

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA

DATE OF MEETING: JANUARY 5, 2015

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 15, 2014
4. Approval of Minutes from December 18, 2014 Worksession
5. Approval of Tree Surgeon License for Walton Tree Service
6. Application for Tax Abatement under the Urban Revitalization Plan for Curt & Julie Fisk
- 7.

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. Request for Credit on Sewer Bill from Howard County Historical Society for Water not Entering the Sanitary Sewer System
3. Resolution Appointing an Attorney for the City of Cresco, Iowa
4. Recommendation of the Airport Commission to Reappoint Romane Matthias to the Airport Commission for a Term of Six Years Expiring December 31, 2020
5. Request to Waive \$50 Penalty from Erik Beiwel
6. Discuss Monitoring Well at the Airport
7. Discuss Possible Credits for Water Running if Waterlines Start Freezing
8. Discuss Possible Changes to City of Cresco Code of Ordinances Chapter 50 Pertaining to Nuisance Abatement Procedures

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 2, 2015.

Mediacom Rate Increase – Please see attached letter regarding Mediacom rates. They are blaming it on local channels.

Hotel/Motel Tax – Tourism committee recommendations are enclosed. There were more funds received than were requested so the excess will be put into the reserves.

Credit for Historical Society – someone turned on the outside water at the Kellow House and let it run. They filed a police complaint (see dispatcher's note). It actually happened twice so now they are installing a valve inside the building. The water did not go into the sanitary sewer.

Attorney – Please read Joe's email to the Council. He is raising his rates from \$75 to \$125 per hour. This is the first increase since 1995. We could go out for bids if you feel that is necessary. Mark and I recommend paying the increased rates and staying with Joe Braun.

Airport Commission – Nobody applied for the commission position so they are recommending re-appointing Romane Matthias.

Credit for Beiwel – please read his letter to council. I am not aware of any credits granted for this reason in the past. The "\$50 penalty" is actually the posting of the shut off notice. Notices are posted after they are 2 months past due unless they have contacted us with a payment plan and are adhering to the payment plan.

DNR Letter – the letter is in response to the monitoring well installed at the airport to test the groundwater for contamination following the removal of the UST. Tests all came back good so now council needs to decide if they want to maintain the well for future use. If so, we must submit a request to the DNR. Otherwise, we can abandon the well in which case we need to file an Abandoned Water Well Plugging Record. I believe the Airport Commission wants it abandoned as they may build the hangar in this spot. I have a copy of the 17 page report from Terracon if anyone wants to read it.

Credits for Water Running - we have had several calls from concerned citizens wondering if they would get credits for letting their water run like we did last year. We think it is too early to implement this but feel that we should have something in place granting us the authority to implement it if we find the water temperature dropping. We feel the system worked good last year so would recommend doing it the same once we determine it is an issue.

They must call to request the credit and have measured the temperature at their place is less than 40 degrees. We then keep track of the people requesting a credit. Then we use an average of their past 4 months' bills to determine how much water/sewer credits to allow each person. 500 were adjusted last year with about 30 that reported frozen lines. The April 1st and May 1st bills were adjusted last year (which means water used from February 20th to April 20th)

Nuisance Ordinance – we will discuss this so please review. We feel #17 seems a little too aggressive in mine and Rod's opinion.

The Cresco City Council met December 15, 2014, at 7:00 pm at City Hall. Council Members Carman, Bouska, McGee, McCarville and Loveless were present. No Council Members were absent.

Mayor introduced Wayne Smith as the new owner of the Pitt Stop effective January 2, 2015.

Bouska made the motion to approve the consent agenda which included approval of the: agenda; claims; minutes of the December 1, 2014 meeting; class C Liquor License (LC) (commercial) with outdoor and Sunday sales to Howard County Agricultural Society d/b/a Mighty Howard County Fair—Howard County Expo Center; class C Liquor License (LC) (commercial) with Sunday sales to Wayne E. Smith d/b/a Pitt Stop; tax abatement under the Urban Revitalization Plan for Gordon and Patricia Koehler; Tree Surgeon License for Tarzan Tree Service LLC; Excavator's Licenses for: Mehmert Tiling Inc, MB Inc, Skyline Construction Inc, and Mracek Plumbing, Heating & Electric LLC. McCarville seconded and it passed all ayes.

