

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA
DATE OF MEETING: SEPTEMBER 21, 2020
TIME AND PLACE OF MEETING: 7:00 P.M. CITY HALL, 130 N PARK PLACE

PUBLIC NOTICE IS HEREBY GIVEN THAT THE ABOVE MENTIONED GOVERNMENTAL BODY WILL MEET AT THE DATE, TIME AND PLACE SET OUT ABOVE. THE TENTATIVE AGENDA FOR SAID MEETING IS AS FOLLOWS:

ROLL CALL: BRENNON, McCARVILLE, FORTUNE, BOUSKA, CARMAN

ACT ON THE CONSENT AGENDA: All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time council votes on the motion.

1. Approval of the Agenda
2. Approval of the Claims
3. Approval of Minutes from September 9, 2020
4. Approval of Parade Permit for Portions of Schroder Drive, 3rd Ave East, and North Elm Street for the Homecoming Parade on September 25, 2020

STAFF REPORTS: There may be action taken on each of the items listed below.

1. Public Works
2. Police
3. Administration
4. Committee Updates

BUSINESS: There may be action taken on each of the items listed below.

1. Elizabeth Thyer, CPA of Gardiner + Company to Present the Audit Report for the City of Cresco for Fiscal Year Ended June 30, 2020
2. Third Reading of the Summary of Proposed Ordinance No. 486 Amending the Code of Ordinances of the City of Cresco, Iowa, by Amending Provisions Pertaining to Fireworks
3. Approval of Ordinance No. 486 Pertaining to Fireworks
4. Set Public Hearing for Proposed Ordinance No. 487 Amending the Code of Ordinances of the City of Cresco, Iowa, by Amending Provisions Pertaining to Engine Brakes and Compression Brakes: Prohibited Noises
5. First Reading of Proposed Ordinance No. 487 Amending the Code of Ordinances of the City of Cresco, Iowa, by Amending Provisions Pertaining to Engine Brakes and Compression Brakes: Prohibited Noises
6. Set Public Hearing for Budget Amendment #1 for Fiscal Year Ending June 30, 2021
7. Discuss Issues Regarding COVID-19 Pandemic

COMMENTS FROM AUDIENCE:

ADJOURN:

THIS NOTICE IS GIVEN AT THE DIRECTION OF THE MAYOR PURSUANT TO CHAPTER 21, CODE OF IOWA AND THE LOCAL RULES OF SAID GOVERNMENTAL BODY. POSTED SEPTEMBER 18, 2020.

Mayor Bohle called the Cresco City Council meeting to order on September 9, 2020, at 7:00 pm. Council Members Brenno, Fortune, Bouska, and Carman were present. Council Member McCarville was absent.

Mayor Bohle read a letter from Council Member McCarville stating that he needed to resign from the Council effective August 27, 2020 due to health issues.

Carman made the motion to approve the consent agenda which included approval of the agenda; claims; minutes of the August 17th meeting and August 25th special meeting with the Board of Adjustments; Class C Liquor License (LC) (commercial) with outdoor service and Sunday sales to Barbara E. Holstrom d/b/a The Pub; street closing for portions of North Elm Street and Second Avenue West for Norman Borlaug Harvest Fest (downtown sales/vendors & outdoor movie) on September 19, 2020; Special Class C Liquor License (BW) (beer/wine) with outdoor service to Atomic Pizza Pub LLC d/b/a Atomic Pizza Pub (expanded outdoor Beer Garden for September 19, 2020); street closing for portion of Second Avenue West for the Cresco Theatre Smokey & the Bandit Show & Shine (Car Cruise) on September 26, 2020. Brenno seconded and it passed all ayes.

Public Works Director Freidhof reported: (a) chip sealing is done for the year and are now sweeping up the chips and getting equipment ready for winter; (b) Water Department is finished with patching and valve work, will start replacing hydrants; (c) we had issues at some lift stations and the WWTP due to the heavy rain last week. A pump failed at one of the lift stations so that will need to be replaced; (d) the application for the tree grant is due November 1st. We will apply but priority will probably be given to victims of the Derecho.

Police Chief Ruroden submitted the monthly police report. He reported the officers are doing trainings and participated in a STEP program over the holiday weekend.

City Clerk Girolamo reported: (a) Teresa and I will be attending webinars September 16-18 for the Iowa League of Cities virtual conference; (b) attending webinars and submitting reimbursement applications with FEMA and the State of Iowa; (c) Regional Health Services will do a drive-thru flu clinic on September 22nd and October 12th in the Kessel Lodge parking lot; (d) Black Hills Energy offers pipeline awareness meetings for emergency responders and public officials; (e) working on the Annual Urban Renewal Report.

