

CITY OF RIVERSIDE COUNCIL MEETING AGENDA  
RIVERSIDE COUNCIL CHAMBERS  
60 N GREENE ST

Monday, March 20, 2023, 5:00 PM

1. **Work Session at Water Treatment Plant to review design options.**

6:00 PM Regular Meeting

City Council Chambers

The meeting will be recorded and can be viewed live by visiting the city web site at [www.riversideiowa.gov](http://www.riversideiowa.gov)

**NOTICE TO THE PUBLIC: This is a meeting of the City Council to conduct the regular business of the city. Every item on the agenda is an item of discussion and action if needed.**

1. Call meeting to order
2. Roll Call
3. Approval of Agenda
4. Consent agenda
  - a. Minutes from 03-06 and 03-08-2023
  - b. Expenditures for 03-20-2023
  - c. RFD report – February
  - d. February Building Permits
5. **Public forum: 3 minutes per person. See guidelines for public comments at the Clerk’s table.**
6. Washington County Sheriff’s Department report
7. PeopleService
  - a. Monthly report – February (9)
  - b. Review of equipment inventory (15)
  - c. Video of water plant issues
8. City Engineer’s Report (Axiom) (18)
  - a. Third Street
  - b. Railroad Park
  - c. Water Treatment Plan design
  - d. Captain Kirk birthplace
  - e. Kleopfer/Buckeye stormwater drainage improvements
  - f. Wastewater Treatment Plant repair project

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9. Resolutions (next resolution # 2023-20)
  - a. Consider resolution approving 28E agreement with Iowa Township (20)
  - b. Consider resolution for FY24 budget public hearing (26)
  - c. Consider resolution for FY24 Law Enforcement Contract (27)
  - d. Consider resolution for partial release of retainage for Third Street project (30)
  - e. Consider resolution approving 3<sup>rd</sup> street change order #15 (31)
10. Approval to provide lawn mower trade-in to dealer
11. Update on response to complaints of aggressive dog on Schnoebelen St. (32)
12. Review sample code for UTV (33)
13. Discussion on Commercial Drive lot real estate listing
14. Monthly financial reports (55)
15. IMFOA City Clerk Conference- April 19-21, 2023 (65)
16. Review City Administrator interview schedule
17. Closing Comments
18. Motion to Adjourn

RIVERSIDE CITY COUNCIL MEETING: Monday, March 6th, 2023

The Riverside City Council meeting opened at 6:00 pm at City Hall with Mayor Allen Schneider requesting roll call. Council members present: Tom Sexton, Edgar McGuire, Lois Schneider, Kevin Kiene, and Kevin Mills.

Motion by McGuire, second by Sexton to approve agenda. Passed 5-0.

Motion made by Kiene, second by Sexton to approve consent agenda including 2-21-23 minutes, and expenditures. Motion carried 5-0.

Shane Patterson, CIT Sewer Solutions, of McCallsburg, Iowa updated the sewer maintenance contract proposal for annual cleaning and inspections. Patterson reviewed sewer maps with Council and reported on grease cleaning at two lift stations.

Luis Ramirez, PeopleService, Inc. presented Fluidyne ISAM proposal for wastewater treatment plant.

Brian Boelk, Axiom Consulting, addressed Council on partial retainage release on 3<sup>rd</sup> Street Project. Boelk gave updates on the Wastewater Treatment Plant, ADA ramp at City Hall, Water Plant repairs, and storm drainage on Kleopfer/Buckeye Streets.

Bryan Lenz brought three bids to Council on trade in of John Deere mower towards gator purchase for streets and parks.

McGuire moved, second by Schneider to enter into closed session pursuant to Iowa Code Chapter 21.5.1.i Administrative Search at 7:20 pm. Passed 5-0.

Council returned to open meeting at 8:19 pm.

Council set Closed Session Special Meeting for Wednesday, March 8<sup>th</sup> at 5:30pm in Riverside Fire Station for Iowa Code Chapter 21.5.1.i Administrative Search zoom interviews. Passed 5-0.

Motion by Schneider, second by McGuire to pass Resolution # 2023-08, approving FY 24 Hotel/Motel tax fund grant for the Riverside History Center in the amount of \$22,000. Passed 5-0.

Motion by McGuire, second by Sexton to pass Resolution # 2023-18, awarding sewer maintenance contract to CIT Sewer Solutions of Mc Callsburg, Iowa for annual sewer cleaning and CCTV Inspections. Passed 5-0.

Motion by McGuire, second by Sexton to pass Resolution # 2023-19, approving Fluidyne ISAM System inspections at the wastewater treatment plant in the amount of \$1150. Passed 5-0.

Mayor Schneider will continue to gather information on Commercial Property Realtors.

Council held a lengthy discussion in reference to City Code Chapter 55, Animal protection and Control. Mills discussed past documents and requests. McGuire presented printout of State of Iowa animal codes.

Mayor will contact Washington County Sheriff's department, Paws & More Animal Shelter, and homeowner to report back at next meeting.

Mayor set last budget FY24 work session for Monday, March 13<sup>th</sup> at 6:00 pm.

Motion by Sexton, second by McGuire to adjourn at 9:34 p.m. Passed 5-0.

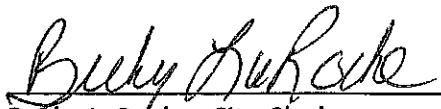
Full content of Council Meetings can be viewed on the City website; [riversideiowa.gov](http://riversideiowa.gov)

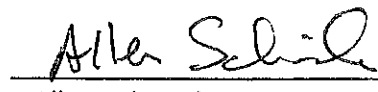
Special City Council Meeting - Wednesday, March 8<sup>th</sup>, 2023 at 5:30 pm in Fire Station

City Council Budget Work Session- March 13<sup>th</sup>, 2023 at 6:00 p.m. in City Hall

City Council Meeting – Monday, March 20<sup>th</sup>, 2023 at 6:00 pm in City Hall.

ATTEST:

  
Becky LaRoche; City Clerk

  
Allen Schneider; Mayor

RIVERSIDE CITY COUNCILSPECIAL MEETING: Wednesday, March 8th, 2023

The Riverside Special City Council meeting opened at 5:30 pm at Riverside Fire Station with Mayor Allen Schneider requesting roll call. Council members present: Tom Sexton, Edgar McGuire, Lois Schneider, Kevin Kiene, and Kevin Mills.

Motion by Sexton, second by McGuire to approve agenda. Passed 5-0.


Schneider moved, second by Kiene to enter into closed session pursuant to Iowa Code Chapter 21.5.1.i Administrative Search at 5:31 pm. Passed 5-0.

Council returned to open meeting at 10:01 pm.

Motion by Sexton, second by McGuire to adjourn at 10:01 p.m. Passed 5-0.

ATTEST:

  
Becky LaRoche; City Clerk

  
Allen Schneider; Mayor

1	EXPENDITURES 3-20-23				
2	COUNCIL MEETING	UNPAID BILLS:			
3	AIRGAS	EMS OXYGEN	002-5-150-6375	\$ 276.50	
4	AXIOM	WWTP	301-5-750-6798	\$ 2,210.00	
5	BS COMMUNICATIONS	GATEWAY SIGNAL REPAIRS	600-5-810-6373	\$ 318.75	
6	BS COMMUNICATIONS	GATEWAY SIGNAL REPAIRS	610-5-815-6373	\$ 318.75	
7	BS COMMUNICATIONS	COMM CENTER DONATION	302-4-750-2-4740	\$ (637.50)	\$ -
8	CASEYS	4-WHEELER FUEL - SNOW	110-5-210-6335	\$ 11.45	
9	CIT SEWER SOLUTIONS	LS #3 AND CASINO CLEANING	610-5-815-6374	\$ 2,098.62	
10	CITY OF KALONA	BUILD INSP - FEB	001-5-170-6499	\$ 1,666.66	
11	CONSUMMERS COOP	LS#3 FUEL	610-5-815-6331	\$ 493.10	
12	DSG	VULCAN 9.5' V PLOW	110-5-210-6335	\$ 1,300.00	
13	ELECTRIC PUMP	FLYGT PUMP 3153	610-5-815-6507	\$ 5,685.66	
14	ELECTRIC PUMP	INSTALL FLYGT PUMP	610-5-815-6507	\$ 1,257.75	\$ 6,943.41
15	FP MAILING	INK CARTIDGES	001-5-650-6508	\$ 138.50	
16	HI-LINE	HOSE CLAMPS/CRIMP RINGS	001-5-210-6372	\$ 64.50	
17	HINSON CONSULTING	ADMIN SEARCH	001-5-640-6411	\$ 8,076.39	
18	IOWA SOLUTIONS	FORTINET RENEWAL	001-5-650-6497	\$ 804.50	
19	IOWA SOLUTIONS	COMPUTER MONTHLY FEE	001-5-650-6497	\$ 503.30	
20	JIMS SMALL ENGINE	4 BLOWERS	002-5-150-6356	\$ 1,139.96	
21	JOHNSON COUNTY REFUSE	FD-CARDBOARD DUMPSTER	002-5-150-6340	\$ 35.72	
22	KALONA AUTO	FD-SHOP	002-5-150-6356	\$ 4.38	
23	KALONA AUTO	SNOW PLOW	110-5-210-6335	\$ 33.18	
24	KALONA AUTO	MOWERS	001-5-430-6504	\$ 409.75	
25	KALONA AUTO	SHOP	001-5-210-6372	\$ 9.14	\$ 456.45
26	LEAF	COPIER	001-5-650-6496	\$ 156.50	
27	MENARDS	3M EARMUFFS	001-5-210-6372	\$ 44.91	
28	MENARDS	ADJUST #19191 EXIT SIGN	001-5-210-6372	\$ 1.00	\$ 45.91
29	PYRAMID SERVICES	MOWER PARTS	001-5-430-6504	\$ 179.18	
30	REC	SIGN	001-5-520-6510	\$ 68.41	
31	REC	LIFT STATION	610-5-815-6371	\$ 131.02	
32	REC	W/W PLANT	610-5-815-6371	\$ 4,334.54	
33	REC	SHOP	001-5-210-6371	\$ 56.27	
34	REC	WATER PLANT	600-5-810-6371	\$ 5,739.72	
35	REC	TRAFIC LIGHT	001-5-230-6371	\$ 154.58	
36	REC	CASINO L/S	610-5-815-6371	\$ 277.60	\$ 10,762.14
37	RIVERSIDE GRAIN	4 BGS ICE MELT	110-5-210-6335	\$ 41.12	
38	SANDRY FIRE	SFS SERVICE FEE	002-5-150-6356	\$ 63.51	
39	SCHNOEBELEN INC	COBALT SERVICE	001-5-430-6504	\$ 780.21	
	SCHNOEBELEN INC	SP SIGN BATTERY- IDOT	110-5-210-6415	\$ 259.95	\$ 1,040.16
40	STANDARD PEST	CITY HALL	001-5-650-6310	\$ 25.00	
41	STANDARD PEST	FD	002-5-150-6310	\$ 25.00	
42	STANDARD PEST	SHOP	001-5-210-6506	\$ 25.00	\$ 75.00
43	VISA	OFFICE	001-5-650-6506	\$ 122.58	
44	VISA	IBM X2	001-5-650-6492	\$ 201.96	
45	VISA	FD-TRAINING X5	002-5-150-6354	\$ 586.00	
46	VISA	FD-TOOLS	002-5-150-6356	\$ 943.67	
47	VISA	TREES 4 EVER WEBINAR	001-5-650-6240	\$ 32.82	\$ 1,887.03
48	W.C. RECORDER	DEBBINS DEED	001-5-650-6401	\$ 22.00	
49	WIELE CHEVROLET	2017 CHEVY GLOW PLUGS	110-5-210-6331	\$ 388.75	
50		<b>TOTAL BILLS</b>		<b>\$ 40,880.36</b>	
51	PAID BILLS:				
52	IPERS	CONTRIBUTIONS - 2023 FEB	\$ 2,040.11		
53	1ST NAT'L BANK	HEALTH SAVINGS	\$ 750.00		
54	IOWA DEPT OF REVENUE	IOWA WITHHOLDINGS - 2023 FEB	\$ 391.00		
55	IOWA DEPT OF REVENUE	IOWA SALES TAX - 2023 FEB	\$ 755.83		
56	IOWA DEPT OF REVENUE	IOWA WET TAX - 2023-FEB	\$ 1,441.49		
57	IRS	941 TAX DEPOSIT - 2023 FEB	\$ 3,925.52		
58	PAYROLL	PAYROLL - 2022 JAN	\$ 17,092.04		
59	WATER DEPOSIT	REFUND	\$ 100.00		
60	*****	<b>TOTAL PAID BILLS</b>		<b>\$ 26,495.99</b>	
61	*****	<b>TOTAL EXPENDITURES</b>		<b>\$ 67,376.35</b>	
62					
63	1/31/2023				
64	MTD TREASURERS REPORT		REVENUES	EXPENSES	BALANCE
65	GENERAL FUND		\$ 5,562.86	\$ 47,709.13	\$ 439,540.73
66	FIRE DEPT FUND		\$ 923.16	\$ 8,059.66	\$ 232,827.19
67	ROAD USE TAX FUND		\$ 12,120.11	\$ 6,731.84	\$ 46,635.98
68	LOCAL OPTION SALES TAX		\$ 15,142.74	\$ -	\$ 88,664.22
69	CASINO REVENUE RUND		\$ 98,190.55	\$ 4,000.00	\$ 409,352.86
70	CAPITAL PROJECTS FUND		\$ 2,542.47	\$ 10,338.75	\$ 635,983.91
71	COMMUNITY CENTER FUNDS		\$ 215.21	\$ -	\$ 1,122,375.23
72	WATER FUND		\$ 27,613.91	\$ 21,394.56	\$ 220,222.47
73	SEWER FUND		\$ 26,001.37	\$ 25,349.89	\$ 375,342.98
74	GARBAGE/LANDFILL FUND		\$ 7,012.47	\$ 7,148.25	\$ 11,899.41
75	STORM WATER FUND		\$ 1,568.25	\$ -	\$ 12,251.64
76	<b>TOTAL</b>	(6)	<b>\$ 196,893.10</b>	<b>\$ 130,732.08</b>	<b>\$ 3,595,096.62</b>

77				
78	EXPENDITURES by FUND			
79	GENERAL FUND		\$ 13,543.16	
80	FIRE DEPARTMENT		\$ 3,074.74	
81	ROAD USE FUND		\$ 2,034.45	
82	CASINO FUND		\$ -	
83	CAPITAL PROJECTS		\$ 1,572.50	
84	WATER FUND		\$ 6,058.47	
85	SEWER FUND		\$ 14,597.04	
86	GARBAGE		\$ -	
87	STORM SEWER		\$ -	
88	TOTAL EXPENDITURES		\$ 40,880.36	

# RIVERSIDE FIRE DEPARTMENT

FIRE / RESCUE / EMS / HAZMAT



## February 2023 Update

### **Calls for Service:**

Medicals – 15

Structure Fires – 3

Fuel Spill – 1

Carbon Monoxide Incident – 2

**Total calls – 21 calls for service in February**

### **Training:**

The members trained on aerial ladder operations and vehicle placement.

### **RESA:**

The members held the drive thru chicken dinner, the support from the community was great. The group is working on final numbers from this event. The group is also planning for the annual pancake breakfast on Sunday April 2<sup>nd</sup>.

### **Other News**

The annual report was given to the City Council and Mayor by Chief Smothers. The firefighter 1 class for 8 members finished up at the end of February, those members are working on taking their State of Iowa certification. We currently have 4 members attending an EMT class held at the Kalona EMS building. There was a Chief's/Dispatch meeting that was attended by Chief Smothers. The items discussed was paging of incidents, bridge weights by County Engineer, the fire in downtown Washington and future technology with the CAD system. The training grounds and station will host the 1<sup>st</sup> annual Washington County Mutual Aid Association Fire School March 25<sup>th</sup> & 26<sup>th</sup>. This event has 75 FFs from all FD's in Washington county attending classes/training both days. RFD also held the annual Washington County EMS Saturday for all EMS providers in the county to receive training and continuing education to maintain certification.

Proudly Serving  
Chief Smothers





Date: March 15, 2023

To: Riverside Council

From: Steven Kramer and Luis Ramirez, Operators

O & M Report: February 2023

## **Water Operation & Maintenance**

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- We are having Electric Pump (controls) in to look into VFD issues and communication problems between the SCADA and RO skids.
- Monthly work orders issued from corporate were completed.
- Investigated dirty water complaint @ 71 Ella St., after troubleshooting at his home and running quality tests we determined his appliance was causing the issue.
- Submitted proposal from Summit to repair backflow preventors at both water and wastewater plants.
- Got in contact with Cahoy to get things moving with Well #8 repairs.
- We ordered necessary valves and actuators from Mellen and Associates for Well #8 and the Raw Water Bypass. We will be needing additional quotes to replace other actuators in the plant because we are being advised by Electric Pump that they are beginning to get weak and the potential to fail (in auto) could be higher as time goes by.
- Ordered lubricant for pumps at the water plant and troubleshot how to flush old lubricant.
- Neptune system is operating again so we are no longer having to read manually.
- Talked with multiple reps and other surrounding area operators on solutions to iron issues but haven't gotten any real insight. Surrounding plants with similar plants are designed a bit different so it's hard to troubleshoot.
- Replaced 20 T-8 blubs at water plant
- We assisted the city in moving snow.
- Changed oil to High Service Pump motors per our maintenance program schedule.