Police Chief Tim Ruroden submitted his November report. He also reported that last week was very busy with 59 charges out of the 4 search warrants they conducted last Friday. Everything went smoothly and nobody got hurt and the departments worked together. The school decided to go into a safe mode after the police notified them of the warrants.

City Clerk Michelle Girolamo reported (a) budget worksessions are scheduled for Thursday December 18th; (b) the urban revitalization program currently has 23 residential and 5 commercial properties participating with over \$3 million of assessed values and the program expires 12/31/16 for new applications; (c) Lt. Godman received a letter from the National Association of Town Watch reporting that the Cresco Police Department was selected as a National Award Winner for its outstanding participation in the 31st Annual National Night Out crime, drug and violence prevention program (d) November Financial Statements were presented which show healthy reserve balances which include bond proceeds from the Granger Road Project not expended yet. We are still waiting for Skyline to send a letter with a new proposed completion date. Daily liquidated damages are suspended from December 2, 2014 until spring when we decide it is fit to start working again. Maintenance of the road will be done by Skyline so the City will forward complaints to Balks.

McCarville reported on the Airport Commission meeting. Officers were elected with Kim Bentz as President and Kevin Bill as Secretary/Treasurer. They are discussing applying for a grant for renovation of Hangars #5 and #6.

Mayor Bohle opened the Public Hearing for rezoning 214 5th Street Southeast from C-2 to M-1. There were no written or oral objections. The public hearing was closed. Loveless made the motion that based on the recommendation from the Planning & Zoning Commission to approve the resolution authorizing the change in zoning from C2 to M-1 for 214 5th Street Southeast. Carman seconded and it passed all ayes.

A letter from Pam Darland was reviewed that requested a credit on her sewer bill due to a malfunction of her water softener. The Council felt bad about the bill but to be consistent with the City's policy, consensus was to deny the request. Unfortunately, since all of the water ran through the system and into the sanitary sewer to be treated, no credit was granted for the \$772.82 bill.

A letter from Scott and Jenn Wiley was reviewed that requested a credit on their water and sewer bill. The letter stated that an employee from Culligan reported finding sand and gravel in the water softener causing it to run nonstop. Due to the work on the watermains and hooking up new services, the debris may have been caused by the City turning the water off and back on which may have pushed debris through the line.

McCarville made the motion to grant a credit of \$58.94 for the excess water and sewer charges. Bouska seconded and it passed all ayes.

Carman made the motion to approve the resolution authorizing the Mayor to enter into a Memorandum of Agreement with Regional Health Services of Howard County for use of Kessel Lodge in the event of an emergency evacuation. Bouska seconded and it passed all ayes.

Carman made the motion to approve the resolution authorizing the Mayor to enter into a Memorandum of Understanding with Regional Health Services of Howard County for a treatment site at Kessel Lodge. McCarville seconded and it passed all ayes.

Bouska made the motion to approve the resolution authorizing the Mayor to enter into an agreement with Terracon Consultants Inc. for monitoring well installation and sampling. Carman seconded and it passed all ayes.

Mayor asked if there were any comments from the audience and there were none.

Carman moved to adjourn at 7:14 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on January 5, 2015 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Following is a list of claims approved for payment:

