

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA
DATE OF MEETING: AUGUST 19, 2019
TIME AND PLACE OF MEETING: 7:00 P.M. AT CRESCO CITY HALL

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: BRENNO, 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 August 5, 2019
4. Approval of Class C Liquor License (LC) (Commercial) with Outdoor Service and Sunday Sales to Barbara E Holstrom d/b/a The Pub
5. Request for Street Closing for Annual Power of Pink 5K Run/Walk for Breast Cancer Awareness on October 12, 2019 for portions of 7th Ave W, 2nd St W, 8th Ave W, 8th Ave E, 8th St E, 12th Ave E, Yankee Ave, and 7th Ave E

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. Motion to Change Council Meeting to Wednesday, September 4, 2019 Due to the Labor Day Holiday
2. Discuss Planning & Zoning Commission Recommendation and Set Public Hearing for Zoning Change from R-4 to R-3 for the Area Between the Vernon Road, 4th Avenue SW, 3rd Street SW and 5th Avenue SW
3. Discuss Proposals Received for Development of Property at 400 3rd Street SW
4. Motion to Select the Proposal to Move Forward on Negotiations With, and Directing the City Clerk to Proceed with the Drafting of a Purchase and Development Agreement for Property at 400 3rd Street SW
5. Discuss Vernon Road Watermain Improvements Project
6. Set Public Hearing on the Proposed Plans, Specifications, Form of Contract, and Estimate of Cost for Vernon Road Watermain Improvements Project

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 AUGUST 16, 2019.

Mayor Bohle called the Cresco City Council meeting to order on August 5, 2019, at 7:00 pm at City Hall. Council Members Brenno, McCarville, Fortune, Bouska and Carman were present. No council members were absent.

Carman made the motion to approve the consent agenda which included approval of the agenda; claims; minutes of the July 15, 2019 meeting; Class C Beer Permit (BC) with Sunday sales to Kwik Trip Inc. d/b/a Kwik Star #428. Fortune seconded and it passed all ayes.

Public Works Director Freidhof reported: (a) Planning and Zoning meeting is tomorrow night for rezoning the trailer park property; (b) we got another load of oil in for chipsealing; (c) the final list of 68 ash trees to remove in the boulevards has been compiled and will probably be bid out in September; (d) CBS, Bob's Electric and Engle Tech met to discuss the plans for the street light replacement project on Highway 9. They hope to get it done in about a week and will try to keep it lit up throughout the project; (e) Schwickert's repaired the Theatre roof today; (f) Iowa Rural Water has Serveline Insurance which has coverage for water leaks after the meter to pay for the water and sewer used.

City Clerk Girolamo reported: (a) bids were opened for two houses for the housing rehab project on July 22, 2019. One bid was received and accepted for \$23,130. The bid for the other house was rejected because it was missing information. It will be re-bid on August 15, 2019; (b) Request for Proposals for development of the trailer park are due on August 12th. All proposals will be sent to the entire Council. A committee will meet to review the proposals and choose which proposals will be presented at the August 19th Council meeting; (c) we are considering doing a discount for customers that sign up to have their water bill paid automatically by ACH and/or for emailing the bill. Council was receptive to the idea but not sure how much to offer and how to finance it. The ACH would save a lot of time in processing payments and save time, cost of cards, and postage for the emails. It will be discussed again in September.

Library Director Kay invited the Council and the public to fill out the community survey regarding the Library. Surveys are available at the Library, City Hall, Chamber, both banks, and online.

Mayor Bohle attended the Upper Explorerland meeting and reported the Oelwein Mayor explained a Rent Inspection Program they started in their city. Oelwein has 860 rentals of their 2600 properties. Rental homes must be registered, pay a fee, and be inspected. They have hired two people to perform the inspections and the program is pretty much self-sustaining.

