

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA
DATE OF MEETING: JUNE 17, 2024
TIME AND PLACE OF MEETING: 5:30 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: CARMAN, BOUSKA, FOSAAEN, McCONNELL, KRIENER

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. Minutes from June 3, 2024
4. Minutes from June 11, 2024 Special Meeting
5. Approval of Retail Cigarette and Tobacco Permits for:
 - a. Kwik Trip, Inc. dba Kwik Star #428;
 - b. Fareway Stores Inc. dba Fareway Stores, Inc #815;
 - c. Casey's General Stores, Inc dba Casey's General Store #2511;
 - d. Ox and Wren, LLc dba The Ox & Wren Spirits and Gifts;
 - e. Big Daddy Hideaway Corp. dba Sweeney's Lounge;
 - f. DOLGENCORP, LLC dba Dollar General #2400
 - g. JAGDAMBE, LLC dba Cresco Mart;
 - h. Howard County Jail
6. Approval of Parade Permit for Portions of Highway 9 and 3rd Street SW for the Winn Med Hospice Memorial Ride on June 23, 2024
7. Approval of Application for Tax Abatement under the Urban Revitalization Plan for James Moen and Pam Kuennen

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

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

COMMENTS FROM AUDIENCE: *(This portion of the agenda is for comments that are not related to one of the items listed on the agenda. Comments can only be received. No formal action by the Council can be taken. Those making public comments will be asked to state their name and address, and to speak from the podium.)*

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

1. Dave Gosch and Theatre Commission to Update on Scene Shop

2. Rick Hagen to Discuss the Driveway at the Sewer Plant
3. Mike McConnell and Don Recker to Discuss Issues at the Malek Pond
4. Wayne Mashek to Discuss 7th Street West Sign Placement
5. Discussion on 7th Street West Truck Traffic
6. Third Reading of Proposed Ordinance 509 which Amends Chapter 92 Sections 02, 03, 05, and 06, Chapter 99 section 02, and Chapter 106 section 08 (2) in the City of Cresco Code of Ordinances Pertaining to Water Rates, Sewer Service Charges, and Yardwaste Fees
7. Approval of Ordinance 509 Pertaining to Water Rates, Sewer Service Charges, and Yardwaste Fees
8. Resolution Authorizing the Mayor to Sign a Cost-Share Grant Contract with Iowa Department of Agriculture and Land Stewardship for the Airport Filtration Basin Project
9. Resolution Approving Loan Agreement for Loan of Funds from the CUSB Historic Downtown Revolving Loan Fund and the City of Cresco to Brady Norman D/B/A Cornstalk Iowa, LLC
10. Resolution Approving the Revised Employee Handbook Effective July 2024
11. Resolution Committing Fund Balance Resources for General Funds and Special Revenue Funds (GASB 54)
12. Review and Possible Motion to Approve Open Records Request Form
13. Motion to Write Off Uncollectible Customer Accounts for FYE June 30, 2024
14. Recommendation of Boards and Commissions to Appoint Members for a Term of Three Years Expiring 6/30/2027:
 - a. Airport Commission to Reappoint Clair Pecinovsky
 - b. Airport Commission to Reappoint Ross Merritt
 - c. Library Board to Reappoint Tamra Foster
 - d. Library Board to Appoint Megan Nelson (to replace Janis Rockabrand)

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 JUNE 14, 2024.

Mayor Fortune called the Cresco City Council meeting to order on June 3, 2024 at 5:30 pm. Council Members Carman, Bouska, McConnell, and Kriener were present. Council member Fosaaen was absent.

Bouska made the motion to approve the consent agenda which included approval of the: agenda; claims; minutes from the May 20, 2024 meeting; street closing for portions of Schroeder Dr for the Howard County Sherriff's Department for training on July 31, 2024; Alley Closing Permit for the alley south of the Cresco Public Library for the Children's Summer Library program for: Chalk the Walk event on June 5, 2024 and Touch-A-Truck event on July 10, 2024. Carman seconded and it passed all ayes.

Public Works Director Brenno reported: (a) yardwaste pickup is finished for the spring and will resume in the fall. Will need to chip some of the trees this summer. Looking at options to relocate the yardwaste site; (b) will be planting 12 trees this week; (c) attended nuisance conference in Indianola; (d) working on the Lead Service Line inventory. Reminders have been sent to residents that have not returned the form; (e) reminder that sump pumps need to have rigid piping and pump the water outside and not be connected or running into floor drains.

Police Chief Ruroden submitted the May Police report. He reported that animal, hospital, and medical assists calls were up as well as an increase in traffic stops.

City Clerk Hill reported: (a) busy with month-end and getting ready for fiscal year end; (b) Mediacom sent a letter that they will begin charging for cable services for governmental entities. They will provide one free service per account. Will need to look at options for the Fitness Center, Kessel Lodge, Theatre, and City Hall. Kriener asked about Gigfire replacing the antenna on the water tower, Hill explained that we are still working with them and trying to get in contact with them.

Carman reported the ribbon cutting for Good Times is June 5th at 5 pm. Fair vouchers and wristband tickets are available at the Chamber office. The Chamber is planning a trip to Greece in March 2025, contact them for more information.

Mayor Fortune asked for comments from the audience. Stan Krider asked for clarification on the Lead Service Line inventory. Hill explained that due to federal regulations, we are required to conduct an inventory of every service line in Cresco. Blue paper questionnaires were sent out this fall and reminders were sent to houses built prior to 1989. City staff will begin reminder calls this month. The report is due back to the DNR in October.

Mayor Fortune recognized three employees with service anniversaries in June and thanked them for their dedication and years of service to the City and residents: Jordyn Moore - Library 3 years; Shawn Erickson - Sewer Dept 3 years; David Godman - Police Dept 21 years;

Mayor Fortune reported that we are trying to set up a time with the County Store to discuss storage issues. Due to spring planting, it was requested by the County Store board to hold the meeting after planting.

Scott Huneke from WHKS updated Council on the 7th St W Reconstruction Project. The contractor has finished the concrete and will be finishing the restoration this week. The retention basin is working properly. Kriener made a motion to approve Pay Request #7 for \$404,072.82 to Generation X Construction, LLC for the 7th Street West Reconstruction Project. McConnell seconded and it passed all ayes.