ADVANCED SYS	Maint	78.95
ALLIANT	Elect	47.58
ANDERLIK, KEITH	Park Bd	500.00
BAKER&TAYLOR	Lib books	436.98
BECKER, RYAN	Srvc	210.00
BLAZEK CORP	Rprs	6,468.58
BC / BS	Insur	29,629.69
BLYTHE, JEFF	Park Bd	550.00
BOB'S ELECT	Rprs	995.04
BRUENING ROCK	Supp	721.02
CARD CENTER	Fee,gas	171.70
CARDMEMBER	Lib DVDs	246.44
CARQUEST	Rprs	353.33
CITY OF CRES	Util,veh reimb	1,050.18
CO-OP THEATRE	Fee,gas	450.00
CRESCO HEAT&VENT	Srvc	90.70
CRESCO INSUR	Srvc	1,301.00
CRESCO MED CLINIC	Srvc	178.20
CRESCO SHOPPER	Publ notices	492.60
CRESCO TPD	Advert	380.38
CRITTERS&SUCH PET	Srvc	81.49
DELUXE ECHOSTAR	Fees	239.70
DEMCO	Supp	72.53
FAREWAY	Supp	106.48
FOLEY'S CONSTR	Srvc	470.00
FOX CENTURY	Movie rent	27.60
GALLS	Unif	93.42
GROUP SRVC	Fee	338.25
HACH	Supp	256.42
HANSON TIRE	Tires	1,003.24
HAWKEYE REC	Elect	6,367.00
HAWKEYE SAN	grb/rcyl	42,088.83
HEALTHY CONTR	Mbrshps	48.75
HEWETT WHOLESAL	Conces	1,202.77
IA DIV CRIMINAL	Srvc	15.00
IA LAW ENFOR ACAD	Trng	180.00
IA ONE CALL	Srvc	28.80
JIM'S AUTO	Supp	31.19
JOHN DEERE FIN	Supp,equip	1,065.96
K & H COOP	LP	81.57
KEYSTONE LABS	Analys	1,483.90
KUBIK	Rprs	558.35
KWIK TRIP	Gas	4,698.47
LICKTEIG, STEVE	Srvc	90.00
LT MECHANICAL	Srvc	1,980.00
MIDLAND SCIEN	Supp	30.52
MONROE CROSSING	Spec ev	1,357.00
O'HENRY'S STITCHES	Merch	315.36
PAYROLL		69,130.28
PEPSI-COLA	Concessions	513.10
PETTY CASH	Postage	146.96
POOL TECH	Rprs	1,005.44
POSTMASTER	Postage	75.00
POWERPLAN	Rprs	1,212.81
PRAIRIE EVENT	Equip	1,482.00
RASMUSSEN, HOLLY	Trng	595.00
RICOH	Copies	376.53
RILEY'S	Supp	261.81

RUPPERT	Supp	489.11
SAFARILAND	Equip	179.00
SAFETY KLEEN	Supp	183.13
SANDRY FIRE	Supp	355.54
SIGNS&DESIGNS	Supp	128.25
SQUARE	Fee	15.54
STATE HYGIENIC LAB	Anayl	108.50
ST OF IA -ELEVATOR	Fee	75.00
STEVE MEYER CONSULT	Fee	900.00
THE STEEL SHOP	Supp	158.30
TREAS ST OF IA	Sales Tax	4,993.00
TRUCK COUNTRY	Rpr	185.93
TUCHEK, MICHELE	Park Bd	600.00
TUPY, BARBARA	Park Bd	550.00
UNIVERSAL PUBL	Advert	125.00
VIKING THEATRE	Concessions	54.58
WALTON, TIMOTHY	Srvc	1,217.30
WEBER PAPER	Supp	123.66
WHKS	Engrs srvc	795.33
WILEY, SCOTT	Park Bd	600.00
WINDSTREAM	Phone	1,216.64
WINNESHIEK COOP	Lease	1.00

GENERAL	104,857.68
LOST PROJECT	2,744.79
NUISANCE	1,102.57
FIRE STATION BLDG	90.70
MEDIACOM	297.39
DRUG DOG	106.38
CRESCO COMM FIRE	2,440.72
ROAD USE	16,111.15
EMPLOYEE BEN	21,489.56
WATER	16,188.57
SEWER	29,714.50
CAP IMPROVE	19.83
YARDWASTE	1,354.87

EXPENDITURES	196,518.71
Revenues 12/2 to 12/15/14	258,264.35

The Cresco City Council met in special session on December 18, 2014, at 1:00 pm at City Hall. Council members Carman, Bouska, McGee, McCarville and Loveless were present. No council members were absent.

Each of the ten Department Heads met with Council to present their budget requests for fiscal year 2015/2016. Each department spent 20 minutes updating the Council on the future needs of their department. Equipment and Project requests come to more than the expected revenue to finance all of the requests. The City Clerk will compile the operating budgets and calculate the projected property tax revenues to see the overall budget by mid-January. The proposed budget will be reviewed and discussed at a budget worksession in late January.

Carman moved to adjourn at 4:40 pm. Bouska seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on January 5, 2015 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

APPLICATION FOR TAX ABATEMENT UNDER THE
URBAN REVITALIZATION PLAN FOR

CRESCO, IOWA

Date 12/31/14

Prior Approval for
Intended Improvements

Approval of Improvements
Completed

Address of Property: 625 2nd Ave SW Cresco, IA 52136

Legal Description: Lot 2 NW NE (SEE BK 67 PG 111)

Title Holder or Contract Buyer: Curt and Julie Fisk

Address of Owner (if different than above): 400 Willman St Monona, Ia 52159

Phone Number (to be reached during the day): 563-547-2492 -Janille / Phil / Paul

Existing Property Use: Residential Commercial Industrial Vacant

Proposed Property Use: Retail / Warehouse

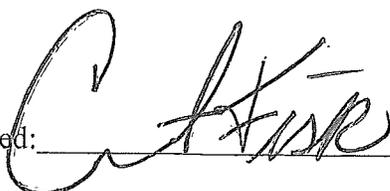
Nature of Improvements: New Construction Addition General Improvements

Specify: Removed warehouse no #3 in 2013. Replaced with new in 2014
Also removed wall in warehouse no #2 to make one building.
New building was about 6200 sq ft.