Brenno reported the Park Board met. Since there were no quotes received for the East Park Bleacher Project, an estimate from A&J Construction was approved for the concrete portion of \$22,330 and work will be done this fall. The roof portion will be about \$26,000 but may not be done until next year. Pledges have been received for about \$20,000 for this project. All grade school football programs went to Flag Football this year instead of tackle. Participation in football and volleyball is way down. The Northeast Iowa Swim Team will start using the pool.

Mayor Bohle opened the public hearing for proposed Ordinance No. 486 to amend the Code of Ordinances of the City of Cresco, Iowa, by amending provisions pertaining to Fireworks. There were no oral or written comments and the public hearing was closed. Mayor Bohle performed the second reading of the summary of proposed Ordinance No. 486. Carman made the motion to approve the second reading. Bouska seconded and it passed all ayes.

Bouska made the motion to deny the request for sewer adjustment for water not entering the sanitary sewer system from CIA Insurance. The decision was based on denial of prior requests where customers forgot to shut off the water after watering their lawn. Carman seconded and it passed all ayes.

A request was received to install "No Jake-Braking" signs on Highway 9. Since that is a State Highway, the Iowa DOT will install the signs but only if the City approves a new ordinance to disallow Jake-Braking within city limits. Carman made the motion to proceed with an ordinance to disallow Jake-Braking. Brenno seconded and it passed all ayes.

Bouska made the motion to approve a resolution accepting the Annual Financial Report of the City of Cresco, Iowa for the fiscal year 2019-2020 and directing the City Clerk to file the report with the Iowa Auditor of State. Fortune seconded and it passed all ayes.

Carman made the motion to approve the resolution approving and adopting the City Street Financial Report of the City of Cresco, Iowa for the fiscal year 2019-2020 and directing the City Clerk to file the report with the Iowa Department of Transportation. Fortune seconded and it passed all ayes.

Bouska made the motion to write off \$84.73 utility bill for an estate as uncollectible. Fortune seconded and it passed all ayes.

A letter from Aaron Wemark was discussed requesting the deadline in the Development Agreement to build a house at 218 5th Avenue East be extended to February 1, 2020. Brenno made the motion to extend the deadline and charge \$889 which is an estimated 50% of lost property taxes. Fortune seconded and it passed all ayes.

Police Chief Ruroden presented a proposal from Lexipol Solutions for a customized policy management, update, and training solution for the Cresco Police Department. The current policies and procedures were originally done about 18 years ago. Bouska made the motion to approve the contract pro-rated for this fiscal year for \$2,834.33. Brenno seconded and it passed all ayes.

Following the last RAGBRAI, remaining funds were put into a 3-year CD which matures September 15th. Bouska made a motion to commit the balance for a future RAGBRAI celebration and to invest it in another 3-year CD. Carman seconded and it passed all ayes.

Council Member Bouska presented the City of Cresco Energy Review. In 2016 the City received a grant, giving us the services of an Energy Efficiency Engineer for a year. The Council adopted the City's Energy & Sustainability Goals. Since then the City has made several energy upgrades especially in LED lights and air conditioner replacements. Solar Energy has saved the City approximately \$10,000 per year. The City needs to use life-cycle cost comparisons when replacing a/c units, heat-pumps, and furnaces. The Fitness Center also needs to consider installing a demand controller.

Procedures for filling a council member vacancy was discussed. The Council can decide whether to fill the vacancy by making an appointment or having a special election. A special election would cost about \$2,000. A Notice of Intent must be published for an appointment and the term would expire at the next City election in November 2021. Fortune made the motion to publish a Notice of Intent for filling the vacancy by appointment at the regular Council meeting October 5, 2020 at 7 pm. Brenno seconded and it passed all ayes. Interested persons can apply at City Hall. The public has the right to file a petition within 14 days of the appointment and require a special election.

Bouska made the motion to approve a resolution establishing a fund within the City's accounts - Fund #322 Scene Shop Project and authorizing transfer of funds. Carman seconded and it passed all ayes.

Carman made the motion to approve the demolition of the Scene Shop and approve the quote from Mehmert. Bouska seconded and it passed all ayes.

Bouska made the motion to approve a resolution authorizing the Mayor to enter into an agreement for facility use with Howard County Public Health Department for the Kessel Lodge. Brenno seconded and it passed all ayes.

The Library is the only city building not open to the public. They will allow patrons to make appointments to use the computers and browse for books.

Mayor Bohle asked for comments from the audience. Library Director Kay discussed concrete work that needs to be done on the south side of the Library.

