

NOTICE OF PLANNING & ZONING COMMISSION REGULAR MEETING

City of Cumming

April 28, 2020 – 7:00 p.m.

Cumming City Hall*

649 N 44th Street

Cumming, Iowa 50061

This is a tentative agenda only, which is subject to change. The final agenda will be posted at least 24 hours prior to commencement of the meeting.

- I. ROLL CALL
- II. APPROVAL OF AGENDA as presented and/or amended.
- III. PUBLIC COMMENT
- IV. ACTION/DISCUSSION ITEMS
 - A. Great Western Crossing Plat 2 – Final Plat
 - B. Great Western Crossing Plat 3 – Final Plat
 - C. 200 N 60th – Secondary Structure
 - D. Chapter 40 Public Peace - Noise
 - E. Chapter 55 Animal Protection and Control
 - F. Board Member Applicant Discussion
- V. UPCOMING PLANNING & ZONING MEETING:
 - A. Regular meeting – May 26, 2020 at 7:00 p.m. at City Hall
- VI. ADJOURN

*This meeting will be held electronically through the Zoom App. If you would like to participate or view this meeting please download the app and choose "Join Meeting" up to 10 minutes prior. The meeting ID is: 897 4253 7749. Password: 864406. If you would like to join by telephone please call: 312-626-6799 and enter the Meeting ID and Password when prompted.

Please keep your microphone muted unless you are called upon to speak during public comment. The standard rules of order apply during this meeting.

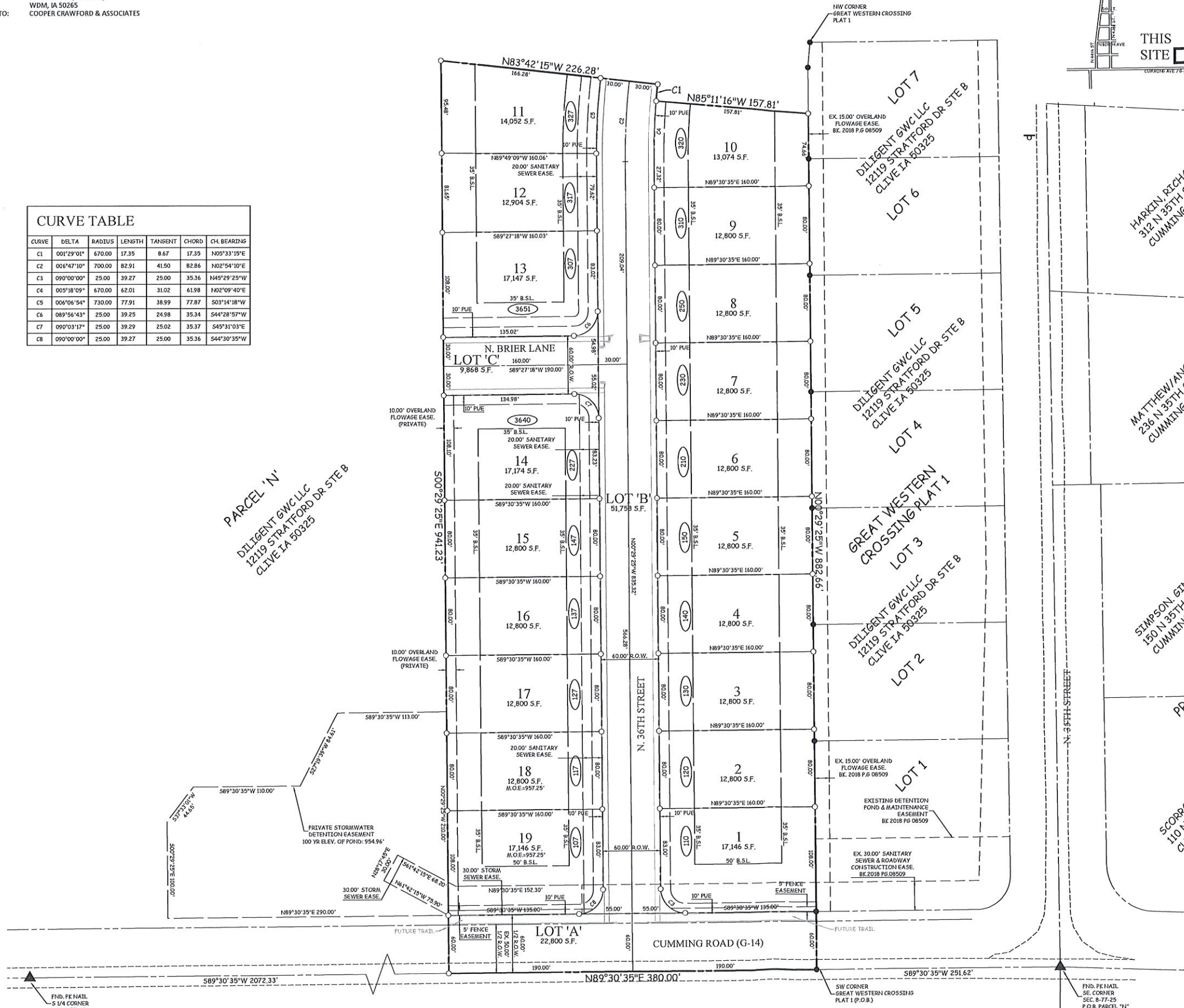
If have any questions about the operation of this app or how to join please contact City Hall at 515-981-9214 by 5:00 p.m., Tuesday, April 28.

INDEX LEGEND

LOCATION : S.E. 1/4 SEC. 8-77-25
 REQUESTOR: DILIGENT GWC, LLC
 PROPRIETOR: DILIGENT GWC, LLC
 SURVEYOR: KEVEN J. CRAWFORD
 COMPANY: COOPER CRAWFORD & ASSOCIATES
 475 S 50th ST., STE. 800,
 WDM, IA 50265
 RETURN TO: COOPER CRAWFORD & ASSOCIATES

CURVE TABLE

CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CH. BEARINGS
C1	001°29'01"	670.00	17.35	8.67	17.35	N09°33'15"E
C2	006°47'10"	700.00	82.91	41.50	82.86	N02°54'10"E
C3	090°00'00"	25.00	39.27	25.00	35.36	N49°29'25"W
C4	005°18'09"	670.00	62.01	31.02	61.98	N02°09'40"E
C5	006°06'54"	730.00	77.91	38.99	77.87	S03°14'18"W
C6	089°56'43"	25.00	39.29	24.98	35.34	S44°28'57"W
C7	090°03'17"	25.00	39.29	25.02	35.37	S49°31'03"E
C8	090°00'00"	25.00	39.27	25.00	35.36	S44°30'35"W



**FINAL PLAT
 GREAT
 WESTERN
 CROSSING
 PLAT 2**

Cumming, Iowa

OWNER / DEVELOPER

DILIGENT GWC, LLC
 12119 STRATFORD DR.
 CLIVE, IA 50325
 515-309-0705

ZONING

GREAT WESTERN CROSSING P.U.D.

SETBACKS

FRONT -35'
 REAR -35'
 SIDE -10'
 *50' ALONG CUMMING ROAD

LEGAL DESCRIPTION

A PART OF PARCEL 'N', OF THE PLAT OF SURVEY, RECORDED BOOK 2016, PAGE 9567, CUMMING, WARREN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 77 NORTH, RANGE 25 WEST OF THE 5TH P.M., IN THE CITY OF CUMMING, WARREN COUNTY, IOWA; THENCE S89°30'35"W, 251.62 FEET ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 8, TO THE POINT OF BEGINNING; THENCE S89°30'35"W, 380.00 FEET ALONG SAID SOUTH LINE; THENCE N00°29'25"W, 941.23 FEET; THENCE S83°42'15"E, 226.28 FEET TO A 670.00 FEET RADIUS CURVE, SAID CURVE CONCAVE TO THE SOUTHWEST; THENCE SOUTHWESTERLY, 17.35 FEET ALONG SAID CURVE, SAID CURVE HAS A CHORD LENGTH OF 17.35 FEET AND A CHORD BEARING OF S05°33'15"W; THENCE S89°11'16"E, 157.81 FEET TO THE WEST LINE OF GREAT WESTERN CROSSING PLAT 1, AN OFFICAL PLAT, RECORDED BOOK 2018, PAGE 08509, CUMMING, WARREN COUNTY, IOWA; THENCE S00°29'25"E, 882.66 FEET ALONG SAID WEST LINE AND TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 7.96 ACRES MORE OR LESS.

SAID TRACT OF LAND BEING SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

NOTES

1. LOTS 'A', 'B', AND 'C' TO BE DEDICATED TO THE CITY FOR RIGHT-OF-WAY PURPOSES
2. A HOME OWNERS ASSOCIATION WILL BE ESTABLISHED FOR MAINTENANCE OF THE STORM WATER DETENTION POND.
3. TRAIL ADJACENT TO LOTS 1 & 19 WILL BE THE INSTALLED BY HOMEOWNERS AT TIME OF HOME CONSTRUCTION.
4. ALL P.U.E.'S ARE PUBLIC.
5. ADJOINING SIDEWALK AND TRAIL WILL BE INSTALLED BY THE OWNERS OF THE INDIVIDUAL LOTS AT THE TIME WHEN THE LOTS ARE DEVELOPED OR WHEN REQUESTED BY THE CITY OF CUMMING.