Estimated or Actual Date of Completion: Dec 19, 2014

Estimated or Actual Cost of Improvements: _____

Tax Exemption Schedule is attached.

Signed: 



December 12, 2014

Mr. Michelle Girolamo
City of Cresco
130 N Park Place
Cresco, Iowa 52136

Dear Mr. Girolamo:

The purpose of this letter is to inform you that, on or about January 15, 2015, Mediacom will be implementing the following rate adjustments:⁵

Product:	Old Rate:	New Rate:	Net Change:
Local Broadcast Station Surcharge	\$3.05	\$5.26	\$2.21 72%
Regional Sports Surcharge	\$2.64	\$2.84	\$0.20 8%
HBO Premium	\$17.95	\$18.95	\$1.00 6%

The decision to make price adjustments is always a difficult one. We are very reluctant to raise video prices because, when we do, we lose subscribers. However, cable and satellite companies are constantly being pressured by the programmers we buy from to pay more for the channels we carry.

The fees we pay to retransmit local broadcast stations like ABC, CBS, FOX and NBC are by far our fastest growing programming cost component. As Federal Communications Chairman, Tom Wheeler, noted, the cost of carrying local broadcasters "has skyrocketed from \$28 million in 2005 to \$2.4 billion in 2012, a nearly 8,600 percent increase in seven years." A Wells Fargo analyst recently predicted this number could jump fivefold to \$12 billion annually by 2019.

The problems with sports programming are equally as alarming. One look at the skyrocketing rights fees announced with recent deals and it is easy to see that the marketplace for live televised sports is out of control. Broadcast networks and national and regional sports networks are shelling out billions of dollars for the rights to carry pro sports like the NFL, NBA, MLB and NHL, the Olympic Games, World Cup and NCAA football and basketball games. Unrestrained

⁵ Depending on the terms of their contract, certain customers on promotional rates may or may not receive this rate change at this time.

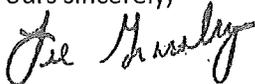
spending has become the hallmark of the sports programming business, and the American consumer, whether a sports fan or not, is left to pay the price.

In an effort to bring more transparency to the unjustified fee increases being taken by the owners of broadcast and sports television channels, Mediacom previously introduced a Local Broadcast Surcharge and a Regional Sports Surcharge. By identifying the cumulative fee increases being taken by these channel owners, we hope to draw the attention of consumers and their elected representatives to this rapidly escalating problem.

Greater transparency is only part of the solution, though. Recognizing that many consumers are frustrated by the current state of affairs in the video marketplace, Mediacom filed a petition on July 21, 2014, asking the Federal Communications Commission to adopt new rules that would allow expensive channels to be sold a la carte, create options to purchase channels on an unbundled basis, ensure consumers have access to free online video content, and prevent unjustified wholesale price discrimination (see https://mediacomcable.com/site/about_news_25_07_2014.html). We also maintain a website, www.mediacomonyourside.com, to help educate consumers about programming cost issues.

Despite the business challenges we face, Mediacom appreciates the opportunity to continue to serve your community's telecommunications needs. If there are any questions please contact me at 319-395-9699 ext. 3461 or via email at lgrassley@mediacomcc.com

Yours sincerely,

A handwritten signature in black ink, appearing to read "Lee Grassley". The signature is written in a cursive, flowing style.