Katherine Hannigan from Green Iowa Americorps displayed a slide presentation of their programs and the work they have done. They are a service organization specific to Iowa that focuses on energy efficiency and environmental awareness and sustainability. They mainly do home energy audits to increase energy efficiency and reduce air infiltration to save money for their clients. First, they do safety testing by making sure the gas lines are not leaking, check hot water heater and furnaces to make sure they are running efficiently, and inspect attic insulation. Then they run a blower door test to show how leaky a house is. They replace every incandescent bulb with LED, replace aerators and shower heads with high efficiency ones, seal ducts, and insulate hot water heater pipes. Lastly, they give each client an audit report detailing their findings and recommendations. They are based in Decorah and serve six counties including Howard. Their services are free if you are 65 or older, a veteran, disabled or LMI. They work closely with Winneshiek Energy District, Upper Explorerland, Habitat for Humanity, Community Action and other organizations.

Carman made the motion to approve a resolution approving and adopting the Annual City Street Financial Report from July 1, 2018 to June 30, 2019. Brenno seconded and it passed all ayes.

PWD Freidhof identified six problem areas where sump pumps drain into the street all year around and run a long distance creating slippery/slimy drainage and icing problems. Each area is so wet that dumping into the yard would cause more problems with neighbors and create a continuous cycle. We estimate the cost to connect the six sump pumps to the closest storm sewer to be a total of about \$35,000. By installing drainage tiles, other homeowners could connect to this tile if it goes by their property to dump into the storm sewer. A budget amendment can be done to use reserves in the #620 Capital Improvement Fund. Bouska made the motion to proceed with the project to connect six sump pumps to the storm sewer. Fortune seconded and it passed all ayes.

Girolamo reported that the following positions are up for election on November 5, 2019: Mayor (Mark Bohle); Council Ward 1 (Alex Fortune); Council Ward 3 (Jan Carman); Council-at-Large (Dave Brenno). Candidate filing is August 26 – September 19, 2019 at the Howard County Auditor's Office and requires 25 signatures from City residents, or from the respective Ward, if applicable.

Girolamo presented the Outstanding Obligation Report showing \$3,493,000 of debt on June 30, 2019. Amortization schedules were also presented showing GO debt payments dropping \$65,000 in 2022 and almost \$100,000 in 2025. All debt will be paid off in 2034 if no new debt is incurred.

Girolamo presented highlights of the financial activity for fiscal year ending June 30, 2019. Budgeted loss was \$2.1 million with the actual loss of \$703,867. Carryover projects include the fire building, dump truck, 2nd St E reconstruction, well re-casing, watermain on Vernon Road and the housing rehab project. Fund balances remain healthy with \$7.2 million in reserves. Revenues came in at 99% of budget while expenses came in at 87%. Expenses must be less than budget by law. Every department in the General Fund came in under budget except street lighting.

Mayor Bohle asked for comments from the audience. Bouska commented on the Firefighter's new rescue boat and how excited they are. Kay reported she had seen a story on the Oelwein rental project and how they had condemned many houses so she thought it was an interesting topic to look into. The Mayor pointed out that rentals made up 1/3 of their total residences.

Carman moved to adjourn at 7:52 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be August 19, 2019 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	LglSrv	302.50
ALLIANT	Elect	14,996.52
ALUM-LINE	Supp	49.85
ANDERA CONST	Srvc	275.00
BALIK,ISRAEL	DepAp	58.94
BLACK HILLS	NatGas	734.65
BLACK,AMANDA	DepAp	48.41
BODENSTEINER	Rprs	139.04
BOHLE,MARK	Mileage	45.82
BÖNNICHSEN,MICHELLE	DepAp	64.82
BROWN SUPPLY	Supp	1,460.13
BRUENING	Rock	518.94
BURROUGHS,JESSE	DepAp	61.26
CAMPSITE	LP	125.83
CITY LAUNDERING	Srvc	740.26
CITY OF CRESCO	Util	1,377.69
CPU	Supp	15.99
CORRIGAN,KELLY	DepAp	48.65
CREATIVE PROD	Supp	190.11
CR TPD	Notices	221.82
CROELL	Concr	3,219.50
CULLIGAN	Srvc	56.46
CUSTOM COMM	Srvc	199.02
DALCO	Supp	1,905.92
DC COMM	Phone	25.82
DELUXE ECHO	Fees	199.75
DOLLAR GEN	Supp	8.70
ELWOOD,...	AttnyFees	1,238.78
FAREWAY	Supp	92.49
FENCL OIL	LP	248.67
FOLEY'S CONST	Rprs	2,743.36
FORD,BRANDON	DepAp	73.29
GANSEN,NORB	DepAp	57.66
GINGERICH,CHRIS	DepAp	48.41
GOSCH'S	Rprs	216.95
GRUBE,SHELLY	DepApRef	80.00
H&S MOTORS	Srvc	64.16
HAMMEL,KIMBERLY	DepApRef	80.00
HANSON TIRE	Supp	37.45
HAWKEYE SAN	GritPickup	101.57
HAWKINS	Supp	312.98
HEALTHY CONTRIB	Dues	33.95
HEWETT	Concess	986.37
HOW CO AG	Tourism	3,500.00
IA DEPT INSP	Lic	150.00
IA DNR	Permit	1,275.00
IA ONE CALL	OneCalls	77.40
IA PRISON IND	Signs	105.70
JD FIN	Supply	1,563.87
JOHNSON,SUE	DepAp	80.00
KEMPF,KATHLEEN	DepAp	80.00
KRIENER,MAKENZ	Reimb	834.84
LARSON,ALVIN	DepAp	48.41
LARSON,CARTER	DepAp	47.95
LIONSGATE	Movie	26.50
LT MECH	Srvc	953.99
MARTINEK,GLENN	DepApRef	80.00

