

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA

DATE OF MEETING: JUNE 16, 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 June 2, 2014
4. Approval of Minutes from June 12, 2014 Work Session
5. Approval of Permit for Supervised Display of Fireworks
6. Approval of Cigarette/Tobacco Permit Application for Dolgencorp, LLC d/b/a Dollar General #2400

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. Jeff Holmstrom to Discuss Sidewalk Replacement on North Elm
2. Resolution Appointing Wells Fargo, National Association of Minneapolis, Minnesota to Serve as Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement
3. Approval of Tax Exemption Certificate
4. Approval of Continuing Disclosure Certificate
5. Resolution Approving and Authorizing a Form of Loan Agreement and Authorizing and Providing for the Issuance of \$2,950,000 General Obligation Capital Loan Notes, Series 2014, and Levying a Tax to Pay the Notes
6. Resolution Committing Fund Balance Resources for General Funds and Special Revenue Funds (GASB 54)
7. Resolution Approving Wage and Benefit Agreement for Nonunion Employees
8. Resolution Approving Wage Increase for Certain Permanent Part-Time Positions
9. Resolution Authorizing the Mayor to Enter into an Agreement with Hogan-Hansen, PC to Perform Auditing Services
10. Resolution Authorizing the Mayor and City Clerk to Enter into an Agreement with the Farmer's Market
11. Recommendation by the Board of Adjustments to Re-Appoint Art Svestka to the Board for a 5 year term ending June 30, 2019

12. Recommendation by the Theatre and Champlin Hall Commission to Appoint Bruce Buckley to the Commission to Fulfill a Term Ending June 30, 2015
13. Recommendation by the Theatre and Champlin Hall Commission to Re-Appoint Rick Nance to the Commission for a 3 year term ending June 30, 2017
14. Recommendation by the Theatre and Champlin Hall Commission to Re-Appoint Gayle Kelm to the Commission for a 3 year term ending June 30, 2017
15. Recommendation by the Theatre and Champlin Hall Commission to Re-Appoint Shirlee Haw to the Commission for a 3 year term ending June 30, 2017
16. Resolution Authorizing the Mayor and City Clerk to Enter into a Lease Agreement with Cresco Theatre LLC
17. Motion to Close City Hall on Monday June 30, 2014 for Year End Processing
18. Jason Passmore to Request Funds for a Housing Study

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 JUNE 13, 2014.

(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: June 16, 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:

\$2,950,000 General Obligation Capital Loan Notes, Series 2014.

- Resolution Appointing Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement.
- Approval of Tax Exemption Certificate.
- Approval of Continuing Disclosure Certificate.
- Resolution approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of Capital Loan Notes and levying a tax to pay the Notes.

Such additional matters as are set forth on the additional 2 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.

Michelle Diolano
City Clerk, City of Cresco, State of Iowa

The Cresco City Council met June 2, 2014, at 7:00 pm at City Hall. Council Members Carman, Bouska, McGee, McCarville and Loveless were present. No council members were absent.

McCarville made the motion to approve the consent agenda which included approval of the: agenda; claims; minutes of the May 19, 2014 meeting; Tree Surgeon License for Total Tree Care LLC; Cigarette/Tobacco Permits for Casey's General Store #2511, Fareway Store #815, Cresco Mart, Cresco Liquor Store, Hideaway Lounge, Kwik Star #428, Kleve's Pub; parade permit to display race cars and parade cars on June 8, 2014 from A&W to the race track at the Fairgrounds. Bouska seconded and it passed all ayes.

Public Works Director Rod Freidhof reported: (a) still filling potholes and utilizing the durapatcher. Working on a plan for chip sealing streets; (b) Fit for Life exercise equipment is installed on the bike trail. County Conservation guys will seed it. Thanks to all the donors and volunteers; (c) Sludge has been hauled. Technician will come and look at the UV system to try to fix the problems at the sewer plant; (d) Water department estimates we are losing about 60,000 gallons of water a day but we can't find the possible leak with our equipment. Municipal Management Corporation will charge \$2,000 to listen to every fire hydrant to try to locate the leak with their more sophisticated equipment; (e) Theatre roof inspection has discovered some issues that will need to be fixed. Moisture in the east wall is about 30% again after being below 16% a few months ago. We have no idea where the moisture is coming from or how to correct the problem especially since it is only one wall; (f) Fire Department is willing to fill swimming pools for citizens who don't want to pay the water/sewer bill for filling their pool for a minimum donation of \$150. The Fire Department will pay the water department for the water used and the remainder will be a donation for the Fire Department; (g) Nuisance letters were sent out without much response so they will be followed up by the Attorney.

Police Chief Tim Ruroden presented his monthly report. Officers busy doing STEP with traffic stops and several arrests. Burglary investigations are going good with fingerprints helping the investigation. Video was submitted by Patty Shaver of inappropriate behavior occurring in front of her business. The video is being reviewed by Attorney Braun to determine if there are criminal charges. Council may review the tape as well.

Fire Chief Neal Stapelkamp reported Alex Koenigs and John Andera passed Firefighter I training. The annual golf tournament will be this Wednesday.

City Clerk Michelle Girolamo reported: (a) Julie from the Howard County Auditors office is working on trying to get the law changed by changing City elections to coincide with general elections. This would be a significant cost saving measure and would also increase voter turnout; (b) Granger Road construction updates will be posted on Facebook, Mediacom and our website; (c) Life Insurance costs increased 12% just like all the other expenses that seem to be increasing; (d) there were two really high water/sewer bills this past month for customers due to toilets malfunctioning. Unfortunately, no credit can be given since it went down the sanitary sewer even though one was over \$450.

Jan Carman reported the Theatre Commission has a new lease agreement for the Council to review. They are still working on getting a boom truck so the marquee can be repaired.

Mayor Bohle opened the public hearing on the authorization of a Loan Agreement and the issuance of notes to evidence the obligation of the City thereunder. There were no oral or written comments. The public hearing was closed. Bouska made the motion to approve the resolution instituting proceedings to take additional action. Carman seconded and it passed all ayes.

Travis Squires from Piper Jaffray presented the true interest rate of the five bids that were received electronically at 1:00pm June 2nd: Robert W. Baird & Co 2.875802%; D.A. Davidson & Co 3.062310%; Hutchinson, Shockley, Erley & Co 3.053733%; BOSC, Inc 3.075996%; Bankers Bank (with C Us Bank) 3.092000%. He reported the City's A+ S&P Rating was affirmed. Robert W Baird was the winning bid and was re-sized down to \$2,950,000 because they had bid at a premium and because there was a lower cost of issuance. Cost of issuance was lower by about \$15,000 including Piper Jaffray's reduction of \$1,000 from their contract price. By using the level principal structure, it saved \$118,000. Interest rates are about .6% less than used in projections and resizing will save interest costs of \$170,000 reflecting in about \$.09 lower tax levy than projected. McCarville made the motion to approve the resolution directing sale of \$2,950,000 General Obligation Capital Loan Notes, Series 2014. McGee seconded and it passed all ayes.