Lee Grassley,
Senior Government Relations Manager

Cresco Tourism Advisory Committee
 Travel & Tourism Grant Recommendations
 23 December 2014 meeting summary

4th Quarter 2014 Travel & Tourism Dollars
Available funds this Quarter: \$6,766.52
 Funds requested: \$3,000.00

I. Members present: Teresa McGee, Connie Ashley, Amy Bouska and Linda Thompson
 Members absent: Zahid Ali and Bootie Kapler
 HCBT present: Jason Passmore

II. Recommendations

1. Driftrunners Snowmobile Club • SnowFest – January 22nd – 25th
 - a. Requesting \$2,000.00
 - b. Committee scores this project favorably. SnowFest continues to bring people to Cresco and fills up our Hotels. Driftrunners partnered with HCBT to increase advertising of SnowFest this year and worked with a national snowmobile magazine to continue to increase exposure of the festival.
 - c. **Committee recommends awarding \$2,000.00.**

2. FIT Running Club • St. Patrick’s Day Brew & Stew
 - a. Requesting \$1,000.00
 - b. Committee scores this project favorably. Brew & Stew has grown tremendously in the past few years and this grant to increase the advertising of the event were looked upon positively. With a majority of non-residents comprising over 700 participants, this event has become a great way to showcase what Cresco has to offer.
 - c. **Committee recommends awarding \$1,000.00.**

Tourism Advisory Committee Evaluation

<i>Application</i>	Time Sensitive or Need	Application meets Tourism Definition	Lodging	4 th Quarter Funds Recommendation
Driftrunners	H	H	H	\$2,000.00
FIT Running Club	H	H	M/L	\$1,000.00
Total Recommended				\$3,000.00
Unrequested funds to be put in Reserves				\$3,766.52
Total				\$6,766.52
H=high, M=medium, L=low				

4th Qtr 2014 Tourism

City Of Cresco Travel and Tourism Grant Application

The City of Cresco travel and tourism is defined as:

Advancing the economic welfare of Cresco by promoting and competitively marketing ourselves as a visitor and tourism destination.

Once you begin the application process, you must complete it entirely. Data typed into this form will not be saved here. When you submit your application and we receive it, a copy can be emailed to you if you provide your email address.

* Required

Project Name: *

Snowfest

Date:

Jan 22nd - 25th 2015

Organization/Agency Requesting Funding:

Driftrunners Inc.

Contact Person and Title:

Jeff Zak Vice President

Address:

607 2nd Ave. W. Cresco

Phone:

563-271-2154

Email:

jeff.zak98@gmail.com

Amount Requested

\$ 2000

Total Cost of the Project: \$ 2700

Indicate other contributors and their contribution

Event Date (if applicable)

Jan 22nd - 25th 2015

Project Completion Date

Jan 25th 2015

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

Snowfest is an organized snowmobiling event. There are many activities including trail rides, poker run, scavenger hunt, snowball dance, bean bag tournament, large raffle and silent auction. The event will continue if not funded by the grant.

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

This project promotes tourism by drawing many people from many different areas. This is done by a large effort in advertising and from word-of-mouth from past attendees. Last year the hotel and motel were booked on many weekends by snowmobilers. We have recently had an article about our trails and Snowfest published in, Snowgoer Magazine, one of the largest circulated snowmobile publications.

I am ready to submit my application *

yes

4th Qtr 2014 Tourism Grant Application

Project Name: *

. Patrick's Day Brew & Stew

Date:

March 21, 2015

Organization/Agency Requesting Funding:

FIT Running Club

Contact Person and Title:

Diane Henry, President

Address:

Illey Ave. Cresco, IA 52136

Phone:

563-379-3003

Email:

dhenry@jbhc.biz

Amount Requested

\$1000.00 (for advertising)

Total Cost of the Project:

Indicate other contributors and their contribution

\$11,000 expenses which is

Event Date (if applicable)

March 21, 2015

Project Completion Date

March 21, 2015

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

The Brew & Stew is a 5K Fun Run/15K Bike Event which includes a run/bike on the streets in the City of Cresco followed by free beverages "brew" and food "stew" for 2 hours in downtown Cresco. ALL PROCEEDS from the event are donated to the Cresco Fire Department, Northeast Iowa Community Action Corporation, Dollars for Scholars and new this year Cresco Police Dept "THOR". The event will occur if it does not receive the tourism grant. However,

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

The Brew & Stew promotes Cresco tourism as it attracts over 700 participants of which 80% reside outside of Cresco. In addition the average participant brings along one non-participant who may spend money at local merchants and restaurants. Prior to the start of the run/bike, downtown merchants have the opportunity to showcase their businesses as pre-registration occurs both Friday & Saturday with the event starting at 5 pm on Saturday. There are several participants who spend the

I am ready to submit my application :

yes

Submit

Describe the project. Will the project occur if not funded by the tourism grant? *See attached sheet for complete listing*
The event will occur if it does not receive the tourism grant. However, all money received from the grant will help grow the event by funding additional advertising such as local & regional radio and newspaper.