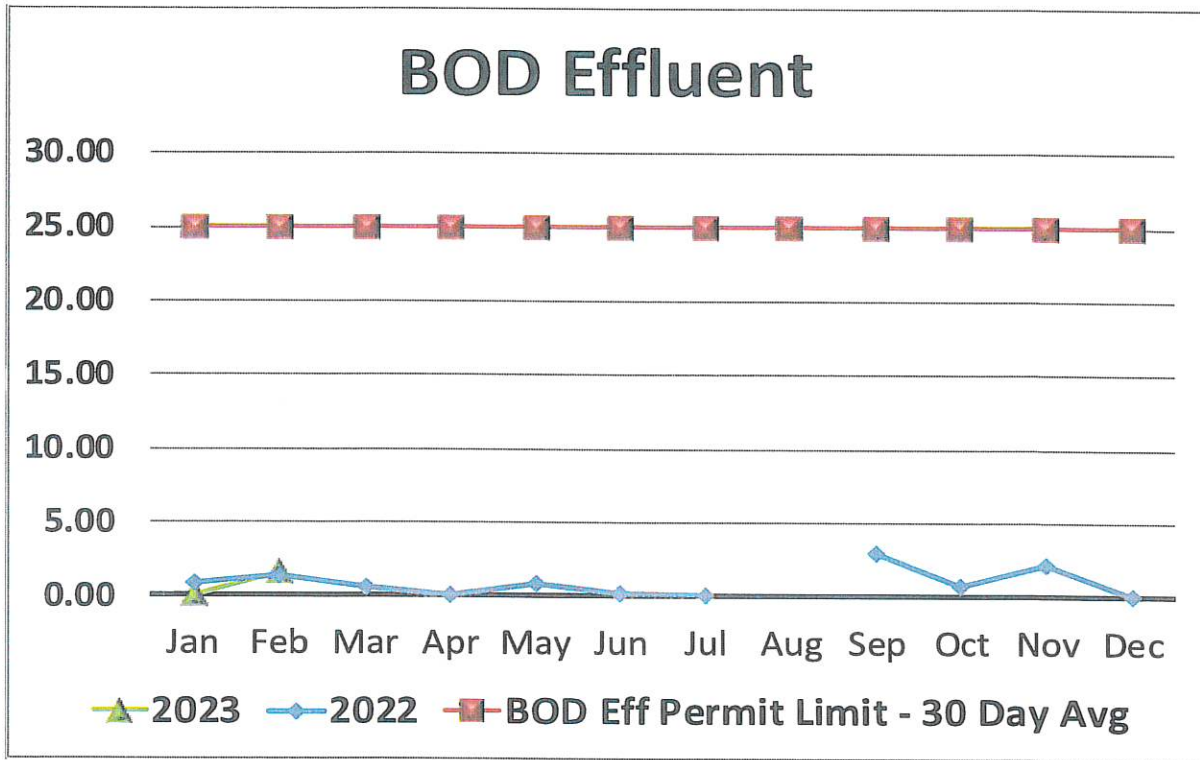
- Request to flush fire hydrant at end of Schnoebelen Street.
- Had multiple locates for the Sharon Phone Company project.
- Resident requested we find his service lines for both water and wastewater @ 340 Boise Ct.
- Had a water shut off at 380 E Hickory
- Luis attended a full day Reverse Osmosis training session put on by American Water Chemicals in North Liberty. We expect what he has learned will help his overall skills in operating Riverside's system and was a great way to network with other local operators. |

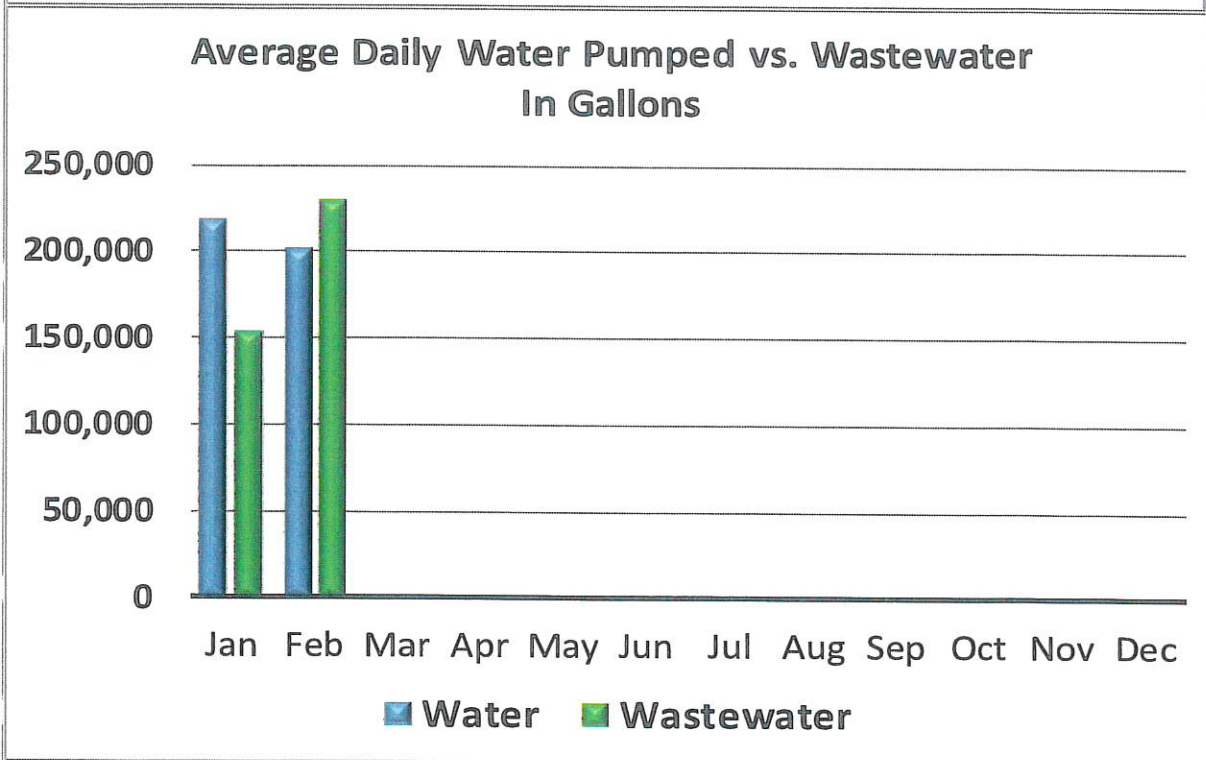
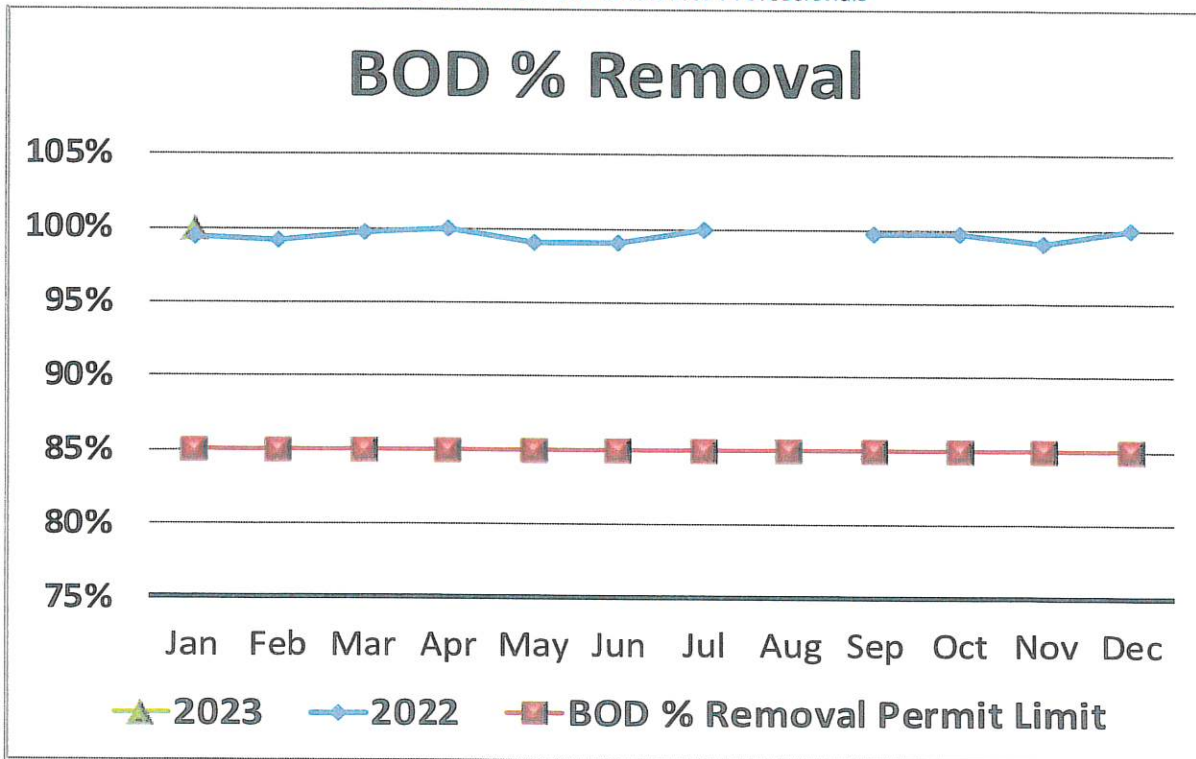
### **Wastewater Operation & Maintenance**

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- Lino came in and replaced the DO interface for the west SBR and calibrated both probes for the SBRs.
- Refilled Lift Station #3 with diesel fuel.
- In the process of pulling the Effluent sampler pump. We are assuming it has a seal leak b/c it continues to trip out when called for.
- On March 15<sup>th</sup> we will have the UV system running, We still have some work to do on 2, of 4 units, but will be in compliance. |







Contract True-Ups - Current Contract Year				
Item	Budgeted Amount	Amount Spent	% of Budget	% of Time
Chemical Budget	\$27,519.00	\$33,235.46	121%	67%
Maintenance Budget	\$22,932.00	\$43,455.32	189%	67%
<b>Total</b>	<b>\$50,451.00</b>	<b>\$76,690.78</b>	<b>152%</b>	<b>67%</b>

		February-23	January-23	February-22
<b>Water</b>				
	<b>Units</b>			
Total Monthly Pumped	gallons	5,655,000	6,777,000	3,584,000
Average Daily Pumped	gallons	201,961	218,610	128,000
Maximum Daily Pumped	gallons	472,000	580,000	201,000
Minimum Daily Pumped	gallons	0	0	94,000
<b>Chlorine</b>				
Chlorine - Total Avg Residual Plant	mg/L	1.45	1.52	1.28
Chlorine - Total Avg Residual System	mg/L	1.55	0.85	1.35
Chlorine - Recommended Residual System	mg/L	0.30	0.30	0.30
Chlorine used	lbs	43.50	157.00	149.50
<b>Iron</b>				
Iron - Avg Raw	mg/L	1.57	1.30	1.81
<b>Polyphosphate</b>				
Polyphosphate - Avg Residual	mg/L	2.76	2.29	1.33
Polyphosphate - Recommended Residual	mg/L	0.5 - 2.0	0.5 - 2.0	0.5 - 2.0
Polyphosphate used	lbs	48.00	54.00	14.50
<b>Water Loss</b>				
Water Billed	gallons	2,819,155	2,904,783	2,913,307
Water used in main breaks/hydrant flushin	gallons	1,100,000	1,100,000	100,000
Water used at city buildings	gallons	0	0	59,415
Loss	gallons	31%	41%	15%
<b>Wastewater</b>				
<b>BOD</b>				
BOD Influent Avg	mg/L	157	205	160
BOD Effluent Avg	mg/L	2	0.0	1
BOD Eff Permit Limit - 30 Day Avg	mg/L	25	25	25
BOD % Removal	%	0.00%	100.00%	99.14%
BOD % Removal Permit Limit	%	85%	85%	85%
<b>TSS</b>				
TSS Influent Avg	mg/L	140	103	58
TSS Effluent Avg	mg/L	7	7	2
TSS Effluent Permit Limit - 30 Day Avg	mg/L	30	30	30
TSS % Removal	%	0.00%	93.20%	96.90%
TSS % Removal Permit Limit	%	85%	85%	85%
<b>Nitrogen Ammonia</b>				
NA Effluent Avg	mg/L	0	4	0
NA Effluent Permit Limit - 30 Day Avg	mg/L	17	14	17
<b>Influent Flow</b>				
Total Monthly	gallons	6,445,000	4,768,900	3,684,600
Average Daily	gallons	230,179	153,816	131,592
Maximum Daily	gallons	903,000	305,200	178,400
Minimum Daily	gallons	39,300	59,100	101,200
Permit Limit - 30 Day Avg	gallons	444,000	444,000	444,000
Permit Limit - Daily Maximum	gallons	1,425,000	1,425,000	1,425,000

## Water Equipment List

## Water Plant

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Well 7 Pump 3 Stage	7/13/2006	Goulds 11CHC	Poor	10-15 Years	\$15,000		\$30k-\$50k
Well 7 Motor 50 HP	1/1/2022	Hitachi Flowmatic	Good	10-15 Years	\$22,000		\$30k-\$50k
Well VFD x2	2006	Allen Bradly	Fair	10+ Years	\$10,000	2020	\$10,000
Well 8 Pump 3 Stage	7/14/2006	Goulds 11CHC	Fair	10-15 Years	\$15,000		\$30k-\$50k
Well 8 Motor 50 HP	2023	Hitachi Flowmatic	Good	10-15 Years	\$25,000	2023	\$25,000
High Service Pump x4	2006	Emerson 7222-BEH	Poor	50000 Hours		Needed	
Pressure Reducing Valve	2006	Watts	Poor	10 Years	\$2,500	Needed	\$2,500
Generator	2006	Cat C15	Good	20+ Years		N/A	
RO High Pressure Pump x3	2006	Baldor V16742	Good	10+ Years		N/A	
RO Interstage Pump x3	2006	Baldor M21A	Good	10+ Years		N/A	
RO Membranes x189	2020	Dow Filmtec	Good	10 Years	\$640	2020	\$90,000
Raw Water Meter	2006	ABB	Fair	10+ Years	\$5k-\$8K	Needed	\$5k-\$8k
SEP Meter	2006	ABB	Fair	10+ Years	\$5k-\$8K	Needed	\$5k-\$8k
Bypass Meter	2006	ABB	Fair	10+ Years	\$5k-\$8K	Needed	\$5k-\$8k
Chemical Feed Pumps x10	2006	Prominent	Fair	10+ Years	\$1,000	Needed	\$1000 Each
Rosemont Pressure Sensor x2	2006	Rosemont	Good	10 Years	\$1,200	Needed	\$1,200 Each
Dehumidifiers x3	2006	HI-E Dry 195	poor	10+ Years	\$2,500	Needed	\$2500 Each
3500 Watt Portable Generator	Unknown	Generic Brand	Fair	10-15 Years	\$1,000	As Needed	\$1,000
3" Portable Trash Pump	Unknown	Honda	Good	10-15 Years	\$2,000	As Needed	\$2,000
PH Meter	2012	ThermoScientific	Good	10 Years	\$2,800	As Needed	\$2,800
Spectrophotometer	Unknown	Hach DR3900	Good	10+ Years	\$6,500	As Needed	\$6,500
Lab Glassware	N/A	Varies	Good	2-3 Years	\$20-\$300	As Needed	\$1000 for All
Transfer Switch	2006	Asco 7000	Poor	10+ Years		As Needed	
1200 Amp Disconnect	2006	Square D	Poor	10-15 Years	\$45,000	As Needed	\$60,000
RO High Pressure Pump VFD x3	2006	Allen Bradly	Fair	10+ Years	\$6k-\$10k	Needed	\$6k-\$10k Each
RO Interstage Pump VFD x3	2006	Allen Bradly	Fair	10+ Years	\$20k	Needed	\$20k
Clear Well Ultrasonic Transducer	2021	Pulsar Ultra 4	Good	10 Years	\$1,000	As Needed	\$1,000
Radiodetection Locator	2021	Radio Detection	Good	10 Years	\$6,700	As Needed	

## Wastewater Equipment List

## Wastewater Plant

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Influent Flow Meters x2	2005	ABB	Poor	10+ Years	\$5k-\$8k	Needed	
Sludge Aspirator	2005	Flygt 3127	Poor	45000 Hours	\$11-14K	Needed	11-14K
Sludge Transfer Pump	2005	Flygt 3153	Poor	45000 Hours		Needed	
SBR Pumps x4	2005	Flygt 3154	Poor	45000 Hours		Needed	
Screen	2005	Huber	Fair	15+ Years		N/A	
Muffle Furnace	2005	Thermo Scientific	Poor	10-15 Years	\$2,200	As Needed	\$2,200
Drying Oven	2023	Thermo Scientific	Good	10-15 Years	\$1,500	2023	\$3,000
Scale Balance	Unknown	Mettler Toledo	Good	10+ Years	\$3,000	As Needed	\$3,000
Samplers x2	Unknown	QCEC	Good	10+ Years	\$2,500	As Needed	\$2500 Each
Generator	2005	Cat C18	Fair	20+ Years		N/A	
Blowers x3	2005	Suitorbuilt 6 Series	Fair	30000 Hours		As Needed	
PH/Dissolved Oxygen Meter	2022	Hack HQ40d	Good	10+ Years	\$2,500	2022	\$2,500
Colorimeter	2016	Hach DR850	Fair	7-8 Years	\$1,500	As Needed	\$1,200
UV Banks x4	2012	Sunlight	Poor	10-15 Years	\$45,000	Needed	\$45,000 Each
Transfer Switch	2005	Asco 7000	Good	10+ Years		Needed	
1200 Amp Dissconnect	Nov. 2019	Square D	Good	10-15 Years	\$45,000	Needed	\$60,000
EQ Basin Lift Station Pumps x2	2005	Flight 3085	Fair	45000 Hours		Needed	
SAM Aspirators x2	2005\2021	Flygt/ABS	Fair	30000 Hours	\$10,000	Needed	\$10,000

## Wastewater Equipment List

## LS-1

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Pumps x2	2022	Fairbanks D5433	Good	35000Hours	\$30,000	2022-2023	\$90k-\$100K
VFD x2	2022		Good	10+ Years	\$7,000	As Needed	\$7000 Each
Generator		Olympian D125P1	Fair	20+ Years		N/A	

## Wastewater Equipment List

## LS-2



Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Pumps x3	1993-1994	Fairbanks D5433MV	poor	35k-40K Hours		Needed	\$75k-\$90k
VFD x2	2014/2019		poor	10+ Years	\$2,500	Needed	\$2500 Each
Generator		Olympian D40P3	Fair	20+ Years		N/A	

Wastewater Equipment List LS-3

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Pumps x3	2012	Flygt NP 3153 HT	Fair	45000+ hours		Needed	
VFD x3	2012		Fair	10+ Years		Needed	
Generator	2012	Olympian D50P3	Good	20+ Years		N/A	

Wastewater Equipment List LS-4

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Pumps x3		ABS AF40-4	Poor	30000+ Hours		Needed	\$25,000
Generator		Cat C2.2	Fair	20+ Years		Needed	

Wastewater Equipment List LS-5

Equipment	Year	Make/Model	Condition	Life Span	Value	Replacement Year	Replacement Cost
Pumps x3	2007	Flygt 3202	Fair	45000+ Hours	\$45,000	As Needed	\$45000 Each
VFD x2	2007		Fair	10+ Years		As Needed	
Generator	2007	Olympian D125P2	Fair	20+ Years		N/A	

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## ENGINEER'S REPORT

**PROJECT:** City of Riverside  
**DATE:** March 14, 2023  
**TO:** City Council  
**TOPIC:** Project Updates

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### Third Street Reconstruction

The Mayor and I met with the Kennedys to walk their property and discuss remaining items to be completed, as well as any concerns. It was left that we would further evaluate and reference historical data, providing a response and eventually leading to discussion with Council. Installation of railing (handrail and safety rail) is scheduled to begin this week. Discussions continued with Streb regarding partial release of retainage. Axiom has approved the proposed release of 70% of the current retainage amount, in which retainage refers to 5% of the completed construction. This equates to the release of \$116,281.91. Axiom also approves of an emergency erosion control repair at Third Street and Washington Street (see attached) in the amount of \$500 per City's request.

### Railroad Park

Softline Solutions is scheduled to resurface in April. We will continue to evaluate weather and coordinate accordingly.

### Water Treatment Plant

Council members and Axiom to meet at Water Treatment Plant as work session prior to formal meeting to go over the two options on site with intent to determine preferred option to proceed with for final design and bid documents.

### Captain Kirk Birthplace – ADA Access

Drawings and Opinion of Costs have been updated with options pursued as discussed at last meeting.