Jami Schwickerath requested \$3,000 for fireworks on behalf of the Jaycees for the July 3rd fireworks after the motocross. The Jaycees had originally decided not to have fireworks this year but several community members convinced them to keep up the annual tradition. Carman made the motion to use reserves from the Tourism Fund to fund \$3,000 for the fireworks. Loveless seconded and it passed all ayes.

Paul Lovell reported that a committee met last week and agreed on new locations for the centralized box units (CBU's) downtown. There will be three small cement pads that need to be poured. The retail committee agreed to pay for the concrete and the City personnel will do the labor. Postmaster Mary Stivers reported that they hope to have them installed as soon as possible because many businesses are anxious to start using the secure locked boxes. She also explained that CBU's will eventually be installed in the residential areas of town in the future. She said it will not be immediately due to the backorder of CBU's. She said they will start with areas of town that have habitual problems with dogs.

Loveless made the motion to approve the recommendation by the Planning & Zoning Commission to re-appoint Kevin Weinacht to the Commission for a term ending April 2019. McGee seconded and it passed all ayes.

Carman made the motion to approve the recommendation by the Planning & Zoning Commission to re-appoint Willard Balk to the Commission for a term ending April 2019. Bouska seconded and it passed all ayes.

Mayor Bohle performed the third reading of proposed Ordinance 450 pertaining to water rates. Loveless made the motion to approve the third reading. Bouska seconded and it passed all ayes. McGee made the motion to approve Ordinance 450 pertaining to water rates. Carman seconded and it passed all ayes.

Mayor Bohle performed the third reading of proposed Ordinance 451 pertaining to sewer service charges. Loveless made the motion to approve the third reading. Bouska seconded and it passed all ayes. Carman made the motion to approve Ordinance 451 pertaining to sewer service charges. McGee seconded and it passed all ayes.

Mayor Bohle performed the third reading of proposed Ordinance 452 pertaining to trees. Loveless made the motion to approve the third reading. Carman seconded and it passed all ayes. Bouska made the motion to approve Ordinance 452 pertaining to trees. Carman seconded and it passed all ayes.

Carman made the motion to approve a resolution establishing a fund within the City's accounts for Fund 177 – Police Forfeitures Fund. Bouska seconded and it passed all ayes.

Girolamo reported that there were no uncollectible accounts to be written off this fiscal year. Seven accounts were assessed to property taxes for a total of \$2,500.

Freidhof reported that the City was a defendant in a lawsuit last week from a trip and fall on a downtown sidewalk five years ago. After a two day trial, the Jury deliberated and

the City won the trial. Afterwards, a Cresco citizen gave a pile of probably 100 pictures and addresses of sidewalks to Rod. The Ordinance book states that even though the City owns the property that sidewalks are on, it is still the responsibility of the property owner abutting the sidewalk to maintain the sidewalk. If the property owner does not fix the sidewalk, the City may repair the sidewalk and assess the cost to property owner. The Public Works Committee will review the pictures and addresses to determine if letters need to be sent. McCarville pointed out that tree roots are causing a lot of the problems. The issue becomes whether the City will force them to replace their sidewalk or allow them to remove it if they request it. There are portions of town that don't have any sidewalks. After a lengthy discussion, the Public Works Committee agreed to review the pictures and will decide how to move forward.

Mayor asked if there were any comments from the audience. Jason Passmore reported that Family Fun Nights will be June 20th, July 18th and August 5th. Casablanca will be a free movie this Sunday at the Theatre. June 18th will be the Hospital ribbon cutting and open house.

Carman moved to adjourn at 8:06 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on June 16, 2014 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Following is a list of claims approved for payment:

ALLIANT	Elect	14,825.14
BLACK HILLS	Nat gas	4,741.82
CARQUEST	Supp	207.38
CITY LAUNDERING	Srvc,supp	369.35
CITY OF CRESC	Util	1,320.00
CPU	Supp	216.95
CRESCO TPD	Publ	393.27
CROELL	Concrete	1,148.00
CULLIGAN WATER	Supp	156.42
DES MOINES STAMP	Supp	27.30
DIGITAL ALLY	Supp	40.00
ELWOOD,O'DONOH...	Fees	1,325.00
FAREWAY	Supp	19.17
GALLS	Unif	69.99
HACH	Supp	207.67
HELPING SRVC	Dep ref	80.00
HOW CO ENGR	Equip	609.59
IA DEPT OF TRANS	Oil	774.00
IA DIV OF LABOR	Srvc	150.00
KEYSTONE LAB	Anayls	1,205.80
LEUCHMACHTER, JOHN	Dep ref	80.00
NATL ASSOC TOWN WAT	Supp	201.00
PAYROLL		59,948.88
PLUNKETT'S	Srvc	369.91
POSTMASTER	Postage	455.12
PRINCIPAL LIFE	Insur	77.22
SALSMAN, JAMES	Dep ref	80.00
SAM'S DISCOVER	Supp	2,896.49
SPAHN & ROSE	Supp	27.12
STOREY KEN	Supp	63.30
TASC	Fees	241.92
WENTHOLD, GENE	Dep ref	15.77
WILLIS, DESIRAE	Dep ref	80.00
WINDSTREAM	Phone	1,000.37
	GENERAL	53,842.90
	LOST PROJECT	4,444.07
	NUISANCE	37.50
	FIRE STATION BLDG	260.75
	MEDIACOM	253.53
	CRESCO COMM FIRE	474.94
	ROAD USE	11,199.10
	EMPLOYEE BEN	296.26
	FIT FOR LIFE	822.00
	STREET ASSESS	52.59
	WATER	11,035.12
	WATER DEP	335.77
	SEWER	9,294.94
	CAP IMPROVE	101.57
	YARDWASTE	972.91
	EXPENDITURES	93,423.95
	Revenues 5/20 to 6/2/14	114,105.85

The Cresco City Council met June 12, 2014, at 4:00 pm at City Hall for a special worksession. Council Members Carman, Bouska, McGee, McCarville and Loveless were present. No council members were absent.

Attorney Joe Braun, Public Works Director Rod Freidhof and City Clerk Michelle Girolamo were also present.