How does this project promote Cresco tourism and how does it use within the community? *See attached sheet for complete listing*

Over 100 participants of which 50% reside outside of Cresco. In addition the average participant brings along one non-participant who may spend money at local merchants and restaurants. Prior to the start of the run/bike, downtown merchants have the opportunity to showcase their businesses as pre-registration occurs both Friday & Saturday with the event starting at 5 pm on Saturday. There are several participants who spend the night in Cresco due to the nature of the event.

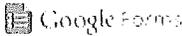
Tourism Grant Application
Due: March 15, June 15, Sept 15, and Dec 15 of every year
Once we receive your application, you should receive an email confirmation.

City Of Cresco Travel and Tourism Grant Application

Thanks!
Your response has been recorded

[Submit another response](#)

This form was created using Google Forms
Create your own



4th Qtr 2014 Tourism Grant Application

Brew and Stew 5K Fun Run/15K Bike Event

Describe the Project:

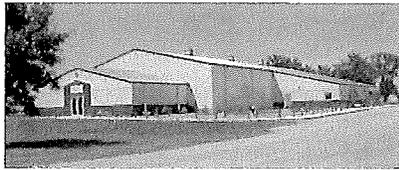
The Brew & Stew is a 5K Fun Run/15K Bike Event which includes a run/bike on the streets in the City of Cresco followed by free beverages "brew" and food "stew" for 2 hours in downtown Cresco. ALL PROCEEDS from the event are donated to the Cresco Fire Department, Northeast Iowa Community Action Corporation, Dollars for Scholars and new this year Cresco Police Dept "THOR". The event will occur if it does not receive the tourism grant. However, all money received from the grant will help grow the event by funding additional advertising such as local & regional radio and newspaper.

How does this promote tourism?

The Brew & Stew promotes Cresco tourism as it attracts over 700 participants of which 80% reside outside of Cresco. In addition the average participant brings along one non-participant who may spend money at local merchants and restaurants. Prior to the start of the run/bike, downtown merchants have the opportunity to showcase their businesses as pre-registration occurs both Friday & Saturday with the event starting at 5 pm on Saturday. There are several participants who spend the night in Cresco due to the nature of the event.



Kellow House



Preservation Center & Muesum



Log House

Howard County Historical Society

December 15, 2014

Mayor Mark Bohle

And the Members of the Cresco City Council.

Cresco, Iowa 52136

Dear Mayor Bohle and City Council Members,

On behalf of the Howard County Historical Society I wish to ask for at least a partial discount on the water bill which we incurred at the Kellow House. As you may know the water was left running on the outside faucet of this property by some vandals. Not only did this take place once but then someone came back and did this despicable deed again. Since this was an outside faucet perhaps some or all of the sewer charge could be discounted.

This act of vandalism has caused us to incur a very large water bill and our Society really tries to watch our spending very closely. As you all are aware we are a Non-Profit organization and we rely on donations and volunteer help to accomplish our goals.

We are taking steps to make sure that this type of act will not happen again as we will install a water valve on the inside of the Kellow House.

On behalf of the Howard County Historical Society we Thank You for your consideration and it is our sincere hope that you and the City Council members will see a way to help our Society in taking care of this water bill.

Sincerely:

A handwritten signature in cursive script that reads "Barbara Prochaska".

Barbara Prochaska, President Elect of the Howard County Historical Society.

Howard County Historical Society

Don Gooder 547-4455 President; Barb Prochaska 547-3875 VP;
Suzanne Ollendick 563-547-4797 Treasurer; A Mick Gamez 563-379-8897 Secretary
Cresco, Iowa



HOWARD COUNTY SHERIFFS OFFICE DISPATCH ENTRY

CFS #: 14-5711 OR#: JA0450100 Date: 11/30/2014 10:53:04

Zone: Cresco Reported: PD 1

Sub Zone: Operator: Lybbert, Sandi

Fire District: Assigned Officer: PD-11 Dave Winkie

Type of Call: 10-43 INFO ICR Number: NONE

Disposition: Handled by Officer Call Priority: 1

Location Name: Address: 4TH AVE WEST

City, State, Zip: Phone: ESN:

Apt/Suite #: ESN:

PERSONS INVOLVED

Type	Name	Address	City, State, Zip	SSN	Sex	DOB	Phone	Cell#
Other	HISTORICAL MUSEUM, HOWARD COUNTY	100 BLOCK 4TH AVE WEST	CRESCO, IA 52136				() - () -	
Reported By	KLEVE, SARA MARIE	518 4TH AVE WEST	CRESCO, IA 52136		Female	12/16/1977	(563)379-1345	() -

TYPES / UNITS

Type	Unit / Driver	IR/TRIP	RECEIVED	DISPATCHED	ENROUTE	ARRIVED	COMPLETED
* City	PD-11 Dave Winkie			10:53:04	10:55:11		
* denotes Primary Unit							

DETAILS

[Lybbert, Sandi - 11/30/2014 10:55:11]

SARA CALLED REPORTING SHE HAD JUST BEEN ON A WALK AND THE WATER FAUCET ON THE SIDE OF THE HISTORICAL MUSEUM WAS TURNED ON WIDE OPEN. THERE'S A LARGE PUDDLE OF WATER AND ICE SO IT'S BEEN RUNNING FOR AWHILE. SHE DIDN'T KNOW WHO TO CONTACT BUT DID TURN THE FAUCET OFF. *PD-11 ADVISED

ACCOUNT NUMBER 5052201 STATUS Active
NAME HISTORICAL MUSEUM
PROPERTY 324 4TH AVE W

SV SERIAL # MULTIPLIER DIGITS INS DATE SERV DATE LOCATION NOTE

SE 36228280 1.00000 6
WA 36228280 1.00000 6 10001 D1

BILL DATE	SERV	READ DATE	PRES	PREV	BILL CONS	CHARGE
1/01/2015	WA	12/19/2014	15402	170	15232	58.74
	SE	12/19/2014	15402	170	15232	114.24
12/01/2014	WA	11/20/2014	170	170		6.06
	SE	11/20/2014	170	170		11.25
11/01/2014	WA	10/20/2014	170	153	17	6.06
	SE	10/20/2014	170	153	17	11.25
10/01/2014	WA	9/19/2014	153	149	4	6.06
	SE	9/19/2014	153	149	4	11.25
9/01/2014	WA	8/20/2014	149	133	16	6.06
	SE	8/20/2014	149	133	16	11.25
8/01/2014	WA	7/21/2014	133	51	82	6.06
	SE	7/21/2014	133	51	82	11.25
7/01/2014	WA	6/20/2014	51	51		6.06
	SE	6/20/2014	51	51		11.25

* Always had min bill.
Possible adj of \$102.99 for sewer charges.

BILL DATE SERV DMD ACTUAL DMD BILLED MULT DMD TOTAL CHARGE

BILL DATE	SERV	READ DATE	PRES	PREV/DMD	MULT	CONS	LST YR	PCT	CHNG
1/01/2015	WA	12/19/2014	15402	170		15232			
	SE	12/19/2014	15402	170		15232			
12/01/2014	WA	11/20/2014	170	170					
	SE	11/20/2014	170	170					
11/01/2014	WA	10/20/2014	170	153		17	4		325.00
	SE	10/20/2014	170	153		17	4		325.00
10/01/2014	WA	9/19/2014	153	149		4			
	SE	9/19/2014	153	149		4			
9/01/2014	WA	8/20/2014	149	133		16			
	SE	8/20/2014	149	133		16			
8/01/2014	WA	7/21/2014	133	51		82			
	SE	7/21/2014	133	51		82			
7/01/2014	WA	6/20/2014	51	51					
	SE	6/20/2014	51	51					

BILL DATE SERV READ DATE PRES PREV MULT CHARGE LST YR PCT CHNG

1/01/2015	WA	12/19/2014	15402	170		58.74			
	SE	12/19/2014	15402	170		114.24			
12/01/2014	WA	11/20/2014	170	170		6.06			
	SE	11/20/2014	170	170		11.25			
11/01/2014	WA	10/20/2014	170	153		6.06	4.99		21.44
	SE	10/20/2014	170	153		11.25	12.35		8.91-

RESOLUTION NO. _____

**RESOLUTION APPOINTING AN ATTORNEY FOR THE
CITY OF CRESCO, IOWA**

WHEREAS, the City of Cresco, Iowa Code of Ordinances, Section 20.01, established that the City Council shall appoint a City Attorney to serve at the discretion of the Council.