LEGEND

- ▲ PLAT BOUNDARY
- SECTION CORNER
- FOUND CORNER, AS NOTED
- SET CORNER 5/8" I.R. W/ YELLOW CAP #13156
- I.R. IRON ROD
- G.P. GAS PIPE
- D. DEEDED DISTANCE
- M. MEASURED DISTANCE
- R. PREVIOUSLY RECORDED DISTANCE
- P.U.E. PUBLIC UTILITY EASEMENT
- 3333 ADDRESS
- B.S.L. BUILDING SETBACK LINE
- M.O.E. MINIMUM OPENING ELEVATION
- M.P.E. MINIMUM PROTECTION ELEVATION
- N.R. NOT RADIAL



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION, AND THAT I AM A DULY LICENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

KEVEN J. CRAWFORD, P.L.S. IOWA LICENSE NO. 13156
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2020
 PAGES OR SHEETS COVERED BY THIS SEAL:
 THIS SHEET ONLY

COOPER CRAWFORD & ASSOCIATES, L.L.C.
 CIVIL ENGINEERS
 475 S. 50th STREET, SUITE 800, WEST DES MOINES, IOWA 50265
 PHONE: (515) 224-1344 FAX: (515) 224-1345

DATE: 4-2-2020
 REVISIONS: 4-21-2020
 4-27-2020

APPROVED: (X-X-2003) INITIAL:ED: XXXX AS-BUILT: (X-X-2003)

**FINAL PLAT
 GREAT WESTERN CROSSING PLAT 2**

SHEET 1 OF 1

RECEIVED APR 27 2020



Project Name: GWC Plat 2 – Final - Comments

Date	Time	From	Comment
4/20/20	3:32 PM	Brad Cooper	To clarify, the 50' front setback is only along G-14 on those 2 corner lots, per the PUD. We'd really like to change that to 40', but that will take an amendment.
4/20/20	3:35 PM	Tony Bellizzi	Just to clarify in the Zoning section by showing the setbacks for lots that from G-14 and setbacks for other areas.
4/20/20		Tony Bellizzi	Letter from V&K attached
4/21/20	10:59 AM	Chris Thompson	<ul style="list-style-type: none"> - General note added all PUE's are public - Revised - Side and trail is shown in grayscale - 10-year elevation added - Street names shown - MOE's provided (1.25' above overflow)
4/24/20	3:33 PM	Tony Bellizzi	<ol style="list-style-type: none"> 1. Label the 10' overland flowage easements in backyards as "private" 2. Identify the location of the future trail by labeling, Under "Zoning" what is the purpose of existing and proposed? 3. Can we just indicate "Great Western Crossing PUD"?
4/25/20	8:54 AM	Shawn O'Shea	No comments to add to Tony's previous comments.



April 20, 2020

Angie Ritchie
Deputy City Clerk
City of Cumming
649 N. 44th Street
P.O. Box 100
Cumming, Iowa 50061

CUMMING, IOWA
GREAT WESTERN CROSSING PLAT 2
FINAL PLAT

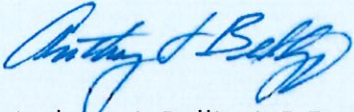
Veenstra & Kimm, Inc. has reviewed the final plat of Great Western Crossing Plat 2 and offer the following comments:

1. Identify utility easements as public or private.
2. Building setback lines are shown at 35 feet but under Zoning, setbacks are shown to be 50 feet for front yard and 40 feet for rear yard. The setback should be clarified that the PUD setbacks shown in the plat apply. Under Zoning, identify the name of the PUD that applies.
3. Show location of the future trail along Cumming Ave.
4. Under "Notes" include a note that the sidewalks will be installed by the owners of the individual lots at the time when the lots are developed.
5. Regarding the stormwater detention basin, identify the 100 year storm detention elevation.
6. Label the existing and proposed names of streets.
7. Lots adjoining the detention basin and the lots including stormwater drainage swales, show the minimum opening elevation (MOE) as applicable.

Angie Ritchie
April 20, 2020
Page 2

If you have any questions about our comments, please contact us at 225-8000.

VEENSTRA & KIMM, INC.



Anthony J. Bellizzi, P.E.

AJB:dml
41233-034
cc: Brad Cooper, Cooper Crawford & Associates, LLC

RECEIVED APR 23 2020

INDEX LEGEND
 LOCATION: S.E. 1/4 SEC. 8-77-25
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 SURVEYOR: KEVEN J. CRAWFORD
 COMPANY: COOPER CRAWFORD & ASSOCIATES
 475 S 50th ST., STE. 800,
 WDM, IA 50265
 RETURN TO: COOPER CRAWFORD & ASSOCIATES

BIG OTTER CREEK LLC
 5918 LITTLE LEAF TRL.
 WEST DES MOINES IA 50266



VICINITY SKETCH
 NO SCALE.

- NOTES**
1. LOTS 'A', 'B', AND 'C' TO BE DEDICATED TO THE CITY FOR RIGHT-OF-WAY PURPOSES.
 2. A HOME OWNERS ASSOCIATION WILL BE ESTABLISHED FOR MAINTENANCE OF THE STORM WATER DETENTION BASIN AND THE PRIVATE STORM SEWER AND OVERLAND STORMWATER DRAINAGE SWALES.
 3. ADJOINING SIDEWALK AND TRAIL WILL BE INSTALLED BY THE OWNERS OF THE INDIVIDUAL LOTS AT THE TIME WHEN THE LOTS ARE DEVELOPED OR WHEN REQUESTED BY THE CITY OF CUMMING.
 4. ALL P.U.E. ARE PUBLIC.

FINAL PLAT GREAT WESTERN CROSSING PLAT 3

CUMMING, IOWA

OWNER / DEVELOPER

DILIGENT GWC, LLC
 12119 STRATFORD DR.
 CLIVE, IA 50325
 515-309-0705

ZONING

GREAT WESTERN CROSSING P.U.D.

SETBACKS

FRONT - 35'
 REAR - 35'
 SIDE - 10'

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SAID PARCEL CONTAINS 7.462 ACRES MORE OR LESS.

SAID TRACT OF LAND BEING SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CH. BEARING
C1	001°29'01"	670.00	17.35	8.67	17.35	N05°33'15"E
C2	030°59'40"	600.00	324.57	166.36	320.63	S75°19'39"E
C3	011°14'14"	700.00	137.29	68.86	137.07	S11°54'52"W
C4	005°34'22"	630.00	61.28	30.66	61.25	S88°02'18"E
C5	090°00'00"	25.00	39.27	25.00	35.36	S45°49'29"E
C6	007°58'06"	630.00	87.62	43.88	87.54	S81°16'04"E
C7	085°11'00"	25.00	37.17	22.98	33.84	N60°07'29"E
C8	004°39'09"	670.00	54.41	27.22	54.39	N15°12'24"E
C9	006°35'04"	670.00	77.00	38.54	76.96	N09°35'17"E
C10	001°29'01"	670.00	17.35	8.67	17.35	N05°33'15"E
C11	006°06'54"	730.00	77.91	38.99	77.87	S09°21'12"W
C12	005°07'20"	730.00	65.26	32.65	65.24	S14°58'19"W
C13	085°11'00"	25.00	37.17	22.98	33.84	S25°03'31"E
C14	007°49'12"	630.00	85.99	43.06	85.92	S63°44'25"E
C15	002°37'50"	570.00	26.17	13.09	26.17	N61°08'44"W
C16	009°49'59"	570.00	97.82	49.03	97.70	N67°22'39"W
C17	009°49'59"	570.00	97.82	49.03	97.70	N77°12'38"W
C18	008°41'52"	570.00	86.53	43.35	86.45	N86°28'33"W
C19	090°00'00"	25.00	39.27	25.00	35.36	S44°10'31"W

LEGEND

- PLAT BOUNDARY
- SECTION CORNER
- FOUND CORNER, AS NOTED
- SET CORNER 5/8" I.R. W/ YELLOW CAP #13156
- I.R. IRON ROD
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- 3333 ADDRESS
- B.S.L. BUILDING SETBACK LINE
- M.O.E. MINIMUM OPENING ELEVATION
- M.P.E. MINIMUM PROTECTION ELEVATION
- N.R. NOT RADIAL

I HEREBY CERTIFY THAT THIS ENGINEERING DOCUMENT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF IOWA.

KEVEN J. CRAWFORD
 LICENSE NO. 13156
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2020

KEVEN J. CRAWFORD, P.E. IOWA LICENSE NO. 13156
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2020

