

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA

DATE OF MEETING: FEBRUARY 3, 2014

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: CARMAN, BOUSKA, McGEE, McCARVILLE, LOVELESS

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 January 20, 2014
4. Approval of Minutes from January 20, 2014 Worksession
5. Approval of Minutes from January 22, 2014 Worksession

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

1. Public Works
2. Police
3. Administration

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

1. Public Hearing on Proposed Resolution of Necessity for the 3rd Street West (Granger Road) Reconstruction
2. Resolution with Respect to the Adoption of the Resolution of Necessity Proposed for the 3rd Street West (Granger Road) Reconstruction
3. Resolution Directing Preparation of Detailed Plans and Specifications, Form of Contract and Notice to Bidders on the 3rd Street West (Granger Road) Reconstruction
4. Opening Bids and Possible Award of Contract for Stump Grinding Contract
5. Request for Credit on Sewer not Entering the Sanitary Sewer from Jonathon and Fran Hayek
6. Discussion and Review of Proposed Yardwaste Collection Calendar
7. Appointment of Street Superintendent
8. Appointment of Street Laborer
9. Resolution Regarding ACA Fees
10. Motion to Write Off Uncollectible Account due to Discharge of Debt due to Bankruptcy Filing

COMMENTS FROM AUDIENCE:

ADJOURN:

THIS NOTICE IS GIVEN AT THE DIRECTION OF THE MAYOR PURSUANT TO CHAPTER 28A, CODE OF IOWA AND THE LOCAL RULES OF SAID GOVERNMENTAL BODY. POSTED JANUARY 31, 2014.

ORIGINAL

(This Notice to be posted)

NOTICE AND CALL OF PUBLIC MEETING

Governmental Body: The City Council of the City of Cresco, State of Iowa.
Date of Meeting: February 3, 2014.
Time of Meeting: 7:00 o'clock P.M.
Place of Meeting: Council Chambers, City Hall, 130 N. Park Place, Cresco, Iowa.

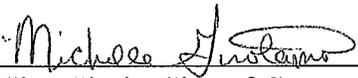
PUBLIC NOTICE IS HEREBY GIVEN that the above mentioned governmental body will meet at the date, time and place above set out. The tentative agenda for the meeting is as follows:

Resolution of necessity for the 3rd Street West (Granger Road) Reconstruction.

- Public hearing on proposed resolution of necessity.
- Resolution with respect to adopting resolution of necessity.
- Resolution directing preparation of detailed plans and specifications, form of contract and notice to bidders.

Such additional matters as are set forth on the additional 1 page(s) attached hereto.
(number)

This notice is given at the direction of the Mayor pursuant to Chapter 21, Code of Iowa, and the local rules of the governmental body.



City Clerk, City of Cresco, Iowa

The Cresco City Council met January 20, 2014, at 7:00 pm at City Hall. Council members Carman, Bouska, McGee, McCarville and Loveless 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 January 6 and 9, 2014 meetings; special Class C Liquor license (BW)(beer/wine) with Sunday sales to Mad Cam Inc d/b/a Mages Pizza; tree surgeon licenses for Dusty's Total Tree Service, Walton Tree Service, Tarzan Tree Service LLC, and Wilson Custom Tree; street closing permit for the Brew & Stew for a portion of 1st Ave N on March 14-15, 2014 and a portion of South Park Place and North Elm Street on March 15, 2014. Loveless seconded and it passed all ayes.

Public Works Director Rod Freidhof reported: (a) watermain break on Highway 9 was the City's watermain so that was repaired and because it was exposed, Mr. Brincks upgraded the carwash tap; (b) watermain break was also repaired on 2nd St SE and found frost was 5 feet deep under the road; (c) one of the digestors at the WWTP was fixed and the others will be repaired this winter; (d) Street Department took down Christmas decorations and built a stand to hold them. They are keeping busy with the frequent snowfalls.

Police Chief Tim Ruroden reported that they are advertising for two part-time Officers. Thor will go to Anamosa this week for additional training.

City Clerk Michelle Girolamo reported (a) resignations from the airport commission have been received from Pat Schwamman and Dan Duerre so the positions will be advertised. Both of these positions must be filled by City of Cresco residents; (b) Katie Bee will be at the March 3, 2014 meeting to discuss the Social Host Ordinance; (c) November and December Financial Statements were presented.

Eric Johnson from Kirkham Michael was unable to make it to the meeting due to the weather. He was going to explain that there is a possibility that the Vernon Road would need to be closed in the future for the flight zones. Their guess was that it would not happen until about 2030. Council hoped Johnson would be able to present the ALP findings soon so that decisions for the future of the airport can be made.