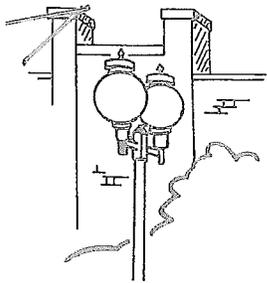
Council Person Bouska presented a draft copy of a proposed update to Chapter 50 of the City of Cresco Code Ordinances pertaining to Nuisance Abatement Procedures. Council made suggestions for changes with legal advice from Attorney Braun. Attorney Braun is doing some research regarding mobile home parks and structural maintenance requirements that can be incorporated into the ordinance.

The Council is hoping that by making the ordinance more strict and detailed that it can be used to help maintain appearances of houses and businesses in the City of Cresco. They are especially concerned about abandoned houses that are not maintained. It is also hoped that all citizens will take pride in their properties and keep it maintained and cleaned up.

Carman moved to adjourn at 5:25 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on June 16, 2014 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo



THE CITY OF
Cresco
 I O W A

130 N. Park Place Cresco, IA 52136
 (563) 547-3101 FAX (563) 547-4525
 www.crescoia.govoffice2.com

PERMIT FOR SUPERVISED DISPLAY OF FIREWORKS

Application having been made in accordance with the laws of the State of IA.

Permission is hereby granted to Cresco Jaycees
(YOUR ORGANIZATION)

to have a supervised display of fireworks at (give specific location)

Howard Co. Fairgrounds in the County of Howard and the State of

IA to be shown on July 3rd, 2014. The competent

person authorized to conduct the display J + M Displays
(LEAD SHOOTER OR J & M DISPLAYS)

This permit for supervised display of fireworks is granted this the _____ day of _____, 20____

Jammi Schwickeroth
 Signature of applicant

Jammi Schwickeroth 507 259 3549
 Printed name of applicant Telephone Number

6/4/14
 Date of Application

 Signature of authorized person issuing permit

 Title

 Address & Telephone

**CITY OF CRESCO
CASH & INVESTMENT BY FUND
AS OF MAY 31, 2014**

	CASH BALANCE	MONEY MKT BALANCE	OTHER BANK BALANCE	FUND BALANCE
001	General Fund	85,336.24	1,049,000.00	2,502.76
002	General Fund-Hotel/Motel	1,216.35	17,500.00	18,716.35
022	Local Option Tax Project	978.95	532,700.00	533,678.95
065	Nuisance House Fund	885.98	11,000.00	11,885.98
078	Fire Station Building	907.78	500.00	1,407.78
081	Cresco Telecommunic	343.86	75,800.00	76,143.86
087	Equipment Replace	971.26	10,250.00	11,221.26
090	Office/Computer Equip.	931.97	22,500.00	23,431.97
091	Street Equipment Trust	2,069.37	154,550.00	156,619.37
093	Drug Dog Fund	1,270.02	7,500.00	8,770.02
098	Cresco Community Fire	1,245.80	31,000.00	32,245.80
110	Road Use Tax Fund	6,401.63	634,800.00	641,201.63
112	Employee Benefits Trust	5,623.30	544,454.00	550,077.30
119	Emergency Fund	2,594.76	25,000.00	27,594.76
127	Urban Renewal TIF Area	328.17	18,500.00	18,828.17
160	CIDC/CityRevol. Loan-bus.	1,265.36	39,000.00	40,265.36
183	Equip.Repair-Fitness Ctr	691.79	71,400.00	72,091.79
184	City Park Trust	438.65	8,900.00	9,338.65
185	Recreation Supply	1,525.06	15,500.00	17,025.06
188	Fire Equipment Trust	1,867.50	223,000.00	224,867.50
189	Library Trust Fund	1,542.72	-	46,650.37
200	Debt Service Fund	1,548.85	226,000.00	227,548.85
318	Fit for Life	252.21	3,000.00	3,252.21
319	Street Assessment Project Fund	335.24	1,500.00	1,835.24
600	Water Utility Fund	2,047.46	271,300.00	273,347.46
601	Water Deposit Trust	1,749.64	52,300.00	54,049.64
602	Water Utility Repair	1,289.78	121,000.00	122,289.78
610	MSSU Revenue	4,084.70	666,500.00	670,584.70
612	MSSU Operation/Maint	5,170.37	-	5,170.37
613	MSSU Replacement	583.34	241,300.00	241,883.34
614	MSSU Rev. Bond Int	845.52	100,500.00	101,345.52
615	MSSU Rev Debt Serv	1,774.87	174,000.00	175,774.87
620	Cap Imp Water, Sewer, Storm	1,641.99	286,400.00	288,041.99
670	Yard Waste Fund	935.59	96,500.00	97,435.59
820	Health Ins Partial Self Fund	-	-	60,891.25
	Totals	140,696.08	5,733,154.00	110,044.38
		2%	96%	2%
				<u>5,983,894.46</u>

Checking - Cresco Bank & Trust (operating)	0.05%	140,696.08
Checking - CUSB (credit cards)	0.10%	2,502.76
Money Market - Cresco Bank & Trust	0.10%	5,733,154.00
MMKT Hlth Ins Partial Self Funded	0.10%	60,891.25
Library MMKT	0.10%	11,650.37
Library CD matures 6/17/14 (12 month)	0.45%	<u>35,000.00</u>