PAGES OR SHEETS COVERED BY THIS SEAL:
 THIS SHEET ONLY

COOPER CRAWFORD & ASSOCIATES, L.L.C.
 CIVIL ENGINEERS

475 S. 50th STREET, SUITE 800, WEST DES MOINES, IOWA 50265
 PHONE: (515) 224-1344 FAX: (515) 224-1345

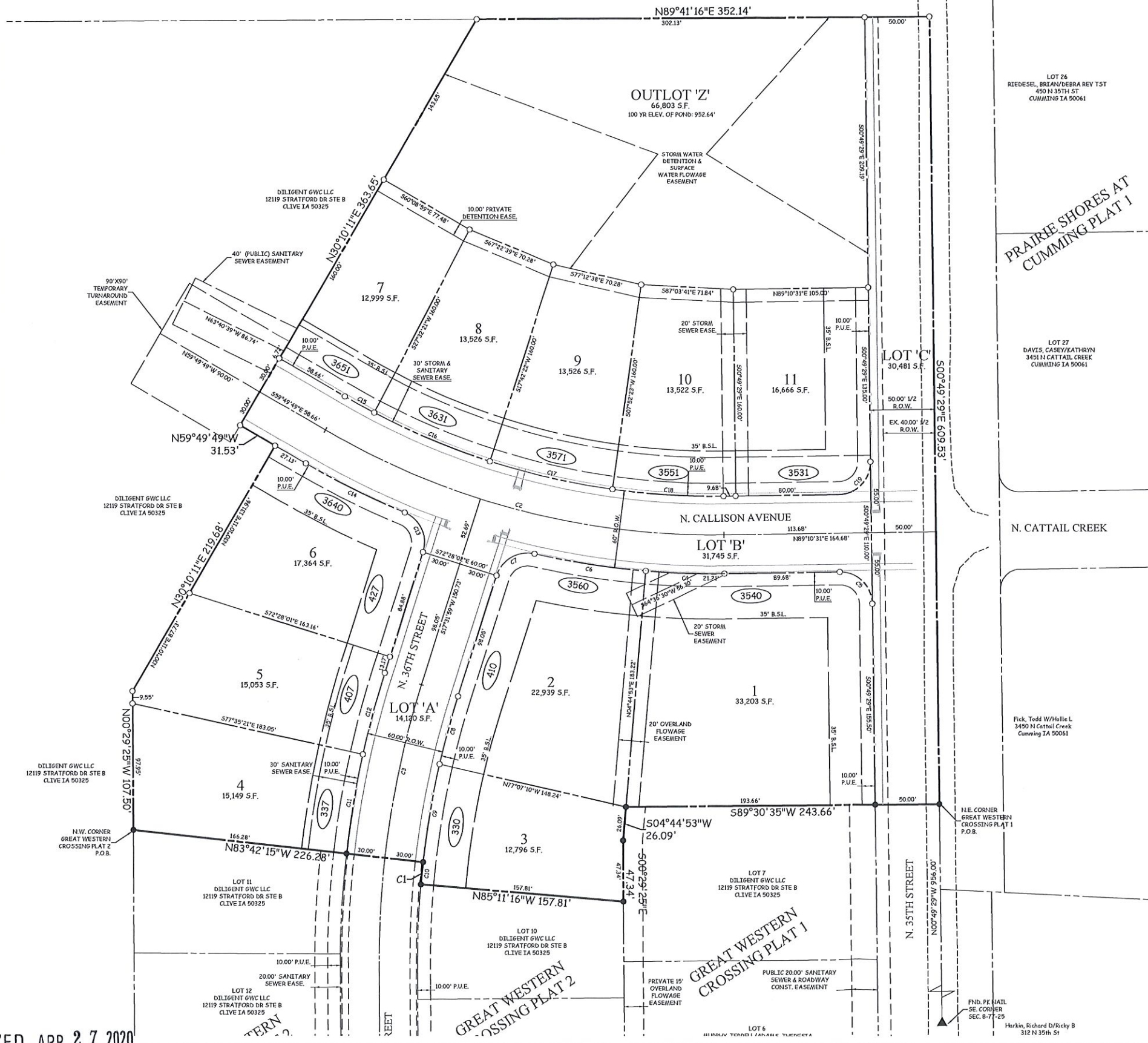
DATE: 4-2-2020
 REVISIONS: 4-27-2020

JOB NUMBER
CC 2205

APPROVED: (X-X-2003) INITIALED: XXX AS-BUILT: (X-X-2003)

FINAL PLAT
 GREAT WESTERN CROSSING PLAT 3

SHEET
 1 OF 1



RECEIVED APR 27 2020

Project Name: GWC Plat 3 - Final - Comments

Date	Time	From	Comment
4/20/20		Tony Bellizzi	Letter from V&K Attached
4/21/20	10:59 AM	Chris Thompson in response to the letter from Tony	<ul style="list-style-type: none"> - General note 4 added - Revised - Easement label added and 100 year elevation added - MOE's proved (1.25' above overflow) - The 40' sanitary easement is not necessary since both plats will be recorded at the same time (removed)
4/24/20	3:33 PM	Tony Bellizzi	<ol style="list-style-type: none"> 1. Label the 40' sanitary sewer easement on the west end of N. Callison as "Public" 2. Under "Zoning" same question as above for Plat 2
4/25/20	8:54 AM	Shawn O'Shea	



April 20, 2020

Angie Ritchie
Deputy City Clerk
City of Cumming
649 N. 44th Street
P.O. Box 100
Cumming, Iowa 50061

CUMMING, IOWA
GREAT WESTERN CROSSING PLAT 3
FINAL PLAT

Veenstra & Kimm, Inc. has reviewed the final plat of Great Western Crossing Plat 3 and offer the following comments:

1. Identify utility easements as public or private.
2. Under Zoning, identify the name of the PUD that applies.
3. Outlot Z should be identified as private stormwater detention basin. The detention elevation of a 100-year storm event should be noted on the final plat.
4. Show minimum opening elevation (MOE) for lots that adjoin the detention basin and adjoin the drainage swales where applicable.
5. Clarify what happens to the existing 40-foot sanitary sewer easement on Lot 4 as shown on Great Western Crossing Plat 2.

If you have any questions about our comments, please contact us at 225-8000.

VEENSTRA & KIMM, INC.

Anthony J. Bellizzi, P.E.

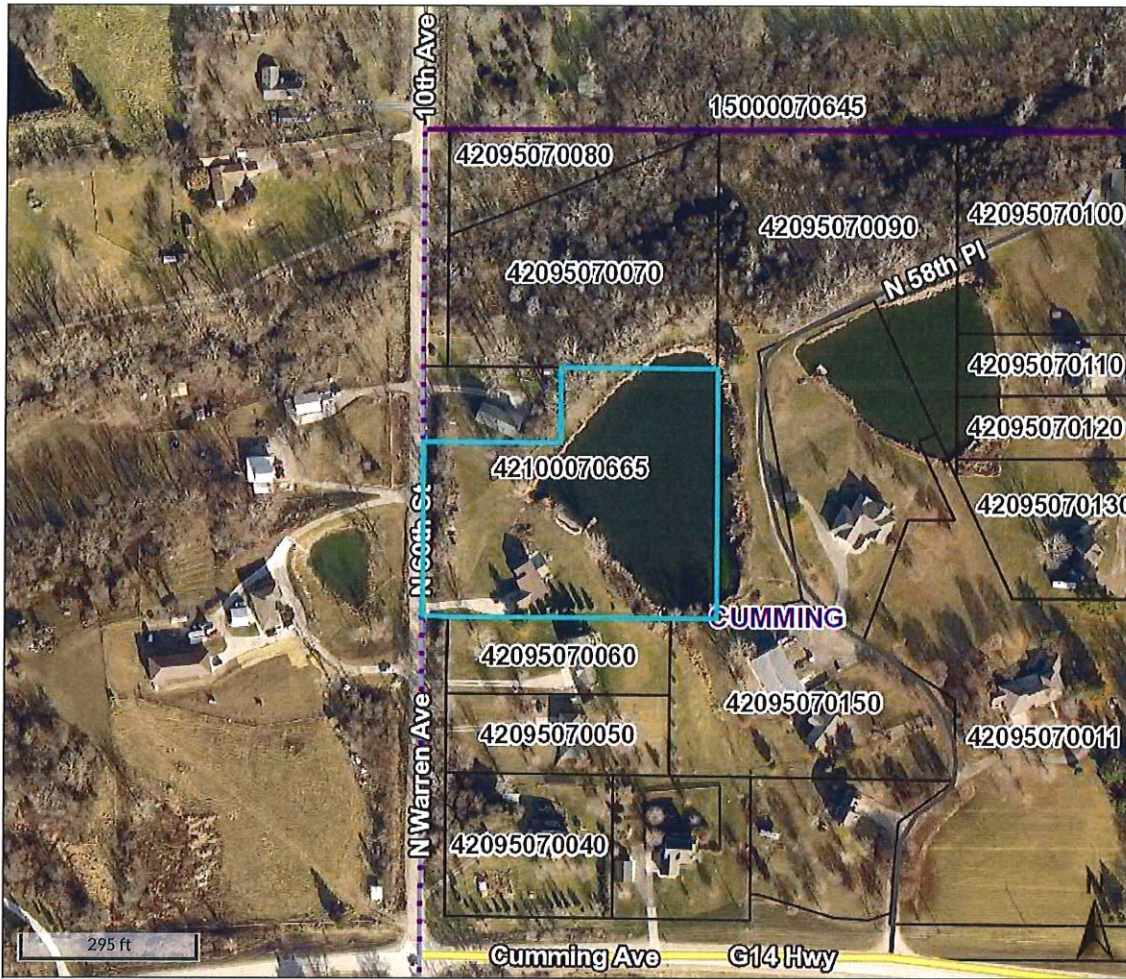
AJB:dml

41233-035

cc: Brad Cooper, Cooper Crawford & Associates, LLC

Project Name: 200 N. 60th – Secondary Structure - Comments

Date	Time	From	Comment
2/21/20	12:16 PM	Josh Gieseemann	NOT A COMMENT: Email Rec'd requesting approval to put up a secondary structure on his property. Supporting documents that were included in the email are attached.
3/2/20	8:26 AM	Josh Gieseemann	We have a 2 car garage attached to the house so the purpose of the building will serve more as a garage/shop to store boats, lawnmower, snowblower, tools and such.
3/3/20	10:14 AM	Angie Ritchie	The following was written on a forward of the previous email from Josh to Tony: You wanted to know what the structure would be used for. I have another person asking now about requirements for putting up a secondary structure, a shed like this one but not as large. Any advise on fir the metal buildings are approved or if they need to add brick or stone to go with our architectural standards would be great.
3/3/20	1:41 PM	Tony Bellizzi	The use of the structure is important because it needs to be a legal use based on the zoning. Acceptable uses for Zoning districts are listed in the Code. The use of the structure and architectural standards are typically reviewed by P&Z. The Architectural Standards are a separate section in the Code Chapter 166. The requirements for different zoning districts are listed. There are other requirements for the structure based on zoning such as size and height.
3/5/20		Angie Ritchie	I was advised by Don Sandor that this would need to go to Planning and Zoning for approval and then on to Council. He stated that just as there are no challenges with his neighbors, in regards to architectural standards than there should have a challenge of being approved. Planning and Zoning can help with any challenges and the exact placement and requirements to that regard.