Brenno explained that Council had previously discussed limiting semi traffic on 7th Street West. Scott Huneke explained truck routes and recommended the City install signs stating "no trucks" with the exception of a local deliveries on 7th Street West. Brenno will have the street department install no truck signs on 7th Street West and will work with the DOT and County about getting a sign installed by Valley Avenue for trucks going to the industrial park.

McConnell made a motion to install “no truck” signs and to enforce restricting truck traffic on 7th Street West to local deliveries only. Bouska seconded and it passed all ayes.

Judy Aberg and Stan Krider explained that the sediment from the storm water system is diverting the water from the main waterway onto their properties by the Malek pond. They are requesting the City to clean out the main waterway to allow the water to flow as it was intended. There is a permanent easement to allow the water to flow through the pond and to be retained there to slow down the flow of storm water run-off. Brenno will reach out to the City attorney to have them review the easement to verify what the City is responsible for.

Mayor Fortune opened the Public Hearing for Budget Amendment #4 for fiscal year ending June 30, 2024. There were no written or oral comments and the public hearing was closed. Bouska made the motion to approve the resolution amending the current budget for fiscal year ending June 30, 2024. Carman seconded and it passed all ayes.

Mayor Fortune opened the public hearing for proposed Ordinance No. 509 to amend Chapter 92 Sections 02, 03, 05, and 06, Chapter 99 Section 02, and Chapter 106 section 08 (2) in the Code of Ordinances of the City of Cresco, Iowa, pertaining to water rates, sewer service charges, and yardwaste fees. There were no written or oral comments and the public hearing was closed. The Mayor performed the second reading of Ordinance No. 509. Bouska made the motion to approve the second reading. Carman seconded and it passed all ayes

A letter was received from April Halverson requesting the Council to waive late fees of \$5.94. Her bill was received on May 11th. The utility bills were all mailed on April 26th, but her bill was returned to City Hall and re-mailed, which is why it arrived after the 1st of the month. Hill explained that we offer email, online access, and paper bill options to customers. Credit/Debit cards, check, cash, and ACH are all available to pay utility bills. Due to the documented delay, Bouska made a motion to approve waiving the late fee of \$5.94. McConnell seconded and Carman, Bouska, and McConnell voted aye. Kriener voted nay. The motion passed by majority vote.

Mayor Fortune performed the second reading of the summary of proposed Ordinance No. 511 amending Chapter 155 in the City of Cresco Code of Ordinances Pertaining to Weeds of the Code of Ordinances of the City of Cresco, Iowa. Carman made the motion to approve the second reading. Bouska seconded and it passed all ayes.

Bouska made the motion to approve the resolution waiving the third reading and consideration of Ordinance No. 511 pertaining to weeds. Carman seconded and it passed all ayes.

Bouska made the motion to approve Ordinance No. 511 pertaining to weeds. Carman seconded and it passed all ayes.

Carman made the motion to approve the resolution naming depositories. McConnell seconded and it passed all ayes.

Hill explained there was no bids on the maintainer. The new maintainer will need a snow wing. The price quote for the wing is \$27,443 and the trade in would be \$20,800. McConnell made a motion to purchase the snow wing for \$6,643 after trade in allowance. Kriener seconded and it passed all ayes.

Hill presented an updated snow parking sample ordinance. The proposed ordinance would replace the current one that has alternate snow parking on streets from November 15 until April 15 regardless of weather and snowfall. The proposed ordinance would have a snow emergency in effect for snowfall over 2 inches or as declared by the street superintendent to allow the street department to fully clean the streets. Ruroden suggested the fines be raised to \$25 with a \$5 late fee after 30 days. A full ordinance will be prepared for review.

Brenno updated Council on the nuisance conference he attended. The current budget is \$6,000 per year. Council would like to have a worksession before the next meeting to discuss priorities, budget, and other nuisance issues.

Carman moved to adjourn the Council Meeting at 7:02 pm. Kriener seconded and it passed all ayes. The next regular Cresco City Council meeting will be June 17, 2024, at 5:30 pm at Cresco City Hall.

Mayor Alexander Fortune

City Clerk Nicole Hill

Following is a list of claims approved for payment:

PAYROLL CHECKS		81,508.01	KATH, JEFF	DpAp	63.90
A & J'S CONST	Srvc	15,420.00	KRUTH, JENNIFER	DpAp	59.33
ALLIANT	Elect	10,048.89	LANGRECK, GEOFFREY	DpAp	66.93
AMERICAN RED CROSS	Training	322.00	LANGRECK, MELISSA	DpAp	80.00
ANTHEM SPORTS	Equip	698.99	LARSON, JASON	DpRf	80.00
BAUER, KRISTIE	DpAp	59.66	LEXIPOL	Training	4,603.20
BLACK HILLS	Gas	2,793.18	LIONSGATE	Movie	428.91
BLUE FOX ENT	Movie	48.40	LOKKER, BRENDA	DpAp	65.65
BRUENING ROCK	Rock	1,327.11	LUTZ, ROBERT	DpAp	20.67
CARRICO	Chems	933.34	MACQUEEN EQUIP	Parts	363.22
CARTER, KAREN	DpAp	80.00	MAERE, KYLE	DpAp	80.00
CIT SEWER SOLUTIONS	Contract	72,085.20	MARTINEZ, ELISA	DpAp	80.00
CITY OF CRESCO	Util	1,500.93	MATHISON, CARRIE	Refund	60.00
CR SHOPPER	Ads	1,090.75	MEHMERT TILING	Srvc	200.00
CR TPD	Ads	590.70	MOELLERS, KENNETH C	Lease	125.00
CULLIGAN	Rental	80.72	NELSON, PHILLIP	DpAp	20.67
DAKOTA SUPPLY	Supp	414.90	NE IA TASK FORCE	Dues	550.00
DC COMM	Phone	35.36	NE IA MOTORS	Srvc	106.35
DE LA ROSA, FRANCISCO	DpAp	80.00	PARAMOUNT	Movie	327.12
DELUXE ECHOSTAR	Movie	80.00	PETTY CASH	Concess	300.00
DEZIGN 4 LIFE LLC	DpRf	18.88	PIPER SANDLER	Fees	1,000.00
DRIFTLESS MULTIMEDIA	Ads	575.00	POSTMASTER	Postage	685.57
ELECTRIC PUMP	Equip	10,172.29	PUSH PEDAL PULL	Equip	3,088.90
EMPL BENE SYS	Fees	236.64	REIMANN, EMILY	DpAp	80.00
ENVIRON RES	Supp	351.84	RUFFRIDGE JOHNSON	Parts	1,106.19
EWING, KENI	DpAp	59.33	RYAN, JERRY	DpAp	20.67
FOOTE, RILEY	DpAp	67.80	SANDRY FIRE SUPPLY	Parts	56.00
FROST, ALEXANDRA	DpRf	80.00	SHERWIN-WILLIAMS	Parts	120.47
GENERATION X	Contract	404,072.82	SMITH, TINA	DpRf	80.00
GILLETTE PEPSI	Concess	2,231.90	SOLAR PRO	Solar	5,471.83
GOODER, CHRIS	DpAp	80.00	SOLUTIONS	Srvc	175.00
GOSCH'S	Srvc	529.01	STANARD & ASSOC	Supp	72.00
HARPER, MEG	DpAp	80.00	STAR EQUIP	Supp	166.47
HAWKINS	Chems	3,268.99	STEVENS, JULIE	DpAp	77.69
HERNANDEZ, MARY	DpRf	80.00	TASC	Fees	79.21
INSPIRE(D) MEDIA	Ads	435.00	TRUCK COUNTRY	Parts	20.12
IA DNR	Training	30.00	VEGA, RYLENE	DpRf	80.00
IA DOT	Oil	755.00	VERIZON	Wireless	383.31
IOWA ONE CALL	One Calls	65.70	WHKS	Engr	13,422.16
IA PRISON IND	Supp	720.00	WILSON THEATRE	Movie	150.00
JIMENEZ, GIOVANY	DpRf	80.00	WINDRIDGE	Supp	58.05
JOHN DEERE	Supp	1,041.37	WINDSTREAM	Telephone	1,206.50
JOHNSON, MARJORIE	DpRf	58.45	ZORO TOOLS	Supp	<u>132.73</u>

By Fund:

GENERAL	80,999.99
LOST PROJECT	15,420.00
FR STATION BLDG	442.73
CR COMM FIRE	592.63
ROAD USE TAX	17,964.74
EMPLOYEE BEN	328.01
FC TRUST	3,787.89
ST ASSESSMENT	404,072.82
WATER	15,949.25
WATER DEPOSIT	1,779.63
SEWER OPERATIONS	93,813.04
SEWER REPLC PROJ	13,422.16
CAP IMPROVE	70.28
YARDWASTE	<u>1,058.81</u>

TOTAL EXPENDIURES 649,701.98

Revenue 5/7-6/3/24 186,973.06

Mayor Fortune called the Cresco City Council special meeting to order on June 11, 2024 at 3:30 pm. Council Members Carman, Bouska, Fosaaen, McConnell, and Kriener were present.

Discussion was held with Wastewater Superintendent Mike Born about inflow and infiltration south of Highway 9. When it rains heavily, the south lift station is unable to keep up and could bypass the system. This indicates that a large amount storm water is entering the sanitary sewer system somehow. The DNR is requiring the City to come up with an action plan to reduce the amount of storm water that is entering the lift station. The City has implemented an annual sewer main cleaning and inspection program, major repairs are being done when discovered, and sliplining the mains as needed. Previously, the City completed a sump pump inspection program to eliminate sump pumps and downspouts from discharging into floor drains or the sanitary sewer.

The possible concerns include: the discharge of the sump pump into the sanitary sewer, footing drains, old field tiles linked to a main or service line, and deteriorating Orangeburg service lines. Several ideas were discussed to try to find the source of the storm water including televising and sliplining private service lines at the connection, dye testing downspouts, or upgrading the pump. Born will speak with engineers to see if they have any other options.

Brenno explained the current budget is \$6,000 per year for nuisance abatement. That amount has been sufficient in the past, but to be proactive in cleaning up nuisance properties it would need to be increased. He explained the process for abating the nuisance and an estimated cost for ones that are escalated to the City attorney. Council wants to be proactive and encourage residents to clean up their properties. Current nuisance complaints that are being addressed are failing to mow lawn, overgrown weeds, junk vehicles, and discarded household furniture. Council would like to look into having a city-wide cleanup day in the future. Brenno will speak with Hawkeye Sanitation about options.

McConnell left the meeting at 5:06 pm.

Kriener moved to adjourn the worksession at 6:34 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be June 17, 2024, at 5:30 pm at Cresco City Hall.

Mayor Alexander Fortune

City Clerk Nicole Hill

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-01

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Kwik Star #428

Business Location Address: 330 2nd Ave SE

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* Corporation

Legal Owner Name: Kwik Trip, Inc.

Legal Owner Mailing Address: PO Box 2107

La Crosse, WI 54602

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

*This permit is nontransferable, is effective from July 1, 20 24 and
automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,*

in the State of Iowa, this 17th day of June, 20 24.

Issued By: _____

City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-02

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Fareway Stores, Inc. #815

Business Location Address: 112 S Elm St

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* Corporation

Legal Owner Name: Fareway Stores, Inc.

Legal Owner Mailing Address: PO Box 70

Boone, IA 50036

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

*This permit is nontransferable, is effective from July 1, 20 24 and
automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,*

in the State of Iowa, this 17th day of June, 20 24.

Issued By: _____

City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-03

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Casey's General Store #2511

Business Location Address: 601 2nd Ave SW

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* Corporation

Legal Owner Name: Casey's General Stores, Inc

Legal Owner Mailing Address: Att Licensing Dept
1 SE Convenience Blvd

Ankeny, IA 50021-8045

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

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automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,
in the State of Iowa, this 17th day of June, 20 24.*

Issued By: _____

City of Cresco Mayor or City Clerk

This copy to be posted by the retailer where the sale is to be made in plain view of the public.

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-04

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: The Ox & Wren Spirits and Gifts

Business Location Address: 708 2nd Ave SE

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* LLC

Legal Owner Name: Ox and Wren, LLC.

Legal Owner Mailing Address: 16001 Saint Ave

Cresco, IA 52136

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

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automatically expires on June 30, 2024, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,*

in the State of Iowa, this 17th day of June, 20 24.

Issued By: _____

City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-05

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Sweeney's Lounge

Business Location Address: 212 S Elm St

Cresco, IA 52136

Type of Sales: Bar *Ownership Type:* Corporation

Legal Owner Name: Big Daddy Hideaway Corporation

Legal Owner Mailing Address: 212 S Elm

Cresco, IA 52136

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

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automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,*

in the State of Iowa, this 17th day of June, 20 24.

Issued By: _____

City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-06

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Dollar General #2400

Business Location Address: 419 2nd Ave SE

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* LLC

Legal Owner Name: Dolgencorp, LLC

Legal Owner Mailing Address: Dollar General #2400
Att Licensing Dept
100 Mission Ridge
Goodlettsville, TN 37072

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

*This permit is nontransferable, is effective from July 1, 20 24 and
automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,
in the State of Iowa, this 17th day of June, 2024.*

Issued By: _____
City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2025-07

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Cresco Mart

Business Location Address: 202 2nd Ave SW

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* LLC

Legal Owner Name: Jagdambe, LLC

Legal Owner Mailing Address: 202 2nd Ave SW

Cresco, IA 52136

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

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*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,
in the State of Iowa, this 17th day of June, 20 24.*

Issued By: _____

City of Cresco Mayor or City Clerk

STATE OF IOWA
RETAIL
CIGARETTE and TOBACCO PERMIT

City Number 2024-08

*In accordance with laws of the state of Iowa, and the action of
the City Council of Cresco Iowa
(City)*

Business Location Name: Howard County Jail

Business Location Address: 124 S Park Place

Cresco, IA 52136

Type of Sales: Over-the-counter *Ownership Type:* County

Legal Owner Name: Howard County

Legal Owner Mailing Address: 124 S Park Place

Cresco, IA 52136

*Is hereby authorized to sell cigarettes and tobacco products at the business location address above
in the City of Cresco County of Howard, Iowa.*

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automatically expires on June 30, 2025, unless suspended or revoked.*

*In Testimony Whereof, I have caused the seal of the said
City Cresco to be hereunto affixed. Done at Cresco City Hall,*

in the State of Iowa, this 17th day of June, 20 24.

Issued By: _____

City of Cresco Mayor or City Clerk

STREET CLOSING/PARADE PERMIT

Application Date: 6-10-2024 Name: Nancy Haberichter

Mail to Address: 901 Montgomery St Decatur IA 52101

Phone Number: 563 387 3019

List Streets to Close or Parade Route: Hospice Memorial Ride

Will be coming into Cresco from Highway 9
will turn south on V58 toward Protwin

Reason for Closure: Hospice Memorial Ride - Win Med.
about 40-70 bikes + cars

Event Date: 6-23-2024 Time: (from) 3:40pm (to) 4 pm

Signature of Applicant: Nancy Haberichter

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:

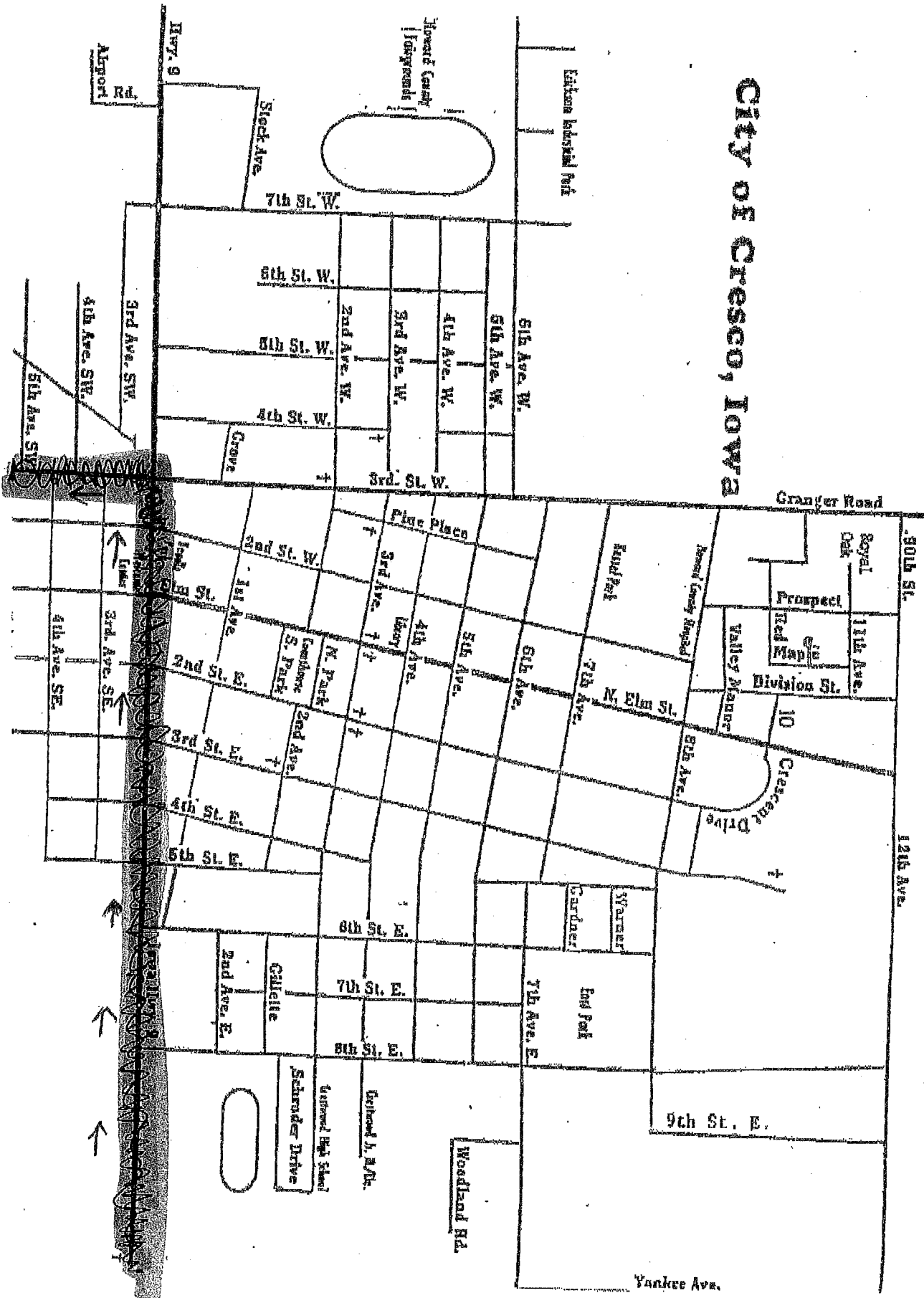
1. "Parade" Defined. "Parade" means any march or procession of persons or vehicles organized for marching or moving on the streets in an organized fashion or manner or any march or procession of persons or vehicles represented or advertised to the public as a parade.
2. Permit Required. No parade shall 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



APPLICATION FOR TAX ABATEMENT UNDER THE
AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN
FOR CRESCO, IOWA

Prior Approval for Intended Improvements

Approval of Improvements Completed

FOR PROPERTY TAX EXEMPTION FOR IMPROVEMENTS UNDER THE PROVISIONS OF THE AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN ADOPTED BY THE CITY COUNCIL OF THE CITY OF CRESCO, IOWA.

The Amended and Restated (2016) Cresco Urban Revitalization Plan allows property tax exemptions as follows:

Residential: All qualified real estate assessed as residential property is eligible to receive a one hundred percent (100%) exemption from taxation on the first seventy-five thousand dollars (\$75,000) of actual value added by the eligible improvements. The exemption is for a period of five (5) years. Actual assessed value must increase at least 10% due to the improvements.

Residential with Three or More Separate Dwelling Units: All qualified real estate assessed as residential property under Iowa Code Section 441.21(14)(a)(6) on or after January 1, 2022, having three or more separate dwelling units, is eligible to receive a fifty percent (50%) exemption from taxation on the actual value added by the improvements. The exemption is for a period of ten (10) years. Actual assessed value must increase at least 10% due to the improvements.

Commercial: All qualified real estate assessed as commercial property is eligible to receive a one hundred percent (100%) exemption on the actual value added by the eligible improvements. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

Multi-residential (Prior to January 1, 2022): All qualified real estate assessed prior to January 1, 2022 as commercial property or multi-residential property, if the commercial or multi-residential property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by the eligible improvements constructed prior to January 1, 2022. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

In order to be eligible, the property must have been located in the Cresco Urban Revitalization Area when the improvements were made. The Area includes:

All property located within the Cresco corporate limits as of March 21, 2016. Any property annexed into the City in the future shall automatically be included in the Area as of the effective date of the annexation.

*This application must be filed with the City by February 1st of the assessment year for which the exemption is first claimed, but not later than two (2) years after the February 1st following the year that the improvements are first assessed for taxation.

Address of Property: 1225 Canterbury Ct. Cresco Ia. 52136

Legal Description: Lots 4 and 5 of Webster Fifth Add.

Title Holder or Contract Buyer: James Moen and Pam Kuehn

Address of Owner (if different than above): 1 Hwy

Phone Number (to be reached during the day): 563-203-0282

Email Address: _____

Existing Property Use: Residential Commercial Split (Commercial/Residential)

Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Proposed Property Use: Residential Commercial Split (Commercial/Residential)

Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Nature of Improvements: New Construction Improvements to Existing Structure

Specify: New home

Permit Number(s) from the City of Cresco:

Date Permit(s) Issued: 2773
5-30-24

Permit(s) Valuation: _____

Estimated or Actual Date of Completion: Aug. 2024

Estimated or Actual Cost of Construction/Improvements: _____

Signature: Jim Moen

Name (Printed) Jim Moen - owner

Title: Builder

Company: Centerville Homes

Date: June 10-24

This Application is a summary of some of the Plan terms; for complete information, read a copy of the AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN, available at City Hall.

This Application must be filed with the City Clerk at City Hall, 130 N Park Pl, Cresco IA 52136.

FOR CITY USE:

CITY COUNCIL	Application Approved/Disapproved
	Reason (if disapproved) _____
	Date _____
	Attested by the City Clerk _____
ASSESSOR	Present Assessed Value of Structure _____
	Assessed Value with Improvements _____
	Eligible or Not Eligible for Tax Abatement _____
	Assessor _____ Date _____

**CITY OF CRESCO
CASH & INVESTMENT BY FUND
AS OF MAY 31, 2024**

	CASH BALANCE	MONEY MKT BALANCE	CD BALANCE	OTHER BANK BALANCE	FUND BALANCE
001 General Fund	47,770.34	109,100.00	796,000.00	676,035.48	1,628,905.82
001 General Fund - Theatre	-	-	-	1,310.38	1,310.38
001 General Fund - Credit Card Processing	-	-	-	3,500.00	3,500.00
001 General Fund - RAGBRAI	-	-	9,466.51	-	9,466.51
002 General Fund-Hotel/Motel	932.16	26,000.00	7,000.00	636,960.40	670,892.56
022 Local Option Tax Project	2,053.98	179,020.93	1,605,000.00	76,307.25	1,862,382.16
060 EV Charging Station	1,162.87	3,000.00	6,000.00	-	10,162.87
065 Nuisance House Fund	349.86	6,200.00	5,000.00	-	11,549.86
078 Fire Station Building	160.50	4,500.00	15,000.00	-	19,660.50
087 Equipment Replace	781.68	5,000.00	-	-	5,781.68
090 Office/Computer Equip.	1,245.83	2,000.00	19,000.00	-	22,245.83
091 Street Equipment Trust	1,675.94	23,000.00	20,000.00	874.57	45,550.51
092 Theatre Trust	613.41	22,000.00	50,000.00	-	72,613.41
093 Drug Dog Fund	2,170.94	17,000.00	-	-	19,170.94
094 Airport Trust	923.80	35,000.00	81,000.00	-	116,923.80
098 Cresco Community Fire	1,765.05	42,000.00	35,000.00	-	78,765.05
110 Road Use Tax Fund	867.34	79,500.00	410,000.00	200,000.00	690,367.34
112 Employee Benefits Trust	2,258.04	196,000.00	680,000.00	100,437.28	978,695.32
119 Emergency Fund	1,580.50	-	-	34,658.53	36,239.03
160 CIDC/CityRevol.Loan-bus.	1,580.47	59,000.00	120,000.00	-	180,580.47
162 CUSB Historic Downtown RLF	-	-	-	122,094.06	122,094.06
177 Police Forfeiture Fund	265.13	-	-	-	265.13
183 Equip.Repair-Fitness Ctr	1,982.34	71,000.00	75,000.00	-	147,982.34
184 City Park Trust	1,219.10	9,000.00	16,000.00	-	26,219.10
185 Recreation Supply	-	-	-	-	-
186 Park Tree Trust	1,180.34	2,000.00	5,000.00	-	8,180.34
188 Fire Equipment Trust	801.62	10,000.00	70,000.00	-	80,801.62
189 Library Trust	1,173.04	12,000.00	92,000.00	-	105,173.04
200 Debt Service Fund	990.63	9,079.07	62,000.00	347,979.07	420,048.77
319 7th St W Assessment Project Fund	839.29	36,900.00	-	686,888.78	724,628.07
322 Scene Shop Project Fund	915.44	5,000.00	-	22,109.21	28,024.65
323 Water Tower / ARPA Grant Project	-	-	-	-	-
324 Downtown Crosswalk Project	-	-	-	13,019.70	13,019.70
600 Water Utility Fund	3,301.17	26,700.00	200,000.00	85,371.69	315,372.86
601 Water Deposit Trust	247.73	3,000.00	30,000.00	-	33,247.73
602 Water Utility Replacement	2,319.16	115,000.00	450,000.00	196,158.08	763,477.24
610 MSSU Revenue	3,919.60	54,000.00	315,000.00	355,747.72	728,667.32
612 MSSU Operation/Maint	789.03	-	-	-	789.03
613 MSSU Replacement	1,792.49	192,000.00	885,000.00	192,970.72	1,271,763.21
614 MSSU Rev.Bond Int	746.41	1,000.00	38,000.00	-	39,746.41
620 Cap Imp Water, Sewer, Storm	812.86	2,000.00	80,000.00	-	82,812.86
670 Yard Waste Fund	902.33	43,000.00	45,000.00	-	88,902.33
820 Health Ins Partial Self Fund	-	-	142,070.19	42,050.07	184,120.26
Totals	92,090.42	1,400,000.00	6,363,536.70	3,794,472.99	11,650,100.11
	1%	12%	55%	33%	<u>11,650,100.11</u>

Checking Sweep - Cresco Bank & Trust (operating)	4.45%	92,090.42
Checking - CB&T (credit cards)	0.00%	3,500.00
Theatre Checking (CB&T)	0.00%	1,310.38
Money Market - Cresco Bank & Trust	4.45%	1,400,000.00
MMKT IPAIT	5.08%	847,126.49
MMKT CUSB	5.15%	2,539,487.28
MMKT Hlth Ins Partial Self Funded	4.45%	42,050.07
CD RAGBRAI - 18 mo - matures 3/15/25 (CB)	5.24%	9,466.51
CD Safe-T-Fund-1 yr -matures 11/20/24(CB&T)	5.34%	100,000.00
CD - 3 mth - matures 12/7/23 (CB&T)	5.21%	0.00
CD - 12 mth - matures 5/22/25 (CUSB)	5.10%	2,600,000.00
CD - 9 mth - matures 7/19/24 (CB&T)	5.33%	2,750,000.00
CD Safe-T-Fund-1 yr -matures 9/7/24(CB&T)	5.24%	42,070.19
CD - 11 mth - matures 8/7/24 (CB&T)	5.24%	862,000.00
Grand Total Cash in Banks		<u>\$ 11,289,101.34</u>

Revenue

PCT OF FISCAL YTD 91.6%

ACCOUNT NUMBER	ACCOUNT TITLE	MTD BALANCE	YTD BALANCE	BUDGET	% RECEIVED
	GENERAL TOTAL	259,815.06	3,593,996.66	3,805,651.00	94.44
	HOTEL/MOTEL TAX TOTAL	4,809.85	30,061.68	25,000.00	120.25
	LOST PROJECT TOTAL	78,676.38	704,309.46	725,800.00	97.04
	EV CHARGING STATION TOTAL	21.38	429.44	1,600.00	26.84
	NUISANCE HOUSE TOTAL	161.03	659.55	8,000.00	8.24
	FIRE STATION BUILDING TOTAL	23.93	15,025.59	14,800.00	101.52
	EQUIPMENT REPLACEMENT TOTAL	208.05	12,683.13	12,200.00	103.96
	OFFICE EQUIPMENT TOTAL	220.51	991.11	200.00	495.56
	STREET TRUST TOTAL	4,176.15	193,636.92	211,900.00	91.38
	THEATRE TRUST FUND TOTAL	136.12	33,609.99	57,400.00	58.55
	DRUG DOG TOTAL	1,518.44	25,745.94	23,000.00	111.94
	AIRPORT TRUST FUND TOTAL	184.46	4,784.58	16,700.00	28.65
	CRESCO COMMUNITY FIRE TOTAL	891.00	90,480.64	96,600.00	93.67
	ROAD USE TAX TOTAL	44,276.86	487,199.03	540,000.00	90.22
	EMPLOYEE BENEFITS TOTAL	20,802.79	683,207.02	657,700.00	103.88
	EMERGENCY FUND TOTAL	947.24	36,239.03	37,500.00	96.64
	LOCAL OPTION SALES TAX TOTAL	60,290.24	661,117.72	752,000.00	87.91
	REVOLVING LOAN TOTAL	4,766.13	35,589.96	37,930.00	93.83
	CUSB HISTORIC DWTOWN RLF TOTA	1,981.93	282,094.06	280,000.00	100.75
	POLICE FORFEITURE FUND TOTAL	.00	25.00	.00	.00
	REHAB HOUSE TOTAL	.00	71,702.12	71,400.00	100.42
	FITNESS CENTER TRUST TOTAL	2,374.73	149,287.47	155,300.00	96.13
	PARK TRUST TOTAL	367.27	9,005.81	100.00	9,005.81
	PARK TREE TRUST TOTAL	16.33	1,755.44	1,240.00	141.57
	FIRE EQUIPMENT TOTAL	437.66	15,713.25	13,500.00	116.39
	LIBRARY TRUST TOTAL	3,917.40	45,811.59	55,150.00	83.07
	DEBT SERVICE TOTAL	16,996.70	495,288.09	492,310.00	100.60
	STREET ASSESSMENT TOTAL	53,028.74	3,698,431.52	3,733,200.00	99.07
	SCENE SHOP PROJECT TOTAL	5,626.63	9,937.06	26,100.00	38.07
	WATER TOWER REHAB PROJECT TOTA	.00	219,878.78	227,900.00	96.48
	DOWNTOWN CROSSWALKS TOTAL	.00	1,285,486.61	1,287,800.00	99.82
	WATER TOTAL	55,061.02	630,687.38	699,300.00	90.19
	WATER DEPOSIT TOTAL	560.00	9,460.00	15,000.00	63.07
	WATER EQUIPMENT REPLACE TOTAL	160,539.56	317,202.05	294,000.00	107.89
	SEWER TOTAL	77,831.82	897,739.00	1,002,100.00	89.59
	SEWER OPERATIONS TOTAL	43,000.00	580,300.00	836,700.00	69.36
	SEWER REPLACEMENT PROJ TOTAL	9,469.45	314,862.93	269,000.00	117.05
	SEWER SINKING TOTAL	900.77	31,472.20	29,500.00	106.69
	PROPRIETARY CAP IMPROVE TOTAL	6,837.37	77,830.26	82,100.00	94.80
	YARDWASTE TOTAL	4,325.92	40,936.24	40,600.00	100.83
	SELF INSURANCE TOTAL	7,234.27	58,199.95	.00	.00
	TOTAL REVENUE BY FUND	932,433.19	15,852,874.26	16,636,281.00	95.29

Expenses

PCT OF FISCAL YTD 91.6%

ACCOUNT NUMBER	ACCOUNT TITLE	MDT BALANCE	YTD BALANCE	BUDGET	% SPENT
	GENERAL TOTAL	287,097.69	3,445,493.63	3,964,400.00	86.91
	HOTEL/MOTEL TAX TOTAL	.00	35,825.00	42,000.00	85.30
	LOST PROJECT TOTAL	5,219.94	331,607.63	561,000.00	59.11
	EV CHARGING STATION TOTAL	20.54	322.37	1,200.00	26.86
	NUISANCE HOUSE TOTAL	173.88	2,003.28	8,000.00	25.04
	FIRE STATION BUILDING TOTAL	631.82	13,824.66	14,800.00	93.41
	EQUIPMENT REPLACEMENT TOTAL	.00	115.00	1,000.00	11.50
	STREET TRUST TOTAL	30,000.00	279,323.60	306,500.00	91.13
	THEATRE TRUST FUND TOTAL	.00	29,031.00	62,000.00	46.82
	DRUG DOG TOTAL	.00	6,575.00	21,000.00	31.31
	AIRPORT TRUST FUND TOTAL	.00	.00	35,000.00	.00
	CRESCO COMMUNITY FIRE TOTAL	6,743.34	81,099.23	96,600.00	83.95
	ROAD USE TAX TOTAL	46,026.51	522,137.65	647,600.00	80.63
	EMPLOYEE BENEFITS TOTAL	48,464.64	594,653.99	704,600.00	84.40
	EMERGENCY FUND TOTAL	.00	.00	37,500.00	.00
	LOCAL OPTION SALES TAX TOTAL	60,290.24	661,117.72	752,000.00	87.91
	REVOLVING LOAN TOTAL	.00	.00	50,000.00	.00
	CUSB HISTORIC DWTOWN RLF TOTA	.00	160,000.00	280,000.00	57.14
	REHAB HOUSE TOTAL	.00	72,846.72	73,400.00	99.25
	FITNESS CENTER TRUST TOTAL	3,622.30	178,502.57	261,100.00	68.37
	PARK TRUST TOTAL	.00	1,095.00	14,000.00	7.82
	RECREATION SUPPLY TOTAL	.00	9,112.52	9,200.00	99.05
	PARK TREE TRUST TOTAL	.00	1,785.00	2,000.00	89.25
	FIRE EQUIPMENT TOTAL	.00	9,996.40	17,000.00	58.80
	LIBRARY TRUST TOTAL	959.69	55,778.83	66,850.00	83.44
	DEBT SERVICE TOTAL	428,387.50	534,311.81	539,330.00	99.07
	STREET ASSESSMENT TOTAL	333,450.00	2,973,946.33	3,534,300.00	84.15
	SCENE SHOP PROJECT TOTAL	.00	11,128.22	30,000.00	37.09
	WATER TOWER REHAB PROJECT TOTA	.00	675,911.82	683,900.00	98.83
	DOWNTOWN CROSSWALKS TOTAL	13,447.69	1,293,031.09	1,317,600.00	98.14
	WATER TOTAL	194,814.77	781,650.55	869,800.00	89.87
	WATER DEPOSIT TOTAL	1,701.36	10,805.08	15,000.00	72.03
	WATER EQUIPMENT REPLACE TOTAL	.00	101,565.53	258,000.00	39.37
	SEWER TOTAL	43,000.00	872,300.00	1,128,700.00	77.28
	SEWER OPERATIONS TOTAL	43,766.79	580,580.00	836,700.00	69.39
	SEWER REPLACEMENT PROJ TOTAL	972.77	283,728.51	315,000.00	90.07
	SEWER SINKING TOTAL	27,486.25	29,420.00	29,500.00	99.73
	PROPRIETARY CAP IMPROVE TOTAL	53.21	1,591.42	1,900.00	83.76
	YARDWASTE TOTAL	2,152.59	32,948.53	39,200.00	84.05
	SELF INSURANCE TOTAL	769.37	32,554.37	.00	.00
	TOTAL EXPENSES BY FUND	1,579,252.89	14,707,720.06	17,627,680.00	83.44

Scene Shop Project
Fund #322

a/o 6/14/2024

	<u>Expenses</u>	<u>Deposits</u>	
Completed/Recieved:			
10/5/2020		40,000.00	Tr from LOST (City)
10/5/2020	3,337.00		Martin Gardner
10/5/2020	5,750.00		Bergo Environmental (Asbestos Abatement)
10/19/2020	17,216.13		Mehmert Tiling (demolition)
12/3/2020	650.00		Martin Gardner
3/1/2021	2,600.00		Martin Gardner
3/30/2021		3,162.50	7B (Asbestos Removal)
4/12/2023		15,000.00	HC Community Foundation Grant
9/18/2023	1,486.46		Martin Gardner - Design Development
10/16/2023	1,486.46		Martin Gardner - Design Development
1/8/2024	99.00		Ahlers & Cooney -Questions on Fundraising
1/22/2024	5,000.00		Martin & Gardner - Design Rendering
2/19/2024	75.00		IA Dept of Inspections - Gambling Permit
3/18/2024	2,981.30		Martin & Gardner - Design Development & Travel Expenses
		13,756.55	Donations 12-27-6/14
10/31/2023		1,786.92	Interest (from 10/31/20 to current)
Total Fund #322	40,681.35	73,705.97	33,024.62 Balance as of 6/14/24
Estimated/Awarded:			
	663,090.00		Martin Gardner Estimate
	(17,541.22)		Martin Gardner - paid to date
		71,613.41	#092 Theatre Trust Fund Available
		100,000.00	Theatre Catalyst Grant
		30,000.00	Donation from CUSB
Total:	645,548.78	201,613.41	

Total Cash Needed to Build Scene Shop \$ 410,910.75

ORDINANCE NO. 509

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA, BY AMENDING PROVISIONS PERTAINING TO WATER RATES, SEWER SERVICE CHARGES, AND YARDWASTE FEES

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

SECTION 1. Chapter 92, Section 02, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

92.02 RATES FOR SERVICE. Water service shall be furnished at the following monthly rates within the City:

(Code of Iowa, Section 384.84)

1. Effective July 1, 2024:

- A. First 7,000 gallons used per month @ \$6.11 per 1,000 gallons. (Minimum bill is \$9.17 based on 1,500 gallons.)
- B. Next 60,000 gallons used per month @ \$5.57 per 1,000 gallons.
- C. All over 67,000 gallons used per month @ \$5.10 per 1,000 gallons.

SECTION 2. Chapter 92, Section 03, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

92.03 RATES OUTSIDE THE CITY: Water service shall be provided at the following monthly rates, based upon water used and furnished, outside the City limits:

(Code of Iowa, Section 384.84)

1. Effective July 1, 2024:

- A. First 7,000 gallons used per month @ \$12.84 per 1,000 gallons. (Minimum Bill is \$19.26 based on 1,500 gallons.)
- B. Next 60,000 gallons used per month @ \$11.70 per 1,000 gallons.
- C. All over 67,000 gallons used per month @ \$10.72 per 1,000 gallons.

SECTION 3. Chapter 92, Section 05 (1) (5), and (6) of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

92.05 SERVICE DISCONTINUED. Water service to delinquent customers shall be discontinued in accordance with the following:

(Code of Iowa, Section 384.84)

1. Notice. The Clerk shall notify each delinquent customer that service will be discontinued if payment of the combined service account, including late payment charges, is not received by the date specified in the notice of delinquency. Such notice shall be sent by ordinary mail to the customer in whose name the delinquent charges were incurred and shall inform the customer of the nature of the delinquency and afford the customer the opportunity for a hearing prior to the discontinuance. In the event that the City tags doors of delinquent customers prior to discontinuance of service, as final notice of shutoff, a \$75.00 service fee shall be charged.

5. Reconnection Fees. A fee of \$50.00 shall be charged for shutting the water off and a fee of \$50.00 shall be charged before the service is restored to a delinquent customer. No service fees shall be charged for the usual or customary trips in the regular changes in occupancies of property.

6. (DELETED)

SECTION 4. Chapter 92, Section 06, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

92.06 SERVICE AFTER HOURS. All water services will be conducted during normal business hours 8:00 AM to 4:00 PM, Monday through Friday. Requests after normal business hours for services, including (but not limited to) repairs, water on requests, or water off requests shall be billed a minimum fee of \$150.00.

SECTION 5. Chapter 99, Section 02, of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

99.02 RATES FOR SERVICE. Each customer shall pay a sewer service charge for the use of and for the service supplied by the municipal sanitary sewer system based upon the amount and rate of water consumed. Sewer service shall be furnished at the following monthly rates:

(Code of Iowa, Section 384.84)

1. Effective July 1, 2024:

- A. \$10.94 per 1,000 gallons within City limits. (Minimum bill is \$16.41 based on 1,500 gallons.)
- B. \$21.88 per 1,000 gallons outside City limits. (Minimum bill is \$32.82 based on 1,500 gallons.)
- C. \$10.94 per 1,000 gallons for high volume users that are subject to Industrial Sewer Rental Agreements with the City.
- D. \$7.20 per pound per day BOD5 x 30-day average BOD5 (ppd) for users subject to Industrial Sewer Rental Agreements with the City (where BOD5 refers to biochemical oxygen demand).

SECTION 6. Chapter 106, Section 08 (2), of the Code of Ordinances of the City of Cresco, Iowa, is repealed and the following adopted in lieu thereof:

106.08 COLLECTION FEES. The collection and disposal of solid waste as provided by this chapter are declared to be beneficial to the property served or eligible to be served and there shall be levied and collected fees therefor in accordance with the following:

(Goreham vs. Des Moines, 1970, 179 NW 2nd, 449)

- 2. Yard Waste. The fee for collection of yard waste is \$2.00 per month for each residential and commercial premises.

SECTION 7. 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 8. 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 _____, 2024.

Mayor Alexander Fortune

ATTEST: _____
City Clerk Nicole Hill

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

I certify that the foregoing was published as Ordinance No. 509 on the _____ day of _____, 2024.

City Clerk Nicole Hill