

Minutes of the special meeting of the Buffalo City Council, Iowa held on June 08, 2017 Meeting called to order by Mayor Doug Anderson, at 6:00 pm. Present Council members Dave Stickrod, Art Bartleson, Joe Buffington, Olin Meador, Sally Rodriguez, and City Clerk Tanna Leonard.

Mayor Anderson gave the floor to the Roger's to argue their case that they meet the "grandfathered" portion of the City Code relating to keeping livestock. Linda Roger's read a letter submitted from Penny Knock stating there had been animals on her grandfather's farm for the last 60 years. Jim Rogers read a petition that stated, "June 6, 2017 to Whom it May Concern: Concerning the property of 1208 Hacker Street Buffalo, Iowa, I have been aware of Livestock existing On it. I am also aware of Linda Roger's father, Fred Meyer bringing livestock to this property. There has been some kind of animals on this property ever since". The letter was signed by :

Harold McCullough
Daryl Buffington
Sparky Donahue
Richard J Abbott
Jeffery J Moore
Marry Moore
Jason Mangels
James Frank
Sheila Riley
Ron Meyer
Gage D Adams
Barb Olsen
Bernice Bloom Koeppe
Terry Ferkel
Randy Ferkel
John Bloom
Joe Sauer
four illegible signatures

Other miscellaneous letters attesting animals were on the property were submitted by:

Richard D Abbott
Ruby I McCullough
Harold McCullough
Jim Frank
Jan Carson
Chris Thornton
John Carson
Sheila Riley
Jason Mangels
Leota and Daryl Buffington

Buffalo City Code states that the lawful keeping of livestock may be continued upon property located within the city which does not meet the requirements of this chapter provided livestock was maintained thereon prior to the enactment of this chapter, and may be continued until such time as livestock is no longer kept or maintained upon such property. The burden of proving the maintenance of livestock upon a parcel of land within the city prior to the enactment of this chapter shall lie with the person claiming such prior existence. Noting in this section shall be deemed to exempt an owner of livestock within the city limits from the enforcement of nuisance or other laws

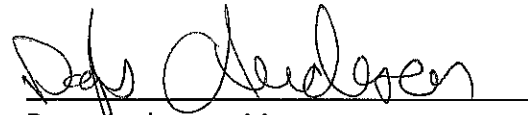
regarding the keeping of such livestock. According to Attorney Bill McCullough the homeowner's provided adequate information proving that, animals were on the property prior to the enactment of this code and have remained on the property.

Motion by Bartleson to accept the advice of legal counsel and deem Jim and Linda Rogers property at 1208 Hacker Street as "grandfathered" for livestock per Buffalo City Code. Seconded by Meador and carried unanimously.

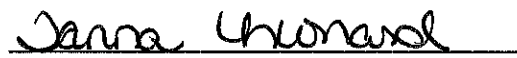
Waste Contract

Clerk discussed with Council the service issues that the City has been dealing with for the last 6 weeks. Members expressed concern with renewing the contract pending the service issues. Clerk noted that after forwarding messages to supervisors and others she has seen significant effort in changing the service issues. Members discussed possibly only extending on a monthly basis until service is satisfactory. Members also discussed adding a penalty to the contract for misses. There was also discussion about the fees that are charged and the possibility of adding a "snow bird" clause to the billing.

Motion by Meador to adjourn the meeting at 6:28. Seconded by Stickrod and carried unanimously.



Doug Anderson, Mayor



Attest: Tanna Leonard, City Clerk

COPY OF NOTICE
EXHIBIT "A"

AFFIDAVIT OF PUBLICATION

STATE OF IOWA }
SCOTT COUNTY, } SS.

The undersigned, being first duly sworn, on oath does say that he/she is an authorized employee of THE QUAD-CITY TIMES, morning edition, a daily newspaper printed and published by Lee Enterprises, Incorporated, in the City of Davenport, Scott County, Iowa, and that a notice, a printed copy of which is hereto annexed as Exhibit "A" and made a part of this affidavit, was published in said THE QUAD-CITY TIMES, on the following dates:

6/22

The affiant further deposes and says that all of the facts set forth in the foregoing affidavit are true as he/she verily believes.

William W. [Signature]

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Subscribed and sworn to before me by said affiant this 22 day of June 2017

STEPHEN H. THOR
Commission Number 168838
My Commission Expires 3-24-18

Notary Public in and for Scott County, Iowa

MINUTES of the special meeting of the Buffalo City Council, Iowa, held on June 08, 2017. Being called to order by Mayor Anderson, at 6:00 p.m. Present Council members: Dave Stokrod, Art Baskin, Sally Joe, Burlington, Ohn Meador, Leen Rodriquez, and City Clerk Tanna Leen. Mayor Anderson gave the floor to the Mayor's to argue their case that they meet the grandfathered portion of the City Code relating to keeping livestock. Linda Rogers read a letter submitted from Penny Kneek feeding her farm for the animals on her grandfather's and a petition last 80 years old, Rogers and a petition that stated: June 6, 2017 to whom it has stated: June 6, 2017 to whom I have 1208 Hacker Street, Bock, Iowa. I have been aware of livestock, Hoger's father, and also aware of Linda Hoger's father, Fred Meyer's grandfather, some kind of property. There has never been any kind of animals on this property ever since. The letter was signed by: Davi, Burlington, Harold McCullough, About, Jerry, Spary, Doreen, Mary Moore, Jason, Manley, J. Moore, Frank, Shalea, Riley, Ron Meyer, George, Adams, Barb Olsen, Barbra, Jason, George, Terry, Ferrel, Randy, Mike, Jason, Bloom, Joe, Sauer, Felina, and signatures. Other individuals letters annexing and containing the property were submitted. The affidavits were submitted by: D. Abbott, Rudy, A. McCullough, Harold, McCullough, Jim Frank, Lane, Carls, Jason, Christine, Thomson, John Carson, Sheila, Riley, Jason, Marnis, Leora, and Davi. Burlington. Burlington City Code states that the lawful keeping of livestock may be continued upon property located within the city limits, provided the requirements of this chapter are met. The requirements of this chapter and may be continued on such time as livestock is no longer held or maintained upon such property. The burden of proving the maintenance of the city stock upon a parcel of land within the city limits shall be on the owner of such

The emails were withdrawn. The evidence as to which I remain confident that the affidavits were submitted.