\$ 5,983,894.46

CITY OF CRESCO
 REVENUE REPORT
 CALENDAR 5/2014, FISCAL 11/2014

Should be 99.9%

ACCOUNT NUMBER	ACCOUNT TITLE	MTD BALANCE	YTD BALANCE	BUDGET	% RECEIVED
	GENERAL TOTAL	137,849.96	2,123,776.07	2,250,072.00	94.39
	HOTEL/MOTEL TAX TOTAL	.00	15,328.56	18,000.00	85.16
	LOST PROJECT TOTAL	25,564.53	323,216.21	364,500.00	88.67
	NUISANCE HOUSE TOTAL	1.00	10.80	10,500.00	.10
	FIRE STATION BUILDING TOTAL	1,000.05	10,202.15	14,350.00	71.10
	MEDIACOM TOTAL	6.91	3,446.31	3,700.00	93.14
	EQUIPMENT REPLACEMENT TOTAL	.93	4,096.86	4,050.00	101.16
	OFFICE EQUIPMENT TOTAL	2.05	22.26	100.00	22.26
	STREET TRUST TOTAL	334.61	2,816.69	600.00	469.45
	DRUG DOG TOTAL	835.68	15,846.38	21,600.00	73.36
	RETIREMENT TRUST FUND TOTAL	.00	.40	.00	.00
	CRESCO COMMUNITY FIRE TOTAL	2.82	81,256.20	73,250.00	110.93
	ROAD USE TAX TOTAL	18,142.28	350,635.30	367,000.00	95.54
	EMPLOYEE BENEFITS TOTAL	14,290.87	489,719.25	493,400.00	99.25
	EMERGENCY FUND TOTAL	758.65	28,237.26	28,471.00	99.18
	LOCAL OPTION SALES TAX TOTAL	28,351.11	344,368.47	390,000.00	88.30
	TIF TOTAL	1.69	30.17	.00	.00
	REVOLVING LOAN TOTAL	3,164.54	33,609.04	36,792.00	91.35
	POLICE FORFEITURE FUND TOTAL	.00	.00	.00	.00
	REHAB HOUSE TOTAL	.00	14,229.88	23,000.00	61.87
	FITNESS CENTER TRUST TOTAL	6.50	31,564.06	28,600.00	110.36
	PARK TRUST TOTAL	20.81	580.81	50.00	1,161.62
	RECREATION SUPPLY TOTAL	2,201.41	6,845.10	10,000.00	68.45
	FIRE EQUIPMENT TOTAL	6,192.32	30,571.59	26,200.00	116.69
	LIBRARY TOTAL	.99	89.62	500.00	17.92
	DEBT SERVICE TOTAL	58,170.39	382,944.98	390,800.00	97.99
	SEWER PROJECT TOTAL	.00	.00	.00	.00
	BIKE TRAIL TOTAL	.00	173.08	.00	.00
	GRANTS TOTAL	.00	.00	.00	.00
	2ND AVENUE STREET PROJ TOTAL	.00	578.77	.00	.00
	WATER MAIN LOOP TOTAL	.00	22,849.58	24,000.00	95.21
	FIT FOR LIFE TOTAL	.27	16,237.02	25,000.00	64.95
	STREET ASSESSMENT TOTAL	.14	120,405.15	125,000.00	96.32
	WATER TOTAL	39,871.05	439,996.08	491,000.00	89.61
	WATER DEPOSIT TOTAL	905.66	7,930.70	12,100.00	65.54
	WATER EQUIPMENT REPLACE TOTAL	11.02	60,152.73	58,300.00	103.18
	SEWER TOTAL	63,266.01	682,887.29	750,800.00	90.95
	SEWER OPERATIONS TOTAL	41,000.00	440,000.00	585,100.00	75.20
	SEWER REPLACEMENT PROJ TOTAL	21.98	55,252.67	55,500.00	99.55
	SEWER SINKING TOTAL	9.16	74,119.54	74,100.00	100.03
	SEWER DEBT SERVICE TOTAL	15.85	10,156.31	10,100.00	100.56
	PROPRIETARY CAP IMPROVE TOTAL	3,864.40	42,056.55	45,900.00	91.63
	YARDWASTE TOTAL	3,260.75	35,836.25	38,600.00	92.84
	SELF INSURANCE TOTAL	2,820.02	33,058.85	.00	.00
	OTHER INTERNAL SERV FUND TOTA	.00	.00	.00	.00
	TOTAL REVENUE BY FUND	451,946.41	6,335,134.99	6,851,035.00	92.47

CITY OF CRESCO
 BUDGET REPORT
 CALENDAR 5/2014, FISCAL 11/2014

Should be 92%

ACCOUNT NUMBER	ACCOUNT TITLE	MDT BALANCE	YTD BALANCE	BUDGET	% SPENT
	GENERAL TOTAL	169,358.84	1,970,572.79	2,235,740.00	88.14
	HOTEL/MOTEL TAX TOTAL	.00	18,511.84	27,000.00	68.56
	LOST PROJECT TOTAL	30,471.72	270,705.47	364,250.00	74.32
	NUISANCE HOUSE TOTAL	.00	1,548.18	4,500.00	34.40
	FIRE STATION BUILDING TOTAL	1,173.61	8,794.37	14,350.00	61.28
	MEDIACOM TOTAL	795.63	9,700.10	11,500.00	84.35
	EQUIPMENT REPLACEMENT TOTAL	20,112.00	155,914.55	157,500.00	98.99
	OFFICE EQUIPMENT TOTAL	.00	10,626.60	15,000.00	70.84
	STREET TRUST TOTAL	.00	7.00	.00	.00
	DRUG DOG TOTAL	1,829.10	8,606.07	17,600.00	48.90
	RETIREMENT TRUST FUND TOTAL	.00	5,120.82	5,200.00	98.48
	CRESCO COMMUNITY FIRE TOTAL	862.32	49,010.40	73,250.00	66.91
	ROAD USE TAX TOTAL	26,234.61	307,961.11	366,075.00	84.13
	EMPLOYEE BENEFITS TOTAL	33,532.07	425,478.13	493,400.00	86.23
	EMERGENCY FUND TOTAL	.00	642.50	36,500.00	1.76
	LOCAL OPTION SALES TAX TOTAL	28,351.11	344,368.47	390,000.00	88.30
	TIF TOTAL	.00	19,912.80	40,000.00	49.78
	REVOLVING LOAN TOTAL	.00	30,092.00	40,500.00	74.30
	POLICE FORFEITURE FUND TOTAL	.00	.00	.00	.00
	REHAB HOUSE TOTAL	.00	36,662.71	37,000.00	99.09
	FITNESS CENTER TRUST TOTAL	.00	47,696.81	67,400.00	70.77
	PARK TRUST TOTAL	.00	11,136.00	15,200.00	73.26
	RECREATION SUPPLY TOTAL	3,279.00	8,777.60	12,000.00	73.15
	FIRE EQUIPMENT TOTAL	.00	.00	3,000.00	.00
	LIBRARY TOTAL	.00	.00	13,100.00	.00
	DEBT SERVICE TOTAL	362,092.50	388,562.13	392,500.00	99.00
	SEWER PROJECT TOTAL	.00	.00	.00	.00
	BIKE TRAIL TOTAL	.00	1,449.80	2,000.00	72.49
	GRANTS TOTAL	.00	.00	.00	.00
	2ND AVENUE STREET PROJ TOTAL	.00	100,074.68	100,000.00	100.07
	WATER MAIN LOOP TOTAL	.00	61,405.17	75,000.00	81.87
	FIT FOR LIFE TOTAL	247.21	22,227.02	35,000.00	63.51
	STREET ASSESSMENT TOTAL	40,080.44	118,569.91	131,000.00	90.51
	WATER TOTAL	30,427.95	426,850.43	517,300.00	82.52
	WATER DEPOSIT TOTAL	335.77	7,675.77	12,000.00	63.96
	WATER EQUIPMENT REPLACE TOTAL	12,403.00	78,745.39	84,100.00	93.63
	SEWER TOTAL	41,000.00	580,000.00	725,000.00	80.00
	SEWER OPERATIONS TOTAL	41,239.06	442,310.87	587,600.00	75.27
	SEWER REPLACEMENT PROJ TOTAL	.00	109,752.19	128,000.00	85.74
	SEWER SINKING TOTAL	60,283.50	69,346.00	74,000.00	93.71
	PROPRIETARY CAP IMPROVE TOTAL	16,795.41	52,837.55	69,100.00	76.47
	YARDWASTE TOTAL	1,868.44	23,373.89	32,650.00	71.59
	SELF INSURANCE TOTAL	6,000.00	29,500.00	.00	.00
	OTHER INTERNAL SERV FUND TOTA	.00	.00	.00	.00
	TOTAL EXPENSES BY FUND	928,773.29	6,254,527.12	7,405,315.00	84.46