Overview



Legend

- Roads**
-  <all other values>
 -  Interstate
 -  Highway
 -  Ramp
 -  County Gravel
 -  County Level B
 -  County Level C
 -  City Gravel
 -  City Street
 -  Private Street
- Other Symbols**
-  Corporate Limits
 -  Parcels
 -  Political Township
- Major Roads**
-  County Hwy
 -  State Hwy
 -  US Hwy
 -  Interstate
 -  Water

Parcel ID	42100070665	Alternate ID	42100070664	Owner Address	GIESEMANN, JOSHUA J/KRISTIM
Sec/Twp/Rng	7-77-25	Class	R		200 N 60TH ST
Property Address	200 N 60TH ST	Acreage	n/a		CUMMING IA 50061
	CUMMING				
District	42600				
Brief Tax Description	7-77-25 PCL A SW SW EX PCL B				
	(Note: Not to be used on legal documents)				

Disclaimer:

The maps included in this website do not represent a survey and are compiled from official records, including plats, surveys, recorded deeds, and contracts, and only contain information required for government purposes. No warranties, expressed or implied, are provided for the data herein, its use or its interpretation. Warren County assumes no responsibility for use or interpretation of the data. Any person that relies on any information obtained from this site does so at his or her own risk. All critical information should be independently verified.

The 2,000 Foot Buffers layer is for law enforcement guidance only, and is based on the best information available at the time it was prepared. This layer should not be considered to be a complete and accurate representation of the locations of every school or child care facility, and will be changed as new information is available. The registered offender is responsible for ensuring that proposed residence is in compliance with the law, and may not rely solely on this layer. The registered offender should seek legal advice from a licensed attorney if needed.

Date created: 4/16/2020
Last Data Uploaded: 4/15/2020 9:19:37 PM



Date: Feb 21, 2020 12:00:22 PM
Store: CLIVE
12000 HICKMAN RD
CLIVE, IA 50325
Ph: 515-270-0994



Design #: 304552526888

Estimated price: \$18,471.01 *

*Today's estimated price, future pricing may go up or down. Tax, labor, and delivery not included.

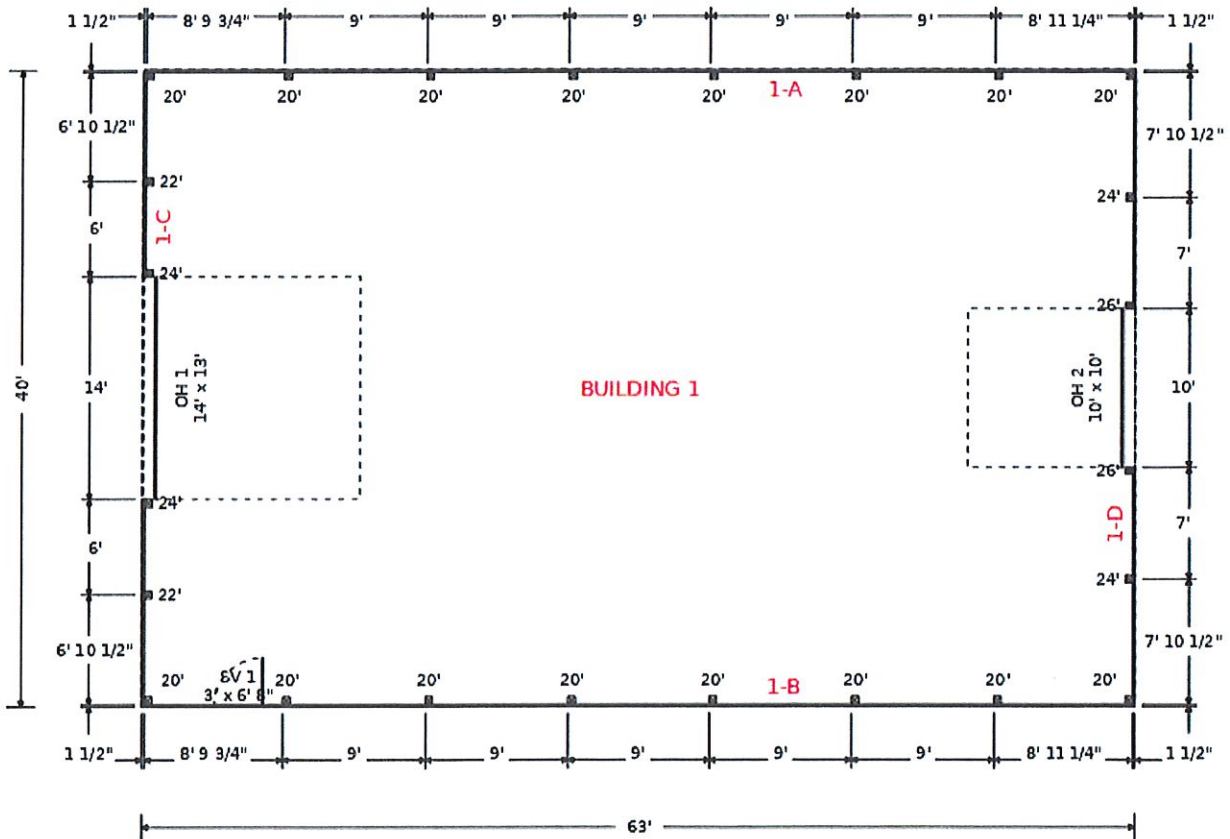
How to purchase at the store

1. Take this packet to any Menards store.
2. Have a building materials team member enter the design number into The Post Frame Request Form on the Midwest Manufacturing website.
3. Apply the design to System V to create the SOCs.
4. Take the SOCs to the register and pay.

How to recall and purchase a saved design at home

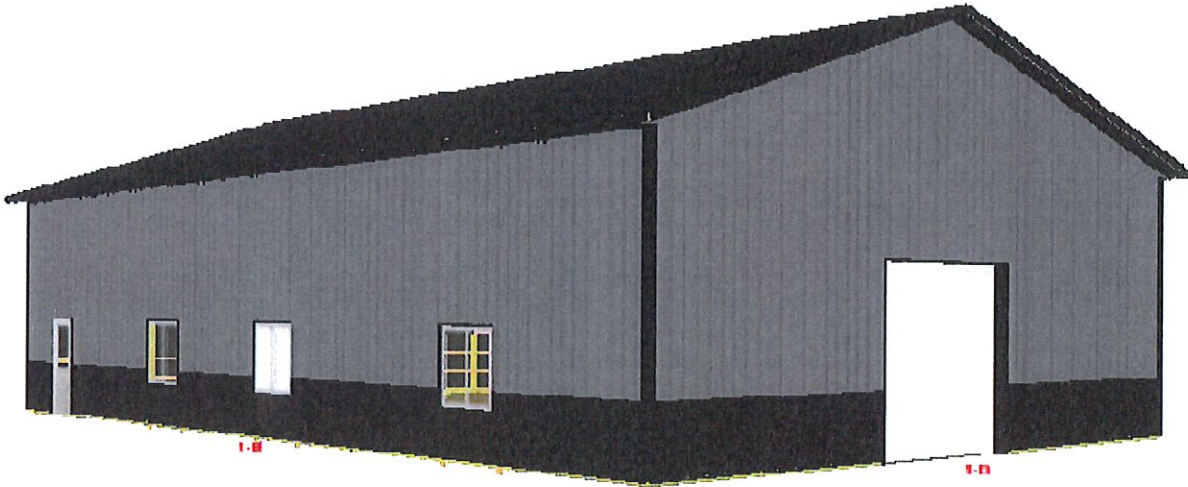
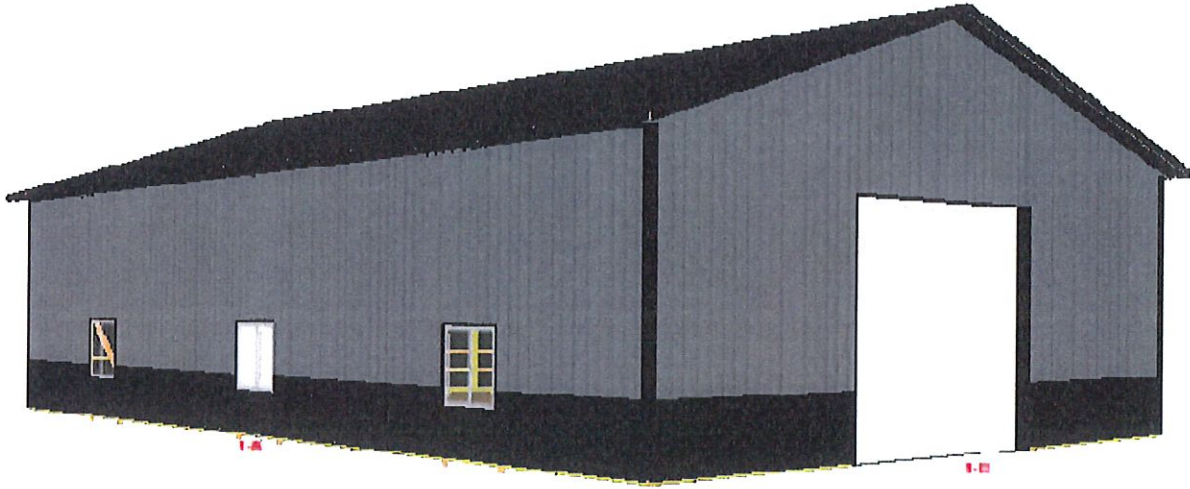
1. Go to Menards.com.
2. Log into your account.
3. Go to Saved Designs under the Welcome Login menu.
4. Select the saved design to load back into the estimator.
5. Add your building to the cart and purchase.

