

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA

DATE OF MEETING: JANUARY 6, 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 December 16, 2013
4. Approval of Minutes from December 11, 2013 Worksession
5. Approval of Application for Tax Abatement under the Urban Revitalization Plan for Wayne Mashek
6. Approval of Application for Tax Abatement under the Urban Revitalization Plan for Gerald & Barbara O'Donnell

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. Discussion and Award of Hotel/Motel Tax Tourism Grants
2. Brent & Sarah Holten to Discuss Sewer Line Issues
3. Resolution Authorizing the Mayor to enter into an Engagement Agreement with Ahlers & Cooney, P.C. for professional services relating to the project described as the 3rd Street West (Granger Road) Reconstruction
4. Preliminary Resolution for the Construction of Street, Water, Sanitary Sewer and Storm Sewer Improvements in the City of Cresco, State of Iowa, for the 3rd Street West (Granger Road) Reconstruction Project
5. Resolution Fixing Values of Lots
6. Resolution Adopting Preliminary Plat and Schedule, Estimate of Cost and Proposed Plans and Specifications for the Construction of the 3rd Street West (Granger Road) Reconstruction Project
7. Resolution of Necessity (Proposed)
8. Set Date for Public Hearing for Purpose of Hearing Property Owners Subject to Assessment and Interested Parties For or Against the Project and to Instruct City Clerk to Cause Notice to be Published and Mailed as Required by Law
9. Appointment of City Representative for the Upper Explorerland Regional Housing Authority Board
10. Appointment of Council Members to Committees

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 3, 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: January 6, 2014.
Time of Meeting: 7:00 o'clock P.M.
Place of Meeting: Council Chambers, City Hall, 130 N. Park Place, Cresco, Iowa.

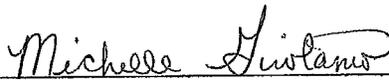
PUBLIC NOTICE IS HEREBY GIVEN that the above mentioned governmental body will meet at the date, time and place above set out. The tentative agenda for the meeting is as follows:

Procedure to initiate the 3rd Street West (Granger Road) Reconstruction.

- Preliminary resolution for construction.
- Resolution fixing values of lots.
- Resolution adopting preliminary plat and schedule, estimate of cost and proposed plans and specifications.
- Resolution of necessity (Proposed).

Such additional matters as are set forth on the additional 3 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, State of Iowa

Police Resignation – Richard Hollenbeck has resigned from his position as a City of Cresco Police Officer. Ruroden has posted the opening and will advertise after the 10 day posting period.

Theatre Lease – One year lease expires Jan 1, 2014. It automatically rolls monthly after that. I asked the Theatre Commission to consider raising the rent again. They will discuss it at their meeting on Jan 6th.

Hotel/Motel Tax – Tourism committee recommendations are enclosed. There were more funds requested than was available so recommending using \$380.86 from reserves.

Holten – Please read enclosed letters and pictures. They will be here to discuss it.

Engagement Agreement – This is to hire Ahlers & Cooney to be our legal counsel for the Granger Road Assessments. The total cost will be about \$9,000.

Resolutions – These are required for the assessment project on the Granger Road. Daren Sikkink from WHKS offered to attend the meeting but I did not think it was necessary at this meeting.

Public Hearing - we need to set the Public Hearing for Feb 3rd in order to meet all the publication requirements. WHKS will attend this meeting to help answer any questions from the public.

Regional Housing Authority – the City needs to send a letter of appointment to Upper Explorerland for our representative on the Upper Explorerland Regional Housing Authority Board. This is a 3 year term. Jason Passmore has agreed to be do another term if you want to appoint him.

Boards – We should review the committee assignments and update them. We will review these every two years after elections. Please look at them to see if you want to make any changes. There are some new ones that will need to be filled. Note the last one – in reviewing Mediacom files I came across this Commission. I don't think it has been active for a while so we should reactivate it so they can be looking into options and maybe work with Mediacom to improve services and/or review rates. I have the powers and duties as set out by our Ordinance. There needs to be 2 council members (who do not get to vote) and 3 community members (voting members). The 3 must be adult Cresco citizens. The last list I could find had Roy Gorter, Paula Cummins and Todd Kowalke listed as voting members.

Budget Worksession – Reminder this is Thursday January 9th. Department Heads start coming at 1:00 and every 20 minutes thereafter.

Michelle



Cresco Police Department

Tim S. Ruroden, Chief of Police

Law Enforcement Center
130 North Park Place
Cresco, IA 52136
Phone: 563-547-1724
Fax: 563-547-1725

12/31/2013

Chief Tim Ruroden, Mayor Mark Bohle, Cresco City Council:

This letter is to inform you that I have been offered employment as a Deputy Sheriff for the Howard County Sheriff's Office. I have accepted this job offer.

This letter is a letter of resignation as a Patrol Officer/Investigator for the City of Cresco and Cresco Police Department. I would like to give a notice of resignation and request that my last day of employment be dated January 17th, 2014.

I have enjoyed my opportunity to be employed with the City of Cresco and as a Police Officer for the Cresco Police Department. I believe my experience and training have prepared me to be successful as a law enforcement officer.