City of Cresco
 General Fund Expenditures
 For 11 months Ended May 31, 2014

	2014 Annual Budget Expense	11 mths Actual Expense	Percentage of budget Expensed	
General Fund:				
Police	400,560	336,577	84%	
Law Center	110,500	90,059	82%	
Airport	75,900	61,299	81%	
Library	206,780	184,379	89%	
Theatre	27,000	30,284	112%	
Park	80,600	65,103	81%	
Fitness Ctr	457,500	418,322	91%	
				48% of cost of LEC wages & benefits (includes grant project for LT Plan & runway repairs)
Civil Defense	17,100	19,539	114%	HC Emergency Mgmt fee; siren maintenance
Fire	36,250	36,250	100%	Transfer property tax to Fire Fund #098
Animal Control	1,700	1,294	76%	dog pound
Garbage	536,000	493,307	92%	Hawkeye Sanitation for garbage & recycling
Tree	1,500	1,500	100%	Boulevard trees (will purchase in May)
Contrib/Other Agency	4,500	4,151	92%	NE IA Comm Action & Helping Services NE IA
Comm Beautification	7,600	6,047	80%	Elm Street planters; welcome sign & xmas ligts, etc
Planning & Zoning	900	0	0%	wages (will be paid in June)
Council	12,750	9,075	71%	wages (paid quarterly)
Mayor	5,200	4,767	92%	wages
Administration	91,400	89,468	98%	wages
Elections	5,000	2,524	50%	Elections held every other year
Legal	15,200	2,947	19%	
City Hall	23,100	17,209	74%	
Insurance	73,600	68,968	94%	
Miscellaneous	1,000	1,000	100%	Annual transfer for City Vehicle Trust
General Gov't	44,100	26,505	60%	Audit, Trainings, Meetings, Office Expenses, Publishing
Total	2,235,740	1,970,574	88%	

CITY OF CRESCO
RESOLUTION # _____

Committing Fund Balance Resources for General Funds
and Special Revenue Funds (GASB 54)

WHEREAS, the Governmental Accounting Standards Board (GASB) has issued its Statement No. 54, Fund Balance reporting and Governmental Fund Type Definitions, requiring, among other things, all state and local governmental entities to adopt a Resolution committing fund balance resources for general funds and special revenue funds; and

WHEREAS, CITY OF CRESCO receives franchise fees and local option sales tax; and

WHEREAS, it is the intent of the City of Cresco City Council to adopt this resolution to restrict and commit the fund balance resources of the general and special revenue funds in accordance with Generally Accepted Accounting Principles (GAAP) and GASB 54.

NOW, THEREFORE, BE IT RESOLVED by the City of Cresco City Council that it commits:

Fund 181 Cresco Telecommunications \$ _____ (ending balance on 6/30/14)
Purpose: operation and maintenance of local cable channel

Fund 188 Fire Equipment Trust \$30,000
Purpose: Fire Dept Turnout Gear

Fund 188 Fire Equipment Trust \$40,000
Purpose: Fire Dept Airpack Replacement

Adopted this 16th day of June, 2014 as moved by _____ and seconded
by _____ and passed on a unanimous vote of the full council.

PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014.

Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

RESOLUTION NO. _____

RESOLUTION APPROVING WAGE AND BENEFIT
AGREEMENT FOR NONUNION EMPLOYEES

WHEREAS, the Local 1068 American Federation of State, County and Municipal Employees have agreed to a three year wage and benefit package for July 1, 2012 – June 30, 2015; and

WHEREAS, City Council of Cresco, Iowa, has stated they will make the same wage and benefit package available for nonunion employees; and

WHEREAS, the nonunion personnel affected by this agreement consist of the employees in the following positions: Chief of Police, Director of Public Works, City Clerk, Street Superintendent, Water Superintendent, Wastewater Superintendent, Deputy City Clerk, Utility Billing Clerk, Assistant Utility Billing Clerk, Office Manager, Park and Recreation Director, Fitness Center Director, Assistant Fitness Center Director, and Full Time Fitness Center Front Desk Supervisor. Part Time and temporary employees' wages will be approved from time to time by Council with consideration given by respective Boards and Commissions; and

WHEREAS, the City offered a wage increase of 2% an hour for nonunion employees effective 07/01/14, and

WHEREAS, the City agrees to pay 100% of the single health insurance premium. An employee may cover his/her eligible dependents and/or spouse by paying 15% of the difference between the family premium and the single premium with the City paying the remainder.

BE IT RESOLVED, that the City Council and the nonunion employees, with the exception of Library staff, agree to the wage and insurance changes listed above.

PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014.

Mayor Mark Bohle

Attest: _____
City Clerk Michelle Girolamo

RESOLUTION NO. _____

RESOLUTION APPROVING WAGE INCREASE

WHEREAS, the Fire Chief and City Hall/Librarian Custodian and Fitness Center Front Desk Assistant and Airport Manager are permanent part-time positions, and

WHEREAS, the nonunion permanent part-time positions affected by this agreement consists of the employees in the following positions: Fire Chief; City Hall/Librarian Custodian; Fitness Center Front Desk Assistant; and Airport Manager, and

WHEREAS, the City Council of Cresco, Iowa understands the value of these individuals serving in those capacities.

THEREFORE BE IT RESOLVED, that the rate of pay will be increased 2% effective July 1, 2014 for the above mentioned positions.

PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014.

Mayor Mark Bohle

Attest: _____
City Clerk Michelle Girolamo

RESOLUTION NUMBER _____

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HOGAN – HANSEN, PC TO PERFORM AUDITING SERVICES

WHEREAS, the City of Cresco is required to perform annual audits in accordance with Section 11.6, Code of Iowa; and

WHEREAS, the City of Cresco sent out Request for Proposals to audit fiscal years ending June 30, 2013, 2014 and 2015; and

WHEREAS, Hogan – Hansen, PC was selected to perform the audits for the three fiscal years for a fee of \$12,000 per year.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor is authorized and directed to sign the Agreement with Hogan – Hansen, PC of Mason City, Iowa.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded said Motion. Following discussion, a roll call vote was requested by Mayor and said roll call resulted as follows:

Ayes: _____

Nays: _____

Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that the Agreement between the City of Cresco and Hogan – Hansen, PC is approved and that the Mayor is authorized to execute the contract on behalf of the City of Cresco.

PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

HOGAN ♦ HANSEN
A Professional Corporation
Certified Public Accountants and Consultants

May 30, 2014

Honorable Mayor, Members of the City Council
Michelle Girolamo, Administrator/Clerk
City of Cresco
130 North Park Place
Cresco, IA 52136

We are pleased to confirm our understanding of the services we are to provide the City of Cresco for the year ending June 30, 2014. We will audit the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of the City of Cresco as of and for the year ending June 30, 2014. Other information, such as management's discussion and analysis (MD&A), budgetary comparison schedules and GASB-required supplementary pension and OBEB schedules, is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information has not been subjected to the auditing procedures applied to the basic financial statements, and accordingly, we do not express an opinion or provide any assurance on it.

We have also been engaged to report on supplementary information that accompanies the City of Cresco's financial statements. The supplementary information will be subjected to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statements taken as a whole.

Our responsibility for the other information contained in the audited financial statements does not extend beyond the financial information identified in the report. We have no responsibility for determining whether such other information is properly stated.

Honorable Mayor, Members of the City Council
Michelle Girolamo, Administrator/Clerk
City of Cresco
May 30, 2014
Page 2

Audit Objectives

The objective of our audit is the expression of opinions as to whether your financial statements are fairly presented, in all material respects, in conformity with the cash basis of accounting and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the basic financial statements taken as a whole. Our audit of your annual financial statements will be conducted in accordance with auditing standards generally accepted in the United States of America and the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, and, accordingly, will include tests of the accounting records and other auditing procedures as we consider necessary to enable us to express such opinions. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions on the financial statements are to be other than unmodified, the reasons will be discussed with you. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or to issue reports as a result of this engagement.

We will also provide a report (that does not include an opinion) on internal control related to the financial statements and compliance with the provisions of applicable laws, regulations, contracts, agreements and grants, noncompliance with which could have a material effect on the financial statements as required by *Government Auditing Standards*. The report on internal control and on compliance and other matters will include a paragraph that states that the purpose of the report is solely to describe the scope of testing of internal control and compliance and the results of that testing and not to provide an opinion on the effectiveness of internal control on compliance and that the report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering internal control and compliance. The paragraph will also state that the report is not suitable for any other purpose. If during our audit we become aware that the City of Cresco is subject to an audit requirement that is not encompassed in the terms of this engagement, we will communicate to management and those charged with governance that an audit in accordance with auditing standards generally accepted in the United States of America and the standards for financial audits contained in *Government Auditing Standards* may not satisfy the relevant legal, regulatory or contractual requirements.

Audit Procedures - General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether from errors, fraudulent financial reporting, misappropriation of assets or violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. Because the determination of abuse is subjective, *Government Auditing Standards* do not expect auditors to provide reasonable assurance on detecting abuse.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us even though the audit is properly planned and performed in accordance with auditing standards generally accepted in the United States of America and *Government Auditing Standards*. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform you of any material errors and any fraudulent financial reporting or misappropriation of assets that come to our attention. We will also inform you of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts and may include tests by correspondence with selected individuals, funding sources, creditors and financial institutions. At the conclusion of our audit, we will require certain written representations from you about the financial statements; compliance with laws, regulations, contracts and grant agreements; and other responsibilities required by auditing standards generally accepted in the United States of America.

Audit Procedures - Internal Control

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing and extent of further audit procedures. Tests of controls may be performed to test the effectiveness of certain controls that we consider relevant to preventing and detecting errors and fraud that are material to the financial statements and to preventing and detecting misstatements resulting from illegal acts and other noncompliance matters that have a direct and material effect on the financial statements. Tests of controls relative to the financial statements are required only if control risk is assessed below the maximum level. Our tests, if performed, will be less in scope than would be necessary to render an opinion on internal control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies or material weaknesses. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards and *Government Auditing Standards*. In addition, we will also notify management and those charged with governance of any ways that we believe management practices can be improved.

Audit Procedures - Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of the City of Cresco's compliance with the provisions of applicable laws, regulations, contracts, agreements and grants. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

Management Responsibilities

Management is responsible for the financial statements and all accompanying information as well as all representations contained therein. As part of the audit, we will assist with preparation of your financial statements and related notes. In accordance with *Government Auditing Standards*, you will be required to review and approve those financial statements and related notes prior to their issuance and have a responsibility to be in a position in fact and appearance to make an informed judgment on those financial statements and related notes. You will be required to acknowledge in the management representation letter our assistance with preparation of the financial statements and related notes and that you have reviewed and approved the financial statements and related notes prior to their issuance and have accepted responsibility for them. We may also prepare the trial balance for use during the audit. Our preparation of the trial balance will be limited to formatting information into a working trial balance based on management's chart of accounts.

You are responsible for the preparation and fair presentation of the financial statements in accordance with the cash basis of accounting; for making all management decisions and performing all management functions; for designating a management-level individual with suitable skill, knowledge or experience to oversee any nonattest services we provide; and for evaluating the adequacy and results of those services and accepting responsibility for them.

In the process of performing the audit engagement, we may perform nonattest services, such as preparing depreciation schedules, performing certain computations and preparing proposed journal entries. These nonattest services do not constitute an audit under *Government Auditing Standards* and such services will not be conducted in accordance with *Government Auditing Standards*. You agree to assume all management responsibilities relating to any nonattest services we provide.

Management is responsible for establishing and maintaining effective internal controls, including evaluating and monitoring ongoing activities, to help ensure that appropriate goals and objectives are met; following laws and regulations; and ensuring that management is reliable and financial information is reliable and properly reported. Management is also responsible for implementing systems designed to achieve compliance with applicable laws, regulations, contracts and grant agreements; for the selection and application of accounting principles; and for the preparation and fair presentation in the financial statements of the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund and the aggregate remaining fund information of the City of Cresco and the respective changes in financial position in conformity with the cash basis of accounting and for compliance with applicable laws and regulations and the provisions of contracts and grant agreements.

Management is also responsible for making all financial records and related information available to us and for ensuring the accuracy and completeness of the information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Honorable Mayor, Members of the City Council
Michelle Girolamo, Administrator/Clerk
City of Cresco
May 30, 2014
Page 5

Your responsibilities also include adjusting the financial statements to correct material misstatements and for confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the City involving (1) management, (2) employees who have significant roles in internal control and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the City received in communications from employees, former employees, grantors, regulators or others. In addition, you are responsible for identifying and ensuring that the City complies with applicable laws, regulations, contracts, agreements and grants and for taking timely and appropriate steps to remedy any fraud and noncompliance with provisions of laws, regulations, contracts or grant agreements or abuse that we may report. You agree to indemnify us for any damages, including attorney fees, caused in whole or in part, by your failure to fulfill these responsibilities.

