

Chapter 2-1

POLICE DEPARTMENT

Sections:

- 2-1-1 Organization**
- 2-1-2 Additional Police**
- 2-1-3 Supervision of Department**
- 2-1-4 Aid for Police**
- 2-1-5 Duties and Arrests**
- 2-1-6 Authority**
- 2-1-7 Additional Powers and Duties**
- Section 2-1-1 Organization**

The Storm Lake Police Department shall consist of a Chief of Police, Captains, lieutenants and patrol officers in numbers as authorized by the Council. The Chief of Police shall have those powers and duties as prescribed by law and ordinance. The Captains, lieutenants and patrol officers shall have those powers and perform such duties as may be provided by law or ordinance and as prescribed by the Chief of Police. (Ord. 04-O-99-2000, Amended, 03/06/2000)

Section 2-1-2 Additional Police

The Mayor may, in cases of emergency, appoint such additional number of special police officers as he/she may think necessary.

Section 2-1-3 Supervision of Department

The Police Department shall be under the control and direction of the Chief of Police and shall be on duty at such hours and places and perform its duties under such regulations as the Chief of Police may prescribe subject to the following:

(A) The Chief of Police and in turn the Department are subject to administrative and executive supervision and control of the City Administrator at all times when a state of emergency has not been declared.

(B) The Department shall at all times be governed by any written statements of policy and procedure which have been approved by the City Council.

(C) During a period of emergency as declared by the Mayor, the Police Department shall be under the control and supervision of the Mayor.

Section 2-1-4 Aid for Police

Any member of the Police Department may orally summon as many persons as he/she finds necessary to aid in making an arrest.

Section 2-1-5 Duties and Arrests

It shall be the duty of each member of the police force to enforce the law fairly and impartially with regard to all persons within the City. Police officers may arrest persons for public offenses in accordance with the standards established by Section 804.7 of the 1993 Code of Iowa and as such section may hereafter be revised, amended or redesignated.

Section 2-1-6 Authority

Each member of the police force shall have power and authority to serve and execute warrants and other processes for the apprehension and commitment of persons charged with any crime, held for examination or trial, or taken in the execution or the commission of any crime or misdemeanor. No member of the Police Department shall be involved in any outside business or service, or have any outside employment, that will interfere with his duties as a police officer and police officers are specifically prohibited during the course of their employment from accepting outside employment from any person or corporation holding an Iowa liquor license or beer permit.

Section 2-1-7 Additional Powers and Duties

Police officers shall have such other powers and perform such other duties as the Council, City Administrator or the provisions of this Code shall provide, or as the Mayor shall provide during periods when a declaration of emergency is in existence. Police officers shall surrender all property belonging to the City and all evidence in their possession to the Chief of Police at such time as their employment as police officers ceases.

Chapter 2-2

FIRE DEPARTMENT

Sections:

- 2-2-1 Organization**
- 2-2-2 Insignia**
- 2-2-3 Aid For Fire Department**
- 2-2-4 Fire Assistance Outside City Limits**
- 2-2-5 Alternative Operation**
- Section 2-2-1 Organization**

The Fire Department shall consist of the Fire Chief, and such other fire officers as the Fire Department shall nominate subject to the approval of the City Administrator. The Fire Department may make its own rules and regulations subject only to the approval of the City Administrator.

Section 2-2-2 Insignia

Members of the Fire Department may wear the official badge of insignia of office upon their person and only members of the Fire Department shall wear such badge of insignia.

Section 2-2-3 Aid For Fire Department

The Fire Chief may orally summon as many persons as he finds necessary to aid him in fire control.