As a Deputy Sheriff, I look forward to working closely with the Police Department and other employees with the City of Cresco.

Sincerely,

Richard K. Hollenbeck

The Cresco City Council met December 16, 2013, at 7:00 pm at City Hall. Council members Carman, Bouska, McGee, McCarville and Loveless were present. No council members were absent.

Bouska made the motion to approve the consent agenda which included approval of the: agenda; claims; minutes of the December 2, 2013 meeting and worksession and December 11, 2013 worksession; class C Liquor license (LC) (commercial) with outdoor service and Sunday sales for Howard County Agricultural Society d/b/a Mighty Howard County Fair – Howard County Expo Center; class C Liquor license (LC) (commercial) with Sunday sales for Derek Deden d/b/a The Pitt Stop; class C Liquor license (LC) (commercial) with Sunday sales for Big Daddy Hideaway Corp d/b/a Hideaway Lounge; tax abatement under the Urban Revitalization Plan for Nordschow Family Associates LP and for Judy Kerian; final pay request from Skyline Construction for \$9,879.83 for the Watermain Looping Project; Excavators Licenses for MB Inc, Kitchen Construction LLC, Mracek Plumbing, Heating & Electric LLC, Mehmert Tiling Inc, and Skyline Construction Inc. McGee seconded and it passed all ayes.

Public Works Director Rod Freidhof reported (a) the Street Department has been out plowing snow and have had a few repairs; (b) T&W Grinding ground most of the pile at the Yardwaste site. It was not budgeted so they just did enough for \$3,000 and we will budget for next fall to come again and grind more; (c) sewer department has an issue with settling in the clarifiers. We can't find the cause but by injecting ferric chloride will help the settling. We will temporarily inject this solution so will get a temporary DNR permit. This will also help us get a baseline for when we are mandated to remove phosphorus since this is a chemical that can be used; (d) digester pipes need to be replaced for about \$9200; (e) Tuesday the asbestos should be abated on the old waterworks building. Bruening has removed most of the junk and took it to LeRoy. Skyline will be here in early January to demolish the building. It was supposed to be done this week, but the asbestos needs to be abated first; (f) a spool used to inject chemicals in wellhouse #4 is leaking so Northway Pump replaced the pipe and are waiting for parts to rebuild the chlorinator.

Police Chief Tim Ruroden reported there has been some maintenance on police cars due to the cold weather. There have also been some minor incidents around town.

Carman made the motion to approve tax abatement under the Urban Revitalization Plan for John & Peggy Loveless. Bouska seconded and Carman, Bouska, McGee and McCarville voted aye. Loveless abstained due to conflict of interest.

A letter from Mike Carey requested a credit on his sewer bill due to a leak in the water softener and the water went down the floor drain in his basement. Freidhof pointed out that the drain would be hooked to the sanitary sewer. Carman made the motion to deny the request for a sewer credit. McGee seconded and it passed all ayes.

Mayor Bohle and Council thanked Jeff Freidhof for his 20 years of service on the Park Board. He did a good job and it was very much appreciated. Jeff was presented a plaque at the Park Board meeting.

Chief Ruroden presented a Cresco PD Citizen Appreciation Award to Brad Burke for all of his hard work on organizing the Thor-a-Thon fundraiser for the drug dog.

Iowa DOT sent a letter notifying the City of Cresco that they plan to let an HMA resurfacing project on Iowa Highway 9 from the east corporation limits of Cresco east to 2 miles east of Ridgeway. The project is proposed for construction during 2014.

McCarville made a motion to approve the resolution authorizing the Mayor and City Clerk to enter into an Industrial Sewer Rental Agreement with Cresco Food Technologies LLC effective August 1, 2013 through July 31, 2014. McGee seconded and it passed all ayes.

Loveless made the motion to approve a resolution to accept the 5th Avenue SW, Vernon Road & Highway 9 Watermain Improvements Project. Bouska seconded and it passed all ayes.

Mayor Bohle asked for comments from the audience. Matt Miner, on behalf of the Iowa Snowmobile Association and Cresco Driftrunners Club wanted to thank the City of Cresco for being a snowmobile friendly community and presented two signs. Matt said they have received complaints of snowmobilers driving across yards in town so the Driftrunners are putting it on Facebook, ads in the paper and talking to people to get them to stop doing that.

McCarville said he has been receiving complaints about the increases in the Mediacom bills. Mediacom is blaming it on City's taxes but there has not been any change in the City's tax. Customers are encouraged to keep calling and complaining to Mediacom. Staff will look into options but not sure what the City can do about it.

Property owners were reminded to keep their sidewalks shoveled.