MCGEE,TERESA	Mileage	373.52
MK SERV&REP	Supp	441.00
NE IA MOTORS	Rprs	359.51
PARAMOUNT	Movie	59.40
PAYROLL		77,104.93
PEPSI	Concess	1,001.40
PLANTIN,MARY	DepAp	69.36
POSTMASTER	Postage	628.72
POTTER,HELEN	DepRef	80.00
PRINCIPAL LIFE	Ins	105.90
RACOM	Supp	60.00
SAM'S MC	SuppConces	1,170.87
SANDRY FIRE	Equip	3,285.00
SAWICKI,GARY	DepAp	62.91
SCHOREDER,DAVID	DepAp	48.41
SCHWICKERT'S	Insp	750.00
SIGNS&DESIGNS	Signs	322.00
SLIFKA,BETTY	DepAp	47.78
SOVEREIGN,GLADYS	DepAp	69.41
SPILDE,JARRETT	DepApRef	80.00
STOREY KEN	Supp	485.16
THE OX&WREN	DepAp	61.36
THROSTEN,SHANE	DepAp	54.73
TRANS-IOWA	Rprs	4,152.65
TRUE NORTH	Lub	1,204.10
UNIVERSAL	Movie	48.09
UPPER EXPL RPC	Fees	1,240.33
VERIZON	Wireless	102.59
VRIEZE,TAYLOR	DepApRef	80.00
VSETECKA,DELORES	DepAp	47.78
WEMARK RENTALS	DepAp	80.00
WHKS	Engr	4,454.40
WINDRIDGE IMP	Parts	55.40
WINDSTREAM	Phone	816.48
ZARNOTH	Equip	755.75

GENERAL	77,860.09
HOTEL/MOTEL	3,500.00
LOST	966.40
NUISANCE	978.01
FIRE STATION BLDG	330.46
MEDIACOM	422.28
CR COMM FIRE	3,850.83
ROAD USE	24,210.50
EMPLOYEE BEN	19.15
REHAB HOUSE	1,307.27
WATER	12,360.31
WATER DEP	1,739.54
SEWER	13,494.33
CAP IMPR	34.49
YARDWASTE	1,016.43
EXPENDITURES	142,090.09
Revenues 7/16-8/5/19	151,113.50

Applicant License Application (LC0042026)

Name of Applicant: <u>Barbara E. Holstrom</u>		
Name of Business (DBA): <u>The Pub</u>		
Address of Premises: <u>110 N. Elm St.</u>		
City <u>Cresco</u>	County: <u>Howard</u>	Zip: <u>52136</u>
Business <u>(563) 547-2516</u>		
Mailing <u>108A N. Elm St.</u>		
City <u>Cresco</u>	State <u>IA</u>	Zip: <u>52136</u>

Contact Person

Name <u>Jim Holstrom</u>	
Phone: <u>(641) 330-8196</u>	Email <u>diajim@holstroms.com</u>

Classification Class C Liquor License (LC) (Commercial)