Bids for the Tree Removal Project on the Granger Road were opened. Dusty's Total Tree Service \$10,995; Wilson Custom Tree Service \$9,998; Tarzan Tree Service \$24,700. Bouska made the motion to award the contract to the low bidder Wilson Custom Tree Service. McGee seconded and it passed all ayes. Jeff Wilson then asked if he could withdraw his bid due to a potential different job that just came up. Council allowed him to immediately withdraw his bid and disregard the previous motion and vote. Bouska made the motion to award the contract to Dusty's Total Tree Service for \$10,995. McGee seconded it and it passed all ayes.

Mayor asked if there were any comments from the audience. Girolamo reported for the Theatre Commission. Dave Gosch and Johnsons will attend a council meeting to discuss the Council's request for a bidding process for the Theatre. The Commission is concerned that nobody from the City has learned how to run the new projector. Freidhof and Girolamo will get trained soon. The marquee has not been looked at yet, carpet needs to be restretched, men's restroom is not done yet, and balcony lights need repairs by Bob's Electric. Council wants to make sure both the Theatre Commission and Kirkham Michael attend meetings as soon as possible.

Carman moved to adjourn at 7:20 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on February 3, 2014 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Following is a list of claims approved for payment:

ADVANCED SYS	Maint	70.49
ALLIANT	Elect	593.65
BAKER&TAYLOR	Books	728.61
BASLER, RON TECH GEEK	Ref final	16.51
BEST SERV	Srvc	350.28
BLACK HILLS	Nat gas	450.27
BC / BS	Insur	26,928.21
BOB'S ELECT	Equip	13,278.17
BROWN	Supp	163.74
CAFFREY, MIKE	Fee	75.00
CARDMEMBER	DVDs	100.07
CARQUEST	Supp	194.36
CITY OF CRES	Util, insur	3,029.00
CPU	Supp	44.99
CRESCO INSUR	Insur	476.99
CRESCO LIQUOR	Land	2,000.00
CRESCO SHOPPER	Advert	208.75
CRESCO TPD	Publication	273.28
DALCO	Supp	618.90
DUNEMAN, RONALD	Ref final	6.83
ELWOOD O'DONO...	Fee	2,540.00
FAREWAY	Supp	13.53
FENCO	Equip	680.32
GOSCH'S	Srvc	641.55
GROUP SERV	Fee	338.25
GURNEY	Parts	767.73
H & S MOTORS	Srvc	601.20
HAWKEYE REC	Elect	5,777.92
HAWKEYE SAN	Garbage	39,106.70
HOLTEN, BRENT&SARAH	Reimb curb	509.35
HOW COUNTY	Shared LEC	11,907.50
HOW CO BUSS & TOUR	Dues	15,000.00
HYDRITE	Supp	2,266.60
IA ONE	Srvc	16.20
IA PUB AIRPORTS	Fee	75.00
JIM'S AUTO	Supp	141.45
K & H COOP	LP	310.04
KJOS, CYNTHIA	Ref final	11.53
KUBIK	Rprs	843.21
KWIK TRIP	Gas	9,741.61
MID-STATES ORG	Dues	100.00
MODERN MARKETING	Supp	159.72
MOELLERS, KEVIN&STACIA	Ref final	16.83
MUNICIPAL MAGT	Srvc	600.00
MURPHY, STEVE	Ref final	9.23
PAYROLL		63,702.27
PETTY CASH	Postage	47.63
POSTMASTER	Postage	75.00
R&S PROP/BURKE	Ref final	13.83
RICOH	Copies	133.39
RILEY'S	Supp	347.60
RUPPERT	Supp	636.32
SAFETY KLEEN	Supp	176.12
SANDRY FIRE	Equip	295.00
STATE HYG	Analys	172.00

STOREY KEN	Supp	156.23
U.S. CELL	Phone	242.84
UNIFORM & ACCESS	Supp	254.55
UNITYPOINT	Dues	50.00
WANDA CAROLAN EST	Ref final	11.98
WINDSTREAM	Phone	120.29
	GENERAL	99,329.87
	LOSST	16,544.46
	NUISANCE HOUSE	941.75
	MEDIACOM	576.05
	CRESCO COMM FIRE	1,522.84
	ROAD USE TAX	17,549.80
	EMPLOYEE BENEFITS	24,543.95
	WATER	15,766.17
	WATER EQUIP REPL	1,273.71
	SEWER OPER	20,427.53
	SEWER REPL PROJ	9,708.04
	PROPRIETARY CAP	17.23
	YARDWASTE	17.22
	EXPENDITURES	208,218.62
	Revenues 1/7 to 1/20/14	156,886.72

The Cresco City Council met in special session on January 20, 2014, at 6:00 pm at City Hall. Council members Carman, Bouska, McGee, McCarville and Loveless were present. No council members were absent.