Carman moved to adjourn at 7:18 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on January 6, 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	455.04
AM PATRIOT PICT	DVDs	19.99
ANDERLIK, KEITH	Park Bd	150.00
ARBOR DAY FD	Dues	15.00
BAKER&TAYLOR	Books	941.86
BECKER, RYAN	Srvc	225.00
BINA, MICHAEL	Park Bd	250.00
BLACK HILLS	Nat gas	196.54
BLOCKHUS,TRAVIS	Park Bd	350.00
BC / BS	Insur	25,731.21
BOB'S ELECT	Rprs	1,275.95
BROWN	Supp	3,334.26
BRUENING	Rock	1,580.48
BUSINESS TECH	Rprs	477.00
CARD CENTER	Trng,Supp	387.81
CARDMEMBER	DVDs	267.48
CARQUEST	Supp	22.41
CITY OF CRES	Util,Insur	3,156.99
CRESCO CHAMBER	Tour-NBF	2,700.00
CRESCO HTG&VENT	Maint	137.45
CRESCO SHOPPER	Publ	228.60
CRESCO TPD	Publ	167.06
DECORAH RENTAL	Srvc	36.00
DEMCO	Supp	142.58
ELITE K-9	Supp	1,119.85
FAREWAY	Supp	25.58
FOLEY'S CONST	Srvc	208.00
FREIDHOF, JEFFREY	Park Bd	600.00
GALLS	Supp	88.97
GOSCH'S	Srvc	371.08
GREAT N ENVIOR	Supp	56.07
GROUP SRVC	Fee	338.25
H & S MOTORS	Srvc	46.76
HANSON TIRE	Supp	725.95
HAWKEYE REC	Elect	6,671.22
HELIX	Equip	3,795.00
HO COUNTY	Shared LEC	11,353.35
IA ASSOC MUNICIPAL	Trng	35.00
IA CODIFICATION	Publ	306.00
IA ONE	Srvc	20.70
JIM'S AUTO	Equip	1,747.99
JOHN DEERE FIN	Supp	823.84
K & H	LP	103.21
KEYSTONE LAB	Analys	621.30
KIRKHAM MICHAEL	Air plan	12,500.00
LANGRECK, RON & JULIE	Refund	20.00
MCDANIEL, PATRICIA	Books	22.00
MERCHANT SRVC	Fees	106.17
MERIT CONTRACT	Rprs	1,361.92
NE IA TELEPHONE	Maint	255.00
O'HENRY'S	Supp	50.00
PAYROLL		60,752.97
PETTY CASH	Postage	5.42
POSTMASTER	Postage	75.00

R.A.D. SYS	Fee	68.00
RACOM	Supp	120.00
RICOH	Copies	37.66
RILEY'S	Supp	72.00
RUPPERT	Supp	258.50
SCHUMACHER ELEV	Maint	134.77
SIGNS & DESIGNS	Supp	15.00
SKYLINE CONST	Srvc WtrLoop	9,879.83
SPAHN & ROSE	Supp	125.86
STATE HYGIEN LAB	Analys	38.00
STI/SPFA	Fee	10.00
STOREY KEN	Supp	39.71
TRUCK COUNTRY	Supp	245.43
TUCHEK, MICHELE	Park Bd	600.00
TUPY, BARBARA	Park Bd	500.00
U.S. POSTAL	Supp	549.35
ULINE	Supp	237.00
UNIFORM & ACCESS	Equip	243.62
WEBER PAPER	Supp	266.44
WESTCOTT, EMORY	Reimb	53.11
WILEY, SCOTT	Park Bd	100.00
WINDSTREAM	Phone	117.83
ZEE MEDICAL	Supp	114.35

GENERAL	66,142.02
HOTEL/MOTEL	2,700.00
LOST PROJECT	1,654.98
FIRE STATION BLDG	73.25
MEDIACOM	465.40
DRUG DOG	1,129.81
CRESCO COMM FIRE	239.23
ROAD USE	14,463.65
EMPLOYEE BENEFITS	23,720.86
FITNESS CTR TRUST	4,272.00
WATER MAIN LOOP	9,879.83
WATER	16,566.62
SEWER OPER	19,020.51
PROPRIETARY CAP	12.05
YARDWASTE	12.05

EXPENDITURES	160,352.26
Revenues 12/3 to 12/16/13	152,852.67

Mayor Bohle called to order a special session of the Cresco City Council on December 11, 2013 at 2:00 pm at City Hall. Council members Carman, Bouska, McGee, and Loveless were present. McCarville arrived at 2:02 pm. No council members were absent.

Engineers from WHKS & Co., Bill Angerman and Daren Sikkink, presented information regarding the Granger Road Reconstruction Project. Council had previously determined that the project was necessary and to assess a portion of the cost through special assessments. Per City policy, 50% of the overall total project cost, excluding watermain, intersections, sanitary sewer and storm sewers, will be assessed to the abutting properties. Assessments are calculated using the modified Proportional Benefits Curve (Flint) method for all abutting benefitting properties. Corner lots were calculated utilizing the current policy of 100% assessment for the long side and 50% of the short side.

An informational meeting has been scheduled for Thursday December 19, 2013 at 7:00 pm at Cresco Bank & Trust community room to accommodate a potentially large crowd. Invitations will be mailed to all assessed property owners. The Engineers will explain the method of determining assessments, the proposed project and time-line, width of the road, boulevard trees, impact on utilities and services, access to properties during construction etc. There will also be time for questions from the audience.

Proposed assessments were evaluated. Consensus of Council was to be consistent with past practices and continue to utilize the Flint formula for calculating assessments. Assessments will be payable over ten years with an interest rate based on the bonding rate for the project.

Carman moved to adjourn at 3:02 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on December 16, 2013 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Application for Tax Abatement under the
Urban Revitalization Plan for Cresco, Iowa

Date 12-15-13

____ Prior Approval for
____ Intended Improvements

____ Approval of
____ Improvements Completed

Address of
Property: 524 3rd Ave East Cresco IA 52136

Legal
Description: E 1/2 Lot 12 IR SURV
W 1/2 SE

Title Holder or Contract Buyer: Wayne Mashek

Address of Owner (if different than above): ✓

Existing Property Use: Residential Commercial Industrial Vacant

Proposed Property Use: Screened in Porch / Kitchen bump out

Nature of Improvements: New Construction Addition General Improvements

Specify: Screened in Porch + Kitchen
remodel

Estimated or Actual Date of Completion: 1-15-14

Estimated or Actual Date of Improvements: 1-15-14

Tax Exemption Schedule is attached.

Signed: Wayne Mashek

APPLICATION FOR TAX ABATEMENT UNDER THE
URBAN REVITALIZATION PLAN FOR

CRESCO, IOWA

Date 12-21-13

Prior Approval for
Intended Improvements

Approval of Improvements
Completed

Address of Property: 316 7TH AVE CRESCO IA

Legal Description: E 95' LOT 13 JE 105' LOT 14
BIKE WAVERLY ADDN

Title Holder or Contract Buyer: GERALD & BARBARA O'DONNELL

Address of Owner (if different than above): Same

Phone Number (to be reached during the day): 563-547-4694

Existing Property Use: Residential Commercial Industrial Vacant

Proposed Property Use: GARAGE & LIVING SPACE

Nature of Improvements: New Construction Addition General Improvements

Specify: ENLARGE GARAGE & KITCHEN EXTENSION
WEST & SOUTH SIDE OF GARAGE

Estimated or Actual Date of Completion: 12-5-13

Estimated or Actual Cost of Improvements: 7

Tax Exemption Schedule is attached.

Signed: Gerald O'Donnell

Cresco Tourism Advisory Committee
Travel & Tourism grant recommendations
30 December 2013 meeting summary

4th Quarter 2013 Travel & Tourism Dollars

Available funds this Qtr: \$6,139.14

Funds requested: \$7,000.00

- I. Members present: Amy Bouska, Teresa McGee, and Bootie Kapler.
Members absent: Zahid Ali and Linda Thompson.
HCBT present: Anna Schmauss, Spiff Slifka, and Jason Passmore.

II. Recommendations

1. Driftrunners Snowfest Music funding
 - a. requesting \$2,000.00
 - b. Committee scores this event favorably. With snow on the ground, Snowfest has a good following and brings people from out-of-town to Cresco.
 - c. Committee recommends awarding \$2,000.00.

2. 100th Celebration of Opera House and Carnegie Library Marketing
 - a. requesting \$3,000.00
 - b. Committee scores this year long celebration favorably and believes it meets the definition of tourism set forth by City Council. Although marketing will include the Library, a distinction is to be made that the Library is encouraged to apply for its own tourism dollars if their events are applicable.
 - c. Committee recommends awarding \$3,000.00.

3. Jaycees Dirty Dash
 - a. requesting \$2,000.00
 - b. Committee also scores this application favorably. Committee would welcome seeing Jaycees long-term funding plans.
 - c. Committee recommends awarding \$1,500.00.

III. Regular Business

- a. It was decided clearer guidelines set forth by the committee and approved by City Council need to accompany the grant application. The Tourism Advisory Committee will work on these guidelines during 1st Qtr 2014 to submit to Council.

Tourism Advisory Committee Evaluation

Application	Time Sensitive or Need	Application meets Tourism Definition	Lodging	Qtr 2 Funds recommendation
Driftrunners Snowfest Music	H	H	H	\$2,000.00
100 th Celebration Marketing	M/H	H	M/H	\$3,000.00
Jaycees Dirty Dash	M/H	L/M	L/M	\$1,500.00
Total available				\$6,139.14
Draw from Available Fund Balance				\$380.86
Total				\$6,500.00

H=high, M=medium, L=low

4th Qtr 2013 Tourism Grant Application

Project: 43rd Annual Snowfest Music Funding

Date: 12/13/13

Organization/Agency Requesting Funding: Driftrunners Snowmobile Club Inc

Contact Person and Title: Matt Miner President

Address: 17879 Hwy 9, Lime Springs, IA 52155

Phone: 563-380-7142

Email: mmmfarms@hotmail.com

Amount Requested: \$2000.00

Total Cost of the Project: \$3000.00

Event Date (if applicable): 1/25/14

Project Completion Date: 1/26/14

Q: Describe the project. Will the project occur if not funded by the tourism grant?

A: We have booked Madd Hoss Jackson to play during our 43rd Annual Snowfest. We hope to draw in a large crowd to hear and dance on Saturday Jan 25th, 2014. With the great turn out to this band at the Howard County Fair the last 2 years and people wanting them to come back and play, we hope to draw in a large crowd. If we are not funded in some way, we will still have the band but it will make it harder to give to our other charities (HoCo, Spina Bifida, and Crestwood High School Scholarships).

