

TITLE 2 ADMINISTRATION AND PERSONNEL

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CHAPTER 2.70. SIOUX CITY PARKING AND SKYWALK SYSTEM BOARD OF TRUSTEES

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2.70.010 Board Created.

There is hereby created a parking and skywalk system board of trustees, consisting of seven members, six of which shall be appointed by the city council and one of which shall be appointed by the city manager. Four members shall be appointed from among those persons whose property or leasehold is traversed by or directly connected to the skywalk system; one member shall be appointed from among other property owners of the city who have no private property interest in the skywalk system, with preference being given to a downtown business impacted by on-street parking; one member shall be appointed from the Downtown Partners organization; and one member representing city staff, shall be appointed by the city manager, who shall be secretary to the board. If a Downtown Partners member is unavailable that position shall be filled by a resident of the city who has no private property interest in the skywalk system, with preference being given to a downtown business impacted by on-street parking. A vacancy in the membership of the board shall be filled by the original appointing authority for the remainder of the vacated term.

(Ord. 2009-0486; 96/U-4302)

2.70.020 Removal from Office.

Any member of the board may be removed by the city council at any time. The city manager may remove his appointee at any time

(Ord. 2011-0080; 2009-0486; 2000-9416; 96/U-4302)

2.70.030 Board-Organization and Meetings.

1. Each January the board shall elect from its membership a president and vice-president. The president shall preside over the meetings of the board and shall be the chief executive officer of the board. The vice-president shall perform the duties of the president during the absence or disability of the president.
2. The board shall meet at least once monthly. Meetings of the board may also be had upon the call of the president or upon the written request of at least two members of the board. All meetings shall be conducted in accordance with the provisions of [Chapter 28A](#) of the Code of Iowa.
3. A quorum of the board necessary for the conduct of a meeting shall be four members. The concurring vote of at least four members of the board shall be necessary to effect any decision of the board.
4. Detailed minutes shall be kept of board meetings and an executed copy of said minutes shall be kept on file in the city clerk's office. The records and minutes of the board shall be subject to [Chapter 68A](#) of the Code of Iowa.
5. The board shall adopt rules and regulations for the organization of the board and the conduct of its meetings, and shall adopt such further rules and regulations as the code may require. An executed copy of all such rules and regulations shall be kept on file with the city clerk's office.

(Ord. 2009-0486; 96/U-4302)

2.70.040 Powers of the Board.

The board shall have the following powers related to administration of the skywalk system:

1. To provide for the operation, maintenance and repair of those portions of the skywalk system outside the primary operational control of a private property interest. Portions of the skywalk system within the primary operational control of a private property interest include those portions of the skywalk system in which the city's interest consists solely of an easement for public pedestrian travel;
2. To establish, through rules and regulations, minimum standards for the operation, maintenance and repair of the skywalk system;
3. To select, subject to the following limitations, such employees as shall be necessary to operate and maintain the skywalk system:
 - a. Selection of such employees shall be consistent with the Civil Service laws of the state of Iowa and the authorized positions in the budget approved by the city council,
 - b. Such employees shall be employees of the city and their selection, appointment, employment, wages and benefits governed by the city's policies and procedures for personnel administration, and the board shall utilize the services of the city personnel office in all employment matters, including labor negotiations,
 - c. The board may utilize employees from other departments of the city upon the approval of the city manager,
 - d. The board may enter into contracts with other parties to provide services;
4. To establish, through rules and regulations, the design standards for the skywalk logo, skywalk maps and route directories, skywalk directional signs and skywalk building identification signs;

5. To approve all contracts not in excess of five thousand dollars. All contracts in excess of five thousand dollars shall be subject to the approval of the city council. All purchases shall be made through and in accordance with city resolutions and regulations governing the operation of the purchasing department of the city;
6. To establish and regulate, through rules and regulations, advertising, activities and events held within the skywalk system. To promote and initiate activities and events within the skywalk system;
7. To establish the hours of operation of the skywalk system or any portion thereof;
8. To have control over the revenue and municipal funds allotted the board for the maintenance, operation and repair of the skywalk system in strict accordance with the line item budget approved by the city council and further, in strict compliance with the other provisions of this code;
9. To authorize such variances as will not be contrary to the spirit of this code, the public safety and welfare, and substantial justice. Variances may be authorized only in accordance with the conditions enumerated in this code;
10. To approve the erection of sculpture, plantings, or supports for public announcements or art work or other amenities in any part of a nodal area on a public easement, the dimensions of which exceed the minimum skywalk corridor dimensions;
11. To establish, through rules and regulations not inconsistent with the provisions of this code, minimum standards and specifications for the construction of the skywalk system, except for the structural design of skywalk bridges and corridors, the standards and specifications over which the city council shall retain control;
12. Upon the adoption of rules and regulations governing same, the board may delegate authority to issue permits authorized in this code;
13. To provide for determination of the amounts due from private property interests for operational costs of the skyway system, pursuant to the provisions of this code, and to collect said amounts due;
14. To identify those operations of private property interests which, because of the nature of the operation of their business, cause, either directly or indirectly, operational, maintenance and repair costs to the skywalk system in excess of normal costs. Such excess costs shall not be based upon the flow of pedestrian traffic into or out of said business, but shall be based upon the increase in trash, rubbish, paper and refuse deposited or discarded in the skywalk system as a result of the operation of said business. The board may charge such private property interest for such additional costs in addition to the normal proration of costs provided in Section 17.36.060, subsections 4 and 6. Such additional costs shall be collected in the manner provided in Section 17.36.060 subsections 4 and 6;
15. To issue permits to individuals and groups to allow, with or without conditions, activities and events to be conducted within the skywalk system.

The aforementioned powers are intended to apply to administration of the skywalk system. When the board is reviewing parking procedures, the board's power is limited to that of an advisory body unless an additional power is authorized by another section of the code.

(Ord. 2009-0486; 96/U-4302)

2.70.050 Duties of the Board.

It shall be the duty of the board to:

1. Deposit all funds received with the city treasurer who shall credit same to the skywalk system fund. The board shall make all disbursements utilizing the claim and warrant procedures of the city;
2. Prepare and submit an annual report to the city council in December of each year;
3. Prepare and submit an annual budget to the city council for approval in accordance with normal city procedure. The approved budget shall be the working document for administration of the skywalk system;
4. Utilize the various departments and staff of the city for auxiliary services unless otherwise authorized by the city manager.
5. Perform such other duties as required or allowed by law including those specifically set forth in [Chapter 17.36](#) of this Code.
6. The board shall prepare recommendations and submit them to the city council on improving the operation and maintenance of the city's off-street and on-street parking facilities.

(Ord. 2009-0486; 96/U-4302)

2.70.060 Repealed by 2009-0486

2.70.070 Repealed by 2009-0486