### Kleopfer/Buckeye Stormwater Improvements

Meeting with the property owners directly impacted by project has been set for March 22<sup>nd</sup> at 6:00 p.m. in City Hall.

### Development Projects

Several different developers have reached out in the past couple of weeks regarding potential development in Riverside. Pre-application meetings have been set up and discussions anticipated to take place at P&Z meeting on March 28<sup>th</sup>.



## CHANGE ORDER REQUEST

March 10, 2023

ATTN: Brian Boelk  
Axiom Consultants  
60 E. Court St.  
Riverside, IA 52327

PROJECT: Third Street Improvements  
21-0144  
Riverside, IA

RE: **STREB CHANGE ORDER #15**  
**Stevens Erosion**

Emergency Erosion Control	1.00	LS @	\$ 500.00	\$ 500.00	
				\$ 500.00	

Prime Mark-up	0%	\$	-	
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<b>TOTAL STREB CHANGE ORDER #15</b>	<b>\$</b>	<b>500.00</b>	
		<b>500.00</b>	

NUMBER OF CALENDAR DAYS REQUESTED DUE TO EXTRA WORK: **0**

Any questions or comments, please call 319-338-3498.

Respectfully submitted,  
STREB CONSTRUCTION CO., INC.

Jennifer Carlsen  
Contract Administrator

**RESOLUTION #2023-20**

**RESOLUTION APPROVING THE 28e AGREEMENTS WITH IOWA TOWNSHIP FOR FIRE PROTECTION**

**Whereas**, the City of Riverside City, at the recommendation of the Riverside Fire Chief, that the City of Riverside, Iowa accepts the attached copy of the 28e Agreement with Iowa Township requesting Fire Protection from the Riverside Volunteer Fire Department.

**Therefore**, be it resolved the City of Riverside City Council does hereby accept the 28e Agreement with Iowa Township requesting Fire Protection from the Riverside Volunteer Fire Department.

It was moved by Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_ to adopt the foregoing resolution.

Roll Call: Sexton, Schneider, McGuire, Kiene, Mills

Ayes:

Nays:

Absents:

**Passed by** the City Council of Riverside, Iowa and approved this 20<sup>th</sup> day of March, 2023.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_  
Allen Schneider, Mayor

Attest: \_\_\_\_\_ Date: \_\_\_\_\_  
Becky LaRoche, City Clerk

Prepared by: William J. Sueppel, 122 South Linn Street, Iowa City, IA 52240, (319) 338-9222  
Return to: Becky LaRoche, City Clerk, City of Riverside, PO Box 188, Riverside, IA 52327

## FIRE SERVICE AGREEMENT - RIVERSIDE & IOWA TOWNSHIP

THIS AGREEMENT is between the City of Riverside, Iowa, hereinafter referred to as "Riverside" or "City", and Iowa Township hereinafter referred to as "Township".

### THE PARTIES AGREE AS FOLLOWS:

1. This Contract shall be between Riverside and Iowa Township.
2. Areas Served  
The areas to be included within this Agreement shall be the boundaries of the Township as shown in attached Exhibit A.
3. Services Provided  
It is agreed that Riverside will provide fire protection and emergency services for all of the property located within the Township. This does not include emergency transport medical services.
4. Vehicles and Equipment  
Riverside will retain a list of insurable equipment and vehicles owned by the City of Riverside and other fire apparatus that will be available for use under the terms of this Agreement. All equipment and apparatus will be used at the Fire Chief's or his designee's discretion.
5. Taxes and Levies  
It is agreed that the Township will levy enough taxes within the tax limitations prescribed by the Iowa Code to pay the Township's agreed upon share of the fire and emergency services.

6. Annual Meeting

The Riverside Fire Chief shall annually call a meeting and prepare an agenda for the meeting to be held in the month of February. The Fire Chief shall provide a report of fire calls and activities from the previous calendar year for all members at this meeting. The Riverside City Council, Township Trustees and interested citizens are encouraged to attend this annual meeting.

7. Contract Financing

It is agreed that the Township within the fire protection area described in this Agreement shall levy a minimum fire protection fee of .60750 cents per thousand dollars of taxable value. This amount levied will be paid to the City of Riverside in consideration for Riverside providing fire protection and emergency services to the Townships listed herein.

Any remaining funds will be used by the City for fire protection and emergency services, at their discretion. It is agreed that Iowa Township shall transmit one-half (1/2) of the fees above described on or before June 30 and the remaining half (1/2) on or before December 30 each year and or register for monthly auto-deposits from the County Treasurer to Riverside to pay the costs agreed under this Agreement. Payment shall be sent to the City Clerk of the City of Riverside and designated as rural fire service payment, or auto deposit from County Treasurer into City of Riverside bank account.

8. Billing and Expenses

If, in the reasonable estimation of the Riverside Fire Chief, a piece of fire equipment or fire apparatus is in need of repair or replacement, the Chief will consult with the City to seek approval and, after receiving such approval, the repair or replacement will be made. In the event that the Chief determines that repair or replacement is necessary prior to consultation with the City, due to an emergency situation or the routine nature of the repair or replacement, the Chief may take the necessary action and report to the City within three (3) days.

The Fire Department will provide the parties with monthly reports regarding the Fire Department activities, training, calls and expenditures made via e-mail to township clerk.

9. Mutual Aid Agreement

It is agreed and understood that all Riverside fire apparatus may be used by Riverside in fire protection areas outside of the area covered by this Contract in accordance with mutual aid agreements between Riverside and other cities and townships.

10. Service to Other Areas

It is agreed and understood that Riverside may serve other townships, cities or parts of a township or city not parties to this Agreement.

11. Insurance Coverage

Riverside shall provide and maintain vehicle insurance on Riverside's apparatus and liability insurance for the Riverside Volunteer Fire Department. Riverside shall provide worker's compensation insurance for the all fire fighters and emergency services personnel servicing this agreement. Insurance will be obtained from companies licensed and authorized to do business in the State of Iowa.

12. Liability and Indemnification

The public entities that are parties to this Agreement shall, at all times during the term of this Agreement, indemnify, defend and hold one another harmless against all claims and expenses, including legal expenses and reasonable attorney fees, arising out of the death or injury to any person or persons or out of any property damage and against any other claim, proceeding, demand, expense and liability of any kind whatsoever resulting from any action or inaction related to either entity which is deemed by a court of law or arbitrator not to be an action or inaction of the other entity. Notwithstanding the above, each entity at all times reserves the right to retain counsel of its own to defend its respective interest.

13. Term of the Agreement

The parties acknowledge that this Agreement is the complete agreement of the parties. Each party acknowledges that it has had ample opportunity to seek independent advice with regard to the terms of this Agreement. If any changes to this Agreement are to be made, such changes must be done in writing and be signed by all entities.

14. Jurisdiction, Venue and Attorney Fees

In the event there are any disputes that arise between the entities with regard to this Agreement, all entities hereby consent and agree to the jurisdiction of the State of Iowa and the venue of Washington County, Iowa. All disputes shall be decided according to the laws of the State of Iowa, and the prevailing entity shall be entitled to reasonable attorney fees.

15. Execution of Documents

The parties agree to timely execute any documents necessary to carry out the terms of this Agreement. The parties further agree that this document may be executed outside the presence of the other party and in separate counterparts.

This Agreement shall be filed with the Secretary of the State of Iowa and the Washington County Recorder in accordance with Chapter 28E of the Code of Iowa.

16. Duration

This Agreement shall be in effect beginning July 1, 2023. Either party may terminate this Agreement by providing written notice to the other party by January 1 prior to the end of the year in which this Agreement is to be terminated. If such notice is not given, the Agreement shall continue on a year-to-year basis until such proper notice of termination is given. In the event that any party to this Agreement shall desire to withdraw or terminate this Agreement, a written notice of withdrawal or termination shall be sent certified mail by the 1<sup>st</sup> day of January prior to the expiration date of this Agreement. Said withdrawal or termination shall not become effective until June 30<sup>th</sup>, and all current and outstanding payments for services must be made.

DATED March 20th, 2023

CITY OF RIVERSIDE, IOWA

By \_\_\_\_\_  
Allen Schneider, Mayor

Attest \_\_\_\_\_  
Becky LaRoche, City Clerk



DATED March 20th, 2023

IOWA TOWNSHIP

By \_\_\_\_\_  
\_\_\_\_\_, Trustee

By \_\_\_\_\_  
\_\_\_\_\_, Trustee

By \_\_\_\_\_  
\_\_\_\_\_, Trustee

By \_\_\_\_\_  
\_\_\_\_\_, Fire Chief

By \_\_\_\_\_  
\_\_\_\_\_, Fire Secretary

Attest \_\_\_\_\_  
\_\_\_\_\_, Township Clerk

STATE OF IOWA                    )  
  ) ss:  
COUNTY OF WASHINGTON        )

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Allen Schneider and Becky LaRoche, to me personally known, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Riverside, Iowa, a municipal corporation; that the seal affixed to the foregoing instrument is the corporate seal of the municipal corporation, and that the instrument was signed and sealed on behalf of the municipal corporation by the authority of its City Council, as contained in Resolution No. 2023-20 of the City Council on the 20th day of March, 2023; and that Allen Schneider and Becky LaRoche acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it and by them voluntarily executed.

\_\_\_\_\_  
Notary Public in and for the State of Iowa

**RESOLUTION #2023-XX**

**RESOLUTION TO SET THE DATE FOR PUBLIC HEARING FOR  
FY23-24 ANNUAL CITY BUDGET**

**Whereas**, the City of Riverside City Council sets the a date for public hearing for the Fiscal Year 2023-2024 Annual City Budget for April 3<sup>rd</sup>, 2023 at the regular Council Meeting starting at 6:00 pm at Riverside City Hall.

**Therefore**, be it resolved the City of Riverside City Council does hereby approve the date of the public hearing.

It was moved by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, to approve the foregoing resolution.

**ROLL CALL VOTE:** Sexton, McGuire, Schneider, Kiene, Mills

Ayes:

Nays:

Absents:

**Passed and approved** by the City Council of Riverside, Iowa and on this 20<sup>th</sup> day of Merch, 2023.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Allen Schneider, Mayor

Attest: \_\_\_\_\_ Date: \_\_\_\_\_

Becky LaRoche, City Clerk

**RESOLUTION #2023-XX**

**RESOLUTION TO APPROVE CONTRACT WITH WASHINGTON COUNTY TO PROVIDE LAW ENFORCEMENT FOR THE CITY FOR FISCAL YEAR 2023-2024**

**Whereas**, the City of Riverside agrees to a contract with Washington County to provide Law Enforcement Services to the City of Riverside at the cost of \$220,401.00 for the fiscal year beginning on July 1st, 2023 and ending on June 30<sup>th</sup>, 2024.

**Therefore**, be it resolved the City of Riverside City Council does hereby approve to enter into this agreement with Washington County Sheriff Department for Law Enforcement.

**MOVED BY** Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_, to approve the foregoing resolution.

Roll Call: Sexton, McGuire, Schneider, Kiene, Mills

Ayes:

Nays:

Absents:

**Passed and Approved** by the City Council of Riverside, Iowa and approved this 6th day of March, 2023.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_  
Allen Schneider, Mayor

Attest: \_\_\_\_\_ Date: \_\_\_\_\_  
Becky LaRoche, City Clerk

**CONTRACT AND AGREEMENT  
LAW ENFORCEMENT**

This Contract and Agreement is entered into by and between Washington County, Iowa, hereafter called County, and the City of **Riverside**, Iowa, hereafter called City and by consent and agreement of the Washington County, Iowa, Sheriff, hereafter called Sheriff.

The purpose of this Contract and Agreement is to establish a joint exercise of governmental powers as provided by Chapter 28E, 2023 Code of Iowa, which the County will furnish law enforcement services for the City in order to ensure the City's compliance with Iowa law.

No separate legal or administrative entity shall exist by virtue of this Contract and Agreement. The Sheriff is hereby designated as the administrator responsible for administration and fulfillment of this joint Contract and Agreement for the County.

The duration of this Contract and Agreement is for a period of one year commencing at 12:01 a.m. on the first day of July 2023 and continuing until 11:59 p.m. on the last day of June 2024.

In consideration of the services July 1, 2023 through June 30, 2024 provided by the County, the City agrees to pay the county at the annual rate of **\$220,401.00**, in equal quarterly installments of **\$55,100.25**, by the 15<sup>th</sup> day of the month following the beginning of the quarter upon receipt of an invoice from the County Auditor.

The County agrees to perform the following as responsibilities of the County to the City:

1. Provide law enforcement services for the City in a conscientious and good faith effort to effectively enforce the laws of the City, County, State and Federal governments and to maintain peace and order within the City.
2. Provide for the administration, communications, education, training, employee resources and supervision of assigned enforcement officers by the Sheriff.
3. Provide personnel, equipment, insurance, maintenance of equipment, supplies, and operational expenses of assigned enforcement officers necessary to accomplish the terms of this Contract and Agreement.

It is understood and agreed by all parties to this Contract and Agreement that:

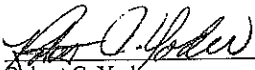
1. The Sheriff shall determine which officers shall perform duties in a given area and the time and manner in which duties will be performed. Residence locations of deputies assigned law enforcement responsibilities under this contract shall be at the sole discretion of the Sheriff.
2. No joint acquisition or ownership of property will be required under this Contract and Agreement. All property owned and purchased by the County, both real and personal, under the control of the Sheriff may be utilized at the discretion of the Sheriff in carrying out his official statutory duties and those duties contemplated in this agreement. All property owned or purchased by the County, both real and personal, under the control of the Sheriff for use as provided by this agreement shall remain the property of the County.
3. Prior to February 15, 2024, the County will notify the City of the amount of contract consideration assessment required for the following year's law enforcement contract.
4. This Contract and Agreement may be terminated by any of the parties by notice in writing at least sixty (60) days prior to the effective date of the termination.
5. Notice to any party shall be given by delivery or mailing same to the City Clerk, in the case of the City, to the County Auditor, in the case of the County and in the case of the Sheriff, to the Office of County Sheriff.

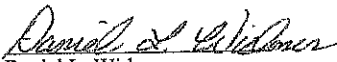
"Communications" for purposes of this agreement, and as referenced as County responsibilities to the City, means communications for the sheriff and deputy sheriffs only. Emergency communications, including 911 dispatch services, are not provided as part of this law enforcement contract.

This Contract and Agreement approved this 28 day of February, 2023 by the Board of Supervisors, Washington County, Iowa.

Attest:

2-28-23  
(Date)

  
Robert C. Yoder  
Chair, Board of Supervisors

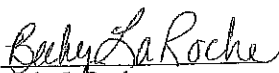
  
Daniel L. Widmer  
County Auditor

-----  
This Contract and Agreement approved this 30<sup>th</sup> day of March, 2023 by the City Council, City of Riverside, Iowa.

Attest:

3/20/2023  
(Date)

\_\_\_\_\_  
Allen Schneider  
Mayor of Riverside

  
Becky LaRoche  
City Clerk

**RESOLUTION #2023-XX**

**RESOLUTION APPROVING PARTIAL RELEASE of RETAINAGE TO  
STREB CONSTRUCTION COMPANY INC.  
FOR 3<sup>RD</sup> STREET PROJECT**

**Whereas**, the City of Riverside City at the recommendation of the City Engineering Firm Axiom Consulting, Brian Boelk, and it is the opinion of the City Engineering Firm that the City Council approve partial retainage to Streb Construction Company Inc. for the 3<sup>rd</sup> Street Improvement Project.

**Therefore**, be it resolved the City of Riverside City Council does hereby accept the partial release of retainage in the amount of \$116,281.91.

It was moved by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_ to approve the foregoing resolution.

**Roll Call:** Sexton, McGuire, Schneider, Kiene, Mills

Ayes:

Nays:

Absents:

**PASSED AND APPROVED** by City Council of Riverside, Iowa, on this 20<sup>th</sup> day of March, 2023.

Signed: \_\_\_\_\_ Date \_\_\_\_\_

Allen Schneider, Mayor

Attest: \_\_\_\_\_ Date \_\_\_\_\_

Becky LaRoche, City Clerk

**RESOLUTION #2023-XX**

**RESOLUTION APPROVING CHANGE ORDER #15  
TO STREB CONSTRUCTION CO. INC.  
FOR THE 3<sup>RD</sup> STREET IMPROVEMENTS PROJECT**

**Whereas**, the City of Riverside City at the recommendation of the City Engineering Firm, Axiom Consultants, Brian Boelk, and it is the opinion of the City Engineering Firm that the City Council accept this change order for Emergency Erosion Control by Stevens Erosion on the 3<sup>rd</sup> Steet Project.

**Therefore**, be it resolved the City of Riverside City Council does hereby accept the Change Order #15 in the amount of \$ 500.00.

**It was moved** by Councilperson McGuire seconded by Councilperson Sexton, to approve the foregoing resolution.

**Roll Call:** Sexton, McGuire, Schneider, Kiene, Mills

Ayes:

Nays:

Absents:

**PASSED AND APPROVED** by City Council of Riverside, Iowa, on this 20th day of March 2023.

Signed: \_\_\_\_\_ Date \_\_\_\_\_

Allen Schneider, Mayor

Attest: \_\_\_\_\_ Date \_\_\_\_\_

Becky LaRoche, City Clerk

# RABIES VACCINATION CERTIFICATE

St. Francis Veterinary Clinic  
3030 Hwy. 22  
Riverside, IA 52327

Phone: 319-648-5555  
Fax: 319-648-5502



Date: MAR 15 23

Time: 13:39

WASHINGTON

## RABIES 1YR VACC. CANINE

Rabies Tag #: 0804

Manufacturer: Merial

Date Vaccinated: APR 7 22

Lot / S/N: 0000

Expiration Date: APR 7 23

Discard Date:

Owner  
DENNIS SCHULTZ  
209 SCHNOEBELEN ST.  
RIVERSIDE, IA 52327

319-325-6702

Patient  
Name: BEAR  
Species: CANINE  
Breed: PITBULL  
Color: BRINDLE  
Gender: MN

DOB: FEB 9 18 Weight: 88 lbs ID1: None ID2: 0870

I hereby certify that this animal has been vaccinated in accordance with the manufacturers recommendation for the vaccine used on the above date.

DR. GREG SCHNOEBELEN License Number: 5906



## CHAPTER 75

# ALL-TERRAIN VEHICLES, OFF-ROAD MOTORCYCLES, OFF-ROAD UTILITY VEHICLES AND SNOWMOBILES

75.01 Purpose	75.08 ORV Times of Operation
75.02 Definitions	75.09 Unlawful Operation
75.03 ATVs and ORMs Prohibited	75.10 ORV Equipment
75.04 General Regulations	75.11 Parental or Guardian Responsibility
75.05 Governmental Exemption	75.12 Negligence
75.06 Operation of Snowmobiles	75.13 Accident Reports
75.07 Operation of ORVs	75.14 Penalty

**75.01 PURPOSE.** The purpose of this chapter is to regulate the operation of all-terrain vehicles, off-road motorcycles, off-road utility vehicles, and snowmobiles within the City.