Q: How does this project promote Cresco tourism and how does it increase lodging use within the community?

A: We are a non-profit organization established in 1968 and have a long history of snowmobiling in northeast Iowa, with over 200 miles of trails and are proud to contribute financially to those who are affected by HoCo, Spina Bifida and to their families. The 43rd Annual Snowfest will take place January 23, 24, 25, and 26 2014. We expect over 200 and up to as many as 500 snowmobilers to participate in the Snowfest activities if snowfall continues as it has this season. Madd Hoss Jackson will appeal to a wide audience and we hope to draw more than just snowmobilers to the dances. This would promote the city of Cresco; our hotels/motels and B&Bs would be full, our restaurants and retail stores would see an increase in traffic, and we believe this event would advance the economic welfare of Cresco by promoting and competitively marketing ourselves as a visitor and tourism destination.

4th Qtr 2013 Tourism Grant Application

Project: Cresco's 100th Celebration of Opera House & Library

Date: 2014

Organization/Agency Requesting Funding: Cresco Theatre Commission

Contact Person and Title: Dave Gosch

Address: 109 2nd Ave

Phone: 563.547.4392

Email: davidbgosch@live.com

Amount Requested: \$3,000

Total Cost of the Project: \$50,500

Event Date (if applicable): all year 2014

Project Completion Date: early 2015

Q: Describe the project. Will the project occur if not funded by the tourism grant?

A: To honor the 100 years Cresco has had an Opera House and Carnegie Library, the Cresco Theatre Commission is looking to hold a year long celebration starting in 2014. We are looking for marketing money to bring visitors from further away than our local region to enjoy the different activities we have planned. We are booking our itinerary and firming up the schedule last minute details and will be marketing as far away as Minneapolis, Des Moines, Mason City, LaCrosse, and even further depending on marketing funds available. Yes, the project will occur, but without the tourism grant it will be more difficult. Below is a guideline for the upcoming year:

- Kick off celebration; Simon Estes at Opera House/High School
- Each month a movie depicting a different decade from 1900s-present day o One or two Sunday matinees/month o People's Choice, committee will offer four choices, top two vote-getters will be shown
 - Two out-of-town performances; Illusionist and Stand-up comedian (Late Night Catechism)
 - Musical groups; Monroe Crossing (Christmas show) and Crestwood alumni Bev Thiele and Jon Kolbet
 - CCT performances o Spring 2014 / Lost in Yonkers o Summer 2014 / Little Mary Sunshine (1st live performance after 1978 renovation) o Winter 2015 / Howard County play by Jeb Becker

4th Qtr 2013 Tourism Grant Application

Project: Cresco's 100th Celebration of Opera House & Library

• Expenses • Income Simon Estes \$15,000 Simon Estes sponsor(s) \$15,000 Illus/Stand-up \$12,000 Illus/Stand-up gate \$12,000 (300 tickets/perf. @ \$20 ea) Movies \$ 5,500 Movie gate \$ 3,000 (50 tickets/movie @ \$3 ea) Monroe \$ 3,000 Monroe gate \$ 5,000 (250 tickets @ \$20 ea) Bev/Jon \$ 2,000 Bev/Jon gate \$ 2,000 (200 tickets@\$10 ea) Misc \$ 2,000 Commemoratives \$10,000 (brochure/advertising/coin) Coins \$ 1,000 Grants \$ 8,350* Marketing \$10,000 Simon gate \$ 5,000 \$50,500 \$60,350 On the expense-side we projected high (e.g. Movie category – this is the HIGHEST we'd pay/we expect lower). On the income-side we projected low. *This is just the grants we've written for and have either received or expect to receive soon. We will continue to write for as many grants as possible. Any profit made from this year-long celebration will be given to Cresco Theatre Commission/City Council to help with renovations and up-keep of the Opera House.

Q: How does this project promote Cresco tourism and how does it increase lodging use within the community?

A: These unique buildings lend a perfect venue to promote Cresco and increase lodging within our community. By hosting events throughout the year to attract all ages of visitors we will see an increase in restaurant visits, retail visits, and we expect our lodging stays will increase directly from these events we will be offering!

4th Qtr 2013 Tourism Grant Application

Project: Cresco Jaycees Dirty Dash

Date: May 11, 2013

Organization/Agency Requesting Funding: Cresco Jaycees

Contact Person and Title: Barbie Tupy, President

Address: PO Box 52 Cresco IA 52136

Phone: 563-203-0149

Email: barbiejo88@gmail.com

Amount Requested: 2000.00

Total Cost of the Project: 2500.00

Event Date (if applicable): May 11, 2013

Project Completion Date: May 11, 2013

Q: Describe the project. Will the project occur if not funded by the tourism grant?

A: The Dirty Dash is a fun Obstacle Course that challenges a person's strength, stamina, and physically gets them dirty. Last year we had 100 participants and have been told this year it will be double, if not, triple that many people. Many of the obstacles are man built and require money to build them. We would like to expand our realm and type obstacles which is why we are requesting money. We also want to advertize this more regionally and will use the money provided to print flyers and deliver them across NE IA as well as MN and WI. Yes this project will happen whether given money or not, but with money, we hope to make bigger, and funner obstacles as well as get it advertized much more.

Q: How does this project promote Cresco tourism and how does it increase lodging use within the community?

A: There were participants from Waverly, Waterloo, Cedar Rapids and California that came last year for this specific event. We hope to draw in larger crowds in which they will stay the night prior and/or day of and shop locally. We also get to showcase some of the natural beauty of Howard County as we are hoping to again have it held at the Prairie's Edge Nature Center. Many participants commented last year that they loved the site and natural obstacles.

RESOLUTION NUMBER _____

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO
AN ENGAGEMENT AGREEMENT WITH AHLERS & COONEY, P.C.

The City Council of the City of Cresco met in regular session on January 6, 2014,
at 7:00 P.M. Council members _____ were
present. Council members _____ were absent.

Council member _____ moved the adoption of the foregoing
Resolution Authorizing the Mayor to enter into an ENGAGEMENT AGREEMENT with
Ahlers & Cooney, P.C. for professional services relating to the project described as
2014 3rd Street West (Granger Road) Reconstruction . Council member _____
seconded said motion. A roll call vote was requested by the Mayor and said roll call vote
resulted as follows:

Ayes: _____
Nays: _____
Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that
the agreement dated January 6, 2014, between the City of Cresco and Ahlers & Cooney,
P.C. is approved and that the Mayor is authorized to execute the agreement on behalf of
the City of Cresco.

PASSED AND APPROVED THIS 6TH DAY OF JANUARY, 2014.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

AHLERS & COONEY, P.C.

100 COURT AVENUE, SUITE 600
DES MOINES, IOWA 50309-2231
FAX: 515-243-2149
WWW.AHLERSLAW.COM

James R. Wainwright
Jwainwright@ahlerslaw.com

Direct Dial:
515.246.0319

December 30, 2013

VIA E-MAIL AND UPS Next Day Delivery

Ms. Michelle Girolamo
City Clerk
130 North Park Place
Cresco, Iowa 52136-1594

RE: 3rd Street West (Granger Road) Reconstruction Project

Dear Michelle:

The purpose of this Engagement Agreement ("Agreement") is to disclose and memorialize the terms and conditions under which Ahlers & Cooney, P.C. will represent the City of Cresco (the "City") in connection with the above referenced special assessment project.

I understand the City intends to improve 3rd Street West (Granger Road) from Iowa Highway 9 to 12th Avenue West and assess a portion of the costs associated with the project to the properties that are specially benefitted by the improvements.

SCOPE OF ENGAGEMENT

We will perform the following services:

1. Review the engineer's preliminary plat and schedule of assessments;
2. Prepare letters of instructions throughout the special assessment process;
3. Answer questions and advise City staff and Council throughout the special assessment process;
4. Prepare proceedings and documents for initiation of the special assessment project, including:
 - a. Notice of Meeting and partial agenda covering matters below under the open meetings law.
 - b. Proceedings to be acted upon by the City Council in order to commence formal action, including the following:
 - i. Preliminary resolution for construction of street improvements,

- ii. Resolution fixing value of lots,
 - iii. Resolution adopting preliminary plat and schedule and estimate of costs,
 - iv. Resolution of necessity, and
 - v. Notice of hearing on resolution of necessity
 - c. Certificates to evidence:
 - i. Publication of the Notice to Property Owners.
 - ii. Mailing of the Notice to Property Owners.
- 5. Prepare proceedings for the hearing on the Resolution of Necessity, including the public meeting notice and separate instructions for its use;
- 6. Prepare resolution ordering bids, approving plans, specifications and form of contract and notice to bidders, fixing amount of bid security, and ordering the Clerk to publish notice and fixing a date for receiving same, and for a public hearing on plans, specifications, form of contract and estimate of costs;
- 7. Prepare Certificate for filing of assessment schedule and resolution of necessity with the County Treasurer after adoption of the Resolution of Necessity;
- 8. Prepare Certificate with respect to agricultural deferment (if applicable);
- 9. Prepare proceedings to cover the hearing on the plans, specifications and form of contract for the public improvements;
- 10. Review the Engineer's proposed final assessment plat and schedule for compliance with Iowa law;
- 11. Prepare proceedings for the final phase of the special assessment project, including:
 - a. Resolution accepting work;
 - b. Resolution ordering preparation of final plat and schedule of assessments;
 - c. Resolution adopting and levying final schedule of assessments;
 - d. Certificate of levy of assessments to be filed by the Clerk with the County Treasurer;
 - e. Notice of filing final Plat and Schedule of Assessments to be published and mailed to each property owner;
 - f. Certificate regarding publication of notice;

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- g. Certificate regarding mailing of notice;
- h. Special Assessment Collection Statement; and
- i. Mailing instructions.

Our duties under this particular engagement are limited to those expressly set forth above. Absent a separate engagement agreement regarding one or more of the following services, our duties under this Agreement do not include:

1. Defending any legal challenges to the special assessment;
2. Reviewing, revising, or negotiating the City's contract with its architect or engineer;
3. Reviewing and revising the terms and conditions of the City's contract for construction of the public improvements; and
4. Any bond (finance) related services.

ATTORNEY-CLIENT RELATIONSHIP

Upon execution of this Agreement, the City will be our client and an attorney-client relationship will exist between us for the above referenced special assessment project. Our services are limited to those contracted for in this letter and the City's execution of this Agreement will constitute an acknowledgement of those limitations. Our representation of the City and the attorney-client relationship established by this Agreement will be concluded upon payment of our final invoice.

FEES

We will charge a flat fee for services rendered under this Agreement. Our fee should not exceed \$8,500. If we determine that an adjustment of our fee is necessary, we will advise you. Such adjustment might be necessary in the event that (a) either the Project Engineer or City staff fails to comply with the requirements of Iowa Code Chapter 384; (b) there is insufficient cooperation and coordination from the project engineer; and / or (c) unusual or unforeseen circumstances arise which require a significant increase in the services rendered, such as personal attendance at meetings, significant travel, or unexpected revision of the above referenced documents. Typically, personal attendance at Council meetings is not necessary in order to provide the services outlined above. We will, however, attend Council meetings in the event that circumstances require.

In addition to the flat fee quoted above, we will bill the City for all expenses incurred on its behalf, such as travel cost reimbursement, photocopying, deliveries and other related expenses. We estimate that such charges will not exceed \$500. We will contact you prior to incurring expenses that exceed that amount.

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Our statement for services and expenses will be sent after publication of the second notice of filing of the Final Plat and Schedule of Assessments. Payment is due and payable within thirty (30) days of receipt of the invoice.

If, for any reason, the City terminates the engagement governed by this Agreement before the special assessment is levied or, if the project is cancelled, we will bill the City for the services rendered as of the date of termination based on the hourly rates of those who provided services. The fee charged by the Firm for this representation will be based in part on the current hourly rate of the person performing the service at the time services are performed. We will also bill you for all expenses we have incurred as outlined above. My current hourly rate is \$250. Work performed by associates will be billed at \$195. Services performed on your behalf by legal assistants will be billed at \$100 per hour. The Firm's billing rates are reviewed, and sometimes revised, annually in January. Accordingly, these rates are subject to change in January of each year.

RECORDS

At the City's request, any documents furnished by the City will be returned promptly upon receipt of payment for outstanding fees and client charges. Our own files, including lawyer work product, pertaining to the above referenced project will be retained by us. For various reasons, including the minimization of unnecessary storage expenses, we reserve the right to dispose of any documents or other material retained by us after the termination of this engagement.

APPROVAL

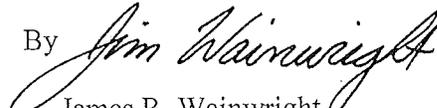
Please carefully review the terms and conditions of this Agreement: If this Agreement accurately reflects the terms of this particular engagement, please obtain approval by your governing body, and execute, date and return to me the enclosed copy of this Agreement. Please retain the original for your file.

If you have questions regarding any aspect of the above or our representation, please do not hesitate to contact me. As always, we appreciate the opportunity to represent the City of Cresco and we look forward to working with you on this matter.

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Sincerely,

AHLERS & COONEY, P.C.

By 
James R. Wainwright

Accepted and approved on behalf of the City Council*

By: _____ Dated: _____
Title: Mayor

*Authorized by Roll Call _____ approved on _____, 2014.

Council Member _____ introduced the following Resolution entitled "PRELIMINARY RESOLUTION FOR THE CONSTRUCTION OF STREET, WATER, SANITARY SEWER AND STORM SEWER IMPROVEMENTS IN THE CITY OF CRESCO, STATE OF IOWA", and moved its adoption. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the Resolution duly adopted as follows:

PRELIMINARY RESOLUTION FOR THE
CONSTRUCTION OF STREET, WATER, SANITARY
SEWER AND STORM SEWER IMPROVEMENTS IN THE
CITY OF CRESCO, STATE OF IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is necessary and desirable that street, water, sanitary sewer and storm sewer improvements be constructed within the City of Cresco, State of Iowa, as hereinafter described; and

WHEREAS, it is proposed that the project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the City Code of Iowa:

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

Subdivision A. That the City of Cresco, State of Iowa, construct street, water, sanitary sewer and storm sewer improvements, as hereinafter described.

Remove pavement on 3rd Street West from Iowa Highway 9 to 12th Avenue West. The project will replace a portion of the existing water main with new 8"

and 10" main. A portion of the sanitary sewer will be reconstructed as part of this project. The existing storm sewer will be reconstructed beneath the project street.

The street will be reconstructed with 6" concrete pavement. The street from Highway 9 to 8th Avenue West is 31 feet wide with concrete curb. The street from 8th Avenue West to 12th Avenue West is 24 feet wide without concrete curb.

Subdivision B. The beginning and terminal points of the improvements shall be as follows:

From the north right-of-way line of Iowa Highway 9 North to the center line of 12th Avenue West.

Subdivision C. That William K. Angerman, P.E. of Rochester, Minnesota, having been employed as Engineer to prepare plats, schedules, estimates, plans and specifications and otherwise to act in the capacity with respect to the project is hereby ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties.

Subdivision D. That this Council hereby determines that all property within the area hereinafter described will be specially benefited by the improvements, to-wit:

All parcels abutting 3rd Street West beginning at the north right-of-way line of Iowa Highway 9 and ending at the center line of 12th Avenue West as shown on the preliminary assessment plat.

Subdivision E. The improvement shall be designated as the "3rd Street West (Granger Road) Reconstruction", and such name shall be a sufficient designation to refer to the improvement in all subsequent proceedings.

PASSED AND APPROVED this 6th day of January, 2014.

Mayor

ATTEST:

City Clerk

Council Member _____ introduced the following Resolution entitled "RESOLUTION FIXING VALUES OF LOTS" and moved its adoption. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the Resolution duly adopted as follows:

RESOLUTION FIXING VALUES OF LOTS

WHEREAS, this Council after full investigation, has arrived at a determination of the value of each lot located within the 3rd Street West (Granger Road) Reconstruction, the valuation being set forth in a preliminary schedule entitled "3rd St. West (Granger Road) Reconstruction, Cresco, IA", under the column therein headed "Council Values":

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

That the schedule of values, hereinabove referred to, be and the same is adopted as the valuations of the lots, with the proposed public improvements completed, within the boundaries of the improvements and the Clerk is hereby directed to forthwith deliver the same to William K. Angerman, P.E., the Engineer, for the project, the Engineer to insert the values in the schedule of assessments which is to be prepared and filed with this Council.

Council Member _____ introduced the following Resolution entitled "RESOLUTION ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE 3RD STREET WEST (GRANGER ROAD) RECONSTRUCTION" and moved its adoption. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the Resolution duly adopted as follows:

RESOLUTION ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE 3RD STREET WEST (GRANGER ROAD) RECONSTRUCTION

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with plans and specifications, for the construction of the 3rd Street West (Granger Road) Reconstruction, and this Council has fixed the valuations of the property proposed to be assessed as shown therein; and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(10) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development; and

WHEREAS, the plat and schedule, estimate of cost and plans and specifications appear to be proper for the purpose intended:

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

That the plat and schedule, estimate of cost and plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and plans and specifications for the improvements and are hereby ordered placed on file with the Clerk for public inspection.

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of the improvements, as shown in the Engineer's plat, be and the same are hereby fixed as the boundaries for the 3rd Street West (Granger Road) Reconstruction.

PASSED AND APPROVED this 6th day of January, 2014.

Mayor

ATTEST:

City Clerk

Council Member _____ introduced the following Resolution entitled "RESOLUTION OF NECESSITY (PROPOSED)", and moved its adoption. Council Member _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the Resolution duly adopted as follows:

RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the office of the Clerk showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the 3rd Street West (Granger Road) Reconstruction, as hereinafter described, in the City of Cresco, State of Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the 3rd Street West (Granger Road) Reconstruction, in the City of Cresco, State of Iowa.

The District containing the properties to be assessed is set out and described in the following "Notice to Property Owners", set out in this Resolution.

The improvements within the District are located and described in the following "Notice to Property Owners", set out in this Resolution.

The method of construction shall be by contract.

Costs of the improvements will be assessed to the properties within the boundaries of the District. No property shall be assessed more than it is benefited by the improvements nor more than 25% of its value on the date of its assessment. The assessment may include a ten percent Default and Deficiency Fund, as authorized by Section 384.44, City Code of Iowa.

A plat and schedule and estimate of costs are now on file in the office of the Clerk as required by law.

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid for from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, City Code of Iowa, and/or from such other funds of the Municipality as may be legally used for such purpose.

BE IT FURTHER RESOLVED, that this Council meet at 7:00 o'clock P.M., on the 3rd day of February, 2014, in the Council Chambers, City Hall, 130 N. Park Place, Cresco, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the District. Unless a property owner files objections with the Clerk at the time of the hearing on this Resolution, he shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure.

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the preliminary plans and specifications, estimate of costs and to the making of the improvements; the Notice to be in substantially the following form:

(Two publications required)

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the office of the Council of the City of Cresco, State of Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of the City of Cresco, State of Iowa, for a street, water, sanitary sewer and storm sewer improvement, designated as the 3rd Street West (Granger Road) Reconstruction, of the types and in the location as follows:

Remove pavement on 3rd Street West from Iowa Highway 9 to 12th Avenue West. The project will replace a portion of the existing water main with new 8" and 10" main. A portion of the sanitary sewer will be reconstructed as part of this project. The existing storm sewer will be reconstructed beneath the project street.

The street will be reconstructed with 6" concrete pavement. The street from Highway 9 to 8th Avenue West is 31 feet wide with concrete curb. The street from 8th Avenue West to 12th Avenue West is 24 feet wide without concrete curb.

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

All parcels abutting 3rd Street West beginning at the north right-of-way line of Iowa Highway 9 and ending at the center line of 12th Avenue West as shown on the preliminary assessment plat.

The Council will meet at 7:00 o'clock P.M., on the 3rd day of February, 2014, at the Council Chambers, City Hall, 130 N. Park Place, Cresco, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

This Notice is given by authority of the Council of the City of Cresco, State of Iowa.