completed in the Area after December 31, 2021 as being eligible for tax abatement under the Plan, and accordingly, there has been a de facto extension of eligibility under the Plan; and

WHEREAS, the City Council has taken action to amend the Urban Revitalization Plan for the Revitalization Area by adopting Amendment No. 1 to the Onawa Urban Revitalization Plan for the Revitalization Area, the purpose of which is to update the Area to include any land annexed into the City's corporate limits, extend the duration of eligibility under the Plan retroactively to January 1, 2022 and through improvements completed on or before December 31, 2032, revise the exemption schedules available under the Plan, and make other updates to the Plan; and

WHEREAS, under the Amendment, the description of the Revitalization Area is updated to the following:

All real property contained within the incorporated limits of the City of Onawa, Monona County, State of Iowa, as of June 1, 2011. Any land annexed into the City in the future shall be automatically included in the Revitalization Area as of the effective date of the annexation.

WHEREAS, the Area has heretofore been found to meet the criteria of the Act; and

WHEREAS, the revitalization of the Revitalization Area, as amended, will enhance the rehabilitation, conservation, redevelopment, economic development, or a combination thereof of the Revitalization Area, as amended, and is necessary in the interest of the public health, safety, or welfare of the residents of the City; and the Revitalization Area, as amended, substantially meets the criteria of Section 404.1 of the Act.

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

Section 1. That in accordance with Chapter 404 of the Code of Iowa, and as a result of the adoption of Amendment No. 1 on February 14, 2023, the legal description of the Revitalization Area shall now include, all property within the corporate limits of the City of Onawa, Monona County, State of Iowa, and any property annexed into the City of Onawa as of the effective date of its annexation to the City.

Section 2. That the Revitalization Area shall remain in existence until the Designating Ordinance, as amended, is repealed pursuant to Iowa Code Section 404.7.

Section 3. That the Designating Ordinance is amended hereby, and all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 4. That if any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

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

PASSED AND APPROVED this 14th day of February, 2023.

/s/Tracy L. Holland, Mayor

ATTEST:/s/Elaine D. Miller, City Clerk

Read First Time: February 14, 2023, Vote for passage: 5

Read Second Time: waived

Read Third Time: waived

PASSED AND APPROVED: February 14, 2023.

I, Elaine D. Miller, City Clerk of the City of Onawa, County of Monona, State of Iowa, do hereby certify that the above and foregoing is a true copy of Ordinance No. 521 passed and

approved by the City Council of the City at a meeting held February 14, 2023, and published in Onawa Democrat on February 22, 2023.

/s/Elaine D. Miller, City Clerk, City of Onawa, Iowa

ORDINANCE NO. 522

AN ORDINANCE AMENDING SECTION 106.08(1) OF THE ONAWA CODE OF ORDINANCES FOR THE CITY OF ONAWA, IOWA

WHEREAS, the cost to the City of Onawa for the operation and maintenance of the sanitary landfill has increased; and

WHEREAS, it is necessary to raise the charge for the operation and maintenance of the sanitary landfill to cover the increased costs to the City;

NOW, THEREFORE, BE IT ORDAINED by the City of Onawa, Iowa, that the present Section 106.08(1), of the Code of Ordinances of the City of Onawa, Iowa, is hereby repealed in its entirety and the following is enacted in its place:

1. Schedule of Fees. The fees for solid waste collection and disposal service, used or available, are:
 - A. Each dwelling user of any City utilities shall be charged \$15.35 per month for refuse plus \$10.00 per month for operation and maintenance of the sanitary landfill.
 - B. Each non-dwelling user of any City utilities shall be charged \$10.00 per month for operation and maintenance of the sanitary landfill, whether or not the user has refuse removed, as set forth in Section 106.01.

BE IT FURTHER ORDAINED that if any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such shall not affect the validity of the remaining portion or portions of this Ordinance. The City Council of Onawa, Iowa, hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect on the April 10, 2023, utility bill.

Councilperson Kreger introduced, caused to be read and moved the adoption of the foregoing ordinance. Councilperson Skarin seconded the motion to adopt the ordinance.

Ayes: Kreger, Christensen, Skarin, Blatchford.

Nays: Collison.

Councilperson Skarin moved and Councilperson Kreger seconded the motion that the Council dispense with the requirement that the ordinance be fully read on three different days. The

Mayor then put the question on the motion to dispense with the three readings, and, upon the roll being called, the vote was:

Ayes: Christensen, Skarin, Collison, Blatchford, Kreger.

Nays: None

The foregoing motion having passed by three-fourths votes of the Council, the Mayor then put the question on the adoption and enactment of the foregoing ordinance and upon the roll being called, the vote was:

Ayes: Skarin, Collison, Blatchford, Kreger, Christensen.

Nays: None

WHEREUPON, the Mayor declared the foregoing ordinance duly enacted on February 14, 2023.

/s/Tracy L. Holland, Mayor

ATTEST:/s/Elaine D. Miller, City Clerk

I certify that the foregoing was published as Ordinance No. 522 on the 22nd day of February, 2023.

/s/Elaine D. Miller, City Clerk

ORDINANCE NO. 523

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE CITY OF ONAWA, IOWA BY AMENDING
CHAPTER 92**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ONAWA, IOWA:

SECTION 1. SECTION AMENDED. Section 92.01 of the Code of Ordinances of the City of Onawa, Iowa, entitled "Service Charges" is hereby repealed in its entirety and the following adopted in lieu thereof:

92.01 SERVICE CHARGES. Each customer shall pay for water service provided by the City based upon use of water as determined by meters provided for in Chapter 91. Each location, building, premises or connection shall be considered a separate and distinct customer whether owned or controlled by the same person or not. All customers shall pay a monthly service fee for each service, which will be included on the monthly bill. Effective April 10, 2023, the service fee shall be \$12.00 per month per service. Then, effective April 10, 2024, the service fee shall be \$14.00 per month per service.

SECTION 2. SECTION AMENDED. Section 92.02 of the Code of Ordinances of the City of Onawa, Iowa, entitled "Rates and Services" is hereby repealed in its entirety and the following adopted in lieu thereof:

92.02 RATES AND SERVICES. Water service shall be furnished at the following monthly rates within the City:

(Code of Iowa, Sec. 384.84[1])

| | Effective 04/10/23 Billing | Effective 04/10/24 Billing |
|---|----------------------------------|----------------------------------|
| 1. First 10,000 gallons used per month per 1,000 gallons: | \$7.85 | \$8.09 |
| 2. Next 90,000 gallons used per month per 1,000 gallons: | \$5.63 | \$5.80 |
| 3. All over 100,000 gallons used per month per 1,000 gallons: | \$3.84 | \$3.96 |

In no event shall the bill for water service be less than the following minimum charge per month, which is based on meter size:

| | Effective 04/10/23 Billing | Effective 04/10/24 Billing |
|---------------|----------------------------------|----------------------------------|
| 3/8" and 3/4" | \$14.94 | \$15.24 |

| | | |
|--------------|----------|----------|
| 1" meter | \$23.07 | \$23.53 |
| 1 1/4" meter | \$32.96 | \$33.62 |
| 1 1/2" meter | \$42.85 | \$43.71 |
| 2" meter | \$56.03 | \$57.15 |
| 3" meter | \$65.87 | \$67.19 |
| 4" meter | \$98.83 | \$100.81 |
| 5" meter | \$118.60 | \$120.97 |
| 6" meter | \$138.38 | \$141.15 |

Standby Service: Any location desiring standby water service for a fire protection system shall be responsible for installing and maintaining, at no cost to the City, the service line required for such fire protection system. The extra cost of any increase in size to service lines shall be borne by the standby customer, unless otherwise negotiated with the City Council.

(Ord. 507 – Mar. 21 Supp.)

SECTION 3. REPEALER. The remainder of Chapter 92 shall remain the same. 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 invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof, not adjudged 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.

Councilperson Christensen introduced, caused to be read and moved the adoption of the foregoing ordinance. Councilperson Skarin seconded the motion to adopt the ordinance.

Ayes: Blatchford, Kreger, Christensen, Skarin.

Nays: Collison.

Councilperson Skarin moved and Councilperson Christensen seconded the motion that the Council dispense with the requirement that the ordinance be fully read on three different days. The Mayor then put the question on the motion to dispense with the three readings, and, upon the roll

being called, the vote was:

Ayes: Blatchford, Kreger, Christensen, Skarin, Collison. .

Nays: None

The foregoing motion having passed by three-fourths votes of the Council, the Mayor then put the question on the adoption and enactment of the foregoing ordinance and upon the roll being called, the vote was:

Ayes: Blatchford, Kreger, Christensen, Skarin.

Nays: Collison

WHEREUPON, the Mayor declared the foregoing ordinance duly enacted on February 14, 2023.

/s/Tracy L. Holland, Mayor

ATTEST:/s/Elaine D. Miller, City Clerk

I certify that the foregoing was published as Ordinance No. 523 on the 22nd day of February, 2023.

/s/Elaine D. Miller, City Clerk

ORDINANCE NO. 524

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE CITY OF ONAWA, IOWA BY AMENDING
SECTION 99.02 ENTITLED RENTAL RATE**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ONAWA, IOWA:

SECTION 1. SECTION AMENDED. Section 99.02 of the Code of Ordinances of the City of Onawa, Iowa, entitled "Rental Rate" is hereby repealed in its entirety and the following adopted in lieu thereof:

99.02 SERVICE RATE. Each customer shall pay a sewer service charge for the use of and for the service supplied by the municipal sanitary sewer system based upon the amount and rate of water consumed as follows:

For the year beginning April 10, 2023:

1. A monthly service charge of \$10.00 per month.
2. First 2,000 gallons or lesser amount per month @ \$13.65.
3. All over 2,000 gallons used per month @ \$5.81 per 1,000 gallons.

For the year beginning April 10, 2024:

1. A monthly service charge of \$15.00 per month.
2. First 2,000 gallons or lesser amount per month @ \$14.33.
3. All over 2,000 gallons used per month @ \$6.10 per 1,000 gallons.

SECTION 2. REPEALER. The remainder of Chapter 99 shall remain the same. 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 invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof, not adjudged 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.

Councilperson Christensen introduced, caused to be read and moved the adoption of the foregoing ordinance. Councilperson Skarin seconded the motion to adopt the ordinance.

Ayes: Kreger, Christensen, Skarin, Blatchford.

Nays: Collison.

Councilperson Blatchford moved and Councilperson Kreger seconded the motion that the Council dispense with the requirement that the ordinance be fully read on three different days. The Mayor then put the question on the motion to dispense with the three readings, and, upon the roll being called, the vote was:

Ayes: Christensen, Skarin, Collison, Blatchford, Kreger.

Nays: None

The foregoing motion having passed by three-fourths votes of the Council, the Mayor then put the question on the adoption and enactment of the foregoing ordinance and upon the roll being called, the vote was:

Ayes: Skarin, Blatchford, Kreger, Christensen.

Nays: Collison

WHEREUPON, the Mayor declared the foregoing ordinance duly enacted on February 14, 2023.

/s/Tracy L. Holland, Mayor

ATTEST:/s/Elaine D. Miller, City Clerk

I certify that the foregoing was published as Ordinance No. 524 on the 22nd day of February, 2023.

/s/Elaine D. Miller, City Clerk