**75.02 DEFINITIONS.** For use in this chapter the following terms are defined:

1. "All-terrain vehicle" or "ATV" means a motorized vehicle, with not less than three and not more than six non-highway tires, that is limited in engine displacement to less than 1,000 cubic centimeters and in total dry weight to less than 1,200 pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

*(Code of Iowa, Sec. 321I.1)*

2. "Off-road motorcycle" or "ORM" means a two-wheeled motor vehicle that has a seat or saddle designed to be straddled by the operator and handlebars for steering control and that is intended by the manufacturer for use on natural terrain. "Off-road motorcycle" includes a motorcycle that was originally issued a certificate of title and registered for highway use under Chapter 321 of the *Code of Iowa*, but which contains design features that enable operation over natural terrain. An operator of an off-road motorcycle is also subject to the provisions of this chapter governing the operation of all-terrain vehicles.

*(Code of Iowa, Sec. 321I.1)*

3. "Off-road utility vehicle" or "ORV" means a motorized vehicle, with not less than four and not more than eight non-highway tires or rubberized tracks, that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. "Off-road utility vehicle" includes the following vehicles:

*(Code of Iowa, Sec. 321I.1)*

- A. "Off-road utility vehicle – type 1" includes vehicles with a total dry weight of 1,200 pounds or less and a width of 50 inches or less.
- B. "Off-road utility vehicle – type 2" includes vehicles, other than type 1 vehicles, with a total dry weight of 2,000 pounds or less and a width of 65 inches or less.
- C. "Off-road utility vehicle – type 3" includes vehicles with a total dry weight of more than 2,000 pounds or a width of more than 65 inches, or both.

4. "Snowmobile" means a motorized vehicle that weighs less than 1,000 pounds, that uses sled-type runners or skis, endless belt-type tread with a width of 48 inches or less, or any combination of runners, skis, or tread, and is designed for travel on snow or ice. "Snowmobile" does not include an all-terrain vehicle that has been altered or equipped with runners, skis, belt-type tracks, or treads.
5. "Operate" means to ride in or on (other than as a passenger), use, or control the operation of the vehicle in any manner, whether or not the vehicle is moving.
6. "Operator" means a person who operates or is in actual physical control of the vehicle.
7. "Roadway" means the portion of a highway improved, designed, or ordinarily used for vehicular travel.
8. "Street" or "highway" means the entire width between the lines of every right-of-way or place of whatever nature, when any part thereof is open to the public for use as a matter of right, for the purpose of vehicular travel.

*(Code of Iowa, Sec. 321G.1)*

**75.03 ATVs AND ORMs PROHIBITED.** No person shall operate an all-terrain vehicle, or off-road motorcycle within the City.

**75.04 GENERAL REGULATIONS.** No person shall operate an off-road utility vehicle in violation of Chapter 321I of the *Code of Iowa* or a snowmobile within the City in violation of the provisions of Chapter 321G of the *Code of Iowa* or in violation of rules established by the Natural Resource Commission of the Department of Natural Resources governing their registration, equipment and manner of operation or in violation of rules established in this ordinance.

*(Code of Iowa, Ch. 321G & Ch. 321I)*

**75.05 GOVERNMENTAL EXEMPTION.** Vehicles owned by the United States, this State or another State, a school district, or by a governmental subdivision thereof, and used for enforcement, search and rescue, or official purposes, but not for recreational or commercial purposes shall be allowed to operate within the City.

**75.06 OPERATION OF SNOWMOBILES.** The operators of snowmobiles shall comply with the following restrictions as to where snowmobiles may be operated within the City:

1. Streets. Snowmobiles shall be operated only upon streets that have not been plowed during the snow season and on such other streets as may be designated by resolution of the Council.

*(Code of Iowa, Sec. 321G.9[4a])*

2. Exceptions. Snowmobiles may be operated on prohibited streets only under the following circumstances:
  - A. Emergencies. Snowmobiles may be operated on any street in an emergency during the period of time when and at locations where snow upon the roadway renders travel by conventional motor vehicles impractical.

*(Code of Iowa, Sec. 321G.9[4c])*

- B. Direct Crossing. Snowmobiles may make a direct crossing of a prohibited street provided all of the following occur:

- (1) The crossing is made at an angle of approximately 90 degrees to the direction of the street and at a place where no obstruction prevents a quick and safe crossing;
- (2) The snowmobile is brought to a complete stop before crossing the street;
- (3) The driver yields the right-of-way to all on-coming traffic that constitutes an immediate hazard; and
- (4) In crossing a divided street, the crossing is made only at an intersection of such street with another street.

*(Code of Iowa, Sec. 321G.9[2])*

3. **Railroad Right-of-Way.** Snowmobiles shall not be operated on an operating railroad right-of-way. A snowmobile may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

*(Code of Iowa, Sec. 321G.13[1h])*

4. **Trails.** Snowmobiles shall not be operated on all-terrain vehicle trails except where so designated.

*(Code of Iowa, Sec. 321G.9[4f])*

5. **Parks and Other City Land.** Snowmobiles shall not be operated in any park, playground or upon any other City-owned property without the express permission of the City. A snowmobile shall not be operated on any City land without a snow cover of at least one-tenth of one inch.
6. **Sidewalk or Parking.** Snowmobiles shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the "parking" except for purposes of crossing the same to a public street upon which operation is authorized by this chapter.

**75.07 OPERATION OF ORVS.** Operators may drive, operate, or control motorized Off-road utility vehicles as defined herein during authorized times on City streets under the jurisdiction of the City.

1. The operator shall possess a valid driver's license and be at least 16 years of age.
2. An operator under 18 years of age shall be required to take and pass an Iowa Department of Natural Resources approved ATV Education Course and must carry a valid safety certificate while operating the vehicle as proof that the Iowa Department of Natural Resources approved ATV Education Course was successfully completed.
3. The operator shall carry proof and maintain public liability insurance and bodily injury insurance in the amounts required by the Code of Iowa 321.20B and 321A.21 for operation of motor vehicles on public streets and highways.
4. The owner of each Off-road Utility Vehicle shall be required to carry and provide proof of ownership, including but not limited to bill of sale, Iowa Department of Natural Resources registration or registration from the appropriate out-of-state authority.
5. Off-road Utility Vehicles registered in Iowa are required to display their current registration decal and carry their certificate on board.

6. Off-road Utility Vehicles registered in another state are required to also display a valid Iowa Department of Natural Resources User Permit in addition to displaying a current registration decal and carrying the certificate on board.
7. Off-road Utility Vehicles shall only be parked in designated parking spaces for motor vehicles. Parking on sidewalks is prohibited.

**75.08 ORV TIMES OF OPERATION.** The operation of off-road utility vehicles on City streets is permitted between 5 AM and 11 PM.

**75.09 UNLAWFUL OPERATION.** No person shall drive or operate a vehicle:

1. In a careless, reckless or negligent manner as to create or cause unnecessary tire squealing or skidding; to simulate a temporary race; to cause a wheel to unnecessarily lose contact with the ground; to cause the vehicle to unnecessarily turn abruptly or sway; or to endanger the person or property of another or cause injury or damage thereto.
2. Under the age of 16.
3. Without a valid driver's license.
4. Without a valid safety certificate on board as proof of successful completion of an Iowa Department of Natural Resources approved ATV Education Course if the operator is younger than 18 years of age.
5. While under the influence of intoxicating liquor or narcotics or habit-forming drugs, whether prescribed or non-prescribed.
6. In or on any park, playground, sidewalk, recreational trail or other publicly owned property, except with the written permission of the city council.
7. Upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the "parking" except for purposes of crossing the same to a public street upon which operation is authorized by this chapter.
8. Exceeding speed limits.
9. Without wearing a properly adjusted and fastened seatbelt if the vehicle is so equipped.
10. Upon an operating railroad right-of-way. A vehicle may be driven directly across a railroad right-of-way only at established crossings.
11. With more persons on the vehicle than it was designed to carry.

**75.10 ORV EQUIPMENT.** Off-road utility vehicles operated upon City streets shall be equipped with the following:

1. Properly functioning headlight(s) and taillight(s), operational brakes, functioning brake lights, and speedometer.
2. A properly functioning muffling device that complies with the standards and procedures required by Iowa Code 321I.12.
3. Rearview mirror.

**75.11 PARENTAL OR GUARDIAN RESPONSIBILITY.** It is unlawful for any parent, guardian, or other person having the care, custody, or control of a minor under the age of 16 years to knowingly or negligently permit or allow such a minor to operate a vehicle or violate the provisions of this chapter in any other way.

**75.12 NEGLIGENCE.** The owner and operator of an off-road utility vehicle or snowmobile are liable for any injury or damage occasioned by the negligent operation of the off-road utility vehicle or snowmobile. The owner of an off-road utility vehicle or snowmobile shall be liable for any such injury or damage only if the owner was the operator of the off-road utility vehicle or snowmobile at the time the injury or damage occurred.

*(Code of Iowa, Sec. 321G.18 & 321I.19)*

**75.13 ACCIDENT REPORTS.** Whenever an off-road utility vehicle or snowmobile is involved in an accident resulting in injury or death to anyone or property damage amounting to \$1,500.00 or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file an accident report, in accordance with State law.

*(Code of Iowa, Sec. 321G.10 & 321I.11)*

**75.14 PENALTY.** A person who has violated this chapter is guilty of a simple misdemeanor that may be punishable as a criminal citation or a municipal infraction.

## CHAPTER 321I

### ALL-TERRAIN VEHICLES

Referred to in §232.8, 321.234A, 350.5, 455A.4, 455A.5, 456A.14, 456A.24, 462A.33, 805.16, 903.1

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#### 321I.1 Definitions.

As used in [this chapter](#), unless the context otherwise requires:

1. *a. "All-terrain vehicle"* means a motorized vehicle with not less than three and not more than six nonhighway tires that is limited in engine displacement to less than one thousand cubic centimeters and in total dry weight to less than one thousand two hundred pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

*b. Off-road motorcycles* shall be considered all-terrain vehicles for the purpose of registration. Off-road motorcycles shall also be considered all-terrain vehicles for the purpose of titling if a title has not previously been issued pursuant to [chapter 321](#). An operator of an off-road motorcycle is subject to provisions governing the operation of all-terrain vehicles in [this chapter](#), but is exempt from the education instruction and certification program requirements of [sections 321I.25 and 321I.26](#).

2. "*A scale*" means the physical scale marked "A" graduated in decibels on a sound level meter which meets the requirements of the American national standards institute, incorporated, publication S1.4-1961, general purpose sound level meters.

3. "*Commission*" means the natural resource commission of the department.

4. "*Dealer*" means a person engaged in the business of buying, selling, or exchanging all-terrain vehicles required to be registered under [this chapter](#) and who has an established place of business for that purpose in this state.

5. "*Department*" means the department of natural resources.

6. "*Designated riding area*" means an all-terrain vehicle riding area on any public land or public ice under the jurisdiction of the department that has been designated by the department for all-terrain vehicle use.

7. "*Designated riding trail*" means an all-terrain vehicle riding trail on any public land, private land, or public ice that has been designated by the department, a political subdivision, or a controlling authority for all-terrain vehicle use.

8. “*Director*” means the director of the department.
9. “*Direct supervision*” means to provide supervision of another person while maintaining visual and verbal contact at all times.
10. “*Distributor*” means a person, resident or nonresident, who sells or distributes all-terrain vehicles to all-terrain vehicle dealers in this state or who maintains distributor representatives.
11. “*Education certificate*” means an all-terrain vehicle education certificate, approved by the commission, which is issued to a qualified applicant who is twelve years of age or older.
12. “*Established place of business*” means the place actually occupied either continuously or at regular periods by a dealer or manufacturer where the books and records are kept and the dealer’s or manufacturer’s business is primarily transacted.
13. “*Manufacturer*” means a person engaged in the business of constructing or assembling all-terrain vehicles required to be registered under [this chapter](#) and who has an established place of business for that purpose in this state.
14. “*Nonambulatory person*” means an individual with paralysis of the lower half of the body with the involvement of both legs, usually caused by disease of or injury to the spinal cord, or caused by the loss of both legs or the loss of a part of both legs.
15. “*Nonresident*” means a person who is not a resident of this state.
16. “*Off-road motorcycle*” means a two-wheeled motor vehicle that has a seat or saddle designed to be straddled by the operator and handlebars for steering control and that is intended by the manufacturer for use on natural terrain. “*Off-road motorcycle*” includes a motorcycle that was originally issued a certificate of title and registered for highway use under [chapter 321](#), but which contains design features that enable operation over natural terrain.
  17. *a.* “*Off-road utility vehicle*” means a motorized vehicle with not less than four and not more than eight nonhighway tires or rubberized tracks that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. “*Off-road utility vehicle*” includes the following vehicles:
    - (1) “*Off-road utility vehicle — type 1*” means an off-road utility vehicle with a total dry weight of one thousand two hundred pounds or less and a width of fifty inches or less.
    - (2) “*Off-road utility vehicle — type 2*” means an off-road utility vehicle, other than a type 1 off-road utility vehicle, with a total dry weight of two thousand pounds or less, and a width of sixty-five inches or less.
    - (3) “*Off-road utility vehicle — type 3*” means an off-road utility vehicle with a total dry weight of more than two thousand pounds or a width of more than sixty-five inches, or both.
  - b.* The operator of an off-road utility vehicle is subject to provisions governing the operation of all-terrain vehicles in [section 321.234A](#), [this chapter](#), and administrative rules, but is exempt from the education instruction and certification program requirements of [sections 321I.25](#) and [321I.26](#). An operator of an off-road utility vehicle shall not operate the vehicle on a designated riding area or designated riding trail unless the department has posted signage indicating the riding area or trail is open to the operation of off-road utility vehicles. Off-road utility vehicles are subject to the dealer registration and titling requirements of [this chapter](#). A motorized vehicle that was previously titled or is currently titled under [chapter 321](#) shall not be registered or operated as an off-road utility vehicle.
18. “*Operate*” means to ride in or on, other than as a passenger, use, or control the operation of an all-terrain vehicle in any manner, whether or not the all-terrain vehicle is moving.
19. “*Operator*” means a person who operates or is in actual physical control of an all-terrain vehicle.
20. “*Owner*” means a person, other than a lienholder, having the property right in or title to an all-terrain vehicle. The term includes a person entitled to the use or possession of an all-terrain vehicle subject to an interest in another person, reserved or created by agreement and securing payment or performance of an obligation, but the term excludes a lessee under a lease not intended as security.
21. “*Person*” means an individual, partnership, firm, corporation, association, and the state, its agencies, and political subdivisions.

22. “Public ice” means any frozen, navigable waters within the territorial limits of this state and the frozen marginal river areas adjacent to this state, other than farm ponds, that are under the jurisdiction of the commission.

23. “Public land” means land owned by the federal government, the state, or political subdivisions of the state and land acquired or developed for public recreation pursuant to [section 321I.8](#).

24. “Railroad right-of-way” means the full width of property owned, leased, or subject to easement for railroad purposes and is not limited to those areas on which tracks are located.

25. “Resident” means as defined in [section 483A.1A](#).

26. “Roadway” means that portion of a highway improved, designed, or ordinarily used for vehicular travel.

27. “Snowmobile” means the same as defined in [section 321G.1](#).

28. “Special event” means an organized race, exhibition, or demonstration of limited duration which is conducted on public land, public ice, or a designated riding trail under the jurisdiction of the commission according to a prearranged schedule and in which general public interest is manifested.

29. “Street” or “highway” means the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular travel, except in public areas in which the boundary shall be thirty-three feet each side of the center line of the roadway.

[2004 Acts, ch 1132, §44; 2007 Acts, ch 141, §26, 27; 2009 Acts, ch 144, §6, 7; 2012 Acts, ch 1013, §3, 4; 2012 Acts, ch 1100, §31 – 34; 2014 Acts, ch 1005, §1; 2014 Acts, ch 1141, §66; 2016 Acts, ch 1073, §106](#)

Referred to in [§321G.1, 322F.1, 423.3](#)

### **321I.2 Rules.**

1. The commission may adopt rules for the following purposes:

- a. Registration and titling of all-terrain vehicles.
- b. Use of all-terrain vehicles as far as game and fish resources or habitats are affected.
- c. Use of all-terrain vehicles on public lands under the jurisdiction of the commission.
- d. Use of all-terrain vehicles on any waters of the state under the jurisdiction of the commission, while the waters are frozen.
- e. Establishment of a program of grants, subgrants, and contracts to be administered by the department for the development, maintenance, and operation of designated all-terrain vehicle riding areas and trails by political subdivisions and incorporated private organizations.
- f. Issuance of education certificates.
- g. Issuance of competition registrations and the participation of all-terrain vehicles so registered in special events.
- h. Issuance of annual user permits for nonresidents and establishment of administrative fees for the issuance of the permits.
- i. Establishment of a certified education course for the safe use and operation of all-terrain vehicles.
- j. Certification of volunteer all-terrain vehicle education instructors.

2. In adopting the rules, consideration shall be given to the need to protect the environment and the public health, safety, and welfare; to protect private property, public parks, and other public lands; to protect wildlife and wildlife habitat; and to promote uniformity of rules relating to the use, operation, and equipment of all-terrain vehicles. The rules shall be in conformance with [chapter 17A](#).

[2004 Acts, ch 1132, §45; 2005 Acts, ch 20, §8; 2008 Acts, ch 1161, §3; 2009 Acts, ch 144, §8 – 10; 2012 Acts, ch 1100, §35](#)

Referred to in [§321I.25, 321I.26](#)

### **321I.3 Registration required — penalties.**

1. Each all-terrain vehicle used on public land, public ice, or a designated riding trail of this state shall be currently registered. A person shall not operate, maintain, or give



permission for the operation or maintenance of an all-terrain vehicle on public land, public ice, or a designated riding trail unless the all-terrain vehicle is registered in accordance with [this chapter](#) or applicable federal laws or in accordance with an approved numbering system of another state and the evidence of registration is in full force and effect. An all-terrain vehicle registered in another state must also be issued a user permit in this state in accordance with [this chapter](#).

2. A violation of [subsection 1](#) is punishable as a scheduled violation under [section 805.8B, subsection 2A](#), paragraph “a”. When the scheduled fine is paid, the violator shall submit proof to the department that a valid registration or user permit has been obtained by providing a copy of the registration or user permit to the department within thirty days of the date the fine is paid. A person who violates [this subsection](#) is guilty of a simple misdemeanor.

2004 Acts, ch 1132, §46; 2005 Acts, ch 3, §62; 2007 Acts, ch 141, §28; 2012 Acts, ch 1100, §36

Referred to in [§805.8B\(2A\)\(a\)](#)

#### **321I.4 Registration — fee.**

1. The owner of each all-terrain vehicle required to be registered shall register it annually with the department through a county recorder. The department shall develop and maintain an electronic system for the registration of all-terrain vehicles pursuant to [this chapter](#). The department shall establish forms and procedures as necessary for the registration of all-terrain vehicles.

2. *a.* The owner of the all-terrain vehicle shall file an application for registration with the department through the county recorder of the county of residence, or in the case of a nonresident owner, in the county of primary use, in the manner established by the commission. The application shall be completed by the owner and shall be accompanied by a fee of fifteen dollars and a writing fee as provided in [section 321I.29](#). An all-terrain vehicle shall not be registered by the county recorder until the county recorder is presented with receipts, bills of sale, or other satisfactory evidence that the sales or use tax has been paid for the purchase of the all-terrain vehicle or that the owner is exempt from paying the tax. An all-terrain vehicle that has an expired registration certificate from another state may be registered in this state upon proper application, payment of all applicable registration and writing fees, and payment of a penalty of five dollars.

*b.* If the owner of the all-terrain vehicle is unable to present satisfactory evidence that the sales or use tax has been paid, the county recorder shall collect the tax. On or before the tenth day of each month, the county recorder shall remit to the department of revenue the amount of the taxes collected during the preceding month, in a manner prescribed by the department.

3. Upon receipt of the application in approved form accompanied by the required fees, the county recorder shall issue to the applicant a registration certificate and registration decal. The registration decal shall be displayed on the all-terrain vehicle as provided in [section 321I.6](#). The registration certificate shall be carried either in the all-terrain vehicle or on the person of the operator of the all-terrain vehicle when in use. The operator of an all-terrain vehicle shall exhibit the registration certificate to a peace officer upon request, to a person injured in an accident involving an all-terrain vehicle, to the owner or operator of another all-terrain vehicle or the owner of personal or real property when the all-terrain vehicle is involved in a collision or accident of any nature with another all-terrain vehicle or the property of another person, or to the property owner or tenant when the all-terrain vehicle is being operated on private property without permission from the property owner or tenant.

2004 Acts, ch 1132, §47, 97; 2007 Acts, ch 141, §29; 2012 Acts, ch 1100, §37; 2020 Acts, ch 1118, §35; 2021 Acts, ch 86, §37

Referred to in [§331.602](#), [331.605](#)

#### **321I.5 Nonresident user permits.**

1. A nonresident wishing to operate an all-terrain vehicle, other than an all-terrain vehicle registered pursuant to [this chapter](#), on public land, public ice, or a designated riding trail of this state shall obtain a user permit from the department. A user permit shall be issued for

use on only one all-terrain vehicle and is not transferable. A user permit shall be valid for the calendar year or time period specified in the permit.

2. A county recorder or a license agent designated by the director pursuant to [section 483A.11](#) may issue user permits. The fee for a user permit shall be fifteen dollars plus an administrative fee established by the commission. A county recorder or a license agent shall retain a writing fee from the sale of each user permit as provided in [section 321I.29](#).

[2004 Acts, ch 1132, §48; 2007 Acts, ch 141, §30; 2012 Acts, ch 1100, §38](#)

Referred to in [§321I.8, 331.602, 331.605](#)

### **321I.6 Display of registration and user permit decals.**

The owner shall display the registration decal or nonresident user permit decal on an all-terrain vehicle in the manner prescribed by rules of the commission.

[2004 Acts, ch 1132, §49; 2007 Acts, ch 141, §31](#)

Referred to in [§321I.4, 805.8B\(2A\)\(e\)](#)

For applicable scheduled fines, see [§805.8B](#), subsection 2A, paragraph e

### **321I.7 Registration — renewal.**

1. *a.* Every all-terrain vehicle registration certificate and registration decal issued expires at midnight December 31 unless sooner terminated or discontinued in accordance with [this chapter](#) or rules of the commission. After the first day of September each year, an unregistered all-terrain vehicle may be registered or a registration may be renewed for the subsequent year beginning January 1.

*b.* After the first day of September an unregistered all-terrain vehicle may be registered for the remainder of the current registration year and for the subsequent registration year in one transaction. The fee shall be five dollars for the remainder of the current year, in addition to the registration fee of fifteen dollars for the subsequent year beginning January 1, and a writing fee as provided in [section 321I.29](#).

2. An expired all-terrain vehicle registration may be renewed for the same fee as if the owner is securing the original registration plus a penalty of five dollars and a writing fee as provided in [section 321I.29](#).

3. Duplicate registrations may be issued by a county recorder or a license agent upon the payment of a five dollar fee plus a writing fee as provided in [section 321I.29](#).

4. A motorcycle, as defined in [section 321.1, subsection 40](#), paragraph “a”, may be registered as an all-terrain vehicle as provided in [this section](#). A motorcycle registered as an all-terrain vehicle may participate in all programs established for all-terrain vehicles under [this chapter](#) except for the education instruction and certification program.

5. A county recorder or a license agent designated by the director pursuant to [section 483A.11](#) may issue all-terrain vehicle registration renewals electronically pursuant to rules adopted by the commission. The fee for a registration renewal issued using an electronic system is fifteen dollars plus an administrative fee established by the commission and a writing fee as provided in [section 321I.29](#).

[2004 Acts, ch 1132, §50; 2007 Acts, ch 141, §32; 2012 Acts, ch 1100, §39; 2012 Acts, ch 1138, §65](#)

Referred to in [§331.602](#)

### **321I.8 Fees remitted to commission — appropriation.**

1. A county recorder or license agent shall remit to the commission the all-terrain vehicle fees collected by the recorder or license agent in the manner and time prescribed by the department.

2. The department shall remit the fees, including user fees collected pursuant to [section 321I.5](#), to the treasurer of state, who shall place the money in a special all-terrain vehicle fund. The money is appropriated to the department for the all-terrain vehicle programs of the state. The programs shall include grants, subgrants, contracts, or cost-sharing of all-terrain vehicle programs with political subdivisions or incorporated private organizations or both in accordance with rules adopted by the commission. All-terrain vehicle fees may be used for the establishment, maintenance, and operation of all-terrain vehicle recreational riding areas through the awarding of grants administered by the department, but shall not be

used for law enforcement purposes outside of a designated off-highway vehicle recreational riding area or for purchasing, installing, or maintaining signs along a highway outside of a designated off-highway vehicle recreational riding area. All-terrain vehicle recreational riding areas established, maintained, or operated by the use of such grants shall not be operated for profit. All programs using cost-sharing, grants, subgrants, or contracts shall establish and implement an education instruction program either singly or in cooperation with other all-terrain vehicle programs. All-terrain vehicle fees may be used to support all-terrain vehicle programs on a usage basis. At least fifty percent of the special fund shall be available for political subdivisions or incorporated private organizations or both. Moneys from the special fund not used by the political subdivisions or incorporated private organizations or both shall remain in the fund and may be used by the department for the administration of the all-terrain vehicle programs. Notwithstanding [section 8.33](#), moneys in the special fund shall not revert to the general fund of the state at the end of a fiscal year. Notwithstanding [section 12C.7, subsection 2](#), interest or earnings on moneys in the special fund shall remain in the fund.

[2004 Acts, ch 1132, §51](#); [2007 Acts, ch 141, §33](#); [2012 Acts, ch 1100, §40](#); [2022 Acts, ch 1105, §7](#)

Referred to in [§321I.1](#), [321I.15A](#), [321I.17](#), [321I.32](#), [321I.34](#), [331.427](#)  
Subsection 2 amended

### **321I.9 Exempt vehicles.**

Registration shall not be required for the following described all-terrain vehicles:

1. All-terrain vehicles owned by the United States, this state, or another state, or by a governmental subdivision thereof, and used for enforcement, search and rescue, or official research and studies, but not for recreational or commercial purposes.
2. All-terrain vehicles used in accordance with [section 321.234A, subsection 1](#), paragraph "a".
3. All-terrain vehicles used exclusively as farm implements.  
[2004 Acts, ch 1132, §52](#); [2007 Acts, ch 141, §34](#); [2012 Acts, ch 1100, §41](#)

### **321I.10 Operation on roadways, highways, and trails.**

1. A person shall not operate an all-terrain vehicle or off-road utility vehicle upon roadways or highways except as provided in [section 321.234A](#) and [this section](#).
2. A registered all-terrain vehicle or off-road utility vehicle may be operated on an undivided two-lane primary highway that is not part of the interstate road system over the most direct and accessible route between any of the following locations:
  - a. An all-terrain vehicle park or trail.
  - b. A secondary road on which such vehicles are authorized to operate under [subsection 3](#).
  - c. A city street on which such vehicles are authorized to operate under [subsection 4](#).
  - d. The vehicle operator's residence.
3. a. A registered all-terrain vehicle or off-road utility vehicle may be operated on any of the following secondary roads:
  - (1) An unpaved secondary road.
  - (2) A paved, undivided two-lane secondary road over the most direct and accessible route between any of the following locations:
    - (a) An all-terrain vehicle park or trail.
    - (b) Another secondary road on which such vehicles are authorized to operate under this paragraph.
    - (c) A city street on which such vehicles are authorized to operate under [subsection 4](#).
    - (d) The vehicle operator's residence.
  - (3) A paved, undivided secondary road or segment thereof, if authorized by the county board of supervisors. The board shall evaluate the traffic conditions on all such secondary roads under its jurisdiction and designate roadways on which all-terrain vehicles or off-road utility vehicles may be operated without unduly interfering with or constituting an undue hazard to conventional motor vehicle traffic. In designating such roadways, the board

may authorize all-terrain vehicles and off-road utility vehicles to stop at service stations or convenience stores along a designated roadway.

b. Notwithstanding paragraph “a”, a county may prohibit the operation of all-terrain vehicles and off-road utility vehicles on a secondary road or segment thereof under its jurisdiction as follows:

(1) When the secondary road or segment thereof is closed to motor vehicle traffic pursuant to [section 306.41](#).

(2) When the secondary road or segment thereof is designated as a detour route pursuant to [section 306.41](#).

(3) For any other secondary road or segment thereof, for no more than seven consecutive days and no more than thirty days in a calendar year when the prohibited days are established by ordinance.

4. A city may regulate the operation of registered all-terrain vehicles and off-road utility vehicles and may designate streets under the jurisdiction of the city within its corporate limits, and two-lane primary and secondary road extensions in the city, which may be used for the operation of such vehicles. In designating such streets, the city may authorize all-terrain vehicles and off-road utility vehicles to stop at service stations or convenience stores along a designated street. However, a city shall not charge a fee to operate a registered all-terrain vehicle or off-road utility vehicle within the city.

5. All-terrain vehicles shall not be operated on snowmobile trails except where designated by the controlling authority and the primary snowmobile trail sponsor.

6. An all-terrain vehicle or off-road utility vehicle may make a direct crossing of a highway that is not part of the interstate road system provided all of the following occur:

a. The crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing.

b. The all-terrain vehicle or off-road utility vehicle is brought to a complete stop before crossing the shoulder or main traveled way of the highway.

c. The driver yields the right-of-way to all oncoming traffic which constitutes an immediate hazard.

d. In crossing a divided highway, the crossing is made only at an intersection of such highway with another public street or highway.

e. The crossing is made from a street, roadway, or highway on which the all-terrain vehicle or off-road utility vehicle is authorized to operate to a street, roadway, or highway on which such vehicle is authorized to operate.

[2004 Acts, ch 1132, §53; 2004 Acts, ch 1175, §371; 2005 Acts, ch 20, §9; 2006 Acts, ch 1030, §37; 2009 Acts, ch 179, §125; 2010 Acts, ch 1186, §10; 2017 Acts, ch 32, §2; 2022 Acts, ch 1105, §8 – 11](#)

Referred to in [§321.234A, 331.362, 805.8B\(2A\)\(b\)](#)

For applicable scheduled fines, see [§805.8B](#), subsection 2A, paragraph b

Section amended and editorially internally renumbered

### **321I.11 Accident reports.**

If an all-terrain vehicle is involved in an accident resulting in injury or death to anyone or property damage amounting to one thousand five hundred dollars or more, either the operator or someone acting for the operator shall immediately notify the county sheriff or another law enforcement agency in the state. If the accident occurred on public land, public ice, or a designated riding trail under the jurisdiction of the commission, the operator shall file with the commission a report of the accident, within seventy-two hours, containing information as the commission may require. All other accidents shall be reported as required under [section 321.266](#).

[2004 Acts, ch 1132, §54; 2010 Acts, ch 1157, §3; 2011 Acts, ch 38, §22; 2012 Acts, ch 1100, §42](#)

### **321I.12 Mufflers required — inspections.**

1. An all-terrain vehicle shall not be operated without suitable and effective muffling devices. An all-terrain vehicle shall comply with the sound level standards and testing procedures established by the society of automotive engineers under SAE J1287.

2. The commission may adopt rules with respect to the inspection of all-terrain vehicles and testing of their mufflers.

2004 Acts, ch 1132, §55; 2007 Acts, ch 141, §35

Referred to in §805.8B(2A)(b)

For applicable scheduled fines, see §805.8B, subsection 2A, paragraph b

### 321I.13 Headlight — taillight — brakes.

Every all-terrain vehicle operated during the hours of darkness shall display a lighted headlight and taillight. Every all-terrain vehicle shall be equipped with brakes.

2004 Acts, ch 1132, §56; 2012 Acts, ch 1100, §43

Referred to in §805.8B(2A)(c)

For applicable scheduled fines, see §805.8B, subsection 2A, paragraph c

### 321I.14 Unlawful operation.

1. A person shall not drive or operate an all-terrain vehicle:

- a. At a rate of speed greater than reasonable or proper under all existing circumstances.
- b. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto.
- c. While under the influence of intoxicating liquor or narcotics or habit-forming drugs.
- d. Without a lighted headlight and taillight from sunset to sunrise and at such other times when conditions provide insufficient lighting to render clearly discernible persons and vehicles at a distance of five hundred feet ahead.
- e. In any tree nursery or planting in a manner which damages or destroys growing stock.
- f. On any public land, public ice, or designated riding trail, in violation of official signs of the commission prohibiting such operation in the interest of safety for persons, property, or the environment. Any officer appointed by the commission may post an official sign in an emergency for the protection of persons, property, or the environment.
- g. In any park, wildlife area, preserve, refuge, game management area, or any portion of a meandered stream, or any portion of the bed of a nonmeandered stream which has been identified as a navigable stream or river by rule adopted by the department and which is covered by water, except on designated riding areas and designated riding trails. This paragraph does not prohibit the use of ford crossings of public roads or any other ford crossing when used for agricultural purposes; the operation of construction vehicles engaged in lawful construction, repair, or maintenance in a streambed; or the operation of all-terrain vehicles on ice.
- h. Upon an operating railroad right-of-way. An all-terrain vehicle may be driven directly across a railroad right-of-way only at an established crossing and, notwithstanding any other provisions of law, may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic. This paragraph does not apply to a law enforcement officer or railroad employee in the lawful discharge of the officer's or employee's duties or to an employee of a utility with authority to enter upon the railroad right-of-way in the lawful performance of the employee's duties.

2. a. A person shall not operate or ride an all-terrain vehicle with a firearm in the person's possession unless it is unloaded and enclosed in a carrying case, except as otherwise provided. However, a nonambulatory person may carry an uncased and unloaded firearm while operating or riding an all-terrain vehicle.

b. (1) A person may operate or ride an all-terrain vehicle with a loaded firearm, whether concealed or not, without a permit to carry weapons, if the person operates or rides on land owned, possessed, or rented by the person and the person's conduct is otherwise lawful.

(2) A person may operate or ride an all-terrain vehicle with a loaded pistol or revolver, whether concealed or not, if the person is operating or riding the all-terrain vehicle on land that is not owned, possessed, or rented by the person, and the person's conduct is otherwise lawful.

c. A person shall not discharge a firearm while on an all-terrain vehicle, except that a nonambulatory person may discharge a firearm from an all-terrain vehicle while lawfully hunting if the person is not operating or riding a moving all-terrain vehicle.

3. a. A person shall not operate an all-terrain vehicle with more persons on the vehicle than it was designed to carry.

b. Paragraph “a” does not apply to a person who operates an all-terrain vehicle as part of a farm operation as defined in [section 352.2](#).

4. A person shall not operate an off-road utility vehicle on a designated riding area or designated riding trail unless the riding area or trail is signed by the department as open to off-road utility vehicle operation.

5. A person shall not operate a vehicle other than an all-terrain vehicle on a designated riding area or designated riding trail unless the riding area or trail is signed by the department as open to such other use.

6. As used in [this section](#), “rented by the person” includes a person who does not necessarily rent the land but who principally provides labor for the production of crops located on agricultural land or for the production of livestock principally located on agricultural land. The person must personally provide such labor on a regular, continuous, and substantial basis.

2004 Acts, ch 1132, §57; 2007 Acts, ch 141, §36, 37; 2008 Acts, ch 1161, §4; 2012 Acts, ch 1100, §44; 2016 Acts, ch 1070, §2; 2017 Acts, ch 29, §99, 100; 2017 Acts, ch 69, §47; 2018 Acts, ch 1058, §3, 4; 2018 Acts, ch 1172, §29, 30

Referred to in [§321I.15A](#), [805.8B\(2A\)\(b\)](#)

For applicable scheduled fines, see [§805.8B](#), subsection 2A, paragraph b

### **321I.15 Penalty.**

1. A person who violates [this chapter](#) or a rule of the commission or director of transportation is guilty of a simple misdemeanor.

2. [Chapter 232](#) shall have no application in the prosecution of offenses which are committed in violation of [this chapter](#), and which constitute simple misdemeanors.

2004 Acts, ch 1132, §58; 2010 Acts, ch 1061, §180

Referred to in [§321I.15A](#)

### **321I.15A Civil penalty and restitution.**

Upon conviction for a violation of [section 321I.14, subsection 1](#), paragraph “e”, “f”, or “g”, the defendant, in addition to any other penalty including the criminal penalty provided in [section 321I.15](#), shall be subject to civil remedies as follows:

1. a. The court may assess the defendant a civil penalty of two hundred fifty dollars. The civil penalty shall be deposited in the special all-terrain vehicle fund created pursuant to [section 321I.8](#).

b. The court may order the defendant to pay restitution to the titleholder of land for damages caused by the defendant’s violation, to the extent that the titleholder consents to joining the action, and the titleholder’s damages are established at trial. If the titleholder is the state, the amount of restitution ordered to be paid by the court shall be deposited in the special all-terrain vehicle fund created pursuant to [section 321I.8](#). If the titleholder is a governmental entity other than the state, the moneys shall be paid to the governmental entity for deposit in any fund or account from which moneys are used for the maintenance, repair, or improvement of the land where the damage occurred.

2. The attorney general or a county attorney who prosecutes the criminal violation shall execute the civil judgment, in cooperation with the commission, as any other civil judgment.

2008 Acts, ch 1161, §5

### **321I.16 Operation pending registration.**

The commission shall furnish all-terrain vehicle dealers with pasteboard cards bearing the words “registration applied for” and space for the date of purchase. An unregistered all-terrain vehicle sold by a dealer shall bear one of these cards which entitles the purchaser to operate it for forty-five days immediately following the purchase. The purchaser of a registered all-terrain vehicle may operate it for forty-five days immediately following the purchase without having completed a transfer of registration. An all-terrain vehicle dealer

shall make application and pay all registration and title fees if applicable on behalf of the purchaser of an all-terrain vehicle.