Jason Passmore reported a masked and socially distanced Norman Borlaug Fest will be held September 19-20. It will mainly be downtown with vendors, cook-outs, free outdoor movie "Remember the Titans" as well as a tractor pull at the fairgrounds and other events including a curbside breakfast by Kiwanis at the Heritage Event Center. A ribbon cutting was held at Prime Management and Development in their newly remodeled building. The Chamber and Fitness will do the Trunk-or-Treat for Halloween.

Carman moved to adjourn at 7:53 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be September 21, 2020, at 7:00 pm at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Following is a list of claims approved for payment:

| | | |
|-------------------|----------|------------|
| AHLERS&COONEY | Legal | 122.50 |
| ALLIANT | Elect | 12,958.31 |
| BAKKEN,TOM | DepAp | 80.00 |
| BITUMINOUS | Oil | 28,437.33 |
| BLACK HILLS | NatGas | 625.24 |
| BOB'S ELEC | Srvc | 152.37 |
| BODENSTEINER | Srvc | 802.10 |
| BORTER,PHILIP | DepRef | 80.00 |
| BRUENING | Chips | 2,177.76 |
| CAMPSITE | LP | 255.02 |
| CARRICO | Chems | 575.00 |
| CITY LAUNDERING | Srvc | 850.28 |
| CITY OF CRESCO | Util | 1,476.98 |
| CR TPD | Notices | 379.12 |
| CR BOOSTER CLUB | Ad | 50.00 |
| CROELL | Concr | 1,282.50 |
| CULLIGAN | Srvc | 143.39 |
| DALCO | Supp | 526.42 |
| DC COMM | Phone | 20.60 |
| DELUXE ECHOSTAR | Movie | 160.00 |
| ELECTRIC PUMP | Srvc | 3,225.52 |
| FARMERS WINN | Chems | 145.25 |
| FIRE SRVC | Trng | 50.00 |
| GILLETTE PEPSI | Conces | 576.78 |
| GOSCH'S | Srvc | 505.00 |
| GRUBE LAWN | Parts | 6.92 |
| HANSON TIRE | Srvc | 771.15 |
| HAWKINS | Chems | 1,493.26 |
| HOW CO EXT | Trng | 35.00 |
| HC HISTORICAL | Tourism | 1,320.00 |
| IA DOT | Oil | 1,220.00 |
| IA ONE CALL | OneCalls | 48.60 |
| JD FIN | Supp | 772.52 |
| JOHNSON,,JOSIE | Ref | 21.26 |
| KEYSTONE LAB | Analys | 2,173.95 |
| KWIK TRIP | Gas | 3,405.88 |
| LIONSGATE | Movie | 150.00 |
| MEHMERT TILING | Srvc | 381.00 |
| MIDWEST PIPE | Supp | 1,257.53 |
| MK SRVC | Supp | 73.80 |
| NE IA MOTORS | Srvc | 160.68 |
| NC LAB | Supp | 322.42 |
| NOSBISCH,MIKE | Ref | 13.28 |
| PARAMOUNT | Movie | 100.00 |
| PAYROLL | | 144,851.14 |
| PECHT,KELLY | DepRef | 80.00 |
| POSTMASTER | Postage | 400.81 |
| PRINCIPAL LIFE | Ins | 103.41 |
| SAMUELSON,ANTHONY | DepRef | 80.00 |
| SANDRY FIRE | Supp | 1,226.55 |
| SIGNS&DESIGNS | Signs | 89.00 |
| SKYLINE CONST | Srvc | 2,024.42 |
| SOLAR PRO | Solar | 5,543.88 |

| | | |
|----------------------|----------|------------|
| SONY | Movie | 100.00 |
| SOTO,ULISES | DepRef | 80.00 |
| SQUARE | CCfees | 5.23 |
| STOREY KEN | Supp | 17.89 |
| TASC | Fees | 238.56 |
| TREAS, IA | Taxes | 9,573.00 |
| UPPER EXP RPC | Fees | 747.56 |
| USA BLUE BOOK | Supp | 146.77 |
| VERIZON | Wireless | 142.89 |
| VISA | Supp | 411.70 |
| WALTON,TIMOTHY | Srvc | 2,300.00 |
| WHKS | Engr | 869.76 |
| WINDSTREAM | Phone | 692.44 |
| WILSON,MIKE | Movie | 300.00 |
| GENERAL | | 116,227.51 |
| HOTEL/MOTEL | | 1,320.00 |
| FIRE STATION BLDG | | 334.76 |
| CR COMM FIRE | | 1,834.16 |
| ROAD USE | | 59,655.79 |
| EMPLOYEE BENE | | 257.71 |
| REHAB HOUSE | | 816.07 |
| WATER | | 25,721.32 |
| WATER DEP | | 400.00 |
| SEWER OP | | 31,993.66 |
| CAP IMPR | | 20.04 |
| YARDWASTE | | 828.71 |
| EXPENDITURES | | 239,409.73 |
| Revenues 8/18-9/9/20 | | 195,426.99 |