Term: 12 months

Effective Date: 09/15/2019

Expiration Date: 09/14/2020

Privileges:

Class C Liquor License (LC) (Commercial)

Outdoor Service

Sunday Sales

Status of Business

BusinessType: <u>Sole Proprietorship</u>
Corporate ID Number: <u>XXXXXXXXXX</u> Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

Barbara Holstrom

First Name: Barbara **Last Name:** Holstrom
City: Cresco **State:** Iowa **Zip:** 52136
Position: Owner
% of Ownership: 100.00% **U.S. Citizen:** Yes

James Holstrom

First Name: James **Last Name:** Holstrom
City: Cresco **State:** Iowa **Zip:** 52136
Position: Owner
% of Ownership: 0.00% **U.S. Citizen:** Yes

Insurance Company Information

Insurance Company: <u>Windsor Casualty Co</u>
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Insurance Company: Illinois Casualty Co

Policy Effective Date: 09/15/2019

Policy Expiration 09/14/2020

Bond Effective

Dram Cancel Date:

Outdoor Service Effective

Outdoor Service Expiration

Temp Transfer Effective

Temp Transfer Expiration Date:

STREET CLOSING/PARADE PERMIT

Application Date: _____ Name: REGIONAL HEALTH SERVICES

Contact:
Nikki Heaver
Vanden Heaver
547-6374

Mail to Address: 235 8th AVE W. CRESO, IA

List streets to close or parade route: 7th AVE W, 2ND ST W, 8th AVE W,
8th AVE E, 8th STE, 12th AVE E, VANKEE AVE,
7th AVE E, 8th STE, 8th AVE, 2ND ST W, 7th AVE W

Reason for Closure: Annual Power of PINK SK Run/Walk
Breast Cancer Awareness

Event Date: Oct. 12, 2019 Time: (from) 7 pm (to) 9 pm

Signature of applicant: _____
[Handwritten 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.

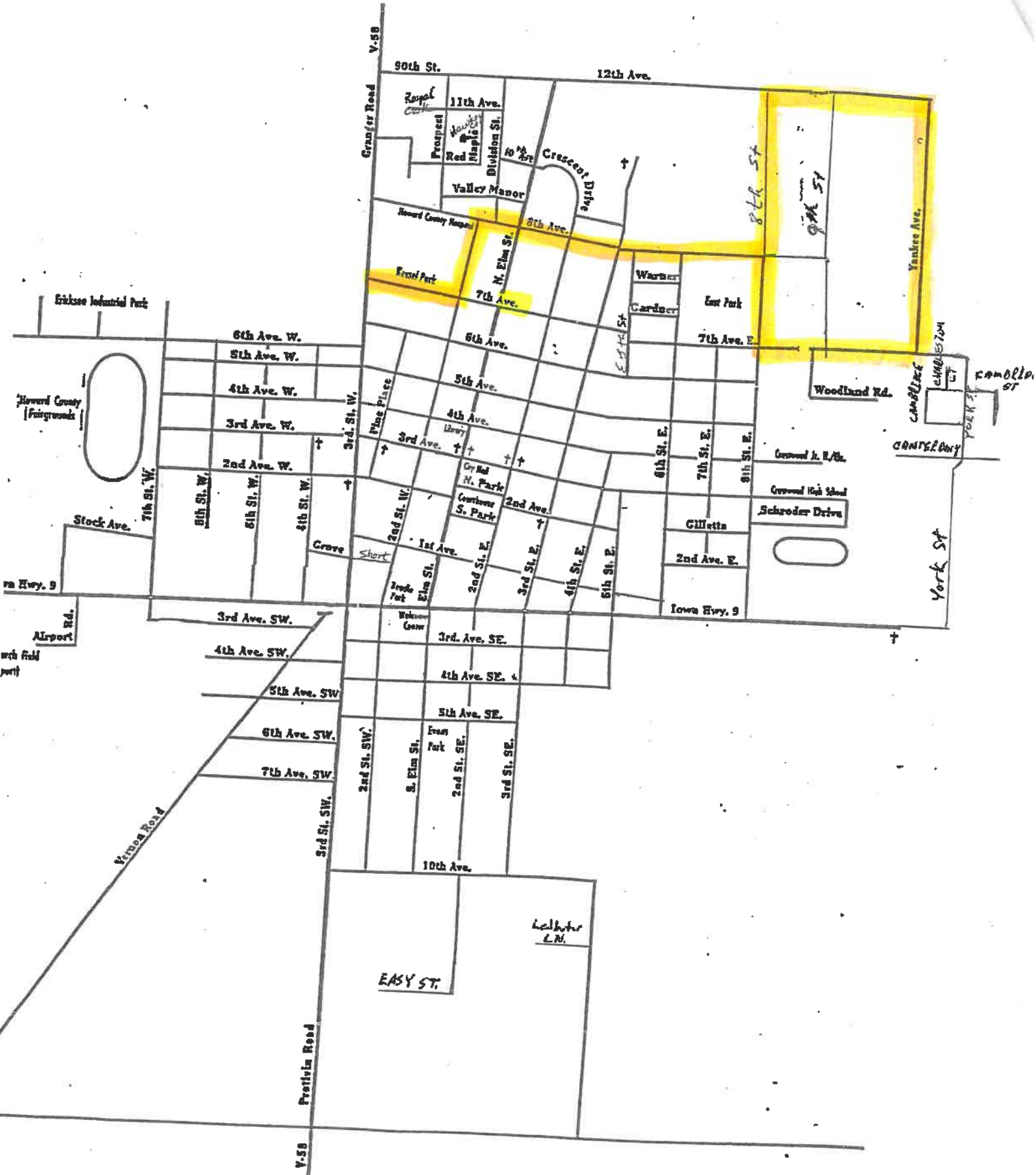
60.08 PARADES REGULATED. No person shall conduct or cause any parade on any street except as provided herein:

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. _____

Cresco, Iowa



NOTICE OF PUBLIC HEARING FOR REZONING

You are hereby notified that the City Council of the City of Cresco, Iowa, will hold a Public Hearing on the 4th day of September, 2019, in Council Chambers at City Hall. At this meeting, the Council proposes to Re-Zone property from R-4 Mobile Home Park District to R-3 Medium Density Residential District. The legal description is: Lots 18, 19, 20, 1 of 21, 2 of 21, 3 of 21, and Lot 22, all in the Irregular Survey of the East Half of the Northeast Quarter of Section 27, Township 99 North, Range 11 West of the 5th P.M., Howard County, Iowa.

This hearing will be conducted during the regular Cresco City Council Meeting starting at 7:00 pm September 4, 2019.

Any resident of Cresco wishing to be heard concerning the reasons for, or objections to, the proposed changes to the zoning Code, must appear at said hearing and voice your opinions in person or in writing.

BY ORDER OF THE CITY COUNCIL OF CRESCO, IOWA

Michelle Girolamo
City Clerk

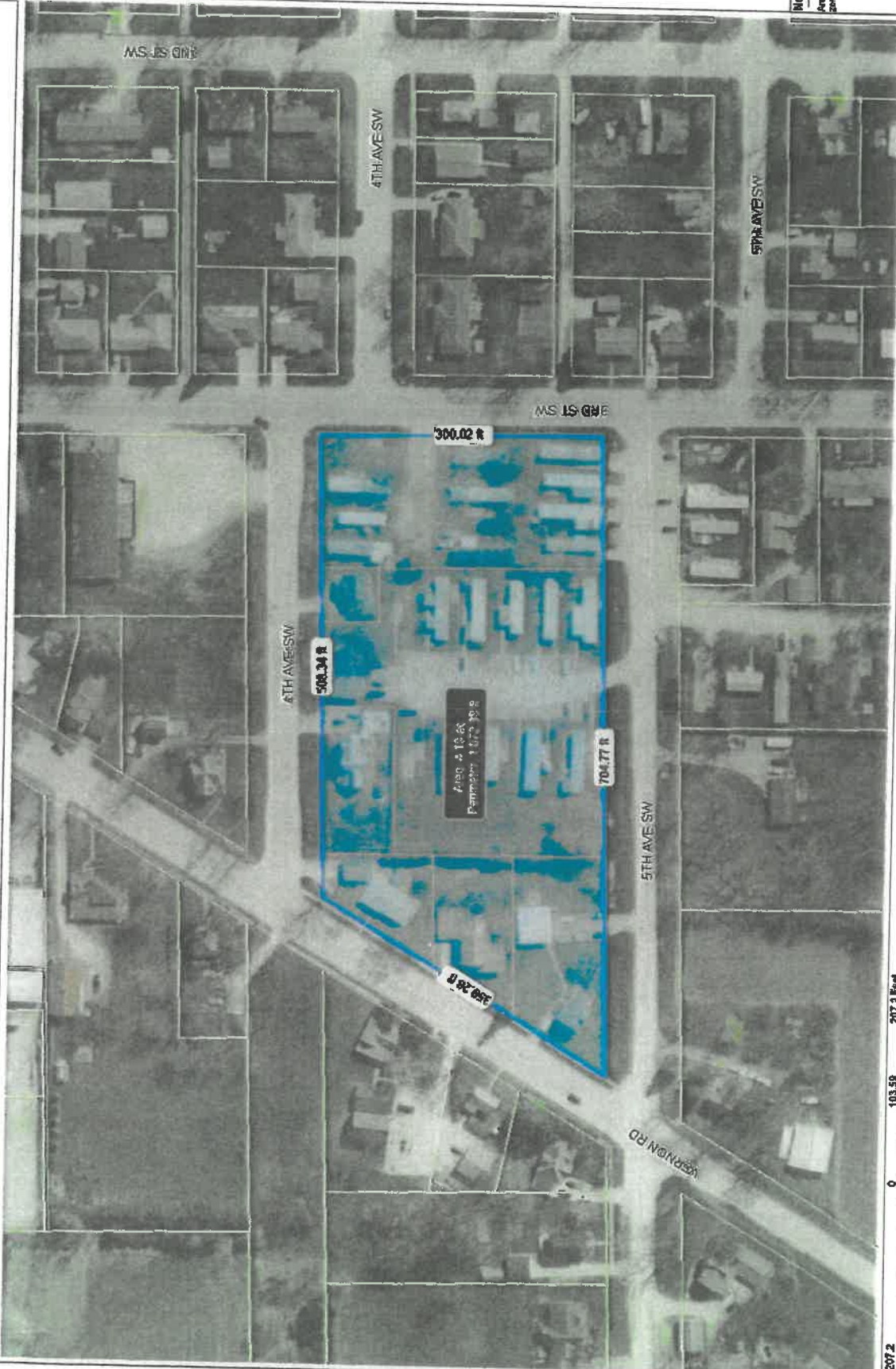
Cresco, IA



- Legend**
- Road
 - Parcel
 - Concrete Limit

1 in. = 104ft.

Notes
 Area shaded in blue to change from R-4
 zone to R-3 zone



This Conceptual Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyance or the establishment of property boundaries.
THIS MAP IS NOT TO BE USED FOR NAVIGATION

**VERNON ROAD WATERMAIN IMPROVEMENTS
CRESCO, IA
2019**

**NOTICE TO BIDDERS AND NOTICE OF PUBLIC HEARING ON PROPOSED
PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST
FOR CONSTRUCTION OF VERNON ROAD WATERMAIN RECONSTRUCTION,
IN AND FOR THE CITY OF CRESCO, IOWA, AND THE TAKING OF BIDS FOR
SAID IMPROVEMENTS**

Sealed proposals for the Vernon Road Watermain Improvements project, as hereinafter described in general and as described in detail in the plans and specifications now on file in the office of the City Clerk, Cresco, Iowa, subject to the conditions contained herein, must be filed with the City Clerk of the City of Cresco, Iowa, at the City Clerk's office in City Hall, 130 North Park Place, Cresco, Iowa, 50436 before 2:00 o'clock p.m. on the 10th day of September, 2019.

Sealed proposals will be opened and bids tabulated at 2:00 o'clock p.m. on the 10th day of September, 2019, in the City Clerk's office by the City Clerk or designee for the City Council's consideration at its meeting at 7:00 o'clock p.m. on the 16th day of September, 2019 and will be acted upon at such time or at such later time as may then be fixed. A public hearing will be held on the proposed plans, specifications, form of contract, and estimate of cost for said Improvements at 7:00 o'clock p.m. on the 16th day of September, 2019 in the City Council chambers in City Hall, 130 North Park Place, Cresco, Iowa, 50436, and at said hearing any interested person may appear and file objections thereto.