2004 Acts, ch 1132, §59; 2007 Acts, ch 141, §38

#### **321I.17 Special events.**

The department may authorize the holding of organized special events as defined in [this chapter](#) within this state. The department shall adopt rules relating to the conduct of special events held under department permits and designating the equipment and facilities necessary for the safe operation of all-terrain vehicles, off-road motorcycles, and off-road utility vehicles and for the safety of operators, participants, and observers in the special events. A special event may require an entrance fee set by the organizer of the special event. The department may require that part of the entrance fee be credited to pay costs of all-terrain vehicle programs authorized pursuant to [section 321I.8](#). At least thirty days before the scheduled date of a special event in this state, an application shall be filed with the department for authorization to conduct the special event. The application shall set forth the date, time, and location of the proposed special event and any other information the department requires. The special event shall not be conducted without written authorization of the department.

2004 Acts, ch 1132, §60; 2012 Acts, ch 1100, §45

#### **321I.18 Violation of stop signal.**

A person who has received a visual or audible signal from a peace officer to come to a stop shall not operate an all-terrain vehicle in willful or wanton disregard of the signal, interfere with or endanger the officer or any other person or vehicle, increase speed, or attempt to flee or elude the officer.

2004 Acts, ch 1132, §61; 2012 Acts, ch 1100, §46

Referred to in [§805.8B\(2A\)\(f\)](#)

For applicable scheduled fines, see [§805.8B](#), subsection 2A, paragraph f

#### **321I.19 Negligence.**

The owner and operator of an all-terrain vehicle are liable for any injury or damage occasioned by the negligent operation of the all-terrain vehicle. The owner of an all-terrain vehicle shall be liable for any such injury or damage only if the owner was the operator of the all-terrain vehicle at the time the injury or damage occurred or if the operator had the owner's consent to operate the all-terrain vehicle at the time the injury or damage occurred.

2004 Acts, ch 1132, §62

#### **321I.20 Rented all-terrain vehicles.**

1. The owner of a rented all-terrain vehicle shall keep a record of the name and address of each person renting the all-terrain vehicle, its registration certificate, the departure date and time, and the expected time of return. The records shall be preserved for six months.

2. The owner of an all-terrain vehicle operated for hire shall not permit the use or operation of a rented all-terrain vehicle unless it has been provided with all equipment required by [this chapter](#) or rules of the commission or the director of transportation, properly installed and in good working order.

2004 Acts, ch 1132, §63; 2007 Acts, ch 141, §39

Referred to in [§805.8B\(2A\)\(d\)](#)

For applicable scheduled fines, see [§805.8B](#), subsection 2A, paragraph d

#### **321I.21 Minors under twelve — supervision.**

A person under twelve years of age shall not operate an all-terrain vehicle, including an off-road motorcycle, on a designated riding area or designated riding trail or on public land or public ice unless one of the following applies:

1. The person is taking a prescribed education training course and the operation is under the direct supervision of a certified all-terrain vehicle education instructor.

2. The operation is under the direct supervision of a responsible parent or guardian of

at least eighteen years of age who is experienced in all-terrain vehicle operation or off-road motorcycle operation and who possesses a valid driver's license as defined in [section 321.1](#).

[2004 Acts, ch 1132, §64](#); [2007 Acts, ch 141, §40](#); [2012 Acts, ch 1100, §47, 48](#)

Referred to in [§805.8B\(2A\)\(g\)](#)

For applicable scheduled fine, see [§805.8B](#), subsection 2A, paragraph g

### **321I.22 Manufacturer, distributor, or dealer — special registration.**

1. A manufacturer, distributor, or dealer owning an all-terrain vehicle required to be registered under [this chapter](#) may operate the all-terrain vehicle for purposes of transporting, testing, demonstrating, or selling it without the all-terrain vehicle being registered, except that a special registration decal issued to the owner as provided in [this chapter](#) shall be displayed on the all-terrain vehicle in the manner prescribed by rules of the commission. The special registration decal shall not be used on an all-terrain vehicle offered for hire or for any work or service performed by a manufacturer, distributor, or dealer.

2. Every manufacturer, distributor, or dealer shall register with the department by making application to the commission, upon forms prescribed by the commission, for a special registration certificate and decal. The applicant shall pay a registration fee of forty-five dollars and submit reasonable proof of the applicant's status as a bona fide manufacturer, distributor, or dealer as may be required by the commission.

3. The commission, upon granting an application, shall issue to the applicant a special registration certificate and decal. The special registration certificate shall contain the applicant's name, address, and general identification number; the word "manufacturer", "dealer", or "distributor"; and other information the commission prescribes.

4. The commission shall also issue duplicate special registration certificates and decals which shall have displayed thereon the general identification number assigned to the applicant. A county recorder may issue duplicate special registration certificates and decals electronically pursuant to rules adopted by the commission. The fee for each additional duplicate special registration certificate and decal shall be five dollars plus a writing fee.

5. Each special registration certificate issued under [this section](#) shall be for a period of three years and shall expire on December 31 of the renewal year. A new special registration certificate for the three-year renewal period may be obtained upon application to the commission and payment of the fee provided by law. A county recorder may issue special registration certificate renewals electronically pursuant to rules adopted by the commission.

6. If a manufacturer, distributor, or dealer has an established place of business in more than one location, the manufacturer, distributor, or dealer shall secure a separate and distinct special registration certificate and general identification number for each place of business.

7. A dealer shall make application and pay all registration and title fees if applicable on behalf of the purchaser of an all-terrain vehicle. If the registration has expired while in the dealer's possession, the purchaser may renew the registration for the same fee and writing fee as if the purchaser is securing the original registration.

8. Nothing in [this section](#) shall prohibit a dealer from obtaining a new registration and transfer of registration in the same manner as other purchasers.

9. The commission may adopt rules consistent with [this chapter](#) establishing minimum requirements for dealers. In adopting such rules, the commission shall consider the need to protect persons, property, and the environment and to promote uniformity of practices relating to the sale and use of all-terrain vehicles. The commission may also adopt rules providing for the suspension or revocation of a dealer's special registration certificate issued pursuant to [this section](#).

[2004 Acts, ch 1132, §65](#); [2007 Acts, ch 141, §41 – 45](#); [2009 Acts, ch 144, §11](#); [2010 Acts, ch 1069, §49](#); [2012 Acts, ch 1100, §49](#)

Referred to in [§331.602, 805.8B\(2A\)\(h\)](#)

For applicable scheduled fine, see [§805.8B](#), subsection 2A, paragraph h

### **321I.23 Limitation of liability by public bodies and adjoining owners.**

1. The state, its political subdivisions, and the owners or tenants of property adjoining public lands or the right-of-way of a public highway and their agents and employees owe no duty of care to keep the public lands, ditches, or land contiguous to a highway or



roadway under the control of the state or a political subdivision safe for entry or use by persons operating an all-terrain vehicle, or to give any warning of a dangerous condition, use, structure, or activity on the premises to persons entering for such purposes, except in the case of willful or malicious failure to guard or warn against a dangerous condition, use, structure, or activity. The state, its political subdivisions, and the owners or tenants of property adjoining public lands or the right-of-way of a public highway and their agents and employees are not liable for actions taken to allow or facilitate the use of public lands, ditches, or land contiguous to a highway or roadway except in the case of a willful or malicious failure to guard or warn against a dangerous condition, use, structure, or activity.

2. [This section](#) does not create a duty of care or ground of liability on behalf of the state, its political subdivisions, or the owners or tenants of property adjoining public lands or the right-of-way of a public highway and their agents and employees for injury to persons or property in the operation of all-terrain vehicles in a ditch or on land contiguous to a highway or roadway under the control of the state or a political subdivision. The state, its political subdivisions, and the owners or tenants of property adjoining public lands or the right-of-way of a public highway and their agents and employees are not liable for the operation of an all-terrain vehicle in violation of [this chapter](#).

[2004 Acts, ch 1132, §66; 2018 Acts, ch 1041, §127](#)

#### **321I.24 Recreational riding area — limitation of liability of prior landowners.**

Prior owners of land on which an all-terrain vehicle recreational riding area is established, maintained, or operated owe no duty of care to keep the land safe for entry or use by persons operating an all-terrain vehicle or to give any warning of a dangerous condition, use, structure, or activity on such premises that would make the land unsafe for all-terrain vehicle usage.

[2004 Acts, ch 1132, §67](#)

#### **321I.25 Course of instruction.**

1. The commission shall provide, by rules adopted pursuant to [section 321I.2](#), for the establishment of certified courses of instruction to be conducted throughout the state for the safe use and operation of all-terrain vehicles. The curriculum shall include instruction in the lawful and safe use, operation, and equipping of all-terrain vehicles consistent with [this chapter](#) and rules adopted by the commission. The commission may establish a fee for the course which shall not exceed the actual cost of instruction minus moneys received by the department from education certificate fees under [section 321I.26](#).

2. The commission may certify any experienced, qualified operator to be an instructor of a class established under [subsection 1](#). Each instructor shall be at least eighteen years of age.

3. Upon completion of the course of instruction, the commission shall provide for the administration of either a written test or the demonstration of adequate riding skills to any student who wishes to qualify for an education certificate.

4. The commission shall provide education material relating to the operation of all-terrain vehicles for the use of nonpublic or public elementary and secondary schools in this state.

5. The department may develop requirements and standards for online education offerings. Only vendors who have entered into a memorandum of understanding with the department shall be permitted to offer an online course that results in the issuance of an education certificate approved by the commission. Vendors may charge for their courses and collect the education certificate fee required under [section 321I.26, subsection 2](#), on behalf of the department as agreed to in the memorandum of understanding.

[2004 Acts, ch 1132, §68; 2007 Acts, ch 141, §46; 2012 Acts, ch 1100, §50](#)

Referred to in [§321I.1](#)

#### **321I.26 Education certificate — fee.**

1. A person twelve years of age or older but less than eighteen years of age shall not operate an all-terrain vehicle on public land, public ice, a designated riding trail, or land purchased with all-terrain vehicle registration funds in this state without obtaining a valid

education certificate approved by the department and having the certificate in the person's possession.

2. Upon successful completion of the course and payment of a fee of five dollars, a qualified applicant shall be issued an education certificate which is valid until the certificate is suspended or revoked by the director for a violation of a provision of [this chapter](#) or a rule adopted pursuant to [this chapter](#).

3. Any person who is required to have an education certificate under [this chapter](#) and who has completed a course of instruction established under [section 321I.2, subsection 1](#), paragraph "i", including the successful passage of an examination which includes either a written test relating to such course of instruction or the demonstration of adequate riding skills, shall be considered qualified to receive an education certificate.

4. The certificate fees collected under [this section](#) shall be credited to the special all-terrain vehicle fund and shall be used for educational programs.

5. A valid all-terrain vehicle safety or education certificate or license issued by a governmental authority of another state shall be considered a valid certificate or license in this state if the certification or licensing requirements of the governmental authority are substantially the same as the requirements of [this chapter](#) as determined by the commission.

[2004 Acts, ch 1132, §69; 2007 Acts, ch 141, §47; 2009 Acts, ch 144, §12; 2012 Acts, ch 1100, §51](#)

Referred to in [§321I.1](#), [321I.25](#), [805.8B\(2A\)\(g\)](#)  
For applicable scheduled fine, see [§805.8B](#), subsection 2A, paragraph g

### **321I.27 Stopping and inspecting — warnings.**

A peace officer may stop and inspect an all-terrain vehicle operated, parked, or stored on public streets, highways, public lands, public ice, or designated riding trails of the state to determine if the all-terrain vehicle is registered, numbered, or equipped as required by [this chapter](#) and commission rules. The officer shall not inspect an area that is not essential to determine compliance with the requirements. If the officer determines that the all-terrain vehicle is not in compliance, the officer may issue a warning memorandum to the operator and forward a copy to the commission. The warning memorandum shall indicate the items found not in compliance and shall direct the owner or operator of the all-terrain vehicle to have the all-terrain vehicle in compliance and return a copy of the warning memorandum with the proof of compliance to the commission within fourteen days. If the proof of compliance is not provided within fourteen days, the owner or operator is in violation of [this chapter](#).

[2004 Acts, ch 1132, §70; 2012 Acts, ch 1100, §52](#)

### **321I.28 Termination of use.**

A person who receives a warning memorandum for an all-terrain vehicle shall stop using the all-terrain vehicle as soon as possible and shall not operate it on public streets, highways, public lands, public ice, or designated riding trails of the state until the all-terrain vehicle is in compliance.

[2004 Acts, ch 1132, §71; 2012 Acts, ch 1100, §53](#)

### **321I.29 Writing fees.**

1. *a.* The county recorder shall collect a writing fee of one dollar and twenty-five cents for an all-terrain vehicle registration or for renewal of a registration by the county recorder's office.

*b.* The county recorder shall retain a writing fee of one dollar and twenty-five cents from the sale of each user permit issued by the county recorder's office.

*c.* The county recorder shall collect a writing fee of one dollar and twenty-five cents for each duplicate special registration certificate issued by the county recorder's office.

*d.* Writing fees collected or retained by the county recorder under [this chapter](#) shall be deposited in the general fund of the county.

2. *a.* A license agent shall collect a writing fee of one dollar for an all-terrain vehicle registration or for renewal of a registration issued by the license agent.

b. A license agent shall retain a writing fee of one dollar from the sale of each user permit issued by the license agent.

2004 Acts, ch 1132, §72; 2007 Acts, ch 141, §48; 2012 Acts, ch 1100, §54  
Referred to in §321I.4, 321I.5, 321I.7

### 321I.30 Consistent local laws — special local rules.

1. This chapter and other applicable laws of this state shall govern the operation, equipment, numbering, and all other matters relating to an all-terrain vehicle when the all-terrain vehicle is operated or maintained in this state. However, this chapter does not prevent the adoption of an ordinance or local law relating to the operation or equipment of all-terrain vehicles. The ordinances or local laws are operative only so long as they are not inconsistent with this chapter or the rules adopted by the commission.

2. A subdivision of this state, after public notice by publication in a newspaper having a general circulation in the subdivision, may make formal application to the commission for special rules concerning the operation of all-terrain vehicles within the territorial limits of the subdivision and shall provide the commission with the reasons the special rules are necessary.

3. The commission, upon application by local authorities and in conformity with this chapter, may make special rules concerning the operation of all-terrain vehicles within the territorial limits of a subdivision of this state.

2004 Acts, ch 1132, §73

### 321I.31 Owner's certificate of title — in general.

1. The owner of an all-terrain vehicle acquired on or after January 1, 2000, other than an all-terrain vehicle used exclusively as a farm implement or a motorcycle previously issued a title pursuant to chapter 321, shall apply to the county recorder of the county in which the owner resides for a certificate of title for the all-terrain vehicle. The owner of an all-terrain vehicle used exclusively as a farm implement may obtain a certificate of title. A person who owns an all-terrain vehicle that is not required to have a certificate of title may apply for and receive a certificate of title for the all-terrain vehicle and, subsequently, the all-terrain vehicle shall be subject to the requirements of this chapter as if the all-terrain vehicle were required to be titled. All all-terrain vehicles that are titled shall be registered.

2. A certificate of title shall contain the information and shall be issued on a form the department prescribes.

3. An owner of an all-terrain vehicle shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the all-terrain vehicle or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for an all-terrain vehicle last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

4. If a dealer buys or acquires an all-terrain vehicle for resale, the dealer may apply for and obtain a certificate of title as provided in this chapter. If a dealer buys or acquires a used all-terrain vehicle, the dealer may apply for a certificate of title in the dealer's name within thirty days. If a dealer buys or acquires a new all-terrain vehicle for resale, the dealer may apply for a certificate of title in the dealer's name.

5. A manufacturer or dealer shall not transfer ownership of a new all-terrain vehicle without supplying the transferee with the manufacturer's or importer's certificate of origin signed by the manufacturer's or importer's authorized agent. The certificate shall contain information the department requires. The department may adopt rules providing for the issuance of a certificate of origin for an all-terrain vehicle by the department upon good cause shown by the owner.

6. A dealer transferring ownership of an all-terrain vehicle under this chapter shall assign the title to the new owner, or in the case of a new all-terrain vehicle, assign the certificate of

origin. Within thirty days the dealer shall forward all moneys and applications to the county recorder.

7. The county recorder shall maintain an electronic record of any certificate of title which the county recorder issues until the certificate of title has been inactive for five years. When issuing a title for a new all-terrain vehicle, the county recorder shall obtain and keep the certificate of origin on file. When issuing a title and registration for a used all-terrain vehicle for which there is no title or registration, the county recorder shall obtain and keep on file the affidavit for the unregistered and untitled all-terrain vehicle.

8. Once titled, a person shall not sell or transfer ownership of an all-terrain vehicle without delivering to the purchaser or transferee a certificate of title with an assignment on it showing title in the purchaser's or transferee's name. A person shall not purchase or otherwise acquire an all-terrain vehicle without obtaining a certificate of title for it in that person's name.

9. If the county recorder is not satisfied as to the ownership of the all-terrain vehicle or that there are no undisclosed security interests in the all-terrain vehicle, the county recorder may issue a certificate of title for the all-terrain vehicle but, as a condition of such issuance, may require the applicant to file with the department a bond in the form prescribed by the department and executed by the applicant, and also executed by a person authorized to conduct a surety business in this state. The form and amount of the bond shall be established by rule of the department. The bond shall be conditioned to indemnify any prior owner and secured party and any subsequent purchaser of the all-terrain vehicle or person acquiring any security interest in the all-terrain vehicle, and their respective successors in interest, against any expense, loss, or damage, including reasonable attorney fees, by reason of the issuance of the certificate of title of the all-terrain vehicle or on account of any defect in or undisclosed security interest upon the right, title, and interest of the applicant in and to the all-terrain vehicle. Any such interested person has a right of action to recover on the bond for any breach of its conditions, but the aggregate liability of the surety to all persons shall not exceed the amount of the bond. The bond shall be returned at the end of three years or prior thereto if the all-terrain vehicle is no longer registered in this state and the certificate of title is surrendered to the department, unless the department has been notified of the pendency of an action to recover on the bond.

10. A motorcycle that has been issued a certificate of title pursuant to [this section](#) may be issued a title pursuant to [chapter 321](#) upon proper application and surrender of the existing title. Upon issuance of a title pursuant to [chapter 321](#), the certificate of title previously issued pursuant to [this section](#) shall be returned to the issuing county recorder.

2004 Acts, ch 1132, §74; 2007 Acts, ch 141, §49, 50; 2012 Acts, ch 1050, §43, 60; 2012 Acts, ch 1100, §55; 2013 Acts, ch 132, §55; 2013 Acts, ch 140, §97; 2014 Acts, ch 1141, §67; 2019 Acts, ch 80, §2

### **321I.32 Fees — duplicates.**

1. The county recorder shall charge a ten dollar fee to issue a certificate of title, a transfer of title, a duplicate, or a corrected certificate of title.

2. If a certificate of title is lost, stolen, mutilated, destroyed, or becomes illegible, the first lienholder or, if there is none, the owner named in the certificate, as shown by the county recorder's records, shall within thirty days obtain a duplicate by applying to the county recorder. The applicant shall furnish information the department requires concerning the original certificate and the circumstances of its loss, mutilation, or destruction.

3. The duplicate certificate of title shall be marked plainly "duplicate" across its face and mailed or delivered to the applicant.