FLOOR PLAN





Elevation Views





Congratulations, you have taken the first step towards making your new post frame building a reality!

- You have selected Menards to provide you with superior products produced by Midwest Manufacturing that will meet your needs. For a more detailed look at these premium products select one of the links below or visit us on the web at www.midwestmanufacturing.com.

Premium Steel Panels - Pro-Rib and Premium Pro-Rib steel panels are your best options for steel panels in the market.

- Steel Panels are Grade 80 (full hard steel).
- Prepaint zinc phosphate coating for superior paint paint adhesion - available in multiple colors.
- Pro-Rib features a limited 40 year paint warranty.
- Premium Pro-Rib has a limited lifetime paint warranty.
- All painted panels are ENERGY STAR rated, using a Cool Chemistry paint system.
- Pro-Rib and Premium Pro-Rib panels are UL Certified for Wind Uplift UL 580, Fire Resistance UL 790, Impact Resistance of Roof UL 2218.
- Pro-Rib and Premium Pro-Rib panels are IRC and IBC compliant.

Engineered Trusses - Post frame trusses are specifically engineered to meet your application and geographic location.

- All Midwest Manufacturing trusses can be supplied with engineered sealed prints.
- TPI approved and third party inspected.

Laminated Columns - Designed to replace standard treated posts as vertical supports in Post Frame Construction.

- Columns 20' or less are treated full length.
- Lifetime Warranty against rot and decay.
- Columns over 20' in length are reinforced with 20 gauge stainless steel plates at each splice location.
- Lower portion of columns treated for in ground use.
- Rivet Clinch Nails provide superior holding power.
- Columns provide superior truss to pole connection.

Pressure Treated Lumber - All treated post and grade board used in your building will safely and effectively resist decay.

- Treated to AWPA compliance.
- Post and grade board offer a lifetime warranty against rotting and decay.

*Delivery charge is not included in price. Items ordered to complete your building from vendors other than Midwest Manufacturing are not available for pickup from the plant.

Design #: 304552526888
Store: CLIVE



Post Frame Building Estimate

Date: Feb 21, 2020 12:00:22 PM

Building Information

1. Building Use:	Code Exempt
2. Width:	40 ft
3. Length:	63 ft
4. Inside Clear Height:	15 ft
5. Floor Finish:	Dirt / Gravel
6. Post Embedment Depth:	4 ft
7. Footing Pad Size:	14 in x 4 in

Wall Information

1. Post Type:	Posts
2. Post Spacing:	9 ft
3. Girt Type:	Flat
4. Exterior Wall Panel:	Pro-Rib
5. Exterior Wall Color:	Charcoal Gray
6. Wainscot Size:	40 in
7. Wainscot Color:	Black
8. Sidewall B Wainscot:	Yes
9. Sidewall A Wainscot:	Yes
10. Trim Color:	Black
11. Endwall D Wainscot:	Yes
12. Endwall C Wainscot:	Yes
13. Sidewall A Eave Light:	None
14. Sidewall B eave light:	None
15. Wall Fastener Location:	In the Flat
16. Gradeboard Type:	2x6 Treated Gradeboard

Interior Finish

1. Wall Insulation Type:	None
2. Wall Liner Type:	None
3. Roof Insulation:	No

Roof Information

1. Pitch:	4/12
2. Truss Spacing:	9 ft
3. Roof Type:	Pro-Rib
4. Roof Color:	Black
5. Ridge Options:	Universal Ridge Cap
6. Roof Fastener Location:	On the Rib
7. Endwall Overhangs:	1 ft
8. Sidewall Overhangs:	1 ft
9. Fascia Size:	4 in Fascia
10. Soffit Color:	Black
11. Skylight Size:	None
12. Ridge Vent Quantity:	None
13. Ceiling Liner Type:	None
14. Purlin Placement:	On Edge
15. Ceiling Insulation Type:	None

Accessories

1. Outside Closure Strip:	Economy Vented
2. Inside Closure Strip:	Standard
3. Gable Vent Type:	None
4. Cupola Size:	None
5. Gutters:	No
6. End Cap:	No
7. Mini Print:	Email Only



Doors & Windows

Name	Size	Wall
Window	48"x48"	1-A
Window	48"x48"	1-A
Window	48"x48"	1-A
Service Door	36"x80"	1-B
Window	48"x48"	1-B
Window	48"x48"	1-B
Window	48"x48"	1-B
Overhead Door	14' x 13'	1-C
Overhead Door	10' x 10'	1-D

Floor type (concrete, dirt, gravel) is NOT included in estimated price. The floor type is used in the calculation of materials needed. Labor, foundation, steel beams, paint, electrical, heating, plumbing, and delivery are also NOT included in estimated price. This is an estimate. It is only for general price information. This is not an offer and there can be no legally binding contract between the parties based on this estimate. The prices stated herein are subject to change depending upon the market conditions. The prices stated on this estimate are not firm for any time period unless specifically written otherwise on this form. The availability of materials is subject to inventory conditions. MENARDS IS NOT RESPONSIBLE FOR ANY LOSS INCURRED BY THE GUEST WHO RELIES ON PRICES SET FORTH HEREIN OR ON THE AVAILABILITY OF ANY MATERIALS STATED HEREIN. All information on this form, other than price, has been provided by the guest and Menards is not responsible for any errors in the information on this estimate, including but not limited to quantity, dimension and quality. Please examine this estimate carefully. MENARDS MAKES NO REPRESENTATIONS, ORAL, WRITTEN OR OTHERWISE THAT THE MATERIALS LISTED ARE SUITABLE FOR ANY PURPOSE BEING CONSIDERED BY THE GUEST. BECAUSE OF WIDE VARIATIONS IN CODES, THERE ARE NO REPRESENTATIONS THAT THE MATERIALS LISTED HEREIN MEET YOUR CODE REQUIREMENTS. THE PLANS AND/OR DESIGNS PROVIDED ARE NOT ENGINEERED. LOCAL CODE OR ZONING REGULATIONS MAY REQUIRE SUCH STRUCTURES TO BE PROFESSIONALLY ENGINEERED AND CERTIFIED PRIOR TO CONSTRUCTION.

Project Name: Chapter 40 Public Peace - Noise

Date	Time	From	Comment
12/6/19	11:08 AM	Resident	Rec'd verbal complaint from caller: Noise in C-2 Zoning across from residential housing at all hours of the night.
12/16/19		City Council	Approved 4-0 to send possible revision of our code to P&Z See Minutes Attached.
12/17/19		Angie Ritchie	Letter was sent to the company addressing the noise complaint
12/27/19		Angie Cooper	Mrs. Cooper stopped by the office in regards to the letter and addressed concerns and indicated that they were no longer operating Party buses which should resolve the complaint.
12/27/19		Angie Ritchie	I contacted complainant to let her know about the Party Bus service no longer operating and she then said it was semi-trucks that came and went and ran for hours. She said it felt like living next to a truck stop.
12/27/19		Angie Ritchie	Called Angie Cooper back to address the new information. It was determined that she does not have a sign prohibiting No Overnight Camping on her property. She did acknowledge tow trucks sometimes bringing in vehicles for repair late/early morning hours. It was resolved that she would request that they only bring vehicles after 7:00 a.m.
2/13/20	2:07 PM	Resident	Rec'd verbal complaint from the same caller as on 12/6 in regards to the same company saying that there were currently three semi's idling on the property a few feet from her home. (This call was received when the outside temperature was negative double digits). She indicated that the idling of multiple trucks were shaking her walls.
2/13/20	2:14 PM	Angie Ritchie	Called and spoke with Angie about the trucks running. She explained that they were trucks that came from Texas and California that were not properly equipped for this cold. The Mayor gave permission for them to bring some trucks to idle outside of City Hall if needed, to help keep the noise down. They did not take advantage of this option before I left work at 4:00 p.m.

**OFFICIAL PUBLICATION
CITY OF CUMMING
Special Council Meeting 12/16/2019
To be Approved at 1/13/20 Meeting**

The Special City Council Meeting of the City of Cumming was held at Cumming City Hall, 649 N. 44th St., on Monday, December 16, 2019. The Meeting was called to order at 6:30 P.M. by Mayor Tom Becker. Present at Roll Call: Charlie Ochanpaugh, Thomas Cackler, Dave Chelsvig, and Dino Goode. Absent at Roll Call: Kathie Hungerford. Motion made by Chelsvig, seconded by Goode to approve the agenda. Approved 4-0.

Consent Items:

Motion made by Goode, seconded by Cackler to approve the Consent items: 12/9/19 Meeting Minutes. Approved 4-0.

Action/Discussion Items:

- A. Motion made by Goode, seconded by Cackler to approve the City Administrator Consulting Services Agreement with Don Sandor. Approved 4-0.
- B. MSA Guidelines was discussed.
- C. Motion made by Goode, seconded by Ochanpaugh to approve the Beeler Trucking Quote. Approved 4-0.
- F. Motion made by Cackler, seconded by Ochanpaugh to send Zone C-2 Noise Ordinance to Planning and Zoning. Approved 4-0.

Upcoming City Council Meetings: Regular Meeting, January 13, 2020, at 7:00 pm at City Hall.

Motion made by Cackler, seconded by Chelsvig to Adjourn at 7:16 pm. Approved 4-0.

Tom Becker, Mayor

Attest: Angie Ritchie, Deputy Clerk

CHAPTER 40

PUBLIC PEACE

40.01 Assault
40.02 Harassment
40.03 Disorderly Conduct

40.04 Unlawful Assembly
40.05 Failure to Disperse

40.01 ASSAULT. No person shall, without justification, commit any of the following:

1. Pain or Injury. Any act that is intended to cause pain or injury to another or that is intended to result in physical contact that will be insulting or offensive to another, coupled with the apparent ability to execute the act.

(Code of Iowa, Sec. 708.1[1])

2. Threat of Pain or Injury. Any act that is intended to place another in fear of immediate physical contact which will be painful, injurious, insulting, or offensive, coupled with the apparent ability to execute the act.

(Code of Iowa, Sec. 708.1[2])

An act described in subsections 1 and 2 shall not be an assault under the following circumstances: (i) if the person doing any of the enumerated acts, and such other person, are voluntary participants in a sport, social or other activity, not in itself criminal, and such act is a reasonably foreseeable incident of such sport or activity, and does not create an unreasonable risk of serious injury or breach of the peace; (ii) if the person doing any of the enumerated acts is employed by a school district or accredited nonpublic school, or is an area education agency staff member who provides services to a school or school district, and intervenes in a fight or physical struggle or other disruptive situation that takes place in the presence of the employee or staff member performing employment duties in a school building, on school grounds, or at an official school function, regardless of the location, whether the fight or physical struggle or other disruptive situation is between students or other individuals, if the degree and the force of the intervention is reasonably necessary to restore order and to protect the safety of those assembled.

(Code of Iowa, Sec. 708.1)

40.02 HARASSMENT. No person shall commit harassment.

1. A person commits harassment when, with intent to intimidate, annoy, or alarm another person, the person does any of the following:

A. Communicates with another by telephone, telegraph, writing, or via electronic communication without legitimate purpose and in a manner likely to cause the other person annoyance or harm.

(Code of Iowa, Sec. 708.7)

B. Places any simulated explosive or simulated incendiary device in or near any building, vehicle, airplane, railroad engine or railroad car, or boat occupied by the other person.

(Code of Iowa, Sec. 708.7)

C. Orders merchandise or services in the name of another, or to be delivered to another, without such other person's knowledge or consent.

(Code of Iowa, Sec. 708.7)

D. Reports or causes to be reported false information to a law enforcement authority implicating another in some criminal activity, knowing that the information is false, or reports the alleged occurrence of a criminal act, knowing the same did not occur.

(Code of Iowa, Sec. 708.7)

2. A person commits harassment when the person, purposefully and without legitimate purpose, has personal contact with another person, with the intent to threaten, intimidate or alarm that other person. As used in this section, unless the context otherwise requires, "personal contact" means an encounter in which two or more people are in visual or physical proximity to each other. "Personal contact" does not require a physical touching or oral communication, although it may include these types of contacts.

40.03 DISORDERLY CONDUCT. No person shall do any of the following:

1. Fighting. Engage in fighting or violent behavior in any public place or in or near any lawful assembly of persons, provided that participants in athletic contests may engage in such conduct that is reasonably related to that sport.

(Code of Iowa, Sec. 723.4[1])

2. Noise. Make loud and raucous noise in the vicinity of any residence or public building which causes unreasonable distress to the occupants thereof.

(Code of Iowa, Sec. 723.4[2])

3. Abusive Language. Direct abusive epithets or make any threatening gesture that the person knows or reasonably should know is likely to provoke a violent reaction by another.

(Code of Iowa, Sec. 723.4[3])

4. Disrupt Lawful Assembly. Without lawful authority or color of authority, disturb any lawful assembly or meeting of persons by conduct intended to disrupt the meeting or assembly.

(Code of Iowa, Sec. 723.4[4])

5. False Report of Catastrophe. By words or action, initiate or circulate a report or warning of fire, epidemic, or other catastrophe, knowing such report to be false or such warning to be baseless.

(Code of Iowa, Sec. 723.4[5])

6. Disrespect of Flag. Knowingly and publicly use the flag of the United States in such a manner as to show disrespect for the flag as a symbol of the United States, with the intent or reasonable expectation that such use will provoke or encourage another to commit trespass or assault. As used in this subsection:

(Code of Iowa, Sec. 723.4[6])

A. "Deface" means to intentionally mar the external appearance.

B. "Defile" means to intentionally make physically unclean.

C. "Flag" means a piece of woven cloth or other material designed to be flown from a pole or mast.

D. "Mutilate" means to intentionally cut up or alter so as to make imperfect.

E. "Show disrespect" means to deface, defile, mutilate, or trample.

F. "Trample" means to intentionally tread upon or intentionally cause a machine, vehicle, or animal to tread upon.

7. Obstruct Use of Street. Without authority or justification, obstruct any street, sidewalk, highway, or other public way, with the intent to prevent or hinder its lawful use by others.

(Code of Iowa, Sec. 723.4[7])

8. Funeral or Memorial Service. Within 1,000 feet of the building or other location where a funeral or memorial service is being conducted, or within 1,000 feet of a funeral procession or burial:

A. Make loud and raucous noise that causes unreasonable distress to the persons attending the funeral or memorial service or participating in the funeral procession.

B. Direct abusive epithets or make any threatening gesture that the person knows or reasonably should know is likely to provoke a violent reaction by another.

C. Disturb or disrupt the funeral, memorial service, funeral procession, or burial by conduct intended to disturb or disrupt the funeral, memorial service, funeral procession, or burial.

This subsection applies to conduct within 60 minutes preceding, during, and within 60 minutes after a funeral, memorial service, funeral procession, or burial.

(Code of Iowa, Sec. 723.5)

40.04 UNLAWFUL ASSEMBLY. It is unlawful for three or more persons to assemble together, with them or any of them acting in a violent manner, and with intent that they or any of them will commit a public offense. No person shall willingly join in or remain part of an unlawful assembly, knowing or having reasonable grounds to believe it is such.

(Code of Iowa, Sec. 723.2)

40.05 FAILURE TO DISPERSE. A peace officer may order the participants in a riot or unlawful assembly or persons in the immediate vicinity of a riot or unlawful assembly to disperse. No person within hearing distance of such command shall refuse to obey.

(Code of Iowa, Sec. 723.3)

165.19 C-2 CENTRAL BUSINESS DISTRICT REGULATIONS. The regulations set forth in this section or elsewhere in this chapter, which are applicable, shall apply in all of the C-2 Central Business Zoning District.

1. Principal Permitted Uses and Structures. Following are the principal uses and structures permitted in the C-2, Central Business District:
 - A. Antique stores.
 - B. Artists, architectural, engineering and surveying services.
 - C. Automotive display, sales, service and repair.
 - D. Automotive paint and body shops.
 - E. Dry cleaners and laundry.
 - F. Custom cabinetry, furniture upholstery and repair.
 - G. Clubs, lodges, rental halls, and religious organizations.
 - H. Banks, savings and loans, and other financial institutions with drive-in facilities and free-standing ATM machines permitted.
 - I. Retail or variety stores.
 - J. Formal wear and costume rental.
 - K. Hardware stores.
 - L. Personal services.
 - M. Professional and semi-professional office buildings.
 - N. Medical, dental, chiropractic, and veterinary clinics.
 - O. Restaurants, cafe, tavern and catering services.
 - P. Public buildings owned by federal, State, County, City or other political subdivision that is operated for the social benefit or convenience of the public and utilities but not including storage or maintenance yards or buildings.
 - Q. Repair and restoration shops.
 - R. Museums and libraries.
 - S. Postal service (local substation of the United States) or private parcel post delivery service.
 - T. Mini-warehousing for storage and outside storage within fencing. Anything stored outside of the building must be out of public sight from the street.
 - U. Plumbing, heating and cooling sales, service and repair shops.
 - V. Hotels or bed and breakfast inns, wherein guest rooms and dwelling units shall not be located on the first floor of the building.
 - W. Printing, publishing and engraving.
 - X. Dance or music studios.
 - Y. Dwelling unit with a store or shop.

- Z. Community amusements.
 - AA. Small engine sales, service and rental.
 - BB. Manufacturing, assembling, compounding, processing, repairing and packaging uses that are contained within a building and create no offensive noise, dust, odor, vibration or electrical interference.
 - CC. Tool, die, machine shop, welding and metal fabrication.
 - DD. Any use which is found by the Zoning Administrator to be similar to one of the above named uses and conforms to the intent of this section.
2. Permitted Accessory Uses. Following are the permitted accessory uses and structures permitted in the C-2 Central Business District:
 - A. Uses and structures clearly incidental and necessary to their permitted principal uses or structures of this district.
 - B. Storage warehouses in conjunction with the permitted principal uses or structures of this district.
 - C. Temporary buildings used in conjunction with construction work, provided that such buildings shall be removed upon the completion or abandonment of the construction work.
 3. Special Exception Uses and Structures. Special exception uses and structures are permitted in the C-2 Central Business District in accordance with subsections 165.42(2) and (3).
 4. Minimum Lot Area and Width. There are no minimum requirements for lot area and width in the C-2 Central Business District.
 5. Minimum Required Front, Side and Rear Yards. Following are the minimum requirements for front, side, and rear yards in the C-2 Central Business District:
 - A. Front: five feet.
 - B. Side street, corner lot: five feet.
 6. Maximum Height. The maximum height for structures in the C-2 Central Business District is 2 1/2 stories or 35 feet.
 7. Permitted Signs. Permitted signs in the C-2 Central Business District are described in the City sign regulations. (See Section 165.27.)
 8. Minimum Required Off-Street Parking. The minimum off-street parking requirements for permitted principal uses and structures in the C-2 Central Business District are: two spaces provided for each business. (See Section 165.47)
 9. Buffer and Green Space Requirements. The minimum buffer and green space requirements for permitted principal uses and structures in the C-2 Central Business District are described in the City buffer and green space regulations. (See Section 165.29 of this chapter.)
 10. Architectural Standards. See Chapter 166.
 11. Site Plan Requirements. See Section 165.48.

[The next page is 769]

69.09 TRUCK PARKING LIMITED. No person shall park a semi-tractor, semi-trailer, passenger bus used for commercial or school purposes, any vehicle in excess of five (5) tons, or other motor vehicle with trailer attached with total weight in excess of five (5) tons in violation of the following regulations.

(Code of Iowa, Sec. 321.236[1])

1. **Streets.** Excepting only when such vehicles are actually engaged in the delivery or receiving of merchandise or cargo, no person shall park or leave unattended such vehicle, on any street within the City except for designated parking areas on the City truck routes. When actually receiving or delivering merchandise or cargo such vehicle shall be stopped or parked in a manner which will not interfere with other traffic.
2. **Noise.** No such vehicle shall be left standing or parked upon any street, public or private parking lot, or drive of any service station between the hours of ten o'clock (10:00) p.m. and six o'clock (6:00) a.m. with the engine, auxiliary engine, air compressor, refrigerating equipment or other device in operation giving off audible sounds excepting only the drive of a service station when actually being serviced, and then in no event for more than thirty (30) minutes.
3. **Livestock.** No such vehicle containing livestock shall be parked on any street or highway for a period of time of more than thirty (30) minutes.

69.10 SNOW REMOVAL. No person shall park, abandon or leave unattended any vehicle on any public street, alley, or City-owned off-street parking area during any snow emergency. When predictions or occurrences indicate the need, the Public Works Director shall initiate a snow emergency and inform the news media to publicize the snow emergency. The snow emergency shall remain in effect until the Public Works Director declares it over.

(Ord. 09-05 – Feb. 10 Supp.)

69.11 SNOW ROUTES. The Council may designate certain streets in the City as snow routes. When conditions of snow or ice exist on the traffic surface of a designated snow route, it is unlawful for the driver of a vehicle to impede or block traffic.

(Code of Iowa, Sec. 321.236[12])

69.12 PRIVATE PROPERTY. No person shall drive, stop, stand or park a vehicle onto or upon privately owned property or in an area developed as an off-street parking facility, without the consent of the owner, lessee or person in charge of such privately owned property or facility. A violation of this section shall place such vehicle in the status of an illegally parked vehicle and, upon complaint of the owner, lessee or person in charge of the privately owned property or facility, the vehicle may be given a notice under the provisions of Chapter 70 of this Code of Ordinances or may be removed from the property in accordance with law. However, no vehicle shall be deemed illegally parked under this section on land zoned commercial or industrial unless the owner, lessee or person in charge of such privately owned property or facility shall first post, in a conspicuous location, a sign or signs designating the specific use of the off-street parking facility.

69.13 SPECIAL PARKING RESTRICTIONS FOR PUBLIC EVENTS. No one shall stop, stand or park a vehicle in area that has been designated as a special restricted parking area and that has been marked accordingly with an official no parking sign. The following street shall contain a special restricted parking area:

1. The West side of Cherry Street between North Avenue and Elm Avenue.

(Ord. 12-10 – Mar. 13 Supp.)

Ankeny Code of Ordinances

44.05 SOUNDS NOT ALLOWED.

The term “noise disturbance” means any of the following sounds:

1. Alarm Testing. The sound emitted by the intentional sounding outdoors of any privately-owned fire alarm, burglar alarm, siren, whistle, or similar stationary emergency signaling device for the essential testing of such device, when conducted between the hours of 5:00 p.m. and 8:00 a.m.
2. Automobile Radios. The sound emitted by an automobile or truck radio, tape deck or compact disk player, or other such standard equipment used and intended for the use and enjoyment of such vehicle’s occupants, if the sound emitted therefrom is audible for more than 50 feet, at all times.
3. Chain Saws. The sound emitted by motor-powered tree trimming equipment operated between the hours of 9:00 p.m. and 7:00 a.m.
4. Construction Noise. The sound made by privately owned and operated tools or equipment in the erection, demolition, excavation, drilling, or other such construction work, which is received between the hours of 9:00 p.m. and 7:00 a.m. on weeknights and between the hours of 6:00 p.m. and 9:00 a.m. on Saturday and Sunday.
5. Engine Brake Noise. The sound made by an engine brake device of a diesel engine truck, at all times.
6. Engine Repairs and Testing. The sound made by the repairing, rebuilding, modifying, or testing a motor vehicle or recreational vehicle which is received between the hours of 9:00 p.m. and 7:00 a.m.
7. Injurious or Disturbing Sounds Generally. Any sound which endangers or injures the health, safety or welfare of a human being, disturbs a reasonable human being of normal sensitivities, or causes or tends to cause an adverse physiological or physical effect on human beings, or devalues or injures property, at all times.
8. Lawn and Garden Equipment. The sound emitted by motor-powered, muffler-equipped, lawn and garden equipment operated between the hours of 9:00 p.m. and 7:00 a.m. Golf courses are exempt from lawn mower operation restrictions.

Sec. 42-256. - Specific activities prohibited.

- (a) *Sales by hawking or barking.* No person shall offer for sale or sell anything by shouting or raised voice within any residential or commercial area in the city.
- (b) *Loading and unloading.* No person shall so load, unload, open, close or handle boxes, crates, containers, building materials, garbage cans, or similar objects between the hours of 7:00 p.m. and 6:00 a.m. the following morning as to create a noise disturbance across a residential real property boundary or within a noise sensitive area. This subsection shall not apply to the engine noise generated by the activities regulated by section 42-259 of this article.
- (c) *Vehicle or motorboat repairs and testing.* No person shall repair, rebuild, modify, or test any motor vehicle, motorcycle, or motorboat in such a manner as to cause a noise disturbance across a residential real property boundary or outdoors within a noise sensitive area.
- (d) *Powered model vehicles.* No person shall operate or permit the operation of powered model vehicles in a public or private space out-of-doors or within a noise sensitive area between the hours of 10:00 p.m. and 7:00 a.m. the following day.
- (e) No business shall allow sound to escape a structure through walls, rooftops, openings in the building, including but not limited to, vents, roof top mechanical units, doors or windows left open, except for the ingress and egress of customers, so as to create a noise disturbance.

(O.14,746, 14,976, 15,566)

Des Moines Ordinance

Project Name: Chapter 55 Animal Protection and Control

Date	Time	From	Comment
3/5/20		Brian Reelitz	See letter attached.
4/13/20		City Council	Approved 5-0 to send this issue to P&Z, See Minutes Attached

March 5, 2020

City Clerk – Cumming, Iowa
649 N 44th Street
Cumming, Iowa, 50061

Re: Animal restrictions and nuisance barking

Dear City Council Members,

I am writing to address an issue of concern for the current and future residents of Cumming as our city continues growing through future development.

I built a home in Prairie/Shores/Apple Creek in 2012. I chose this area for its peaceful and rural location as well to escape the noise and congestion of city life. My experience with my neighbors and the Cumming community has been very positive, with one ongoing exception.

There doesn't seem to be any restrictions or control for the number of pets (dogs and cats) the residents of Cumming can have. There is also no clear resolution of how to address nuisance dog barking or disturbance of peace and quiet.

I have a neighbor that is currently in possession of up to 7 small dogs. I have no problem with responsible dog ownership and, in fact, I hope to have another dog again someday. The problem is that these dogs are kept in a small fenced-in area on the edge of our property, no more than 50 feet from my bedroom windows. The dogs are often left outside for extended periods of time and bark at anything they see, including but not limited to me, my grandchildren playing outside, or animals or neighbors that are out for a walk with their family on our peaceful cul-de-sac. Once one of the dogs starts barking, they all begin to bark. Non-stop, until the owner finally brings them back in the house which is often after an abnormally long time. It seems as though the owners either can't hear them, tune them out or choose to ignore the noise.

In the summer, I cannot mow, do yard work, BBQ or just sit on my deck without these dogs barking non-stop when they are kenneled. I would like to be able to leave my windows open when the weather is nice, which is currently inhibited by the constant barking. The barking occurs at any time – early in the morning and at night. If I'm watching TV, I have turn up the volume to drown out the sound as we are able to clearly hear the barking inside our home, on all levels.

There are also a number of other barking dogs on the south side of the creek that separate the two Apple Creek subdivisions. Although further away, it sounds like a similar situation; multiple dogs in a confined area excessively barking.

I had a conversation with my neighbor about it a couple years ago and he told me he'd take care of it. Nothing changed. I called him again a year ago and he acknowledged he knew it was a problem and assured me he was going to take care of it. Again, nothing has changed - in fact the problem has worsened.

The above events have forced me to write to you today. My last option is to bring this ongoing issue to the City Councils attention. I've checked the Cumming City Code and there is nothing written, that I can find, restricting the number of dogs and/or other pets that a resident can have. The only ordinance I find similar to addressing this is:

55.08 – Annoyance or Disturbance

I do not believe it's a good use of our tax dollars to be spent calling authorities or City Hall every time this occurs, which in my case, is on a daily basis. I'm sure you agree.

In closing, I have some questions for the City Council to consider:

1. What is to prevent any resident from having an unlimited number of dogs (or cats) at their residence? What is considered an excessive amount? 5, 10, 25? No limit?
2. As our community expands and more families are building new homes, are the chances of animal neglect, complaints, animals at large and even dog/cat bites going to increase without some restrictions or guidelines added to the city code? What is the liability to the City if this is not addressed?
3. Has any research been done to understand how other suburb communities (Norwalk, West Des Moines, Indianola, etc.) address this issue?

Thank you for your time and consideration to read and understand my concerns.