Section 2-2-4 Fire Assistance Outside City Limits

The Chief of the Fire Department, the Assistant Chief, the City Administrator, the Mayor or the Mayor Pro-Tem, when performing the duties of Mayor, may authorize or dispatch the fire equipment or a part thereof, and the personnel of the Fire Department or a portion thereof, outside the corporate limits of the City, for the purpose of fighting fires or for rendering of other emergency assistance, wherever in the opinion of the aforesaid officials such action will save life or property and will not be prejudicial to the safety and general welfare of the City. In the event fire equipment is dispatched outside the City limits, there will be a charge made against the property owner based on three hundred dollars (\$300.00) per fire, except no charge will be made to said property owner when there is a valid fire protection agreement existing between the City and municipality or township in which the property owner resides.

Section 2-2-5 Alternative Operation

As an alternative to the provisions of 2-2-1, 2-2-2 and 2-2-3, the Council may elect to provide Fire Protection services for the City through a contractual agreement with an independent contractor.

Chapter 2-3

STREET DEPARTMENT

Sections:

- 2-3-1 Organization**
- 2-3-2 Duties**
- 2-3-3 Other Duties**
- 2-3-4 Alternative Operation**
- Section 2-3-1 Organization**

The Street Department shall consist of the Street Superintendent and such other members in number as the Council may authorize. The activities of the Street Department shall be under the direction of the City Administrator who shall also be responsible for the hiring and discharge of the employees of the department.

Section 2-3-2 Duties

It shall be the duty of the Street Department personnel to make all necessary repairs upon streets, alleys and public ways and to cause the sidewalks of the City to be kept in reasonably safe and passable condition provided, however, that the Street Department shall not have a duty to remove the natural accumulations of snow and ice from sidewalks adjacent to property owned by a person other than the City. The Street Department shall have charge of cleaning, grading and snow removal on the public streets. The Street Department shall also be responsible for the maintenance, repair and construction of the sanitary sewer collection system, the storm sewer and water distribution system. No construction shall be undertaken by this department without the approval of the City Administrator.

Section 2-3-3 Other Duties

The Street Department shall perform such additional duties as the Council may from time to time provide by resolution.

Section 2-3-4 Alternative Operation

As an alternative to the provisions of 2-3-1, 2-3-2 and 2-3-3, the Council may elect to provide Street Maintenance services for the City through a contractual agreement with an independent contractor.

Chapter 2-4

WATER TREATMENT DEPARTMENT

Sections:

- 2-4-1 Organization**
- 2-4-2 Duties**
- 2-4-3 Other Duties**
- 2-4-4 Alternative Operation**
- Section 2-4-1 Organization**

The Water Treatment Department shall consist of the Water Treatment Superintendent and such other employees in number as the Council may authorize. The activities of the Water Treatment Department shall be under the direction of the City Administrator who shall also be responsible for the hiring and discharge of the employees of the department.

Section 2-4-2 Duties

It shall be the duty of the Water Treatment Department to operate the Water Treatment Plant for the purpose of providing fresh water to the City of Storm Lake and to make necessary repairs, extension, construction, and reconstruction of said plant. No construction shall be undertaken by this department without the approval of the City Administrator.

Section 2-4-3 Other Duties

The Water Treatment Department shall perform such other duties as the Council may from time to time provide by resolution.

Section 2-4-4 Alternative Operation

As an alternative to the provisions of 2-4-1, 2-4-2 and 2-4-3, the Council may elect to provide water treatment services for the City through a contractual agreement with an independent contractor.

Chapter 2-5

WASTEWATER TREATMENT DEPARTMENT

Sections:

- 2-5-1 Organization**
- 2-5-2 Duties**
- 2-5-3 Other Duties**
- 2-5-4 Alternative Operation**
- Section 2-5-1 Organization**

The Wastewater Treatment Department shall consist of the Wastewater Treatment Superintendent and such other employees in number as the Council may authorize. The activities of the Wastewater Treatment Department shall be under the direction of the City Administrator who shall also be responsible for the hiring and discharge of the employees of the Department.

Section 2-5-2 Duties

It shall be the duty of the Wastewater Treatment Department to operate the Wastewater Treatment Plant and to make the necessary repairs, extensions, construction, reconstruction and maintenance of said plant as may be required as well as to the sanitary sewer collection system in conjunction with the Street Department. No construction shall be undertaken by this Department without the approval of the City Administrator.