The extent of the work involved is the furnishing of labor and new materials for the construction of Vernon Road Watermain Improvements including, but not limited to the following:

1,010 LF 6" watermain
428 LF 8" watermain
2,347 LF 18" storm sewer

Each bidder shall accompany its bid with bid security as defined in Iowa Code Section 26.8, as security that the successful bidder will enter into a contract for the work bid upon and will furnish after the award of contract a corporate surety bond, in a form acceptable to the City of Cresco, for the faithful performance of the contract, in an amount equal to 100% of the amount of the contract. The bidder's security shall be in the penal sum of 5% of bid amount and shall be in the form of a cashier's check or a certified check drawn on an FDIC insured bank in Iowa or on an FDIC insured bank chartered under the laws of the United States; or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States; or a bid bond with corporate surety satisfactory to the City of Cresco. The bid shall contain no condition except as provided in the specifications.

The bid security shall be made payable to the Treasurer of the City of Cresco, Iowa.

The bid security shall be forfeited to the Owner in the event the successful bidder fails or refuses to enter into contract within ten (10) days after the award of contract and post bond satisfactory to the Owner insuring the faithful fulfillment of the contract and the maintenance of said work, if required, pursuant to the provisions of this notice and the other contract documents.

Bidders shall not be permitted to withdraw their bids for a period of thirty (30) days after the same are opened.

By virtue of statutory authority, preference will be given to products and provisions grown and coal produced within the State of Iowa. In accordance with Iowa statutes, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country, including but not limited to any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference allowed shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

Bidders will be required to complete a Bidder Status Form from the Iowa Department of Labor regarding the Contractor's resident status within the State of Iowa. Failure to submit a fully completed Bidder Status Form with the bid may result in the bid being deemed nonresponsive and rejected.

The City of Cresco does hereby reserve the right to reject any or all bids, to waive informalities, and to enter into such contract, or contracts, as it shall deem to be in the best interest of the City.

The Contractor shall commence work after the Notice to Proceed is issued. All watermain construction work shall be complete by November 30, 2019 and all remaining work on or before May 30, 2020.

Payment to the Contractor for said Project will be made in cash derived from the proceeds of the issuance of bonds as may be legally used for such purposes, governmental grants and/or from cash on hand. Any combination of the above methods of payment may be used at the discretion of the Owner.

The Contractor will be paid each month ninety-five (95) percent of the Engineer's estimate of the value of acceptable work completed at the end of the preceding month. Final payment will be made in accordance with Iowa Code chapters 26 and 573, as amended. No partial or final payment will be due until the Contractor has certified to the City that the materials, labor and services involved in each estimate have been paid for in accordance with the requirements stated in the specifications.

The successful bidder will be required to furnish a corporate surety bond in an amount equal to 100% of its contract price. Said bond shall be issued by a responsible surety approved by the City of Cresco and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall guarantee the prompt payment of all material and labor, and protect and save harmless the City of Cresco from claims and damages of any kind caused by the operations of the contract and shall also guarantee the maintenance of the improvement caused by failures in materials and construction for a period of two years from and after acceptance of the contract.

Plans and specifications governing the construction of the proposed improvements have been prepared by WHKS & Co., Engineers, Planners, and Surveyors, which plans and specifications

and the proceedings of the Owner referring to and defining said proposed improvements are hereby made a part of the Notice by reference, and the proposed contract shall be executed in compliance therewith. Copies of said plans and specifications are now on file with the City Clerk and at the offices of WHKS & Co., and may be examined by the bidders.

Plans and specifications are available to download free of charge at www.questcdn.com. Paper copies can be obtained from WHKS & Co., Engineers, Planners, and Surveyors, 2905 South Broadway, Rochester, MN, for a refundable deposit of \$100.00. If the plans and specifications are not returned to WHKS & Co. within fourteen (14) days after the award of the project and in reusable condition, the deposit shall be forfeited.

Published upon order of the City Council of the City of Cresco, Iowa.

CITY OF CRESCO, IOWA

Attest: _____ /s/ Michelle Giralomo
City Clerk