STREET CLOSING/PARADE PERMIT

Application Date: 9/17/20 Name: CATS - HOMEcoming PARADE - CITRUS TROUPE

Mail to Address: 1000 SCHROEDER DR. GRESKO IA 52136

Phone Number: 563-547-2764

List Streets to Close or Parade Route: HIGH SCHOOL - SCHROEDER DR

3RD AVE E. TO ELM

ELM ST FROM 3RD AVE TO 1ST AVE

Reason for Closure: HOMEcoming PARADE

Event Date: 9/25/20 Time: (from) 2:15 ^(2:30 START) (to) 3:15

Signature of Applicant: [Signature]

INCLUDE A MAP MARKING THE STREET OR STREETS YOU WISH TO HAVE CLOSED AND THE INDEMNITY AND HOLD HARMLESS AGREEMENT

PARADE REGULATIONS ARE LISTED BELOW.

60.08 PARADES REGULATED. No person shall conduct or cause any parade on any street except as provided herein:

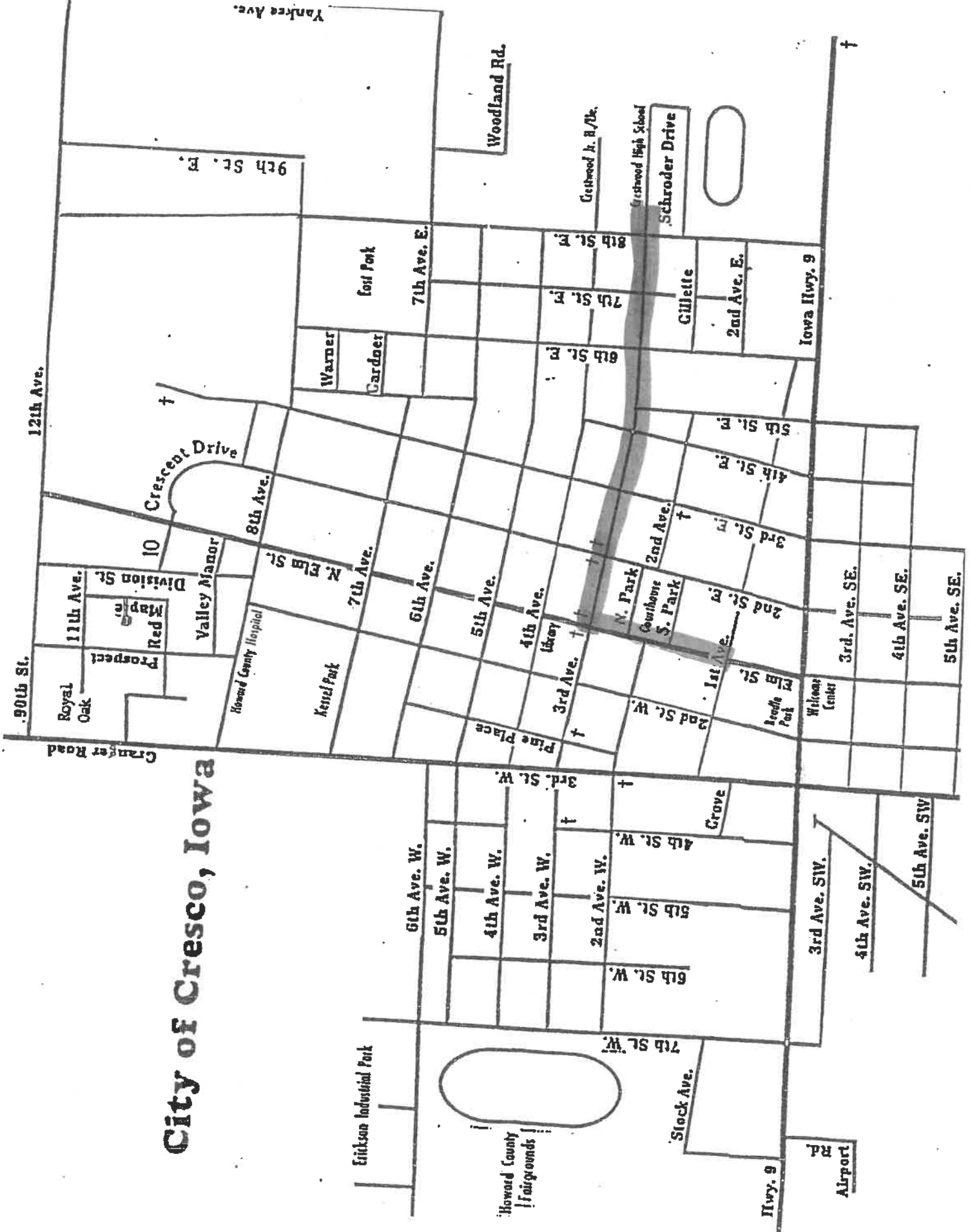
1. "Parade" Defined. "Parade" means any march or procession of persons or vehicles organized for marching or moving on the streets in an organized fashion or manner or any march or procession of persons or vehicles represented or advertised to the public as a parade.
2. Permit Required. No parade shall be conducted without first obtaining a written permit from the City Council. Such permit shall state the time and date for the parade to be held and the streets or general route therefor. Such written permit granted to the person organizing or sponsoring the parade shall be permission for all participants therein to parade when such participants have been invited by the permittee to participate therein. No fee shall be required for such permit. Permit forms are available at City Hall.
3. Parade Not a Street Obstruction. Any parade for which a permit has been issued as herein required, and the persons lawfully participating therein, shall not be deemed an obstruction of the streets notwithstanding the provisions of any other ordinance to the contrary.
4. Control by Police and Firefighters. Persons participating in any parade shall at all times be subject to the lawful orders and directions in the performance of their duties of law enforcement personnel and members of the Fire Department.

City Council
Date Approved: _____

Signature: _____

CC: Ambulance____, Police Dept.____, Fire Dept.____, Street Dept.____

City of Cresco, Iowa



SUMMARY OF ORDINANCE NO. 486

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE
CITY OF CRESCO, IOWA, BY AMENDING
PROVISIONS PERTAINING TO FIREWORKS

Below is a summary of ORDINANCE 486. A full copy of said Ordinance may be obtained between 8 am and 4:30 pm weekdays at City Hall, 130 North Park Place, Cresco, IA 52136 or on the City's website at www.cityofcresco.com.

SECTION 1. Chapter 41, Section 13, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and this Section is adopted in lieu thereof:

41.13 FIREWORKS. The sale, use and exploding of fireworks within the City are subject to the following:

1. **Definition.** Consumer Fireworks shall have the same meanings as defined in Iowa Code section 727.2. Consumer Fireworks do not include novelties enumerated in chapter 3 of the American Pyrotechnic Association's standard 87-1.

2. **Discharge of Consumer Fireworks.**

A. Only allowed July 3rd between the hours of 9:00 a.m. and 10:00 p.m. and July 4th between 9:00 a.m. and 11:00 p.m.

B. Must be on their own real property or on property where consent has been given.

C. Shall not be discharged by persons showing visible signs of, or determined to be, intoxicated or under the influence of a drug or narcotic.

D. Person discharging assumes all responsibility and shall not discharge a consumer fireworks device in a reckless manner or manner likely to cause death, injury, fire, or property damage.

E. Violation of this subsection commits a simple misdemeanor punishable by a fine of not less than \$250.00 up to \$625.00.

3. **Exception for Display Fireworks.** Applications may be approved by City authorities when Display Fireworks will be handled by a competent operator. Certificate of Insurance must accompany the application with minimum coverages of:

1. Personal Injury.....\$250,000 per person
2. Property Damage.....\$50,000
3. Total Exposure.....\$1,000,000

4. **Sales.** An application may be filed with City Hall to sell consumer grade fireworks after first securing a Retail Fireworks License through the State of Iowa Fire Marshal's Office. Dates of sales are limited by Iowa Code.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2020.

Mayor Mark Bohle

ATTEST:

City Clerk Michelle Girolamo

1st Reading Summary 8/17/20 2nd Reading Summary 9/9/20 3rd Reading Summary _____

I certify that a summary of the foregoing was published as Ordinance No. 486 on the ____ day of _____, 2020.

City Clerk Michelle Girolamo

ORDINANCE NO. 486

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE
CITY OF CRESCO, IOWA, BY AMENDING
PROVISIONS PERTAINING TO FIREWORKS

BE IT ENACTED by the City Council of the City of Cresco, Iowa, as follows:

SECTION 1. Chapter 41, Section 13, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

41.13 FIREWORKS. The sale, use and exploding of fireworks within the City are subject to the following:

1. **Definition.** Consumer Fireworks shall have the same meanings as defined in Iowa Code section 727.2. Consumer Fireworks do not include novelties enumerated in chapter 3 of the American Pyrotechnic Association's standard 87-1.

A. First-Class Consumer Fireworks include aerial shell kits and reloadable tubes; chasers; helicopter and aerial spinners; firecrackers; mine and shell devices; missile-type rockets; roman candles; sky rockets and bottle rockets; multiple tube devices manufactured in accordance with APA 87-1, section 3.5.

B. Second-Class Consumer Fireworks include cone fountains; cylindrical fountains; flitter sparklers; grand and hand-held sparkling devices; ground spinners; illuminating torches; toy smoke devices and wheels and wire or dipped sparklers that are not classified as novelties pursuant to APA 87-1, section 3.2.

C. Display Fireworks include any explosive composition, or combination of explosive substances, or article prepared of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, and includes fireworks containing any explosive or flammable compound, or other device containing any explosive substance. Display fireworks do not include consumer fireworks.

2. **Discharge of Consumer Fireworks.**

A. A person shall not use or explode consumer fireworks on days other than July 3rd between the hours of 9:00 a.m. and 10:00 p.m. and July 4th between 9:00 a.m. and 11:00 p.m.

B. A person shall not use consumer fireworks on real property other than that person's real property or on property where consent has been given.

C. Consumer fireworks shall not be discharged by persons showing visible signs of, or determined to be, intoxicated or under the influence of a drug or narcotic.

D. Any person discharging a consumer fireworks device assumes all responsibility for its operation and the consequences thereof. No person shall discharge a consumer fireworks device in a reckless manner or manner likely to cause death, injury, fire, or property damage.

E. Violation of this subsection commits a simple misdemeanor punishable by a fine of not less than \$250.00 up to \$625.00.

3. **Exception for Display Fireworks.** The City may, upon application in writing, grant a permit for Display Fireworks by a City agency, fair associations, amusement parks and other organizations or groups of individuals approved by City authorities when such fireworks display will be handled by a competent operator.

A. Competent Operator must either be a PGI Certified Shooter or must attest to following safety precautions and studied the Iowa Pyrotechnic Association Display Operator Course online.

B. No permit shall be granted hereunder unless the operator or sponsoring organization has filed with the City evidence of insurance in the following amounts:

1. Personal Injury.....\$250,000 per person
2. Property Damage.....\$50,000
3. Total Exposure.....\$1,000,000

4. **Other Exceptions.** This section does not prohibit the sale or use of blank cartridges for a show or theatre, or for signal purposes in athletic sports or by railroads or trucks for signal purposes, or by a recognized military organization. This section does not apply to any substance or composition prepared and sold for medicinal or fumigation purposes.

5. **Sales.** No person shall sell or offer for sale consumer grade fireworks without first securing a Retail Fireworks License through the State Fire Marshal's Office for the State of Iowa.

A. City Permit. An application must be filed with City Hall that includes:

1. The location and dates for the sale of fireworks. Sales of consumer fireworks are allowed only within districts zoned as Commercial C-1 or C-2 and Industrial M-1.
2. Proof of Licensing from the Office of the State Fire Marshal.
3. Proof of Liability Insurance covering all aspects of consumer fireworks sales for a minimum amount per occurrence of \$1,000,000 and a minimum aggregate amount of \$2,000,000.
4. Sales within a permanent structure or building shall be allowed between June 1 and July 8 and December 10 until January 3.

5. Approved temporary structure or stand sales shall be allowed between June 13 and July 8.
6. The following information must be stated in an easily readable type size and prominently posted at the place of payment at each location selling Consumer Fireworks:
 - (a) The use or explosion of Consumer Fireworks within the city limits is prohibited on days other than July 3rd between the hours of 9:00 a.m. and 10:00 p.m. and July 4th between 9:00 a.m. and 11:00 p.m.; and
 - (b) A violation of City of Cresco Code Section 41.13 (2) constitutes a simple misdemeanor, punishable by a fine of not less than \$250.00 up to \$625.00.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2020.

Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

1st Reading Summary _____ 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that a summary of the foregoing was published as Ordinance No. 486 on the ____ day of _____, 2020.

