

In the Middle

AUGUST 2023 NEWSLETTER



City Council Meeting
August 8th, August
22nd, September
13th

6:00pm
Peosta NICC Dubuque
County Library

Superhero Run
Saturday, August
26th

1/2 Mile Fun Run: 9am
2 Mile Run: 9:15am

Peosta Days
Saturday, August
26th

See Peosta Days
Facebook Page for
more Information.

Fall Garage Sales
September 21-23
[Information](#)

Mayors Message

“Education is the most powerful weapon which you can use to change the world.” — Nelson Mandela

As we enter into the last few months of summer, I thought a little discussion of what next summer may look like!

The city is currently working on a master plan to connect the city with proposed multi-use trails and sidewalks. The kickoff project is the Kelly Oaks, with the clearing of the trees. The project is underway with clearing trees for the parking area and rentable pavilion that will have indoor amenities (electricity, seating and hopefully refrigeration), with additional seating outdoors for those who just want to sit and enjoy the beauty of Kelly Oaks, or watch children play on the new playground equipment. There will also be a hard-surface trail that will meander around the park. The next phase will be to have a multi-use trail will exit from the park on the west side going by Seton Catholic School, crossing over at the intersection of Cox Springs Road and Burds Road, and continuing up Cox Springs Road to connect with Ulyana Drive. As the years progress more multiuse trails and sidewalks will be added to connect the entire city of Peosta. Additionally, an ordinance was passed in October of 2021 to require all new development to incorporate sidewalks as development progresses throughout the city. The Parks Committee has been working on this project and we have now launched the first stage and will soon go live with a separate web page on our city website! The Committee meets the 4th Tuesday of each month at 6:00 p.m. at the Peosta Community Center. Any questions of the committee can be directed to Stacey Bauer, Parks Executive Director, or council members Gerry Hess and Justin Lau who sit on the committee.

School will be starting soon – sorry kids, congrats parents! This is a reminder to be extra careful out on the roads as the kids will be excitedly heading to and from school and possibly distracted from what is going on around them. PLEASE keep your eyes peeled and lower your speed!

In case you haven't heard the Peosta Days celebration is August 26th. The theme this year is Superheroes. So, dress as your favorite Superman, Batgirl or Black Panther and get out and celebrate Peosta! Parade is at 3:30, Amusements and inflatables from 4:30pm – 9:00pm, Cow Pie Bingo – hope you got your cowpie deed – drops at 4:30pm until 8:00pm, a surprise contest at 6:30pm, eating contest at 7:30pm, golf ball toss at 8:30pm with fireworks at dusk. Make sure to get over and sink our City Councilman John Kraft in the dunk tank!

Peosta is truly the Middle of Everywhere and always a hub of activity!

City of Peosta Government 101

Series of articles to educate and inform the citizen and businesses of Peosta

Ordinances and Resolutions

An ordinance is generally used to designate a local law of a municipal corporation, duly enacted by our council that prescribe general, uniform, and permanent rules of conduct, relating to the corporate affairs of the City of Peosta. An ordinance, a local law, or a regulation enacted by a city council or other similar body under powers delegated to it by the state is legislative in nature by its own definition.

A local ordinance is a municipal legislative enactment. An ordinance passed in pursuance of express legislative authority is a law and has the same effect as a local law, and it may prevail over a general law upon the same subject. Therefore, an ordinance is equal to a municipal statute, and it governs matters not already covered by federal or state law.

However, ordinances that directly or indirectly permit acts or occupations which the state statutes prohibit, or to prohibit acts permitted by statute or constitution, then the validity of ordinances will be null and void.

It is to be noted that a municipal ordinance differs from a resolution. They are two significantly distinct government actions. The term "ordinance" means something more than a mere verbal motion or resolution. It must be carried out with the formalities, solemnities, and characteristics of an ordinance, as distinguished from a simple motion or resolution.

Also, it is important to understand that an ordinance is a "living document" that has the capacity to change over time, as the city grows, or new legislation is enacted at the state level. So, if it seems like you have seen a certain ordinance on the agenda one week, and the same one appears a few months later, that simply means that there has been a change, or need for a change.

Now, what is a resolution? A resolution includes all actions of our municipal body other than ordinances. A resolution deals with matters of a special or temporary nature and an ordinance prescribes some permanent rule of conduct or government to continue in force until the ordinance is repealed. An ordinance is a legislative act, and a resolution is an expression of opinion or mind or policy concerning some item of business coming within the legislative body's official cognizance. It's noteworthy to add that an ordinance can be repealed only by another ordinance and not by resolution.

Generally, the adoption of documents outside of an ordinance or regulation through the principle of incorporation by reference is valid if such document is sufficiently identified and is made a part of the public record. However, the principle of incorporation by reference applies only in the absence of a statutory or charter provision to the contrary. Similarly, an ordinance cannot at the same time establish a paper as a public record and incorporate it by reference as a previously established public record.

Peosta uses resolutions for almost every action taken at our council meetings. We use the resolutions to approve plans and specifications, approve of contractual payments, adopting policy and procedures. It is not uncommon for us to end the fiscal year with 80-100 resolutions being past!

In closing, municipalities have general powers, subject to other provisions of law to enforce ordinances and to prescribe penalties for violations. In some jurisdictions, the violation of an ordinance is punished with fine or imprisonment or both. In Peosta, the fine or penalty amount varies from \$45-\$750 per day, per violation. However, a municipality has no power to punish a violation of its ordinances unless the ordinance involved forbids the specific activity alleged. Hopefully your still awake.

Please reach out with a topic that is of interest, and I will do my best to cover it in future articles. I can be reached at 563-556-8755, or just drop me a line at aernst@cityofpeosta.org.

Sincerely,

Annette Ernst, ICMA-CM
City Administrator

Peosta City Council Election Information

The City of Peosta will have two Council positions on the ballot for the November 2023 elections. Candidates for election to city offices must be eligible electors of the city at the time of election. An eligible elector is a person who is 18 years of age, a resident of the city, United States citizen and has no felony convictions or rights have been restored. Candidates seeking election can get additional information and pick up nomination paperwork and Affidavit of Candidacy papers at City Hall.

Paperwork for filing will be accepted by City Clerk no earlier than Monday, August 28th and no later than Thursday, September 21 at 5 p.m. No documentation will be accepted before or after these dates.

Below are other important dates:

Monday, August 28
Thursday, September 21
Tuesday, September 26
Wednesday, October 18
Election
Monday, October 23
Monday, November 6
Tuesday, November 7

Candidate Filing Begins
Candidate Filing Deadline
Withdrawal and Objection Deadline
First Day for Absentee Voting for Regular City/School
Voter Pre-Registration Deadline
Last Day for Absentee Voting In-Person
Election Day 7 a.m.– 8 p.m.

If you have additional questions, please visit City Hall or call us at 563-556-8755.

Thank you,

Marcie Winkelman
City Clerk

Peosta Police Department News Road Closures



SUPERHERO RUN 1/2 MILE
Saturday, August 26th
9:00am



SUPERHERO RUN 2 MILE
Saturday, August 26TH
9:15am

All Times are approximate. We appreciate everyone's patience and understanding to keep our participants and community safe during these events.

Police Chief

Mike Comer

Run starts at 9am and will finish estimated 10:30am. Expect delays/road closers on Burds Road from Peosta St to Walnut Ridge. If residents in the area need to leave/get to residence take Kalb Ridge St to Burds and travel west toward NICC DR or Peosta St, or to Walnut Ridge to Burds Rd toward the east to Cox Springs. When traveling in this area during the run please travel at low speeds and prepare to stop for runners/walkers in the area.



Parade Road Closures

Lineup starts on Kapp Drive down starting at 2:30pm.
Parade: 3:30pm-4:30pm (approximately)

No Parking on Bryn Drive during Parade



WELCOME
SUPER
ALL-HEROES

PEOSTA
COMMUNITY CENTRE

1/2 Mile Fun Run: 9am
2 Mile Run: 9:15am
AUG 26TH

SUPERHERO RUN

-\$5 for the 1/2 mile fun run, \$10 for the 2 mile run.
-Dress as your favorite superhero!
-Superhero masks will be available for those without a costume.

REGISTRATION AVAILABLE AT
www.cityofpeosta.org
or in person at the PCC

Made with PosterMyWall.com

-New routes for both races!
-Please register by August 16th.
-There will not be race t-shirts this year.

Saturday, August 26th

**16th
Annual**

Peosta Community Days

2:30 pm
3:30-4:30 p.m.
4:30- 9:00 p.m.
4:30- 8:00 p.m.
6:30 p.m.
7:30 p.m.
8:30 p.m.
Dusk

Parade Lineup
Parade
Amusements
Cow Pie Bingo
Surprise Contest
Eating Contest
Golf Ball Toss
Fireworks

**Calling All
Superheros!**



Visit the Peosta Days Facebook Page for more Details.

City of Peosta FALL GARAGE SALES



All submissions must be received by September 8th to be included in the City-Wide listing.

[Online Sign Up Form](#)



**Dubuque County
Library
PEOSTA / NICC
BRANCH**

8342 NICC Drive
Peosta, IA 52068
Phone | 563-556-5110
ext.2224
Email | library@dubcolib.lib.ia.us

PROGRAMS FOR KIDS & FAMILIES

Computer Basics Week 1 - Your Device! Touchscreens, Mice & More!

Thursday, August 17 @ 3:00 pm - 4:00 pm
Tired of fighting with your smartphone or laptop?
Frustrated by all the spam emails? Join us for one (or all)
of these very basic, interactive computer classes.
Registration Recommended.

Computer Basics Week 2 - Email

Thursday, August 24 @ 3:00 pm - 4:00 pm
Tired of fighting with your smartphone or laptop?
Frustrated by all the spam emails? Join us for one (or all)
of these very basic, interactive computer classes.
Registration Recommended

Computer Basics Week 3 - Microsoft Office

Thursday, August 31 @ 3:00 pm - 4:00 pm
Tired of fighting with your smartphone or laptop?
Frustrated by all the spam emails? Join us for one (or all)
of these very basic, interactive computer classes.
Registration Recommended

Go Wild

Wednesdays, August 9 & 16th @ 9:00 am - 9:30 am
We'll use stories and fun to help young children make
their voices heard!

Duct Tape School Supplies

Wednesday, August 9 @ 5:30 pm - 6:30 pm
Join Jenn to try your hand at duct tape pencil holders,
locker décor, and more! For teens in grades 6th - 12th.

Kids Back to School Crafting

Wednesday, August 16 @ 1:00 pm - 2:00 pm
Get ready for school with some crafts, such as locker art,

personalized pencil holder, & more!
Craft Club
Wednesday, August 16 @ 6:30 pm - 7:30 pm

(563) 556-8755

[City of Peosta Website](#)



City of Peosta | 7896 Burds Road, P.O. Box 65, Peosta, IA 52068

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