4. If a lost or stolen original certificate of title for which a duplicate has been issued is recovered, the original shall be surrendered promptly to the county recorder for cancellation.

5. Five dollars of the certificate of title fees collected under [this section](#) shall be remitted by the county recorder to the treasurer of state for deposit in the special all-terrain vehicle fund created under [section 321I.8](#). The remaining five dollars shall be retained by the county and deposited into the general fund of the county.

2004 Acts, ch 1132, §75; 2007 Acts, ch 141, §51

**321I.33 Transfer or repossession by operation of law.**

1. If ownership of an all-terrain vehicle is transferred by operation of law, such as by inheritance, order in bankruptcy, insolvency, replevin, or execution sale, the transferee, within thirty days after acquiring the right to possession of the all-terrain vehicle, shall mail or deliver to the county recorder of the transferee's county of residence satisfactory proof of ownership as the county recorder requires, together with an application for a new certificate of title, and the required fee. However, if the transferee is the surviving spouse of the deceased owner, the county recorder shall waive the required fee.

2. If a lienholder repossesses an all-terrain vehicle by operation of law and holds it for resale, the lienholder shall secure a new certificate of title and shall pay the required fee.

2004 Acts, ch 1132, §76; 2012 Acts, ch 1100, §56; 2021 Acts, ch 138, §2

**321I.34 Security interest — perfection and titles — fee.**

1. A security interest created in this state in an all-terrain vehicle is not perfected until the security interest is noted on the certificate of title.

a. To perfect the security interest, an application for security interest must be presented along with the original title. The county recorder shall note the security interest on the face of the title and in the electronic record maintained by the recorder's office.

b. The application fee for a security interest is ten dollars. Five dollars of the fee shall be credited to the special all-terrain vehicle fund created under [section 321I.8](#). The remaining five dollars shall be retained by the county and deposited into the general fund of the county.

2. The certificate of title shall be presented to the county recorder when the application for security interest or for assignment of the security interest is presented and a new or endorsed certificate of title shall be issued to the secured party with the name and address of the secured party upon it.

3. When a security interest is discharged, the secured party shall note the cancellation of the security interest on the face of the certificate of title and send the title by first class mail to the office of the county recorder where the title was issued. If the title has been lost or destroyed, the secured party may discharge the security interest by sending a signed, notarized statement to the office of the county recorder where the title was issued. The county recorder shall note the release of the security interest in the county records and attach the statement to the certificate of title as evidence of the release of the security interest.

2004 Acts, ch 1132, §77; 2007 Acts, ch 141, §52; 2014 Acts, ch 1141, §68

**321I.35 Vehicle identification number.**

1. The department may assign a distinguishing number to an all-terrain vehicle when the serial number on the all-terrain vehicle is destroyed or obliterated and issue to the owner a special decal bearing the distinguishing number which shall be affixed to the all-terrain vehicle in a position to be determined by the department. The all-terrain vehicle shall be registered and titled under the distinguishing number in lieu of the former serial number. Every all-terrain vehicle shall have a vehicle identification number assigned and affixed as required by the department.

2. The commission shall adopt, by rule, the procedures for application and for issuance of a vehicle identification number for homebuilt all-terrain vehicles.

3. A person shall not destroy, remove, alter, cover, or deface the manufacturer's vehicle identification number, the plate or decal bearing it, or any vehicle identification number the department assigns to an all-terrain vehicle without the department's permission.

4. A person other than a manufacturer who constructs or rebuilds an all-terrain vehicle for which there is no legible vehicle identification number shall submit to the department an affidavit which describes the all-terrain vehicle. In cooperation with the county recorder, the department shall assign a vehicle identification number to the all-terrain vehicle. The applicant shall permanently affix the vehicle identification number to the all-terrain vehicle in a manner that such alteration, removal, or replacement of the vehicle identification number would be obvious.

2004 Acts, ch 1132, §78; 2012 Acts, ch 1100, §57

**321I.36 Repeat offender — records, enforcement, and penalties.**

1. The commission shall establish by rule a recordkeeping system and other administrative procedures necessary to administer [this section](#).

2. A person who pleads guilty to or is convicted of a violation of any provision of [this chapter](#) while the person's registration privilege is suspended or revoked under administrative procedures is guilty of a simple misdemeanor if the person had no other violations within the previous three years which occurred while the person's registration privilege was suspended or revoked.

3. A person who pleads guilty to or is convicted of a violation of any provision of [this chapter](#) while the person's registration privilege is suspended or revoked under administrative procedures is guilty of a serious misdemeanor if the person had one other violation within the previous three years which occurred while the person's registration privilege was suspended or revoked.

4. A person who pleads guilty to or is convicted of a violation of any provision of [this chapter](#) while the person's registration privilege is suspended or revoked under administrative procedures is guilty of an aggravated misdemeanor if the person had two or more convictions within the previous three years which occurred while the person's registration privilege was suspended or revoked.

5. *a.* Upon the conviction of a person of any violation of [this chapter](#) or a rule adopted under [this chapter](#), the court, as a part of the judgment, may suspend or revoke one or more all-terrain vehicle registration or user permit privileges of the person for any definite period.

*b.* The court shall revoke all of the person's all-terrain vehicle registrations or user permits and suspend the privilege of procuring a registration or user permit for a period of one year for any person who has been convicted twice within one year of trespassing while operating an all-terrain vehicle. A person shall not be issued a registration or user permit during the period of suspension or revocation.

[2007 Acts, ch 141, §53](#)

Trespass, see [§716.7](#) and [716.8](#)

CITY OF RIVERSIDE  
 POOLED CASH REPORT (FUND 999)  
 AS OF: FEBRUARY 28TH, 2023

FUND ACCOUNT#	ACCOUNT NAME	BEGINNING BALANCE	CURRENT ACTIVITY	CURRENT BALANCE
<u>CLAIM ON CASH</u>				
001-1110	CHECKING ACCT-GENERAL FUND	482,470.18 (	42,929.45)	439,540.73
002-1110	CHECKING ACCT-FIRE DEP.	239,963.69 (	7,136.50)	232,827.19
003-1110	CHECKING ACCT.-EMS DEPT.	0.00	0.00	0.00
110-1110	CHECKING ACCT-ROAD USE TAX	41,247.71	5,388.27	46,635.98
121-1110	CHECKING ACCT-LOST	73,521.48	15,142.74	88,664.22
125-1110	CHECKING ACCT-TIF	0.00	0.00	0.00
145-1110	CHECKING ACCT-CASINO REVENUE	315,162.31	94,190.55	409,352.86
200-1110	CHECKING ACCT-DEBT SERVICE	0.00	0.00	0.00
301-1110	CHECKING ACCT-CAP PROJECTS	643,780.19 (	7,796.28)	635,983.91
302-1110	COMMUNITY CENTER FUNDS	1,122,160.02	215.21	1,122,375.23
600-1110	CHECKING ACCT-WATER	214,003.12	6,219.35	220,222.47
610-1110	CHECKING ACCT-SEWER	374,691.50	651.48	375,342.98
670-1110	CHECKING ACCT-GARBAGE	12,035.19 (	135.78)	11,899.41
680-1110	CHECKING ACCT-STORM WATER	<u>10,683.39</u>	<u>1,568.25</u>	<u>12,251.64</u>
TOTAL CLAIM ON CASH		<u>3,529,718.78</u>	<u>65,377.84</u>	<u>3,595,096.62</u>

CASH IN BANK - POOLED CASH

999-1110	CASH IN BANK #35378	868,548.87	48,625.79	917,174.66
999-1112	MONEY MARKET #67545	1,228,569.06	235.62	1,228,804.68
999-1114	HILLS BANK #2656940	310,440.83	16,301.22	326,742.05
999-1115	COMM CENTER FUND #67928	1,122,160.02	215.21	1,122,375.23
999-1117	COMMUNITY BUILDING CD#18975	0.00	0.00	0.00
999-1119	COMMUNITY BUILDING CD#19068	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
SUBTOTAL CASH IN BANK - POOLED CASH		<u>3,529,718.78</u>	<u>65,377.84</u>	<u>3,595,096.62</u>

WAGES PAYABLE

999-2010	WAGES PAYABLE	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
SUBTOTAL WAGES PAYABLE		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

TOTAL CASH IN BANK - POOLED CASH		<u>3,529,718.78</u>	<u>65,377.84</u>	<u>3,595,096.62</u>
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DUE TO OTHER FUNDS - POOLED CASH

999-2100	DUE TO OTHER FUNDS	<u>3,529,718.78</u>	<u>65,377.84</u>	<u>3,595,096.62</u>
TOTAL DUE TO OTHER FUNDS		<u>3,529,718.78</u>	<u>65,377.84</u>	<u>3,595,096.62</u>

CITY OF RIVERSIDE  
MTD TREASURERS REPORT  
AS OF: FEBRUARY 28TH, 2023

FUND	BEGINNING CASH BALANCE	M-T-D REVENUES	M-T-D EXPENSES	CASH BASIS BALANCE	NET CHANGE OTHER ASSETS	NET CHANGE LIABILITIES	ACCRUAL ENDING CASH BALANCE
001-GENERAL FUND	482,470.18	5,562.86	47,709.13	440,323.91	0.00	( 783.18)	439,540.73
002-FIRE DEPARTMENT	239,963.69	923.16	8,059.66	232,827.19	0.00	0.00	232,827.19
003-EMS DEPARTMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
110-ROAD USE TAX	41,247.71	12,120.11	6,731.84	46,635.98	0.00	0.00	46,635.98
121-LOCAL OPTION SALES TAX	73,521.48	15,142.74	0.00	88,664.22	0.00	0.00	88,664.22
125-TIF	0.00	0.00	0.00	0.00	0.00	0.00	0.00
145-CASINO REVENUE FUND	315,162.31	98,190.55	4,000.00	409,352.86	0.00	0.00	409,352.86
200-DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
301-CAPITAL PROJECTS	643,780.19	2,542.47	10,338.75	635,983.91	0.00	0.00	635,983.91
302-COMMUNITY CENTER FUNDS	1,122,160.02	215.21	0.00	1,122,375.23	0.00	0.00	1,122,375.23
600-WATER FUND	214,003.12	27,613.91	21,394.56	220,222.47	0.00	0.00	220,222.47
610-SEWER FUND	374,691.50	26,001.37	25,349.89	375,342.98	0.00	0.00	375,342.98
670-LANDFILL/GARBAGE	12,035.19	7,012.47	7,148.25	11,899.41	0.00	0.00	11,899.41
680-STORM WATER	10,683.39	1,568.25	0.00	12,251.64	0.00	0.00	12,251.64
<b>GRAND TOTAL</b>	<b>3,529,718.78</b>	<b>196,893.10</b>	<b>130,732.08</b>	<b>3,595,879.80</b>	<b>0.00</b>	<b>( 783.18)</b>	<b>3,595,096.62</b>

\*\*\* END OF REPORT \*\*\*



CITY of RIVERSIDE FUND BALANCES 2-28-2023

FUND	NAME	BALANCE	RESERVES	AVAILABLE FY 23
001	GENERAL	\$ 439,540.73	\$ (212,370.75)	\$ 227,169.98
002	FIRE	\$ 232,827.19	\$ (232,827.19)	\$ -
110	R.USE	\$ 46,635.98	\$ -	\$ 46,635.98
121	LOST	\$ 88,664.22	\$ -	\$ 88,664.22
145	CASINO	\$ 409,352.86	\$ -	\$ 409,352.86
301	CAP PRO	\$ 635,983.91	\$ -	\$ 635,983.91
302	CB FUNDS	\$ 1,122,375.23	\$ (1,122,375.23)	\$ -
600	WATER	\$ 220,222.47	\$ (82,103.25)	\$ 138,119.22
610	SEWER	\$ 375,342.98	\$ (126,047.00)	\$ 249,295.98
670	GARBAGE	\$ 11,899.41	\$ -	\$ 11,899.41
680	STORM	\$ 12,251.64	\$ -	\$ 12,251.64
	TOTAL	\$ 3,595,096.62	\$ (1,775,723.42)	\$ 1,819,373.20
<b>POOLED CASH BALANCE</b>		<b>2/28/2023</b>		
COMM. BUILDING SET A SIDE		INTEREST RATE		
SAV	67928	\$ 1,122,375.23	0.25%	
TOTAL	302 FUND	\$ 1,122,375.23		
CHECK	35308	\$ 917,174.66	0.15%	
MM	67545	\$ 1,228,804.68	0.25%	
HILLS	2656940	\$ 326,742.05	0.10%	
	TOTAL	\$ 3,595,096.62		
	LESS RESERVES	\$ (1,775,723.42)		
	LIQUID CASH	\$ 1,819,373.20	2/28/2023	

CITY OF RIVERSIDE  
REVENUE AND EXPENDITURES REPORT (UNAUDITED)  
AS OF: FEBRUARY 28TH, 2023

## 001-GENERAL FUND

% OF YEAR COMPLETED: 66.67

	PRIOR YEAR BUDGET	PRIOR YEAR Y-T-D	CURRENT BUDGET	CURRENT PERIOD	CURRENT YTD ACTUAL	BUDGET BALANCE	% OF BUDGET
<u>001-GENERAL FUND</u>							
TOTAL REVENUE	1,146,740.00	774,404.64	1,241,205.00	5,562.86	678,351.61	562,853.39	54.65
TOTAL EXPENDITURES	945,873.33	613,352.32	1,998,208.98	47,709.13	1,454,129.11	544,079.87	72.77
REVENUES OVER/(UNDER) EXPENDITURES	200,866.67	161,052.32	(757,003.98)	(42,146.27)	(775,777.50)	18,773.52	102.48
<u>002-FIRE DEPARTMENT</u>							
TOTAL REVENUE	150,425.00	146,147.18	386,206.00	923.16	124,158.96	262,047.04	32.15
TOTAL EXPENDITURES	150,343.00	43,912.85	380,736.01	8,059.66	58,741.02	321,994.99	15.43
REVENUES OVER/(UNDER) EXPENDITURES	82.00	102,234.33	5,469.99	(7,136.50)	65,417.94	(59,947.95)	1,195.94
<u>003-EMS DEPARTMENT</u>							
TOTAL REVENUE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
REVENUES OVER/(UNDER) EXPENDITURES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<u>110-ROAD USE TAX</u>							
TOTAL REVENUE	130,000.00	97,706.96	133,000.00	12,120.11	97,440.59	35,559.41	73.26
TOTAL EXPENDITURES	211,000.00	14,474.55	172,000.00	6,731.84	64,019.98	107,980.02	37.22
REVENUES OVER/(UNDER) EXPENDITURES	(81,000.00)	83,232.41	(39,000.00)	5,388.27	33,420.61	(72,420.61)	85.69-
<u>121-LOCAL OPTION SALES TAX</u>							
TOTAL REVENUE	125,000.00	101,979.16	125,000.00	15,142.74	104,958.25	20,041.75	83.97
TOTAL EXPENDITURES	250,000.00	250,000.00	300,000.00	0.00	180,000.00	120,000.00	60.00
REVENUES OVER/(UNDER) EXPENDITURES	(125,000.00)	(148,020.84)	(175,000.00)	15,142.74	(75,041.75)	(99,958.25)	42.88
<u>125-TIF</u>							
TOTAL REVENUE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
REVENUES OVER/(UNDER) EXPENDITURES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<u>145-CASINO REVENUE FUND</u>							
TOTAL REVENUE	1,123,853.05	1,157,277.66	1,200,000.00	98,190.55	1,337,276.56	(137,276.56)	111.44
TOTAL EXPENDITURES	1,120,835.00	1,078,039.57	1,963,000.00	4,000.00	1,753,630.00	209,370.00	89.33
REVENUES OVER/(UNDER) EXPENDITURES	3,018.05	79,238.09	(763,000.00)	94,190.55	(416,353.44)	(346,646.56)	54.57
<u>200-DEBT SERVICE</u>							
TOTAL REVENUE	224,900.00	224,900.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	224,200.00	2,450.00	0.00	0.00	0.00	0.00	0.00
REVENUES OVER/(UNDER) EXPENDITURES	700.00	222,450.00	0.00	0.00	0.00	0.00	0.00
<u>301-CAPITAL PROJECTS</u>							
TOTAL REVENUE	1,598,935.00	907,835.00	2,898,500.00	2,542.47	2,850,185.96	48,314.04	98.33
TOTAL EXPENDITURES	1,504,248.00	69,675.75	3,377,335.00	10,338.75	3,427,367.77	(50,032.77)	101.48
REVENUES OVER/(UNDER) EXPENDITURES	94,687.00	838,159.25	(478,835.00)	(7,796.28)	(577,181.81)	98,346.81	120.54

CITY OF RIVERSIDE  
REVENUE AND EXPENDITURES REPORT (UNAUDITED)  
AS OF: FEBRUARY 28TH, 2023

001--GENERAL FUND

% OF YEAR COMPLETED: 66.67

	PRIOR YEAR BUDGET	PRIOR YEAR Y-T-D	CURRENT BUDGET	CURRENT PERIOD	CURRENT YTD ACTUAL	BUDGET BALANCE	% OF BUDGET
<u>302--COMMUNITY CENTER FUNDS</u>							
TOTAL REVENUE	110,000.00	111,303.30	107,500.00	215.21	3,615.35	103,884.65	3.36
TOTAL EXPENDITURES	0.00	11,000.00	0.00	0.00	0.00	0.00	0.00
REVENUES OVER/(UNDER) EXPENDITURES	110,000.00	100,303.30	107,500.00	215.21	3,615.35	103,884.65	3.36
<u>600--WATER FUND</u>							
TOTAL REVENUE	424,320.00	268,435.29	420,320.00	27,613.91	263,071.73	157,248.27	62.59
TOTAL EXPENDITURES	1,245,310.00	205,167.37	381,093.00	21,394.56	188,962.81	192,130.19	49.58
REVENUES OVER/(UNDER) EXPENDITURES	( 820,990.00)	63,267.92	39,227.00	6,219.35	74,108.92	( 34,881.92)	188.92
<u>610--SEWER FUND</u>							
TOTAL REVENUE	442,296.60	284,459.35	450,700.00	26,001.37	282,975.85	167,724.15	62.79
TOTAL EXPENDITURES	387,603.00	185,542.04	356,538.00	25,349.89	332,926.89	23,611.11	93.38
REVENUES OVER/(UNDER) EXPENDITURES	54,693.60	98,917.31	94,162.00	651.48	( 49,951.04)	144,113.04	53.05-
<u>670--LANDFILL/GARBAGE</u>							
TOTAL REVENUE	90,600.00	57,955.97	90,200.00	7,012.47	56,489.76	33,710.24	62.63
TOTAL EXPENDITURES	91,100.00	57,330.00	90,600.00	7,148.25	56,200.25	34,399.75	62.03
REVENUES OVER/(UNDER) EXPENDITURES	( 500.00)	625.97	( 400.00)	( 135.78)	289.51	( 689.51)	72.38-
<u>680--STORM WATER</u>							
TOTAL REVENUE	18,500.00	12,688.14	18,500.00	1,568.25	12,694.52	5,805.48	68.62
TOTAL EXPENDITURES	18,500.00	0.00	18,500.00	0.00	6,000.00	12,500.00	32.43
REVENUES OVER/(UNDER) EXPENDITURES	0.00	12,688.14	0.00	1,568.25	6,694.52	( 6,694.52)	0.00
<u>GRAND TOTAL REVENUES</u>							
GRAND TOTAL REVENUES	5,585,569.65	4,145,092.65	7,071,131.00	196,893.10	5,811,219.14	1,259,911.86	82.18
GRAND TOTAL EXPENDITURES	6,149,012.33	2,530,944.45	9,038,010.99	130,732.08	7,521,977.83	1,516,033.16	83.23
REVENUES OVER/(UNDER) EXPENDITURES	( 563,442.68)	1,614,148.20	( 1,966,879.99)	66,161.02	( 1,710,758.69)	( 256,121.30)	83.23

\*\*\* END OF REPORT \*\*\*

DATES: 2/01/2023 THRU 2/28/2023

	NUMBER#	TOTAL ARREARS	TOTAL CURRENT	TOTAL BALANCE	ACTIVE ACCOUNT RECONCILIATION
ACTIVE ACCOUNTS:	539	292.61	61,719.33	62,011.94	NEW ACCOUNTS: 4
DISCONNECTED ACCTS:	3	52.33	18.65CR	33.68	DISCONNECT--NO TRF: 3
FINALED ACCOUNTS:	39	2,205.87		2,205.87	DISCONNECT--TRANSFER: 0
INACTIVE ACCOUNTS:	1,813	0.00		0.00	
<b>**GRAND TOTALS**</b>	<b>2,394</b>	<b>2,550.81</b>	<b>61,700.68</b>	<b>64,251.49</b>	

**\*\*CALCULATION SUMMARY\*\***

TOTAL CHARGES:	61,800.68
DEPOSIT RETURNS:	100.00CR
TOTAL CURRENT:	61,700.68

===== SERVICE CATEGORY TOTALS =====

CATEGORY	NUMBER	TOTAL NET	FUEL-ADJ	TOTAL TAX	TAXABLE	BILLED CONSUMPTION	UNBILLED CONSUMPTION	TOTAL CONSUMPTION
AS ANIMAL SHELTER	37	70.00	0.00	0.00	0.00			
GAR GARBAGE	745	7,113.25	0.00	0.00	0.00			
STW STORM WATER	526	1,578.00	0.00	0.00	0.00			
SWR SEWER	521	25,562.81	0.00	782.36	11,176.55	2810,102.0000		2810,102.0000
WTR WATER	526	25,246.83	0.00	1,447.43	24,123.10	2819,155.0000		2819,155.0000
<b>***TOTALS***</b>		<b>59,570.89</b>	<b>0.00</b>	<b>2,229.79</b>	<b>35,299.65</b>			

===== REVENUE CODE TOTALS =====

R/C DESCRIPTION	G/L ACCOUNT#	AMOUNT
<b>SERVICES:</b>		
100-WATER	600-4-810-1-4500	25,246.83
200-SEWER	610-4-815-1-4500	25,562.81
300-GARBAGE	670-4-950-1-4504	7,113.25
400-ANIMAL SHELTER DONATION	001-4-950-2-4700	70.00
450-STORM WATER FEE	680-4-950-4-4504	1,578.00
<b>TAX:</b>		
190-WATER EXCISE TAX	600-4-810-1-4560	1,447.43
290-SEWER TAX	600-4-810-1-4560	782.36
<b>**R/C TOTALS**</b>		<b>61,800.68</b>

===== RATE TABLE TOTALS =====

CAT CODE	TBL DESCRIPTION	SCHED	NO#	TOTAL NET	FUEL-ADJ	TOTAL TAX	TAXABLE	CONSUMPTION	MLT.
AS 400	A10 ANIMAL SHELTER	A10	2	20.00	0.00	0.00	0.00		
AS 400	AS1 ANIMAL SHELTER	AS1	30	30.00	0.00	0.00	0.00		
AS 400	AS2 ANIMAL SHELTER	AS2	1	2.00	0.00	0.00	0.00		
AS 400	AS3 ANIMAL SHELTER	AS3	1	3.00	0.00	0.00	0.00		
AS 400	AS5 ANIMAL SHELTER	AS5	3	15.00	0.00	0.00	0.00		
GAR 300	301 X-GARBAGE	301	5	71.25	0.00	0.00	0.00		

BOOK:

===== R A T E T A B L E T O T A L S =====

\*\* ( CONTINUED ) \*\*

CAT CODE	TBL DESCRIPTION	SCHED	NO#	TOTAL NET	FUEL-ADJ	TOTAL TAX	TAXABLE	CONSUMPTION	MLT.
GAR 300	G02 GARBAGE- 35 GAL	G02	106	1,855.00	0.00	0.00	0.00		
GAR 300	G03 GARBAGE - 65 GAL	G03	266	5,187.00	0.00	0.00	0.00		
GAR 300	R01 RECYCLING 65 GAL	R01	322	0.00	0.00	0.00	0.00		
GAR 300	R02 RECYCLING 95 GAL	R02	46	0.00	0.00	0.00	0.00		
STW 450	ST1 STORM WATER FEE	ST1	526	1,578.00	0.00	0.00	0.00		
SWR 200	S01 SEWER-RESIDENTIAL	S01	469	13,941.94	0.00	0.00	0.00	1,381,068.0000	
SWR 200	S03 SEWER-COM, IND, GOV	S03	43	11,206.32	0.00	768.63	10,980.45	1,421,862.0000	
SWR 200	S04 SEWER-RES SEWER ONLY	S04	4	140.00	0.00	0.00	0.00		
SWR 200	S06 SEWER - 150% RATE	S06	1	78.45	0.00	0.00	0.00	6,717.0000	
SWR 200	S07 SEWER -COM O/S CITY	S07	3	180.00	0.00	12.60	180.00		
SWR 200	S08 SEWER-COM, O/S METER	S08	1	16.10	0.00	1.13	16.10	455.0000	
WTR 100	W01 WATER	W01	507	24,147.83	0.00	1,435.36	23,921.96	2,665,718.0000	
WTR 100	W02 WATER - OUTSIDE CITY	W02	2	128.97	0.00	7.74	128.97	10,330.0000	
WTR 100	W03 WATER - 2ND METER	W03	6	72.17	0.00	4.33	72.17	27.0000	
WTR 100	W05 NO CHARGE	W05	6	0.00	0.00	0.00	0.00	16,962.0000	
WTR 100	WLO WATER - ACC CONS LOW	WLO	3	0.00	0.00	0.00	0.00		
WTR 100	W04 WATER NO TAX	W04	2	897.86	0.00	0.00	0.00	126,118.0000	
***TOTALS***				59,570.89	0.00	2,229.79	35,299.65		

===== M E T E R G R O U P T O T A L S =====

CODE	DESCRIPTION	BILLED	UNBILLED	TOTAL	DEMAND
		CONSUMPTION	CONSUMPTION	CONSUMPTION	
W	WATER	2,819,155.0000	0.000	2,819,155.0000	

===== R E F U N D E D D E P O S I T T O T A L S =====

CODE	DESCRIPTION	NUMBER	AMOUNT
10	WATER DEPOSIT	1	50.00CR
20	SEWER DEPOSIT	1	50.00CR
**DEPOSIT TOTALS**		2	100.00CR

DATES: 2/01/2023 THRU 2/28/2023

BOOK:

===== CUSTOMER CLASS TOTALS =====

CLASS	SERV RATE	DESCRIPTION	NUMBER	TOTAL NET	FUEL-ADJ	TAXABLE	TOTAL TAX	CONSUMPTION
CIT	WTR 100 W05	NO CHARGE	4	0.00	0.00	0.00	0.00	2,079.0000
** CLASS TOTAL **			CIT	0.00	0.00	0.00	0.00	2,079.0000
COM	AS 400 AS1	ANIMAL SHELTER	1	1.00	0.00	0.00	0.00	
COM	GAR 300 G02	GARBAGE- 35 GAL	1	17.50	0.00	0.00	0.00	
COM	GAR 300 G03	GARBAGE - 65 GAL	2	39.00	0.00	0.00	0.00	
COM	GAR 300 R01	RECYCLING 65 GAL	2	0.00	0.00	0.00	0.00	
COM	GAR 300 R02	RECYCLING 95 GAL	1	0.00	0.00	0.00	0.00	
** CATEGORY TOTAL **			GAR	56.50	0.00	0.00	0.00	
COM	STW 450 ST1	STORM WATER FEE	45	135.00	0.00	0.00	0.00	
COM	SWR 200 S01	SEWER-RESIDENTIAL	5	426.81	0.00	0.00	0.00	61,136.0000
COM	SWR 200 S03	SEWER-COM, IND, GOV	39	10,965.06	0.00	10,965.06	767.55	1,389,651.0000
COM	SWR 200 S07	SEWER -COM O/S CITY	3	180.00	0.00	180.00	12.60	
COM	SWR 200 S08	SEWER-COM, O/S METER	1	16.10	0.00	16.10	1.13	455.0000
** CATEGORY TOTAL **			SWR	11,587.97	0.00	11,161.16	781.28	1,451,242.0000
COM	WTR 100 W01	WATER	42	10,407.44	0.00	10,407.44	624.47	1,310,241.0000
COM	WTR 100 W02	WATER - OUTSIDE CITY	1	50.52	0.00	50.52	3.03	3,613.0000
COM	WTR 100 W05	NO CHARGE	2	0.00	0.00	0.00	0.00	14,883.0000
COM	WTR 100 WLO	WATER - ACC CONS LOW	2	0.00	0.00	0.00	0.00	
COM	WTR 100 WO4	WATER NO TAX	2	897.86	0.00	0.00	0.00	126,118.0000
** CATEGORY TOTAL **			WTR	11,355.82	0.00	10,457.96	627.50	1,454,855.0000
** CLASS TOTAL **			COM	23,136.29	0.00	21,619.12	1,408.78	
GOV	STW 450 ST1	STORM WATER FEE	2	6.00	0.00	0.00	0.00	
GOV	SWR 200 S03	SEWER-COM, IND, GOV	2	181.28	0.00	0.00	0.00	26,214.0000
GOV	WTR 100 W01	WATER	2	181.28	0.00	0.00	0.00	26,214.0000
GOV	WTR 100 WLO	WATER - ACC CONS LOW	1	0.00	0.00	0.00	0.00	
** CATEGORY TOTAL **			WTR	181.28	0.00	0.00	0.00	26,214.0000
** CLASS TOTAL **			GOV	368.56	0.00	0.00	0.00	
NTX	STW 450 ST1	STORM WATER FEE	1	3.00	0.00	0.00	0.00	
NTX	SWR 200 S03	SEWER-COM, IND, GOV	1	44.59	0.00	0.00	0.00	5,432.0000
NTX	WTR 100 W01	WATER	1	44.59	0.00	0.00	0.00	5,432.0000
** CLASS TOTAL **			NTX	92.18	0.00	0.00	0.00	

DATES: 2/01/2023 THRU 2/28/2023

BOOK:

===== CUSTOMER CLASS TOTALS =====

CLASS	SERV RATE							
CAT CODE	TABLE	DESCRIPTION	NUMBER	TOTAL NET	FUEL-ADJ	TAXABLE	TOTAL TAX	CONSUMPTION
RES AS	400 A10	ANIMAL SHELTER	2	20.00	0.00	0.00	0.00	
RES AS	400 AS1	ANIMAL SHELTER	29	29.00	0.00	0.00	0.00	
RES AS	400 AS2	ANIMAL SHELTER	1	2.00	0.00	0.00	0.00	
RES AS	400 AS3	ANIMAL SHELTER	1	3.00	0.00	0.00	0.00	
RES AS	400 AS5	ANIMAL SHELTER	3	15.00	0.00	0.00	0.00	
** CATEGORY TOTAL ** AS				69.00	0.00	0.00	0.00	
RES GAR	300 301	X-GARBAGE	5	71.25	0.00	0.00	0.00	
RES GAR	300 G02	GARBAGE- 35 GAL	105	1,837.50	0.00	0.00	0.00	
RES GAR	300 G03	GARBAGE - 65 GAL	264	5,148.00	0.00	0.00	0.00	
RES GAR	300 R01	RECYCLING 65 GAL	320	0.00	0.00	0.00	0.00	
RES GAR	300 R02	RECYCLING 95 GAL	45	0.00	0.00	0.00	0.00	
** CATEGORY TOTAL ** GAR				7,056.75	0.00	0.00	0.00	
RES STW	450 ST1	STORM WATER FEE	478	1,434.00	0.00	0.00	0.00	
RES SWR	200 S01	SEWER-RESIDENTIAL	464	13,515.13	0.00	0.00	0.00	1,319,932.0000
RES SWR	200 S03	SEWER-COM, IND, GOV	1	15.39	0.00	15.39	1.08	565.0000
RES SWR	200 S04	SEWER-RES SEWER ONLY	4	140.00	0.00	0.00	0.00	
RES SWR	200 S06	SEWER - 150% RATE	1	78.45	0.00	0.00	0.00	6,717.0000
** CATEGORY TOTAL ** SWR				13,748.97	0.00	15.39	1.08	1,327,214.0000
RES WTR	100 W01	WATER	462	13,514.52	0.00	13,514.52	810.89	1,323,831.0000
RES WTR	100 W02	WATER - OUTSIDE CITY	1	78.45	0.00	78.45	4.71	6,717.0000
RES WTR	100 W03	WATER - 2ND METER	6	72.17	0.00	72.17	4.33	27.0000
** CATEGORY TOTAL ** WTR				13,665.14	0.00	13,665.14	819.93	1,330,575.0000
** CLASS TOTAL ** RES				35,973.86	0.00	13,680.53	821.01	
** GRAND TOTALS **				59,570.89	0.00	35,299.65	2,229.79	

===== REPORT TOTALS =====

==== BOOK CODE TOTALS ====

BOOK:	--CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
01-BOOK 01	2324.99	0.00	0.00	0.00	188.27	2513.26
02-BOOK 02	2503.51	0.00	0.00	60.42	120.54	2684.47
03-BOOK 03	2415.66	0.00	0.00	0.00	38.95	2454.61
04-BOOK 04	2229.62	0.00	0.00	907.06	0.00	3136.68
05-BOOK 05	968.72	8.92	0.00	0.00	0.00	977.64
06-BOOK 06	0.00	0.00	0.00	0.00	0.00	0.00
07-BOOK 07	1514.40	0.00	0.00	0.00	0.00	1514.40
08-BOOK 08	4464.22	97.00	0.00	45.95	902.71	5509.88
TOTALS	16421.12	105.92	0.00	1013.43	1250.47	18790.94

ERRORS: 000

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AIR as of 2/28/23



## Iowa Municipal Finance Officers Association

### Spring Conference Schedule April 19-21, 2023

[Attendee Registration](#) | [Athenian Dialogue Registration](#)

[Vendor Info](#) | [Vendor Registration](#)

#### Wednesday, April 19

IMFOA will again be hosting an Athenian Leadership Dialogue in conjunction with the conference. The dialogue will be held from 9:00 a.m. – 3:30 p.m. The book selection is *The Gift of Imperfection*. The dialogue will be facilitated by Marita Rhude. The dialogue is eligible for IMFOA and IIMC education credits. More information and registration at <https://go.imfoa.org/dialogue>

#### Thursday, April 20

**7:30 a.m. – Registration Desk Open**

**8:00 – 8:45 a.m. – Coffee available as long as it lasts!**

**8:12 a.m. – First Timer's Mini-Meet**

The Board invites those attending an IMFOA conference for the FIRST TIME to attend a brief orientation! This is your opportunity to meet other First Timers, receive a welcome bag, and hear about important resources to help you navigate City Government and more!

**8:45 a.m. – Welcome by President Karyl Bonjour**

**9:00 - 10:30 a.m. – Navigating GovConnectIowa**

The Iowa Department of Revenue has made changes to how cities make payments to the department. This session will cover submitting sales and use tax reports, amending a return, and navigating the website. Additionally, Iowa Department of Revenue IT Specialist 5 Chet Eginore will share tips and tricks for maximizing the website.

**10:30 -10:45 a.m. – Break**

**10:45 – 11:45 a.m. – IPERS Employers Overview**

This session, to be presented by IPERS Senior Retirement Compliance Officer Tina Bennett and Senior Retirement Benefits Officer Kim Penigar, will include

information regarding audit requirements, common audit errors, and some HR related information.

**11:45 – 12:45 p.m. – Lunch**

**12:45 – 2:15 p.m. – A to Z with the ABD**

The Iowa Alcohol Beverages Division (ABD) will present on the latest code amendments to Iowa Code Chapter 123 and how they affect local authorities. Additionally, there will be a walk-through of an application to highlight expectations for local authorities when approving alcohol retail applications. Finally, there will be a brief overview on the requirements to hold a special event that will be serving alcohol. If time allows, there will be a Q and A to wrap up the session. Presenting this session will be Nathan Bayer, Education & Outreach with Tyler Ackerson, Public Affairs and Sarah Cain, Education & Outreach also attending.

**2:15 – 2:30 p.m. – Certificate Recognition**

Those recently earning their IMFOA Clerk and/or Finance Certifications will be presented their certificates.

**2:30 – 3:00 p.m. – Break**

**3:00 – 5:00 p.m. – Give Me Some Chocolate...I'm Stressed Out!**

Nobody is immune to stress. It affects your health, personal life, and professional life. Motivational Humorist Desi Payne will give you a strategy on how to reduce and manage stress in your life. In this session, participants will learn to decrease stress personally and professionally to be more productive. You will learn the effects of stress if stress is not managed and learn a three-step strategy to reduce stress. Learn the steps to rest, repair, rebuild, rethink, and redesign your life and re-energize your brain. Receive 200 stress busters to help in your everyday life..

**5:00 – 7:00 p.m. Vendor Party**

Come see "What IMFOA has mixed up" with the vendors while we celebrate our 40-year partnership with the Holiday Inn Des Moines Airport/Conference Center. There will be a complimentary pasta station, breadsticks, chef carved silver dollar ham / turkey sandwiches, pineapple tree with veggies and fruit along with mini desserts. Many great door prizes will be served up during the evening!

**Friday, April 21**

**7:30 – 8:30 a.m. Grab-N-Go Breakfast Sandwiches/Coffee**

**8:30 – 9:30 a.m. – Legislative Update**

Staff from the Iowa League of Cities will be present to discuss the ongoing Legislative session and discuss the impacts of bills already passed that are still under consideration.

**9:30 – 9:45 a.m. – Break**

**9:45 – 11:15 a.m. – Nuts & Bolts of City Codes**

The City Codes mean all application laws, codes, rules, regulations and ordinances of the city, including, without limitation, all applicable subdivision, zoning, environmental building code or any other land use regulation or permit. Every city needs to ensure that its Code of Ordinances is up-to-date and the processes within it are followed. It is essential to keeping the city running smoothly and enhances the city's ability to provide timely and correct information to residents and businesses. Presenting this session will be Jennifer Movall with Simmering-Cory | Iowa Codification

**11:15 - 11:45 a.m. – Annual Meeting/Door Prizes**

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This is the official site of IMFOA

Conf. \$125 -  
Holiday Inn 100 - /night x 2  

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\$325