City Clerk Michelle Girolamo

ORDINANCE NO. 487

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA,
BY AMENDING CHAPTER 62 GENERAL TRAFFIC REGULATIONS

BE IT ENACTED by the City Council of the City of Cresco, Iowa, as follows:

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Cresco, Iowa, is amended by adding section 62.09 entitled ENGINE BRAKES AND COMPRESSION BRAKES: PROHIBITED NOISES, which is hereby adopted to read as follows:

62.09 ENGINE BRAKES AND COMPRESSION BRAKES: PROHIBITED NOISES. It is unlawful for any driver of any vehicle (except official emergency vehicle) to use or operate, or cause to be used or operated, within the City limits, any engine brake, compression brake or mechanical exhaust device designed to aid in braking or deceleration of any vehicle that results in excessive, loud, unusual or explosive noise from such vehicle, unless such use is necessary to avoid imminent danger. A violation of this section will be considered a non-moving violation and subject the driver to a fine not to exceed \$100.00.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED THIS ____ DAY OF _____, 2020.

Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

1st Reading Summary _____ 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that a summary of the foregoing was published as Ordinance No. 487 on the ____ day of _____, 2020.

City Clerk Michelle Girolamo

City of Cresco Proposed Budget Amendment #1 Descriptions For Fiscal Year 2020/2021

| Revenue Account | Fund Description | Reason | Revenue | Expense | Fund Description | Expense Account |
|-----------------|-----------------------|--|---------------|---------------------------------------|--------------------------|------------------|
| 319-299-4600 | Street Assess Project | Close Project Fund / Use Street Trust Fund | (34,200) | | | |
| 081-210-4600 | Street Trust Fund | Close Project Fund / Use Street Trust Fund | 34,200 | | | |
| TOTALS | | | 0 | 0 | | |
| 001-499-4705 | General - Bike Trail | HCCF Grant - Voyna for Bike Trail Repairs | 2,000 | 2,000 | General - Bike Trail | 001-499-6320 |
| 065-599-4705 | Nuisance House Fund | Nuisance House Demolition & Grant | 10,000 | 10,000 | Nuisance House Fund | 065-599-6499 |
| 182-530-4405 | Housing Rehab | CDBG Grant & Housing Rehab (not finished LY | 81,700 | 81,700 | Housing Rehab | 182-530-64xx |
| TOTALS | | | 93,700 | 93,700 | | |
| 091-210-4830 | Street Trust Fund | Close Project Fund - Transfer to Street Trust | 7,100 | 7,100 | Street Assess Project | 319-299-6911 |
| | | Close Project Fund / Use Street Trust Fund | | (34,000) | Street Assess Project | 319-299-6910 |
| | | Close Project Fund / Use Street Trust Fund | | 34,000 | Street Trust Fund | 091-210-6911 |
| 322-420-4830 | Scene Shop Project | Transfer LOST to Scene Shop Project for Demc | 40,000 | 40,000 | LOST | 022-420-6910 |
| 612-815-4833 | Sewer Operating | Transfer Sewer Revenue to Operating | 5,000 | 5,000 | Sewer Revenue | 610-815-6910 |
| TOTALS | | | 52,100 | 52,100 | | |
| | | Police - Drug Enforcement Equipment (not purchased last FY) | | 3,700 | Drug Dog Fund | 093-110-6504 |
| | | Police - Update Policies & Procedures & Trainings (not budgeted) | | 6,600 | General - Police | 001-110-6419 |
| | | Park Trees - Treat Emerald Ash Borer (not budgeted) | | 1,800 | Park Tree Trust | 186-430-6499 |
| | | Street - Storm Sewers (higher than budgeted) | | 5,000 | RUT - Streets | 110-210-6765 |
| | | Scene Shop Project - Architect (not budgeted) | | 8,000 | Project - Scene Shop | 322-420-6490 |
| | | Scene Shop Project - Demolition & Asbestos (not budgeted) | | 32,000 | Project - Scene Shop | 322-420-6499 |
| | | Water - Line Well #3 (not finished last FY) | | 155,000 | Water - Project Fund | 602-810-6799 |
| | | Water - Line Well #3 (Engineering) (not finished last FY) | | 2,000 | Water - Project Fund | 602-810-6490 |
| | | Sewer - Engineering Permit & Compliance letters | | 5,000 | Sewer - Operating | 612-815-6490 |
| | | Sump Pump Discharge Project (not finished last FY) | | 18,000 | Cap Improv - Storm Sewer | 620-899-6765 |
| TOTALS | | | 0 | 237,100 | | |
| TOTALS | | | 0 | Total Revenue over (under) Exp | | (237,100) |

Corrections

Revenue & Expense

Transfers

Increased Expenses

Increased Revenues

| | |
|--|--|
| Big Projects Budgeted but may be Delayed: | |
| \$140,000 Bike Trail Replacement (half project - with County) | |
| \$75,000 Durapatcher | |
| \$149,000 Crosswalks/ADA Ramps Downtown (\$31,000 property owners) | |
| \$25,000 Fence at WWTP | |
| \$389,000 Total postponed projects | |

| | |
|-----------------------------------|-----------|
| Original Budget Net Income (Loss) | (174,837) |
| Amended Net Income(Loss) | (411,937) |

NOTICE OF PUBLIC HEARING
AMENDMENT OF FY2020-2021 CITY BUDGET

Form 853.C1

The City Council of Cresco in HOWARD County, Iowa
 will meet at Cresco City Hall
 at 7:00 PM on 10/5/2020
(hour) (Date)

, for the purpose of amending the current budget of the city for the fiscal year ending June 30, 2021
(year)
 by changing estimates of revenue and expenditure appropriations in the following functions for the reasons given.
 Additional detail is available at the city clerk's office showing revenues and expenditures by fund type and by activity.

| | | Total Budget as certified or last amended | Current Amendment | Total Budget after Current Amendment |
|--|-----------|---|----------------------|--|
| Revenues & Other Financing Sources | | | | |
| Taxes Levied on Property | 1 | 2,033,038 | | 2,033,038 |
| Less: Uncollected Property Taxes-Levy Year | 2 | 0 | | 0 |
| Net Current Property Taxes | 3 | 2,033,038 | 0 | 2,033,038 |
| Delinquent Property Taxes | 4 | 0 | | 0 |
| TIF Revenues | 5 | 0 | | 0 |
| Other City Taxes | 6 | 554,306 | | 554,306 |
| Licenses & Permits | 7 | 52,400 | | 52,400 |
| Use of Money and Property | 8 | 184,205 | | 184,205 |
| Intergovernmental | 9 | 823,579 | 81,700 | 905,279 |
| Charges for Services | 10 | 2,618,200 | | 2,618,200 |
| Special Assessments | 11 | 34,200 | | 34,200 |
| Miscellaneous | 12 | 335,435 | 12,000 | 347,435 |
| Other Financing Sources | 13 | 12,500 | | 12,500 |
| Transfers In | 14 | 2,682,650 | 52,100 | 2,734,750 |
| Total Revenues and Other Sources | 15 | 9,330,513 | 145,800 | 9,476,313 |
| Expenditures & Other Financing Uses | | | | |
| Public Safety | 16 | 999,750 | 10,300 | 1,010,050 |
| Public Works | 17 | 1,650,450 | 5,000 | 1,655,450 |
| Health and Social Services | 18 | 5,700 | | 5,700 |
| Culture and Recreation | 19 | 1,394,550 | 3,800 | 1,398,350 |
| Community and Economic Development | 20 | 192,900 | 91,700 | 284,600 |
| General Government | 21 | 378,200 | | 378,200 |
| Debt Service | 22 | 435,200 | | 435,200 |
| Capital Projects | 23 | 0 | 40,000 | 40,000 |
| Total Government Activities Expenditures | 24 | 5,056,750 | 150,800 | 5,207,550 |
| Business Type / Enterprises | 25 | 1,765,950 | 180,000 | 1,945,950 |
| Total Gov Activities & Business Expenditures | 26 | 6,822,700 | 330,800 | 7,153,500 |
| Transfers Out | 27 | 2,682,650 | 52,100 | 2,734,750 |
| Total Expenditures/Transfers Out | 28 | 9,505,350 | 382,900 | 9,888,250 |
| Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out Fiscal Year | 29 | -174,837 | -237,100 | -411,937 |
| Beginning Fund Balance July 1 | 30 | 6,280,455 | | 6,280,455 |
| Ending Fund Balance June 30 | 31 | 6,105,618 | -237,100 | 5,868,518 |

Explanation of increases or decreases in revenue estimates, appropriations, or available cash:

Projects not finished last year include the well re-casing, sump pump drainage, and housing rehab projects. Expenses not originally budgeted include police policy & procedure updates, treat ash trees, and scene shop demolition. Expenses that will be higher than budgeted include storm sewer maintenance and engineering fees. Grants received will be more than anticipated so expenses also increased for bike trail repairs, nuisance houses, and housing rehab. Transfers will be done to close the Street Assessment Project Fund and to open the Scene Shop Project Fund.

There will be no increase in tax levies to be paid in the current fiscal year named above related to the proposed budget amendment. Any increase in expenditures set out above will be met from the increased non-property tax revenues and cash balances not budgeted or considered in this current budget.

Michelle Girolamo
 City Clerk/ Finance Officer Name