Respectfully,

Brian Reelitz
3040 N. Cattail Creek
Cumming, IA 50061

515-240-8346
brianreelitz@gmail.com

OFFICIAL PUBLICATION
CITY OF CUMMING
Regular Council Meeting 4/13/2020
To be Approved at 5/11/20

The Regular City Council Meeting of the City of Cumming was held via Zoom on Monday, April 13, 2020. The Meeting was called to order at 7:06 P.M. by Mayor Tom Becker. Present at Roll Call: Thomas Cackler, Brent Highfill, Charlie Ochanpaugh, Kathie Hungerford and Dino Goode. The Agenda was amended to remove a public comment. Motion made by Hungerford, seconded by Cackler to approve the agenda as amended. Approved 5-0.

Public Comment:

Letter to the Council was read.

Consent Items:

Motion made by Cackler, seconded by Hungerford to approve the Consent items: 3/30/20 Special Council Meeting Minutes, March 2020 IPERS Wage & Contribution Report, March 2020 Fund Balance Report, 3/13/20, 3/27/20 & 4/9/20 Calculation & Verification Journals, 3/16/20, 3/29/20 & 4/13/20 Accts Payable Claims Reports. Approved 5-0.

Expenditures:

Angie Ritchie	1 st Qtr Mileage & Zoom	180.67
Brent Highfill	1 st Qtr Mileage	22.66
Cardmember Service	March and April	259.08
Central Tank Coatings	Water Tower Base Paint	16,000.00
Century Link	Phone and Internet	242.18
Combined Systems Technology	Hardware/Software Support	1,342.48
GovOffice LLC	1/1-4/30 Web Hosting/Email	583.32
Impact Community Action	Donation	28.00
IA League of Cities	July Classes	912.00
IPERS	IPERS	385.37
IRS	FED/FICA Taxes	571.14
Jim's Johns Inc.	Delivery, March & April Rent	190.00
Koch Brothers	Contract Invoice	572.82
MidAmerican Energy	Utilities/Street Lights	693.48
MSA Professional Services	Professional Consulting	2,608.28
N/Warren Town & Country News	3/9, 3/11 & 3/30 Min/Notices	311.01
Office Depot	Office Supplies	100.22
Skinner Law Office PC	Legal Fees 2/1-4/6	5,443.39
Thomas Cackler	1 st Qtr Mileage	12.08
Treasurer, State of Iowa	1 st Qtr State Taxes	226.00
US Bank	Copier Lease	118.64
Veenstra & Kimm Inc.	Phase 3 Sewer 2/16-3/21 Inv.	12,452.96
Waste Connections, Inc.	Garbage & Recycling Feb/March	4,466.52
	General Fund Total	47,722.30
City of Des Moines	WRA Payment	3,223.00
Iowa One Call	Underground Line Loc.	18.00
	Sewer Total	3,241.00
Payroll	3/16, 3/30 & 4/13 PR/End of Qtr	3,780.80
Consulting	3/16, 3/30 & 4/13 Consulting PR	3,843.20
	Payroll Total	7,624.00
Paid Total		58,587.30

Action Items

- A. Motion by Goode, seconded by Highfill to approve **Resolution 2020-29** An Authorization for Payment of Monthly City Obligations. Approved 5-0.
- B. Pet Ordinance was discussed. Motion by Ochanpaugh, seconded by Goode to send this item to P&Z Approved 5-0.
- C. Street sweeping was discussed. More bids requested.
- D. Water Tower Painting Update was discussed.

Reports: Clerk – Updates on training burn

Upcoming City Council Meetings: Regular Council Meeting, May 11, 2020 at 7:00 p.m. at City Hall.

Motion made by Goode, seconded by Cackler to Adjourn at 7:55 pm. Approved 5-0.

Tom Becker, Mayor

Attest: Angie Ritchie, Deputy Clerk

CITY OF CUMMING

APPLICATION TO SERVE ON A CITY BOARD OR COMMISSION

Name: Donald J. Paulin Occupation: Retired

Address: 4302 North Birch Av, Cumming

Best Phone Number to Reach You: 515-201-7236

Email: 2carpenterdon@gmail.com

How long have you been a resident? 13 months – previous 20 years 5 miles south on 30th Av

- I am interested in serving on the following Board/Commission: Planning and Zoning

List Board/Commission you currently serve on: None

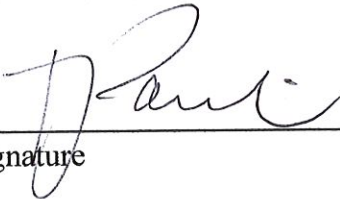
List Board/Commission you have served on in the past: None in Cumming

Describe why you are interested and what knowledge and/or experience you have that would be beneficial to the community: Although I have no agenda, I would like to be involved in the planning of how Cumming will develop, blending the old with new, as the P & Z presents to the Council and Mayor.

In Le Mars: President of several organizations including the C of C and the Development Corporation. Mayor, Hospital Trustee, and State Representative. General contractor and building center owner.

Retired as the deputy director of the IDNR, then minor remodeling projects for a few years.

My wife (Heather Lindsay) wants me to get out of the house more!


Signature

03-06-20
Date

Please return to:

Cumming City Hall
PO Box 100, 649 N 44th St, Cumming, IA 50061
cityclerk@cumming-iowa.com

CITY OF CUMMING

APPLICATION TO SERVE ON A CITY BOARD OR COMMISSION

Name: John Botts Occupation: IT Systems Administrator

Address: 3013 Cumming Ave., Cumming, IA 50061

Best Phone Number to Reach You: 515-577-1915

Email:
johnwbotts@hotmail.com


How long have you been a resident? 4.5 years, since June 2015

- I am interested in serving on the following Board/Commission: Planning & Zoning

List Board/Commission you currently serve on: Madison County Sportsmen's Club / Secretary

List Board/Commission you have served on in the past: _____

Describe why you are interested and what knowledge and/or experience you have that would be beneficial to the community: I moved to Cumming, as I was looking for someplace that reminded me of where I grew up. Cumming is in a perfect place for commuting, yet getting away from the big city. I want to be a part of Cumming's growth and planning. I am a very detail-oriented person, and I have a great interest in building and development. I want to represent the Cumming residents, as well as my family, and myself with integrity. Other than myself and my immediate family living here, I have no other ties to Cumming that would influence me to act other than in the community's best interests.

 _____ 02/28/2020
Signature Date

Please return to:

**Cumming City Hall
PO Box 100, 649 N 44th St, Cumming, IA 50061
cityclerk@cumming-iowa.com**

CITY OF CUMMING

APPLICATION TO SERVE ON A CITY BOARD OR COMMISSION

Name: Jordyn Hill Occupation: Recorders Clerk - Polk County Recorder
Address: 8988 42nd Ln Cumming, IA 50001

Best Phone Number to Reach You: 515-473-5835

Email: jordynmhill@live.com

How long have you been a resident? Cumming resident since October 2015

- I am interested in serving on the following Board/Commission:

Planning and Zoning Board Member

List Board/Commission you currently serve on: Parish Council - St. John's the Apostle Catholic Church (7 years)

List Board/Commission you have served on in the past: Norwalk Library Board (5 years)

Describe why you are interested and what knowledge and/or experience you have that would be beneficial to the community.

- I have been a Cumming Resident for over 4 years and before that was a Norwalk Resident for 26 years, born & raised. I saw information about the opening on the Planning & Zoning Board on the Cumming Facebook page. I would like to be considered for the Board Member position.

- I have previously worked in the Insurance industry at Nationwide Insurance for 5 years. I also held a position at Principal in finance, before accepting a position for Polk County in the Real Estate Division within the Recorders Office. I have been with Polk County for 5 1/2 years.

- My position within the Recorders Office is a Recorders Clerk - I am responsible for making sure that the real estate documents meet formatting standards. I am the platting specialist - I look through all platting materials for new subdivisions and condominiums. That work includes working on city easements, restrictions, ordinances, resolutions, any and all documents that are recorded in the county for a new subdivision plats. I work on and record 100-150 new plats a year.

- I have previously sat on the Library Board in Norwalk. I was on the Norwalk Library Board for 5 years until I moved out of city limits to Cumming.

- I am also on the Parish Council at St. John's the Apostle Catholic Church. I have been on the board for almost 7 years and have organized several fundraiser events both big and small. I have been the head of several sub-committees - specifically with the current plan for expansion.

I am passionate about my community and would love the opportunity to contribute by way of the Planning & Zoning board member.

Signature

Date

2/27/2020

Please return to:

Cumming City Hall
PO Box 100, 649 N 44th St, Cumming, IA 50061
cityclerk@cumming-iowa.com

City of Cumming

APPLICATION TO SERVE ON A CITY BOARD OR COMMISSION

Name: Andrea Murphy Occupation: retired
Address: 2825 N. Birch Ave. Cumming, IA 50061
Best Phone Number to Reach You: (515) 491-2152
Email: AFM9171@aol.com
How long have you been a resident? 1 1/2 years

- I am interested in serving on the following Board/Commission:

Planning and zoning commission

List Board/Commission you currently serve on: n/a

List Board/Commission you have served on in the past: n/a

Describe why you are interested and what knowledge and/or experience you have that would be beneficial to the community: We are fairly new to the Cumming area, but fell in love with country life immediately. We plan on staying here for the foreseeable future, and want to make a difference in our area. I have a bachelors of science in education, am very approachable and care for my neighbors. We raised 3 very strong and independent children, and my husband is an executive at Wells Fargo. I have free time and am willing to help Cumming grow positively.

Thank you-

Andrea Murphy

Signature

Date

2-27-20

Please return to:

Cumming City Hall
PO Box 100, 649 N 44th St, Cumming, IA 50061
cityclerk@cumming-iowa.com

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