You are responsible for the preparation of the supplementary information in conformity with the cash basis of accounting. You agree to include our report on the supplementary information in any document that contains, and indicates that we have reported on the supplementary information. You also agree to include the audited financial statements with any presentation of the supplementary information that includes our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (1) you are responsible for presentation of the supplementary information in accordance with the cash basis of accounting; (2) that you believe the supplementary information, including its form and content, is fairly presented in accordance with the cash basis of accounting; (3) that the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

Management is responsible for establishing and maintaining a process for tracking the status of audit findings and recommendations. Management is also responsible for identifying for us, previous financial audits, attestation engagements or performance audits related to the objectives discussed in the Audit Objective section of this letter. This responsibility includes relaying to us corrective actions taken to address significant findings and recommendations resulting from those audits, attestation engagements or performance audits, or other engagements. The City is also responsible for providing management's views on our current findings, conclusions and recommendations, as well as your planned corrective actions for the report, and for the timing and format for providing that information.

Honorable Mayor, Members of the City Council
Michelle Girolamo, Administrator/Clerk
City of Cresco
May 30, 2014
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Other Terms and Conditions

Any disputes you initiate concerning the services provided by us in connection with this engagement will, prior to resorting to litigation, be submitted to mediation upon written request by either party. Both parties agree to try in good faith to settle the dispute in mediation. The American Arbitration Association will administer any such mediation in accordance with its Commercial Mediation Rules. The results of the mediation proceeding shall be binding only if each of us agrees to be bound. We will share any costs of mediation proceedings equally. Should the dispute ultimately result in litigation, it will be settled in the appropriate Iowa District Court for our county.

We will provide copies of our reports to the City; however, management is responsible for distribution of the reports and the financial statements. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.

If you intend to reproduce or publish these financial statements, or any portion thereof, and make reference to our firm name in connection therewith, you agree to provide us with proofs for our approval.

With regard to the electronic dissemination of audited financial statements, including financial statements published electronically on your website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Assistance to be supplied by your personnel, including the preparation of schedules and analysis of accounts, has been discussed and coordinated with you. Timely completion of this work will facilitate achieving the best audit performance with a minimum of time.

As a member of the American Institute of Certified Public Accountants (AICPA), our firm must submit itself to a peer review by independent, outside personnel, approved by the AICPA, once every three years. The review team will not be from the state of Iowa, will not be affiliated with or have had its most recent peer review conducted by our firm and will not disclose any of the information obtained in the review process. The client files selected for review will be on a random basis and will be chosen by the review team. It is our mutual understanding that the review team has permission to examine your files should they be selected for examination.

In accordance with *Government Auditing Standards*, we have enclosed a copy of our most recent peer review report.

In addition, we may be requested to make certain workpapers available to a cognizant or grantor agency pursuant to authority given to it by law or regulation. If requested, access to such workpapers will be provided under the supervision of Hogan - Hansen personnel. Furthermore, upon request, we may provide photocopies of selected workpapers to your cognizant or grantor agency. The cognizant or grantor agency may intend, or decide, to distribute the photocopies or information contained therein to others, including other governmental agencies. The audit documentation for this engagement will be retained for a minimum of five years after the report release date.

Honorable Mayor, Members of the City Council
Michelle Girolamo, Administrator/Clerk
City of Cresco
May 30, 2014
Page 7

Our fees are based on the proposal accepted by you for the years ending June 30, 2013 through 2015. Based on that agreement, the maximum fee for the year ended June 30, 2014 is expected to be \$12,000. However, if we encounter significant difficulties in completing your audit or conditions change from those that currently exist, we will discuss it with you and the impact that it will have on your fees, if any. Payment for services is due upon receipt of our invoice. Payments not received within 45 days of the invoice date will be subject to a finance charge of 1.6% per month (19.2% per year).

Dennis Muyskens is the engagement partner and is responsible for supervising the engagement and signing the report or authorizing another individual to sign it.

If the above terms are acceptable to you and the services outlined are in accordance with your requirements, sign below, return in the enclosed envelope and retain the copy for your files.

We appreciate the opportunity to serve you. If you have any questions regarding any of the above, please contact us.

Sincerely,



Dennis J. Muyskens, CPA

DJM:sb

Encs.

The services described in the foregoing letter are in accordance with our requirements. The terms described in the letter are acceptable to us and are hereby agreed to.

CITY OF CRESCO

Date _____

By _____

RESOLUTION NUMBER _____

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER
INTO AN AGREEMENT WITH THE FARMER'S MARKET**

WHEREAS, the City of Cresco has been presented with a request to use Beadle Park and/or the Southside Parking Lot for a Farmer's Market on specified Sundays until the end of October 2014; and

WHEREAS, the Farmer's Market is regulated by the Iowa Administrative Code and vendors will comply with the certifications and regulations; and

WHEREAS, it is necessary for the City to enter into an agreement with Jessica Skoda (Farmers Market) entitled License for Use of City Property.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and City Clerk are authorized and directed to sign the written agreement with the Farmer's Market.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded said Motion. Following discussion, a roll call vote was requested by Mayor and said roll call resulted as follows:

Ayes: _____
Nays: _____
Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that the agreement is approved and that the Mayor and City Clerk are authorized to execute the agreement on behalf of the City of Cresco.

PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

LICENSE FOR USE OF CITY PROPERTY

This License/Use Agreement is entered into this 16th day of June 2014 by City of Cresco (City) whose address for the purpose of this License is 130 N. Park Place, Cresco, Iowa and Jessica Skoda (Farmers Market) whose address for the purpose of this License is 210 4th Street East.

1. **PREMISES AND TERM.** The City in consideration of the agreements and conditions herein contained, grants a License for Use to Farmers Market for the following described premises situated in the City of Cresco, Howard County, Iowa: Beadle Park and/or the South side parking lot.

2. **LICENSE/USE FEES.** Farmers Market shall not be required to pay any fees to City for the use of the premises herein. However, Farmers Market shall be liable for any damage caused to the premises and shall be responsible for cleaning up the premises following each Farmers Market, including the cleanup and removal of any waste, debris, garbage, animal feces, etc.

3. **TERM.** Farmers Market shall be entitled to use the premises on the following Sundays in 2014 from 8:00 a.m. until 2:00 p.m: June 29, July 13, August 3, September 21 and October date TBD.