Proposed cuts to the budget requests were discussed. The impact on the property tax levy was reviewed. The Sewer Department had requested a new tractor and found a used one that would be available in a month. Council approved the purchase of the used tractor and to amend the current budget. An article for the newspaper will be prepared explaining the budget requests and cuts that were made.

Carman moved to adjourn at 6:50 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on February 3, 2014 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

The Cresco City Council met in special session on January 22, 2014, at 4:00 pm at the Howard County Courthouse. Council members Carman, Bouska and McGee were present. McCarville arrived at 4:02 pm. Loveless was absent. Also present were Mayor Bohle, PWD Freidhof, City Clerk Girolamo, HC Auditor Chapman, HC Supervisors Burnikel and Kubik and via phone was McGovern.

Discussion was held regarding funding the dispatchers at the Law Enforcement Center. Currently the City of Cresco pays 48% of the dispatchers' wages and benefits and the County pays 52%. In researching other cities and counties, it appears that the City is paying more for dispatching services than other cities. For the 2014/2015 budget year, it was agreed to cut the City's reimbursement in half. Bouska made the motion that the City will pay 24% and the County will pay 76% of the Dispatchers' wages and benefits. Before the next fiscal year, the City and County will work together to come up with a formula to share the cost for future years and update the 28E Agreement. McGee seconded and it passed all ayes.

Bouska moved to adjourn at 4:20 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on February 3, 2014 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

The Mayor then called for objections to the adoption of the proposed Resolution of Necessity for the construction of the 3rd Street West (Granger Road) Reconstruction in the corporation, pursuant to notice of the time and place of hearing duly published and mailed, and pursuant to prior action of the Council; and announced to those present at the Council meeting that both written and oral objections would be received and considered by the Council at this time. Written and oral objections were then received or heard.

Council Member _____ moved that the time for the public hearing and receiving of objections be closed. Seconded by Council Member _____. On vote, the motion was adopted.

After reviewing all the objections received, the Council found and determined that no remonstrance, pursuant to the provisions of Section 384.51 of the Code of Iowa, was filed with the Council, pertaining to the proposed improvement as set out in the Resolution of Necessity as originally proposed.

Council Member _____ introduced the following Resolution entitled "RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION OF NECESSITY PROPOSED FOR THE 3RD STREET WEST (GRANGER ROAD) RECONSTRUCTION" and moved that it be adopted. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the following Resolution duly adopted:

RESOLUTION WITH RESPECT TO THE ADOPTION OF
THE RESOLUTION OF NECESSITY PROPOSED FOR
THE 3RD STREET WEST (GRANGER ROAD)
RECONSTRUCTION

WHEREAS, this Council has proposed a Resolution of Necessity for the 3rd Street West (Granger Road) Reconstruction, has given notice of the public hearing thereon as required by law; and

WHEREAS, the public hearing has been held, all persons offering objections have been heard and consideration given to all objections and is pending before this Council; and

WHEREAS, this is the time and place set as provided for the taking of action on the proposed Resolution of Necessity;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CRESCO, STATE OF IOWA:

Section 1. That the proposed Resolution of Necessity described above is hereby:

- Adopted, without amendment, and all objections filed or made having been duly considered are overruled.
- Adopted as amended by the Schedule of Amendments attached hereto as Exhibit A, and made a part hereof by reference. All objections filed or made having been duly considered are overruled.
- Deferred for later consideration to a Council meeting to be held on _____ day of _____, next, at _____ o'clock _____ .M, at this meeting place, with jurisdiction retained for further consideration and action at the adjourned meeting.
- Abandoned.

Section 2. That all written requests for agricultural deferment by property owners must be filed within ten (10) days following the date of adoption of this Resolution.

PASSED AND APPROVED this 3rd day of February, 2014.

Mayor

ATTEST:

City Clerk

Council Member _____ introduced the following Resolution entitled "RESOLUTION DIRECTING PREPARATION OF DETAILED PLANS AND SPECIFICATIONS, FORM OF CONTRACT AND NOTICE TO BIDDERS ON THE 3RD STREET WEST (GRANGER ROAD) RECONSTRUCTION" and moved that it be adopted. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the following Resolution duly adopted:

RESOLUTION DIRECTING PREPARATION OF
DETAILED PLANS AND SPECIFICATIONS, FORM OF
CONTRACT AND NOTICE TO BIDDERS ON THE 3RD
STREET WEST (GRANGER ROAD) RECONSTRUCTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CRESCO,
STATE OF IOWA:

That Daren D. Sikkink, PE, Engineer, is hereby ordered and directed to prepare and file with the Clerk detailed plans and specifications for the construction of the 3rd Street West (Granger Road) Reconstruction.

BE IT FURTHER RESOLVED that the Engineer is hereby ordered and directed to prepare and file with the Clerk a Notice to Bidders and form of contract for the construction of the 3rd Street West (Granger Road) Reconstruction.

PASSED AND APPROVED this 3rd day of February, 2014.

Mayor

ATTEST:

City Clerk

Dear City of Cresco,

One day back in December I came home from work and found that my outside hose had been turned on. At the time I thought that a prank had been played on me by a disgruntled coworker, so I shut off the water and went about my way because I had thought it had only been on for a little while. The other day I had gotten a phone call from someone at the city office wondering if anything out of the ordinary had happened lately, that is when I remembered the hose running. This is when I asked my kids if they had messed with the hose and they said they had turned it on. They had said that a large amount of water was used by us and that we were getting a very large bill. I was hoping to write to the city and ask for help to remove portions of the bill because the water was used outside and it was done by mistake.

Sincerely,

The Hayek's

A handwritten signature in cursive script that reads "Fran Hayek". The signature is written in black ink and is positioned below the typed name "The Hayek's".

216 2nd Ave E Cresco, Iowa

1/28/14

? [Icons] Alpha Cancel # [Icons] Prop Meter Inq Setup Bad Debt [Icons]

Balance | Customer | History Summary | History Detail | Consumption | Payment Agreement | Bad Debt |

Account # 3022001 Service All Services Option Summary **Active**

JONATHAN HAYEK

Acct Serv Hist Cred Prop

216 2ND AVE E

Due Date 2-12-2014

Times Delq	30 Days	60 Days	90 Days	Over 90	Budget Due	Total
41	751.30	86.43				837.73
CI	2.00	2.00	.00	.00	.00	4.00
GB	15.80	15.80	.00	.00	.00	31.60
RC	4.38	4.38	.00	.00	.00	8.76
SE	473.78	34.61	.00	.00	.00	508.39
WA	237.00	18.72	.00	.00	.00	255.72
YW	1.75	1.75	.00	.00	.00	3.50
MC	.00	.00	.00	.00	.00	.00
TX	16.59	1.31	.00	.00	.00	17.90
PN	.00	7.86	.00	.00	.00	7.86
TOTAL	751.30	86.43	.00	.00	.00	837.73

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0006
 Average Sewer Charge for last 6 mo.

Cur mo. 0002

Possible Credit amount for Sewer

YARD WASTE CALENDAR 2014



Pick up for yard waste is on the circled dates

Su	Mo	Tu	We	Th	Fr	Sa
			1	2	3	4
5	6	7	8	9	10	11
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28	29	30	31			

No yard waste pick-up June thru Sept. 28th. Yard waste site will be open for citizens of Cresco to deposit yard waste throughout the season. If high winds or a storm would hit the area City officials will assess the situation to determine if a special pick-up would be made.

RESOLUTION NO. _____

RESOLUTION APPROVING AFFORDABLE CARE ACT FEES

WHEREAS, effective January 1, 2014 Obama's Affordable Health Care Act implemented a health insurance program in which additional fees are charged for health insurance offered for each covered member; and

WHEREAS, the Affordable Care Act (ACA) Fees for 2014 are \$9.00 per member for Health Insurance Fees and \$5.25 for Re-Insurance Fees; and

WHEREAS, the City of Cresco will pay the ACA Fees for each eligible full-time employee and the employee will pay the ACA fees for additional family members covered by their health insurance plan.

THEREFORE, BE IT RESOLVED, that effective in March 2014 that the ACA Fees of \$14.25 per family member per month will be withheld from the employee's paychecks.

PASSED AND APPROVED THIS 3RD DAY OF FEBRUARY, 2014.

Mayor Mark Bohle

Attest: _____
City Clerk Michelle Girolamo

Jan 28, 2014

Request write off of \$462.63 on account number 5053301 due to bankruptcy. I am unable to collect on this past due as they filed bankruptcy on this date. All the debt after this point is still collectable.

↑ October 25, 2013

Thanks

Niki