Section 2-5-3 Other Duties

The Wastewater Treatment Department shall perform such other duties as the Council may from time to time provide by resolution.

Section 2-5-4 Alternative Operation

As an alternative to the provisions of 2-5-1, 2-5-2 and 2-5-3, the Council may elect to provide wastewater treatment services for the City through a contractual agreement with an independent contractor.

Chapter 2-6

AIRPORT COMMISSION

Sections:

- 2-6-1 Organization**
- 2-6-2 Powers/Funds**
- 2-6-3 Rules And Regulations**
- 2-6-4 Other Powers**
- Section 2-6-1 Organization**

The Airport Commission shall consist of five (5) members who shall be resident voters of the City and shall be appointed by the Mayor, such appointments to be approved by the Council and each appointment shall be for a term of three (3) years. Vacancies shall be filled as original appointments are made. The Commission shall elect from their own members a chairman and a secretary who shall serve for such term as the Commission shall determine.

Section 2-6-2 Powers/Funds

The Airport Commission has all of the powers in relation to airports granted to cities and counties under State law, except the power to sell the airport. The Commission shall annually submit a budget request on or before December 1 of each year, the amount of which shall be within the limitations of State law to be levied for airport purposes, and upon submission of such request, the City Council may include all or a portion of the requested amount in its budget.

All funds derived from taxation or otherwise for airport purposes shall be under the flow and absolute control of the Commission for the purposes prescribed by law, and shall be deposited with the Finance Director to the credit of the Airport Commission, and shall be disbursed only on the written warrants or orders of the Airport Commission including payment of all the indebtedness arising from the acquisition and construction at the airport and its maintenance, operation and extension.

Without limiting the foregoing, the Commission shall have the specific duty of repairing, maintaining and operating the airport.

Section 2-6-3 Rules And Regulations

The Airport Commission shall have authority and power to make and enforce rules and regulations for control, supervision and operation of the airport.

Section 2-6-4 Other Powers

Airport Commissioners shall have other powers and perform such other duties as may be provided by the Council, the provisions of this Code or the laws of the State, and each Commissioner shall transmit to his successor in office all books, papers, records and documents and property belonging to the City in his custody or appertaining to his office.

Chapter 2-7

LIBRARY TRUSTEES

Sections:

- 2-7-1 Creation**
 - 2-7-2 Term Of Office**
 - 2-7-3 Qualifications Of Trustees**
 - 2-7-4 Powers And Duties**
 - 2-7-5 Power To Contract With Others For The Use Of The Library**
 - 2-7-6 Nonresident Use Of The Library**
 - 2-7-7 Library Account**
 - 2-7-8 Annual Report**
- Section 2-7-1 Creation**

There is hereby created a City Library Board of Trustees to be made up of nine (9) trustees and which Board shall exercise the powers set forth in Section Four (4) of this chapter.

Section 2-7-2 Term Of Office

The term of office for each member of the Board of Library Trustees shall be six (6) years commencing with the first day of July following the members appointment. Vacancies in the Board shall be filled by appointment by the Mayor with the approval of the Council. If vacancies occur in more than three (3) positions in any one year, the Mayor, when making appointments to fill the excess vacancies, shall make special appointments for terms of one (1) to five (5) years as appropriate so that to the greatest extent possible, the terms of the nine (9) trustees will be staggered with the terms of no more than three (3) trustees expiring in any given year.

Section 2-7-3 Qualifications Of Trustees

All of the members of the Board shall be bona fide citizens and residents of the City of Storm Lake, Iowa and shall be over the age of eighteen (18).

Section 2-7-4 Powers And Duties

The Board shall have and exercise the following powers and duties:

(A) To meet and elect from its members a president, a secretary and such other officers as it deems necessary. The Finance Director shall serve as Board treasurer but shall not be a member of the Board.

(B) To have charge, control and supervision of the public library, its appurtenances, fixtures and rooms containing the same.

(C) To direct and control all of the affairs of the library.

(D) To employ a librarian and authorize the librarian to employ such assistants and employees as may be necessary for the proper management of the library and fix their compensation; provided, however, that prior to such employment, the compensation of the librarian, assistants and employees shall have been fixed and approved by a majority of the members of the Board voting in favor thereof.

(E) To remove by a majority vote of the Board the librarian and provide procedures for the removal of assistants or employees.

(F) To select or authorize the librarian to select and make purchases of books, pamphlets, magazines, periodicals, papers, maps, journals, other library materials, furniture, fixtures, stationery and supplies for the library within budgetary limits set by the Board.

(G) To authorize the use of the library by nonresidents of the City and fix charges therefor.

(H) To make and adopt, amend, modify or repeal rules and regulations, not inconsistent with ordinances and the law, for the care, use, government and management of the library and the business of the Board, fixing and enforcing penalties for violations.

(I) To have exclusive control of the expenditure of all funds allocated for library purposes by the Council, and of all moneys available by gift or otherwise for the erection of library buildings, and of all other moneys belonging to the library including fines and rentals collected under the rules of the Board.

(J) To accept gifts of real property, personal property, or mixed property, and devise and bequests, including trust funds; to take the title to said property in the name of the library; to execute deeds and bills of sale for the conveyance of said property; and to expend the funds received by them from such gifts, for the improvement of the library.

(K) To keep a record of its proceedings.

(L) To have authority to make agreements with the local County Historical Association, where such exists, and to set apart the necessary room and to care for such articles as may come into the possession of the Association. The trustees are further authorized to purchase necessary receptacles and materials for the preservation or protection of such articles as are in their judgment of a historical and educational nature and pay for the same out of the funds allocated for library purposes.

Section 2-7-5 Power To Contract With Others For The Use Of The Library

(A) Contracting. The Board may contract with any other boards of trustees of free public libraries, any other city, school corporation, private or semi-private organization, institution of higher learning, township, or county, or with the trustees of any county library district for the use of the library by their respective residents.

(B) Termination. Such a contract may be terminated at any time by mutual consent of the contracting parties. It also may be terminated by a majority vote of the electors represented by either of the contracting parties. Such a termination proposition shall be submitted to the electors by the governing body of a contracting party on a written petition of not less than five percent (5%) in numbers of the electors who voted for governor within the territorial boundaries of the party in the last general election. The petition must be presented to the governing body not less than forty (40) days before the election. The proposition may be submitted at any election provided by law that it is held in the territorial

boundaries of the party who was seeking to terminate the contract.

Section 2-7-6 Nonresident Use Of The Library

The Board may authorize the use of the library by nonresidents in any one or more of the following ways:

(A) By lending the books or other materials of the library to nonresidents on the same terms and conditions as to residents of the City, or upon payment of a special nonresident library fee.

(B) By establishing depositories of library books or other materials to be loaned to nonresidents.

(C) By establishing bookmobiles or a traveling library so that books or other library materials may be loaned to nonresidents.

(D) By establishing branch libraries for lending books or other library materials to nonresidents.

Section 2-7-7 Library Account

All money appropriated by the Council from the general fund for the operation and maintenance of the library shall be set aside in an account for the library. Expenditures shall be paid for only on orders of the Board, signed by its president and secretary. The warrant writing officer is the Finance Director.

Section 2-7-8 Annual Report

The Board shall make a report to the City Council immediately after the close of the municipal fiscal year. This report shall contain statements of the condition of the library, the number of books added thereto, the number circulated, the amount of fines collected, and the amount of money expended in the maintenance of the library during the year, together with such further information required by the Council.

Chapter 2-8

MUNICIPAL BAND

Sections:

- 2-8-1 Authority**
- 2-8-2 Organization**
- 2-8-3 Funds**
- 2-8-4 Rules**
- Section 2-8-1 Authority**

The Municipal Band, heretofore authorized by the voters of the City, is hereby authorized to levy a tax, upon proper action of the council, to provide a fund for the maintenance or employment of a band for musical purposes as provided by the laws of the State.

Section 2-8-2 Organization

The regulation of the Band, including the power to appoint the director, is hereby vested in three (3) trustees who shall be nominated by the Mayor subject to the approval of the Council. Their term of office shall be three (3) years commencing on July 1 following their approval and for the next three (3) fiscal years. One appointment is to be made each year. Any person appointed trustee shall be a qualified elector of the City.

Section 2-8-3 Funds

All funds collected for Band purposes shall be paid to the Finance Director. No order shall be drawn or warrants issued when there is no money in the Band fund with which to pay the same.

Section 2-8-4 Rules

The Trustees shall upon their qualification forthwith meet and organize and promulgate a set of rules to govern the Band which shall be subject to the approval of the Council and a copy of which said rules shall be filed with the City Clerk.

Chapter 2-9

ZONING COMMISSION

Sections:

2-9-1	Authority
2-9-2	Organization
2-9-3	Term of Office
2-9-4	Duties and Powers
Section 2-9-1	Authority

Under and by virtue of the authority conferred by the Code of Iowa, a Storm Lake Zoning Commission is hereby created and established.

Section 2-9-2 Organization

The Storm Lake Zoning Commission shall consist of seven (7) members, who shall be citizens of the City, and qualified by knowledge or experience to act in matters pertaining to the development of a city plan and who shall not hold any elective office in the municipal government. The members shall be appointed by the Mayor, subject to the approval of the Council.

Section 2-9-3 Term of Office

The term of office of the members of said Commission shall be three (3) years.

Section 2-9-4 Duties and Powers

(A) The Storm Lake Zoning Commission shall choose annually at its first regular meeting one of its members to act as Chairman, one as Vice Chairman, who shall perform all the duties of the Chairman during his absence or disability, and another as Secretary.

(B) The Commission shall adopt such rules and regulations governing its organization and procedure as it may deem necessary.

(C) The Commission may request of the Council that the City provide the Commission with such surveys, studies, maps, plans or charts of the whole or any portion of the City or of any land outside thereof, which in the opinion of the Commission bears relation to a comprehensive plan and shall bring to the attention of the Council and may publish its studies and recommendations.

(D) All plans, plats or re-plats of subdivisions or re-subdivisions of land embraced in said City or adjacent thereto, laid out in lots or plats with the streets, alleys, or other portions of the same intended to be dedicated to the public, shall first be submitted to the Zoning Commission and its recommendations obtained before approval by the Council.

(E) No plan for any street, park, parkway, boulevard, traffic-way, lake-front, or other public

improvement affecting the city plan shall be finally approved or the character or location thereof determined unless such proposal shall first have been submitted to the Zoning Commission and the latter shall have had fifteen (15) days within which to file its recommendations thereon.

(F) For the purpose of making a comprehensive plan for the physical development of the City, the Zoning Commission shall make a careful and comprehensive study of present conditions and future growth of the municipality and with due regard to its relation to neighboring territory. The plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the municipality and its environs which will, in accordance with the present and future needs, best promote health, safety, morals, order, convenience, prosperity and general welfare, as well as efficiency and economy in the process of development. The comprehensive plan shall be reviewed and revised by the Zoning Commission at least once every five (5) years.

(G) Before adopting a comprehensive plan as referred to in this Section, or any part of it, or any substantial amendment thereof the Commission shall hold at least one public hearing thereon, notice of the time of which shall be given by one publication in a newspaper of general circulation in the City, not less than ten (10) nor more than twenty (20) days before the date of hearing. The adoption of the plan or part or amendment thereof shall be by resolution of the Commission carried by the affirmative vote of not less than two-thirds (A) of the members of the Commission. After adoption of said plan by the Commission, an attested copy thereof shall be certified to the Council, and the Council may approve the same and when said plan or any modification or amendment thereof shall receive the approval of the Council, the said plan until subsequently modified or amended as hereinbefore authorized shall constitute the official City plan.

(H) When such comprehensive plan as hereinbefore provided has been adopted, no substantial amendment or modification thereof shall be made without such proposed change first being referred to the Zoning Commission, for its recommendation. If this Commission disapproves the proposed change, it may be adopted by the Council only by the affirmative vote of at least three-fourths (3/4) of the members of the said Council.

Chapter 2-10

BOARD OF ADJUSTMENT

Sections:

- 2-10-1 Board Established**
- 2-10-2 Board Procedures**
- 2-10-3 Board Powers**
- 2-10-4 Appeals To Board**
- 2-10-5 Location Of Meetings**

Section 2-10-1 Board Established

The Board of Adjustment is hereby established. The Board shall consist of five (5) members to be appointed by the City Council for a term of five (5) years. Said members shall be removable for cause by the Council upon written charges and after public hearing. Any vacancy occurring shall be filled by the Council for the unexpired term of any member whose term becomes vacant.

Section 2-10-2 Board Procedures

The Board shall adopt rules in accordance with and consistent with the provisions of this Code or any chapter of this Code not inconsistent with any laws of the State of Iowa. The Board of Adjustment shall meet twice each month, during the second and fourth week of the month, on such day as the chairman may designate provided, however, that the chairman may call additional meetings of the Board if extraordinary circumstances require additional meetings. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the Board shall be open to the public. The Board shall keep minutes of its proceedings, showing the vote by each member upon each question, or, if absent or failing to vote, indicating such facts, and shall keep records of its examinations and other official acts, all of which shall be immediately filed in the office of the Board and shall be a public record.

Section 2-10-3 Board Powers

The Board of Adjustment shall have those powers enumerated and set forth in Section 414.12 of the 1993 Code of Iowa and as the same may hereafter be revised, amended or redesignated and as more specifically set forth in Article XXII of the Storm Lake Zoning Ordinance.

Section 2-10-4 Appeals To Board

Appeals to the Board of Adjustment may be taken by any person aggrieved, or by any officer of the Board or Bureau of the City affected by any decision of the administrative officer; such appeals shall be taken within a reasonable time as provided by the rules of the Board by filing with the officer from whom the appeal is taken and with the Board of Adjustment's notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the Board all the papers constituting the record from which the action appealed from was taken.

An appeal shall stay all proceedings in furtherance of the actions appealed from unless the officer from whom the appeal is taken certifies to the Board of Adjustment, after the notice of appeal shall have been filed with him, that by reason of the facts stated in the certificate the stay would, in his opinion, cause imminent peril to life or property. In such case, proceedings shall not be stayed, otherwise than by a restraining order, which may be granted by the Board of Adjustment or by a court of record on application or notice to the officer from whom the appeal is taken and on due cause shown.

Section 2-10-5 Location Of Meetings

The Board of Adjustment shall hold its meetings in the Public Meeting Room at City Hall or other appropriate location within City Hall, and the Board may adjourn its meetings from time to time for the purpose of personally inspecting the premises which is the subject matter of a pending action.

Chapter 2-11

CEMETERIES

Sections:

- 2-11-1 Cemetery Management**
- 2-11-2 Board of Cemetery Trustees**
- 2-11-3 Duties**
- 2-11-4 Budget**

Section 2-11-1 Cemetery Management

The general management of the cemetery to be operated jointly by the Townships of Hayes, Providence and Washington and the City, to be known as the "Storm Lake Cemetery", is hereby transferred to a Board of Cemetery Trustees, to consist of one representative from each of the three (3) townships listed above and one representative from the City of Storm Lake.

Section 2-11-2 Board of Cemetery Trustees

The Council shall select and appoint the City member of said Board of Cemetery Trustees, who shall be a resident voter and may be the Mayor or a Councilman.

Section 2-11-3 Duties

The duties of said Trustee shall be to attend all meetings of said Board, perform such duties as are necessary and proper as a member thereof, and to report to the Council from time to time on the status of said cemetery.

Section 2-11-4 Budget

The said Board of Cemetery Trustees shall submit their budget annually to the Council prior to December 1 of each year asking for a levy by the City.

Chapter 2-12

CITY BOARDS AND COMMISSIONS: QUALIFICATION AND REGULATION

Sections:

2-12-1	Application
2-12-2	Qualification
2-12-3	Terms Of Members
2-12-4	Commencement of Term
2-12-5	Removal of Member
2-12-6	Advertisement of Vacancies
2-12-7	Organization
2-12-8	Minutes
2-12-9	Application to Joint Commissions

Section 2-12-1 Application

The provisions of this Chapter shall apply to all of the following Boards and Commissions, whether or not they are established and ordained under the provisions of Title 2 of this Code:

- Airport Commission
- ADA Compliance Committee
- Municipal Band Trustees
- Board of Library Trustees
- Storm Lake Zoning Commission
- Board of Adjustment
- Board of Appeals
- Parks and Recreation Advisory Board

(Ord. 04-O-97-98, Amended, 11/17/1997)

Section 2-12-2 Qualification

No person may be appointed to any Board, Commission or Agency designated in Section 2-12-1 unless that person shall be a citizen of the State of Iowa, a resident of the City of Storm Lake and at least eighteen (18) years of age.

Section 2-12-3 Terms Of Members

The terms of all members of any Board, Commission or Agency designated in Section 2-12-1 shall be for a period of three (3) years, with the exception of the Board of Adjustment which shall be five (5) years as is required by State law and with the exception of the Library Trustees which shall be six (6) years.

Section 2-12-4 Commencement of Term

The terms of all members of any Board, Commission or Agency designated in Section 2-12-1 shall commence on July 1 in the year of appointment.

Section 2-12-5 Removal of Member

Any member of any Board, Commission or Agency designated in Section 2-12-1 may be removed for cause and shall be subject to removal if they shall fail to attend three (3) or more meetings of their respective Board, Commission or Agency in any calendar year. Removal of any member shall be by majority vote of the City Council following a hearing, which hearing shall be preceded by not less than ten (10) days notice to such member that removal is contemplated.

Section 2-12-6 Advertisement of Vacancies

No appointment or reappointment of any member shall be made to any Board, Commission or Agency designated in Section 2-12-1 unless Notice to the public shall be published in a newspaper of general circulation in the City not less than fifteen (15) days prior to the appointment. Such notice shall designate the Board, Commission or Agency on which the vacancy or expired term exists and advise residents of their right to make application for appointment to such Board, Commission or Agency.

Section 2-12-7 Organization

The members of all Boards, Commissions or Agencies shall elect a chairman from among their own members and shall also elect a secretary unless a non-voting City employee is otherwise designated to act as secretary.

Section 2-12-8 Minutes

The secretary of all Boards, Commissions or Agencies shall record the minutes of all meetings and shall provide a signed copy of those minutes to the City Clerk within seven (7) days of each such meeting.

Section 2-12-9 Application to Joint Commissions

The provisions of Section 2-12-2 and 2-12-5 shall apply to all members of the following Boards or Commissions appointed by either the Mayor or City Council of the City:

- (A) Board of Cemetery Trustees of the Storm Lake Cemetery
- (B) Buena Vista County Landfill Commission
- (C) Storm Lake Airport Zoning Commission.

Chapter 2-13

ADA COMPLIANCE COMMITTEE

Sections:

2-13-1	Title
2-13-2	Membership
2-13-3	Powers
Section 2-13-1	Title

There is hereby created a five (5) member committee to be known as the ADA Compliance Committee. As used herein, ADA shall refer to the Americans with Disabilities Act of 1990, Public Law 101-336.

Section 2-13-2 Membership

The members of the Committee shall be selected by the Council. The membership shall include:

- (A) One member who shall be a City Council person and who shall serve as chairperson.
- (B) One member who has a disability as defined by Section 3(2), Public Law 101-336.
- (C) One member from the business or non-profit sector of the community.
- (D) One member involved in health care/medical services.
- (E) One member involved in public or private education.

Section 2-13-3 Powers

The ADA Compliance Committee is hereby empowered to hear complaints regarding access to and/or participation in public facilities, services, activities and functions within the City's jurisdiction.

As a prerequisite to hearing any complaint, the complaint must have first been submitted to the City Administrator who shall serve as the ADA Coordinator for Storm Lake, and the Administrator must have issued a written decision with regard to the complaint, or alternatively, more than twenty (20) working days shall have past since the submission of the complaint to the Administrator.

The Committee shall hold a hearing in public with respect to the complaint after giving public notice of said hearing. The Committee will issue a written decision on the complaint within thirty (30) days after completion of the hearing.

A decision of the ADA Compliance Committee shall be final unless the complainant or City Administrator shall file a written request asking the City Council to review the decision and which request must be made within ten (10) working days following the issuance of the decision.

Chapter 2-14

PARKS AND RECREATION ADVISORY BOARD

Sections:

- 2-14-1 Created**
- 2-14-2 Membership**
- 2-14-3 Duties & Powers**

Section 2-14-1 Created

There is hereby created the City of Storm Lake Parks and Recreation Advisory Board.
(Ord. 04-O-97-98, Add, 11/17/1997)

Section 2-14-2 Membership

The Board shall consist of seven members appointed by the Mayor with the approval of the City Council. The members shall serve for a term of three years, however, the initial appointments shall be two members for a one year term, two members for a two year term, and three members for three year terms.
(Ord. 04-O-97-98, Add, 11/17/1997)

Section 2-14-3 Duties & Powers

- (A) The Board shall adopt such rules and regulations governing its procedure as it may deem necessary.
- (B) The Board shall meet quarterly or at the call of their chairman, and make such recommendations as it deems advisable to the City Council or City Administrator concerning the operation of the City parks and recreational facilities.
- (C) Before any City park property is sold by the City, the City Council shall refer said matter to the Board for its recommendation. Recommendation shall be made within forty-five days from the date of referral. If the Board recommends that the property should not be sold, the Council shall not proceed to sell property unless four members of the Council approve such sale.
- (D) The Board shall not have budgetary authority or authority to enter contracts, and shall not keep funds in its name.
(Ord. 04-O-97-98, Add, 11/17/1997)

Chapter 2-15

STORM WATER ADVISORY COMMITTEE

Sections:

- 2-15-1 Created**
- 2-15-2 Membership**
- 2-15-3 Duties**

Section 2-15-1 Created

There is hereby created a five (5) member committee to be known as the Storm Water Advisory Committee in accordance with requirements outlined by the City's Storm Water Phase II permit with the Iowa Department of Natural Resources.

(Ord. 01-O-2006-2007, Add, 08/21/2006)

Section 2-15-2 Membership

The Committee shall consist of five (5) members appointed by the Mayor with the approval of the City Council. The members shall serve for a term of three years, however, the initial appointments shall be three members for three year terms and two members for two year terms. Additional membership shall consist of an ex-officio member which will be the Watershed Coordinator.

(Ord. 01-O-2006-2007, Add, 08/21/2006)

Section 2-15-3 Duties

(A) Provide feedback on current Storm Water initiatives including education, policies, and city practices. Promote Storm Water practices within the community to improve overall water quality.

(B) The committee shall meet at least annually or at the call of the City Infrastructure & Public Facilities Director or City Administrator.

(Ord. 01-O-2006-2007, Add, 08/21/2006)