4. **USE OF PREMISES.** Farmers Market may use the premises only for the operation of a Farmers Market and not for any other purpose.

5. **USE NON-EXCLUSIVE.** Farmers Market understands and agrees that the licensed premises herein are public property and may be used by other members of the public for recreation, parking or any other permitted use. Farmers Market will not interfere with nor prohibit the public's lawful use of the premises.

6. **ASSIGNMENT AND SUBLETTING.** Farmers Market may not sublet the premises to any other person or entity and this License Agreement may not be assigned by Farmers Market to any other person or entity.

7. **LIABILITY FOR DAMAGE.** Farmers Market shall be liable to the City for all damage to the property.

8. **INDEMNITY.** Except for the negligence of the City, Farmers Market will protect, defend and indemnify City from and against all loss, costs, damages, and expenses occasioned by, or arising out of any accident or other occurrence, causing or inflicting injury or damage to any person or property, happening or done in, upon or about the licensed premises due directly or indirectly to the use of the premises by Farmers Market or any person claiming through or under them.

9. **COMPLIANCE WITH REGULATIONS.** Farmers Market agrees that it shall comply with all federal, state, and local regulations pertaining to the operation of a Farmers Market.

10. **SIGNS.** Farmers Market will not erect any signage or other fixtures onto the property without further written consent of the City. In addition, Farmers Market will not obstruct any streets, alleys, roadways, sidewalks, or other public thoroughfares.

11. **LICENSE REVOCABLE AT ANY TIME.** City may revoke this License at any time, with or without prior notice by sending a written notice by regular mail, to Farmers Market at the address listed herein.

12. **ENVIRONMENTAL.** Farmers Market agrees that during its use of the premises it will not use, keep, store, or dispose of any hazardous substances on the premises and Farmers Market will give immediate notice to the City of any violation or potential violation of any environmental regulation, rule, statute or ordinance relating to the use, storage or disposal of any hazardous substance. Farmers Market agrees to indemnify and hold the City harmless from and against all claims, causes of action, damages, loss, costs, expense, penalties, fines, lawsuits, liabilities, attorney fees, engineering or consulting fees arising out of or in any manner connected with any hazardous substances or with Farmers Market's failure to comply with any federal, state, or local regulation regarding the operation of Farmers Markets, the sale of food, produce, or other items and the collection of any required sales or use tax. This duty of indemnity shall survive the termination, abandonment or expiration of this License.

13. **CHANGES TO BE IN WRITING.** None of the covenants, provisions, terms, or conditions of this License shall be modified, waived, or abandoned, except by a written instrument signed by the parties. This License contains the whole agreement of the parties.

14. **CERTIFICATION.** Farmers Market certifies that it is not acting, directly or indirectly, for or on behalf of any person, group, entity, or nation named by any executive order or the United States Treasury Department as a terrorist, "specially designated national and blocked person" or any other banned or blocked person, entity, nation, or transaction pursuant to any law, order, rule or regulation that is enforced or administered by the Office of Foreign Assets Control; and it is not engaged in this transaction, directly or indirectly on behalf of, or instigating or facilitating this transaction, directly or indirectly on behalf of, any such person, group, entity, or nation. Farmers Market hereby agrees to defend, indemnify and hold harmless the City from and against any and all claims, damages, losses, risks, liabilities and expenses (including attorney fees and costs) arising from or related to any breach of the foregoing certification.

CITY OF CRESCO

BY: _____
Mark Bohle, Mayor

BY: _____
Michelle Girolamo, City Clerk

BY: _____
Jessica Skoda (Farmers Market)

BOARD OF ADJUSTMENT

TO: CRESCO CITY COUNCIL

RE: Appointment/Reappointment

We, the Board of Adjustment for the City of Cresco, recommend that the City Council

1. _____ Appoint (Name) _____

(To replace _____)

2. Reappoint (Name) Art Svestka

to the Board of Adjustment.

Term to run from July 1 2014 to expire June 30 2019

	Signed	Date
Chairman	<u>[Signature]</u>	<u>6-3-14</u>
	<u>Brian J Belk</u>	<u>6-3-14</u>
	<u>Dennis Casper</u>	<u>6-3-14</u>
	<u>[Signature] Henderson</u>	<u>6-3-14</u>
	_____	_____

THEATRE and CHAMPLIN HALL COMMISSION

TO: CRESCO CITY COUNCIL

RE: Appointment/Reappointment

We, the Theatre and Champlin Hall Commission of the City of Cresco, recommend that the City Council

1. Appoint (Name) Bruce Buckley ^{Term Expires 6/30/15}
(To replace Fran Burke)

2. Reappoint (Name) Rick Vance Gayle Kelm and Sheree Haw
to the Theatre & Champlin Hall Commission.

Term to run from July 1, 2014 to expire June 30, 2017

	Signed	Date
Chairman	<u>David B. Good</u>	<u>6-2-14</u>
	<u>Richard A. Arce</u>	<u>6/2/14</u>
	<u>[Signature]</u>	<u>6/2/14</u>
	<u>Gayle A. Kelm</u>	<u>6/2/14</u>
	<u>Christy Munsell</u>	<u>6/2/14</u>
	<u>Sheree J. Haw</u>	<u>6-2-14</u>
	_____	_____

RESOLUTION NUMBER _____

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO
ENTER INTO A LEASE AGREEMENT WITH CRESCO THEATRE LLC**

WHEREAS, the Theatre and Champlin Hall Commission has presented a proposed lease agreement for the City of Cresco to rent the Cresco Theatre/Opera House located at 115 2nd Avenue West, Cresco, Iowa, to The Cresco Theatre, LLC, and

WHEREAS, the Cresco Theatre is a business operating a motion picture theatre and agrees to use the premises to operate a motion picture theatre and for live presentations, and

WHEREAS, it is necessary for the City of Cresco to enter into a formal written lease for the premises, which lease has been reviewed by the Cresco City Attorney, and

WHEREAS, the Theatre and Champlin Hall Commission has the authority to make lease agreements for the operation of the theatre and the Chairman of the Commission has signed and recommends approving this lease agreement.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and City Clerk are authorized and directed to sign the written commercial lease agreement with the Cresco Theatre, LLC for lease of the Cresco Theatre/Opera House located at 115 2nd Avenue West, Cresco, Iowa.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded said Motion. Following discussion, a roll call vote was requested by Mayor and said roll call resulted as follows:

Ayes: _____

Nays: _____

Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that the lease agreement between the City of Cresco as Landlord and Cresco Theatre, LLC as Tenant, is approved and that the Mayor and City Clerk are authorized to execute the lease on behalf of the City of Cresco.

PASSED AND APPROVED THIS _____ DAY OF _____, 2014.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo