

PUBLIC NOTICE
City of Coulter • Loan Agreement

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER A LOAN AGREEMENT AND TO BORROW MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$200,000
(GENERAL OBLIGATION)
The City Council of the City of Coulter, Iowa (the "City"), will meet on December 13, 2022, at the Coulter Community Center, Coulter, Iowa, at 6:30 o'clock p.m., for the purpose of instituting pro-

ceedings and taking action on a proposal to enter a loan agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$200,000 for the purpose of paying the costs, to that extent, of construction, furnishing, and equipping a municipal fire station.
The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 384.24A of the Code of Iowa and will constitute a general obligation of the City

The maximum rate of interest which may be payable under the Loan Agreement is 7% per annum.
At any time before the date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the City Clerk of the City asking that the question of entering into the Loan Agreement be submitted to the registered voters of the City, pursuant to the provisions of Section 384.26 of the Code of Iowa. If no such petition is filed, at the aforementioned time and place, oral or written objections may be

filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the City may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.
By order of the City Council of the City of Coulter, Iowa.
Janet Hanson
City Clerk

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE
FrCo BOS • Minutes 11.21.2022

PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS
NOVEMBER 21ST, 2022
The Board of Supervisors met at 8:30AM on Monday, November 21st 2022 at the Franklin County Courthouse with Board members McVicker, Nolte, and Vanness in attendance.
Chairman McVicker led the Pledge of Allegiance.
Motion by Vanness, seconded by Nolte to approve the Agenda as presented. All ayes. Motion carried.
Motion by Vanness, seconded by McVicker to approve the Board Minutes & Drainage Minutes from the regular meeting dated 11/14/22 All ayes. Motion carried.
Public Comment & Board Committee Updates: Carissa Sisson, Assessor, spoke about updates to taxation and wind energy. Vanness attended Conservation, North Iowa Action Community Organization, and FCDA. McVicker attended NE Iowa Workforce Development.

Jay Waddingham, Secondary Roads Engineer, met with the Board and gave an update on his department.
Motion by Nolte, seconded by Vanness to approve the Closure of S43 (South Lincoln Street in City of Sheffield) Between 240th Street and 250th Street (Grant Street) for Bridge Construction/Repair. All ayes. Motion carried.
Adam Akers, Veterans Affairs Director, met with the Board to provide an update on his department. There was also discussion regarding signage at the new Veterans Affairs office. The Board asked Akers to work on a sign recognizing Clinton Poley for his donation to Franklin County to be placed inside the new VA Office.
Toni Wilkinson, Recorder, met with the Board to provide them an update on her department.
A Department Head meeting was held at 10:00AM. For more details, please contact the Auditor's office.
Motion by Nolte, seconded by

Vanness to authorize Gabe Johanns, IT Director, to hire an IT Technician for the shared position with CICS with a starting salary range of \$40,000 - \$50,000. All ayes. Motion carried.
Motion by Vanness, seconded by Nolte to approve a resolution entering into a 28E Agreement with CICS. The resolution reads in full: RESOLUTION #2022-70
28E AGREEMENT BETWEEN FRANKLIN COUNTY AND THE CENTRAL IOWA COMMUNITY SERVICES
RESOLUTION #2022-10: Approving the 28E Agreement between the Central Iowa Community Services and Franklin County. The agreement includes CICS retaining Franklin County to provide full IT support as outlined in the attached agreement.
Roll call vote was as follows, Ayes: McVicker, Nolte, Vanness. Motion carried and resolution duly adopted. The full 28E Agreement may be viewed by contacting the Auditor's

office or on the Secretary of States website.
Motion by Nolte, seconded by Vanness to approve the Northeast Iowa Workforce Development CEO Shared Liability Agreement. All ayes. Motion carried.
The Auditor brought to the Boards attention that county buildings are being used by outside entities more and more and an all-encompassing Use Policy for all county buildings is recommended to protect the county. The Board agreed and asked the Auditor to work on a policy.
Motion by Nolte, seconded by Vanness to adjourn at 11:12AM until Monday, November 28th 2022 at 8:30AM at the Franklin County Courthouse. All ayes. Motion carried.
ATTEST:
Gary McVicker, Chairman
Katy A. Flint, Auditor & Clerk to the Board

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE
City of Coulter • Minutes and Claims 11.9.2022

CITY OF COULTER
Unapproved Minutes of November 9, 2022 Council Meeting
City of Coulter Council Meeting at Coulter City Hall called to order at 6:30pm on November 9, 2022 by Mayor Joel Lohrbach. Council members present: Lon Allan, Myron Lawler, Machele Raska, Anthony J. Stadlander and Dan Tilkes. Raska motioned to approve the Agenda, Allan second. All ayes, motion carried. Raska motioned to approve Resolution 2022-24 which sets the date for the public hearing and additional action on the proposal to enter into a General Obligation Loan Agreement and to borrow money thereunder in a principal amount not to exceed \$200,000. Lawler second, all ayes, motion carried. The public hearing has been set for December 13, 2022 - 6:30pm at the Coulter Community Center. The public hearing on the General Obligation Loan Agreement is for the new Coulter Fire Station. The meeting with Hamilton and Morgan Townships is set for December 6, 2022 - 6:30pm at the Coulter Community Center. This meeting is regarding the new Coulter Fire Station. The Coulter Volunteer Fire Department will conduct a controlled burn at 117 Second Street on Saturday, November 19th - 8:00am, with an alternate date of Saturday, November 26th. Letters have been sent to surrounding residents. Raska motioned, Stadlander second, to approve Eric Simonson of Hous-

er, Berkland and Simonson of Belmont, IA as the new City Attorney, effective 01/01/2023. All ayes, motion carried. Bids for the removal of 5 ash trees were received from Kyle and Son Tree Service and A & B Trenching. Tilkes motioned, Lawler second, to enter into an agreement with A & B Trenching. All ayes, motion carried. Resolution 2022-25 which sets the fee for NSF payments has been tabled. The FY24 City budget was discussed. Key issues: Siren batteries, insurance and energy increases, possible utility increases and an increase to the beautification budget for the removal of ash trees. Stadlander motioned, Lawler second, to change City Hall hours to Monday through Thursday, from 8:00am until 1:00pm. All ayes, motion carried. City fire extinguisher testing will be done Tuesday, November 15th - 12:00pm at City Hall. Departments are to bring their units to City Hall and pick up upon completion. Raska motioned, Allan second, to approve the October 12, 2022 Council Meeting minutes as written. Ayes: Allan, Lawler, Raska, Stadlander. Abstain: Tilkes. Motion carried. Raska motioned, Stadlander second, to approve claims presented for payment totaling \$12,911.68. All ayes, motion carried. Tilkes motioned to adjourn, Allan second. Meeting adjourned at 7:48pm. The following claims were approved for payment:
EXPENDITURES
AgSource -Water Testing

Table with 2 columns: Item Name, Amount. Includes utilities, auto parts, lawn care, mowing, city of latimer, dudley's fuel, employees city wages, employees library wages, first bank hampton storm sewer loan, mike freie -cal demonstration, frontier -phone, jim garrett -fuel tote, hampton hardware -cc supplies, ia dept of revenue -water excise tax, ia firefighters assoc -membership, ia league of cities -workshop, ia treasure hunt -uncashed check, myron lawler -lock kit, menards -sidewalk concrete, micro-marketing -books, mid-america pub -legals, mosquito control -2022 spraying, resident -utility deposit refund, staples -printer ink.

Table with 2 columns: Item Name, Amount. Includes shelli steenblock -cc cleaning, sterling computer -printer ink, the computer guy -remote repair, ubtc -ach fees, usps -postage, stamps, visa -fees, supplies, karen zander -ch cleaning, ipers -retirement, irs -federal payroll tax, october revenues by fund, november expenditures by fund, general, fire department, library, sanitation, sewer, storm sewer, water, joel lohrbach, mayor, attest: janet hanson, city clerk.

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE
CAL CSD • Minutes and Claims 11.14.2022

CAL COMMUNITY SD CAL BOARD OF EDUCATION
REGULAR MEETING 11/14/2022 06:00 PM
CAL Media Center (CELL) MEETING MINUTES
1. The CAL Board of Education held its Regular Meeting on November 14, 2022, in the CAL CELL. President Beth Podolan called the meeting to order at 6:00 p.m. Board members Beth Podolan, Joe Campbell, Cathy Carlson and Liliana Velasco were present in person. Board member Brad Wessels was absent. Also present were Superintendent Todd Lettow, Principal Abby Meyer, Curriculum Director Jen Koenen, Human Resource Manager Anne Lewis, and Secretary Amanda Heiden.
2. Motion by Carlson, seconded by Carlson, to approve the agenda as presented. All ayes.
3. The board recognized Autumn Colglazier as a visitor.
4. The consent agenda was approved as presented. Minutes of the October 10, 2022, Regular Meeting were approved. Financial reports for the month were reviewed. The summary listing of bills was approved. A contract was approved for Gloria Lawler as a substitute. One open enrollment application into the district from Hampton-Dumont was approved. Motion by Campbell, seconded by Carlson. All ayes.
5. There were no items removed from the consent agenda.
6. The board reviewed a letter from Music Teacher Kris Schonert regarding the conference she attended out-of-state.
7. Principal Abby Meyer reported on the Governor's visit, progress of

the literacy curriculum implementation, staff Facebook postings through Aptgety, Parent-Teacher Conferences and the Veteran's Day Program.
Curriculum Coordinator Jen Koenen gave a detailed report of the district's Iowa School Performance Profile.
8. Old Business
a. Mr. Lettow informed the board the district is still waiting to hear back regarding the safety assessment and to receive the radio.
b. Motion made by Velasco, seconded by Campbell, to approve the second and final reading was approved for the following policies, regulations and exhibits. All ayes.
• 401.14 - Employee Expression
• 408.1 - Licensed Employee Professional Development
• 602.1 - Curriculum Development
• 602.2 - Curriculum Implementation
• 602.2 - Curriculum Implementation
• 605.1 - Instructional Materials Selection
• 605.1R1 - Selection of Instructional Materials
• 605.2 - Instructional and Library Materials Inspection and Display
• 605.3 - Objection to Instructional and Library Materials
• 605.3R1 - Reconsideration of Instructional and Library Materials Regulation
• 605.3E1 - Instructions to the Reconsideration Committee
• 605.3E2 - Reconsideration of Instructional and Library Materials Request Form
• 605.3E3 - Sample Letter to Individual Challenging Instructional and Library Materials
• 605.3E4 - Request to Prohibit a

Student from Checking Out Specific Library Materials
• 605.4 - Technology and Instructional Materials
• 605.5 - School Library
• 402.2 - Child Abuse Reporting
• 601.2 - School Day
• 802.4 - Capital Assets
c. Motion by Carlson, seconded by Velasco, to approve the addendum to the Memorandum of Understanding with Head Start as presented. All ayes. The addendum included provisions that Head Start would pay a monthly rental fee to CAL for use of the classrooms and would reimburse CAL for transportation costs to transport students from Hampton-Dumont to CAL.
d. No standing bids were received.
9. New Business
a. The board reviewed the results of the fiscal year 2021 audit. Motion by Campbell, seconded by Velasco to accept the audit. All ayes.
b. Mr. Lettow reviewed the 2022-2023 certified enrollment data.
c. Motion made by Carlson, seconded by Campbell, to authorize the district's administration to submit a request to the School Budget Review Committee for a modified supplemental amount of \$84,537.60 for increased enrollment and the amount of \$6,340.32 for LEP instruction beyond 5 years. All ayes.
d. Motion by Campbell, seconded by Carlson, to approve the Limited English Proficiency Allowable Cost for fiscal year 2022 in the amount of \$9,443.40. All ayes.
e. The board reviewed the Iowa School Performance Profile.
f. Motion by Carlson, seconded by Velasco, to approve the Memorandum of Agreement with Map-

ping Strategies to help the district determine the boundaries for re-districting purposes. All ayes.
g. The board determined Beth Podolan to serve as the Franklin County Assessor Board Representative and Cathy Carlson to serve as a backup.
10. There were no discussion items.
11. The next regular meeting is scheduled for December 12, 2022, at 6:00 pm in the CAL CELL.
12. Motion by Carlson, seconded by Campbell, to adjourn. All ayes. The meeting was adjourned at 7:17 p.m.
Beth Podolan, President
Amanda Heiden, Secretary
CAL CSD CLAIMS FOR APPROVAL NOVEMBER 14 2022
GENERAL FUND
VENDOR -DESCRIPTION -AMOUNT
ADVANTAGE ADMINISTRATORS -ANNUAL ADMIN FEE... \$216.00
AGVANTAGE FS, INC -DIESEL... \$296.50
AHLERS & COONEY, P.C. -LEGAL FEES \$1,304.46
AMAZON.COM -SUPPLIES..... \$2,929.22
AMERICAN RECYCLING -RECYCLING FEE..... \$25.00
CENTRAL RIVERS AEA -PARA CLASS..... \$240.00
CENTRAL RIVERS AEA -PRINTING SERVICES & REPAIRS \$221.65
CENTURYLINK QCC -PHONE SERVICE..... \$51.49
CITY OF LATIMER -UTILITIES..... \$181.70
CONSOLIDATED ELECTRICAL DIST -LIGHT BULBS..... \$655.28
CONSOLIDATED ENERGY CO. -FUEL \$2,854.36

Table with 2 columns: Vendor Name, Amount. Includes DE LAGE LANDEN FINANCIAL SERVICES, DUDLEY'S CORNER, INC., DUMONT TELEPHONE COMPANY, E & E REPAIR INC, FRANKLIN COUNTY AUDITOR, FRANKLIN RURAL ELECTRIC COOP, FRONTIER COMMUNICATIONS, FRONTLINE TECHNOLOGIES, HAMPTON HARDWARE, HENKEL CONSTRUCTION COMPANY, IOWA COMMUNICATIONS NETWORK, ISFIS, ITSAVVY LLC, KOENEN AND COLLINS CHIROPRACTIC, MCGRAW-HILL SCHOOL EDUCATION, MID-AMERICA PUBLISHING, MIDAMERICAN ENERGY COMPANY, MORT'S WATER COMPANY, POSITIVE PROMOTIONS.

Table with 2 columns: Vendor Name, Amount. Includes RIEMAN MUSIC EAST, RURAL SCHOOL ADVOCATES, SCHOLASTIC, INC., SCHOOL SPECIALTY, LLC, SYMMETRY ENERGY SOLUTIONS, VISA, WOOD VISION CLINIC INC, TOTAL, CHILD NUTRITION, AMAZON.COM, ANDERSON ERICKSON DAIRY CO., CAL GENERAL FUND, FAREWAY STORES, INC., HOLMES, DOUG LUNCH BALANCE REFUND, MARTIN BROTHERS DIST. CO., PAN-O-GOLD BAKING CO, PASSEHL, VOLNETTA, TOTAL.

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PUBLIC NOTICE
Hampton City Council • Minutes 11.21.2022

HAMPTON CITY COUNCIL
REGULAR SESSION MONDAY, NOVEMBER 21, 2022, AT 6:00 P.M. AT THE FRANKLIN COUNTY LAW ENFORCEMENT CENTER, 105 5TH ST SW, HAMPTON, IOWA
THIS MEETING WILL BE HELD IN PERSON AND THE PUBLIC IS INVITED TO ATTEND IN PERSON. THIS MEETING WILL ALSO BE HELD VIA ZOOM CONFERENCE CALL FOR THOSE WISHING TO ATTEND ELECTRONICALLY. ANYONE WISHING TO LISTEN VIA TELEPHONE CAN DIAL 1-312-626-6799
* WHEN PROMPTED ENTER MEETING ID: 848 0218 5515
PASSCODE: 432775
AGENDA:
1) Call to Order & Pledge of Allegiance to the flag of the United States of America.
2) Approve Agenda:
3) Council Workshop Report: No workshop was held.
4) Public Comment: None registered in advance.
5) Public Hearings:
6) Old Business:
7) New Business:
• Acknowledge resignation of Ward III Councilman Richard Lukensmeyer and consider intent for filling the Ward III vacancy.
• Consider purchase of a 2023 Ford Police interceptor for \$45,495.00

• Hampton Public Library Director Kim Manning with quarterly update.
• Consider COR #14 in the amount of \$1,662.30 from Peterson Construction for City Hall renovation.
• Consider acceptance of 2022-2023 Street Rehabilitation Project and release retainage in the amount of \$13,208.64 no sooner than 30 days from the date of acceptance.
• Consider Agreement for Consulting Services with PeopleService for professional and technical assistance at wastewater plant.
8) Approval of the claims as recommended by Staff: \$124,747.78.
9) Consideration of Approval and Adoption of Resolutions/Ordinances: None.
10) Consent Agenda:
• Previous minutes as drafted from the Thursday, November 10, 2022 Regular Session
• Schedule the next Regular Session for Thursday, December 8, 2022 at 6:00 p.m. at the Franklin County LEC.
• New Liquor licenses for: Project X, 11 2nd Ave NW, Hampton, IA and American Eagle 4300 LLC 4 4th Street SE, Hampton, IA
11) Staff Reports: Police Chief, Public Works Director, City Manager
12) Council Reports:
13) Mayor's Report:
14) Adjourn:
Ronald Dunt, City Manager

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE FrCo BOS

FRANKLIN COUNTY BOARD OF SUPERVISORS

November 14th, 2022 – 8:30AM – Franklin County Courthouse Regular Session
District 1 – Mike Nolte District 2 – Gary McVicker, Chairman District 3 – Chris Vanness
Call to Order
Pledge of Allegiance
Approval of Agenda
Approval of Minutes: 11/14/2022 Regular Session & Drainage Minutes
Appointments:
• 8:35AM: Public Comment & Board Committee Updates
o ** The Public Comments section of the agenda is your opportunity to address items not on the agenda. A speaker may speak on one (1) issue per meeting for a maximum of

three (3) minutes.
o ** Official action cannot be taken by the Board during this time, but may be placed on a future agenda or referred to the appropriate department.
o ** Keep comment relevant and refrain from personal, impertinent, or slanderous remarks
• 9:00AM: Jay Waddingham, Secondary Roads Engineer
o Consider for Approval – Closure of S43 (South Lincoln Street in City of Sheffield) Between 240th Street and 250th Street (Grant Street) for Bridge Construction/Repair
o Departmental Update
• 9:30AM: Adam Akers, Veterans Affairs Director
o Departmental Update
o Discussion – Sign for New Vet-

erans Affairs Office
• 9:45AM: Toni Wilkinson, Recorder
o Departmental Update – Please note that this portion of the meeting will take place in the Recorder's Office on the 1st floor
• 10:00AM: Department Head Meeting
• 10:30AM: Gabe Johanns, IT Director
o Consider for Approval – Authorizing of IT Director to Hire IT Technician for Share Position with CICS
New Business
• Consider for Approval – Resolution Entering into a 28E Agreement with CICS
• Consider for Approval – Northeast Iowa Workforce Development CEO Shared Liability Agreement

Communications
• Board Comments
Adjournment
The County Board of Supervisors meets regularly on Monday morning's beginning at 8:30AM. All meetings are open to the public, unless, for purposes described in Code of Iowa Chapter 21, a closed meeting is necessary or advisable to protect the interests of individuals or the county.
Agenda appointments will need to be scheduled through the Franklin County Auditor's Office by 1PM on the previous Thursday. The Board is open for public comment between 8:35AM and 9:00AM when they are in session.

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE City of Sheffield • Ordinance NO. 163

**ORDINANCE NO. 163
AN ORDINANCE AMENDING
THE CODE OF ORDINANCES
OF THE CITY OF SHEFFIELD,
IOWA, BY AMENDING
PROVISIONS PERTAINING TO
ALLTERRAIN VEHICLES**
Be It Enacted by the City Council of the City of Sheffield, Iowa:
SECTION 1. SUBSECTION MODIFIED. Subsection 3 of Section 75.02 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
3. "Off-road utility vehicle" or "UTV" means a motorized vehicle, with not less than four and not more than eight non-highway tires or rubberized tracks, that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. "Off-road utility vehicle" or "UTV" includes the following vehicles:
(Code of Iowa, Sec. 32111)

A. "Off-road utility vehicle - Type 1" includes vehicles with a total dry weight of 1,200 pounds or less and a width of 50 inches or less.
B. "Off-road utility vehicle Type 2" includes vehicles, other than Type 1 vehicles, with a total dry weight of 2,000 pounds or less and a width of 65 inches or less.
C. "Off-road utility vehicle Type 3" includes vehicles with a total dry weight of more than 2,000 pounds or a width of more than 65 inches, or both.
An operator of an UTV is also subject to the provisions of this chapter governing the operation of ATVs.
SECTION 2. SECTION MODIFIED. Section 75.05 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
75.05 OPERATION OF ATVS AND UTVS. The operators of ATVs and UTVs shall comply with the following restrictions as to where A TVs and UTV s may be operated

within the City:
1. Streets. A TVs and UTV s may be operated on roadways or highways in accordance with Section 321.234A of the Code of Iowa. A City may regulate the operation of registered A TVs and UTV s and may designate streets under the jurisdiction of the City within its corporate limits, and twolane primary and secondary road extensions in the City, which may be used for the operation of such vehicles. In designating such streets, the City may authorize A TVs and UTV s to stop at service stations or convenience stores along a designated street.
(Code of Iowa, Sec. 321110[1 and 3])
2. Trails. ATVs and UTVs shall not be operated on snowmobile trails except where designated.
(Code of Iowa, Sec. 321110[4])
3. Railroad Right-of-Way. ATVs and UTVs shall not be operated on an operating railroad right-of-way. An ATV or UTV may be driven di-

rectly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.
(Code of Iowa, Sec. 321114[1h])
4. Parks and Other City Land. A TVs and UTV s shall not be operated in any park, playground, or upon any other City-owned property without the express permission of the City.
5. Sidewalk or Parking. ATVs and UTVs shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the "parking."
6. Direct Crossing. An ATV or UTV may make a direct crossing of a highway that is not part of the interstate road system provided all of the following occur:
(Code of Iowa, Sec. 321110[5])

A. The crossing is made at an angle of approximately 90 degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing.
B. The ATV or UTV is brought to a complete stop before crossing the shoulder or main traveled way of the highway.
C. The driver yields the right-of-way to all oncoming traffic which constitutes an immediate hazard.
D. In crossing a divided highway, the crossing is made only at an intersection of such highway with another public street or highway.
E. The crossing is made from a street, roadway, or highway on which the ATV or UTV is authorized to operate to a street, roadway, or highway on which such vehicle is authorized to operate.
SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not af-

fect 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.
Passed by the Council on the 14th day of November, 2022, and approved this 14th day of November, 2022.
Scott Sanders, Mayor
ATTEST:
Ashley L Francis, City Clerk
First Reading: 11-14-2022
Second Reading: 11-14-2022
Third Reading: 11-14-2022
I certify that the foregoing was published as Ordinance No. 163 on the 23rd day of november, 2022.
Ashley L Francis, City Clerk

Published in The Hampton Chronicle on November 23, 2022

PUBLIC NOTICE City of Sheffield • Ordinance NO. 164

**ORDINANCE NO. 164
AN ORDINANCE AMENDING
THE CODE OF ORDINANCES
OF THE CITY OF SHEFFIELD,
IOWA, BY AMENDING
PROVISIONS PERTAINING
TO ALCOHOLIC BEVERAGE
CONTROL**
Be It Enacted by the City Council of the City of Sheffield, Iowa:
SECTION 1. SECTION MODIFIED. Section 45.01 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
45.01 PERSONS UNDER LEGAL AGE. As used in this section, "legal age" means 21 years of age or more.
1. A person or persons under legal age shall not purchase or attempt to purchase, consume, or individually or jointly have alcoholic beverages in their possession or control; except in the case of any alcoholic beverage given or dispensed to a person under legal age within a private home and with the knowledge, presence, and consent of the parent or guardian, for beverage or medicinal purposes or as administered to the person by either a physician or dentist for medicinal purposes and except to the extent that a person under legal age may handle alcoholic beverages during the regular course of the person's employment by a retail alcohol licensee, or wine or beer permittee under State laws.
(Code of Iowa, Sec. 123.47[3])
2. A person under legal age shall not misrepresent the person's age for the purpose of purchasing or attempting to purchase any alcoholic beverage from any retail alcohol licensee.
(Code of Iowa, Sec. 123.49[3])
SECTION 2. SUBSECTION MODIFIED. Subsection 2 of Section 45.02 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in

lieu thereof:
2. A person shall not use or consume alcoholic liquor, wine, or beer upon the public streets or highways. A person shall not use or consume alcoholic liquor in any public place, except premises covered by a retail alcohol license. A person shall not possess or consume alcoholic liquors, wine, or beer on public school property or while attending any public or private school-related function. A person shall not be intoxicated in a public place.
SECTION 3. SECTION MODIFIED. Section 120.03 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
120.03 INVESTIGATION. Upon receipt of an application for a retail alcohol license, the Clerk may forward it to the Police Chief, who shall then conduct an investigation and submit a written report as to the truth of the facts averred in the application. The Fire Chief may also inspect the premises to determine if they conform to the requirements of the City. The Council shall not approve an application for a license for any premises that does not conform to the applicable law and ordinances, resolutions, and regulations of the City.
(Code of Iowa, Sec. 123.30)
SECTION 4. SECTION MODIFIED. Section 120.04 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
120.04 ACTION BY COUNCIL. The Council shall either approve or disapprove the issuance of a retail alcohol license, shall endorse its approval or disapproval on the application, and shall forward the application with the necessary fee and bond, if required, to the Alcoholic Beverages Division.
(Code of Iowa, Sec. 123.32[2])
SECTION 5. SECTION MODI-

FIED. Section 120.05 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
120.05 PROHIBITED SALES AND ACTS. A person holding a retail alcohol license and the person's agents or employees shall not do any of the following:
1. Sell, dispense, or give to any intoxicated person, or one simulating intoxication, any alcoholic beverage.
(Code of Iowa, Sec. 123.49[1])
2. Sell or dispense any alcoholic beverage on the premises covered by the license, or permit its consumption thereon between the hours of 2:00 a.m. and 6:00 a.m. on any day of the week.
(Code of Iowa, Sec. 123.49[2b])
3. Sell alcoholic beverages to any person on credit, except with a bona fide credit card. This provision does not apply to sales by a club to its members, to sales by a hotel or motel to bona fide registered guests, or to retail sales by the managing entity of a convention center, civic center, or events center.
(Code of Iowa, Sec. 123.49[2c])
4. Employ a person under 18 years of age in the sale or serving of alcoholic beverages for consumption on the premises where sold.
(Code of Iowa, Sec. 123.49[2f])
5. In the case of a retail wine or beer permittee, knowingly allow the mixing or adding of alcohol or any alcoholic beverage to wine, beer, or any other beverage in or about the permittee's place of business.
(Code of Iowa, Sec. 123.49[2U])
6. Knowingly permit any gambling, except in accordance with Iowa law, or knowingly permit any solicitation for immoral purposes, or immoral or disorderly conduct on the premises covered by the license or permit.
(Code of Iowa, Sec. 123.49[2a])
7. Knowingly permit or engage in

any criminal activity on the premises covered by the license.
(Code of Iowa, Sec. 123.49[2j])
8. Keep on premises covered by a retail alcohol license any alcoholic liquor in any container except the original package purchased from the Alcoholic Beverages Division of the State Department of Commerce and except mixed drinks or cocktails mixed on the premises for immediate consumption. However, mixed drinks or cocktails that are mixed on the premises and are not for immediate consumption may be consumed on the licensed premises, subject to rules adopted by the Alcoholic Beverages Division.
(Code of Iowa, Sec. 123.49[2d])
9. Reuse for packaging alcoholic liquor or wine any container or receptacle used originally for packaging alcoholic liquor or wine; or adulterate, by the addition of any substance, the contents or remaining contents of an original package of an alcoholic liquor or wine; or knowingly possess any original package that has been reused or adulterated.
(Code of Iowa, Sec. 123.49[2e])
10. Allow any person other than the licensee or employees of the licensee to use or keep on the licensed premises any alcoholic liquor in any bottle or other container that is designed for the transporting of such beverages, except as allowed by State law.
(Code of Iowa, Sec. 123.49[2g])
11. Sell, give, possess, or otherwise supply a machine that is used to vaporize an alcoholic beverage for the purpose of being consumed in a vaporized form.
(Code of Iowa, Sec. 123.49[2i])
12. Permit or allow any person under 21 years of age to remain upon licensed premises unless over 50 percent of the dollar volume of the business establishment comes from the sale and serving of prepared foods. This provision does

not apply to holders of a class "C" beer permit only.
SECTION 6. SECTION MODIFIED. Section 120.06 of the Code of Ordinances of the City of Sheffield, Iowa, is repealed and the following adopted in lieu thereof:
120.06 AMUSEMENT DEVICES. The following provisions pertain to electrical or mechanical amusement devices possessed and used in accordance with Chapter 99B of the Code of Iowa. (Said devices are allowed only in premises with a retail alcohol license, as specifically authorized in said Chapter 99B.)
(Code of Iowa, Sec. 99B.57)
1. As used in this section, "registered electrical or mechanical amusement device" means an electrical or mechanical device required to be registered with the Iowa Department of Inspection and Appeals, as provided in Section 99B.53 of the Code of Iowa.
2. It is unlawful for any person under the age of 21 to participate in the operation of a registered electrical or mechanical amusement device.
3. It is unlawful for any person owning or leasing a registered electrical or mechanical amusement device, or an employee of a person owning or leasing a registered electrical or mechanical amusement device, to knowingly allow a person under the age of 21 to participate in the operation of a registered electrical or mechanical amusement device.
4. It is unlawful for any person knowingly participating in the operation of a registered electrical or mechanical amusement device with a person under the age of 21.
SECTION 7. 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 8. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.
Passed by the Council on the 14th day of November, 2022, and approved this 14th day of November, 2022.
Scott Sanders, Mayor
ATTEST:
Ashley L Francis, City Clerk
First Reading: 11-14-22
Second Reading: 11-14-22
Third Reading: 11-14-22
I certify that the foregoing was published as Ordinance No. 164 on the 23rd day of November, 2022.
Ashley L Francis, City Clerk

99B.53 of the Code of Iowa.
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