NOW, THEREFORE, be it resolved by the City Council of the City of Cresco, Iowa:

Section 1: That Joseph P. Braun of Elwood, O'Donohoe, Braun & White, LLP ("Attorney"), is hereby appointed as Attorney for the City of Cresco, Iowa.

Section 2: The term of this appointment shall be from January 1, 2015, through December 31, 2015.

Section 3: Compensation for services to be rendered by the Attorney during the term of this appointment shall be based upon an hourly rate for all legal services performed at the rate of \$125.00 per hour, with said time to be billed by Attorney on a regular monthly basis. In addition, Attorney shall be reimbursed for any out-of-pocket expenses advanced by him in pursuance of the City's business.

Section 4: The Attorney herein appointed is hereby specifically authorized and empowered to appoint one (1) or more deputies as, in his discretion, he deems necessary for carrying out the duties of the Attorney for the City of Cresco, Iowa. Compensation for duties performed by any such deputy shall be the same as for the Attorney as set out in Section 3 herein.

PASSED AND APPROVED this 5th day of January, 2015.

Mark Bohle, Mayor

ATTEST:

Michelle Girolamo, City Clerk

Michelle Girolamo

From: Joseph <braunjoseph@hotmail.com>
Sent: Monday, December 29, 2014 10:38 AM
To: michelle girolamo; mark bohle
Subject: City representation

Michelle and Mark:

After much thought, I have determined that it is long past time for me to adjust my billable rate with the City. As you know, I have never adjusted my billable rate with the City since I began representing the City in 1995/1996. I currently bill the City for my legal services at the rate of \$75 per hour. My normal billable rate for other clients ranges from \$175 to \$200 per hour depending on the nature of the legal work. Obviously, my operating expenses such as staff salaries, property/casualty/malpractice insurance, legal research expense, utilities, etc. have increased dramatically over the years.

I don't want to screw up your budget too much so I only propose to raise my billable rate with the City to \$125 per hour effective January 1, 2015 through December 31, 2015.

A primary reason for this change is that I believe I have provided a valuable service to the City for nearly 20 years with no rate increase. I believe my knowledge and experience provides the City with timely, concise and effective legal representation without having to "reinvent the wheel" every time a legal issue comes up.

Additionally, I believe it is appropriate for me to adjust my rate because my firm is conflicted out of the majority of criminal defense work due to my representation of the City. Particularly now with Kevin Schoeberl taking over as County Attorney, my office will be forced to turn away a lot of criminal defense clients due to my position as city attorney. Kevin represented probably 98% of criminal defendants in Howard County and many of those will now want me, Thais Folta or someone else from my office to represent them, but we will not do that if I am city attorney due to my relationship with the city police department and my role in prosecuting simple misdemeanors under the city code.

Please share this proposal with the council. If it is acceptable, a resolution should be passed at the January meeting. If the council would like to have me present to discuss this proposal or there are any questions or concerns, just let me know. Thanks.

Joseph P. Braun
Elwood, O'Donohoe, Braun & White, LLP
217 N. Elm St., P.O. Box 377
Cresco, IA 52136
(563)547-3321
FAX: (563)547-3189
www.elwoodlawfirm.com

AIRPORT APPOINTMENTS

TO: CRESCO CITY COUNCIL

RE: Appointment/Reappointment (six year term)

We, the Airport Commission for the City of Cresco, recommend that the City Council

1. _____ Appoint (Name) _____

(To replace _____)

2. Reappoint (Name) Romane Matthias

to the Airport Commission.

Term to run from Jan 1, 2015 to expire Dec 31st 2020

	Signed	Date
Chairman	<u>Kim D. Bantz</u>	<u>12-10-14</u>
	<u>Kevin Bantz</u>	<u>12-10-14</u>
	<u>Greg Finnie</u>	<u>12-10-14</u>
	<u>Joseph P. Lawrence</u>	<u>12-10-14</u>
	_____	_____

From Erik Beinwel
232 4th Ave W
Cresco IA 52136
563 419 9157

To: Cresco City Council

Dear City of Cresco

Please waive the 50% penalty
on my water bill. I was hospitalized
and am struggling to catch up with
bills. I appreciate your mercy.

Thank You

Erik

 ACCOUNT NUMBER 5053102 STATUS Active
 NAME MARIAN BEIWEL (563)508-0445
 PROPERTY 232 4TH AVE W CUSTOMER TYPE RESIDENTIAL

 TIMES DELQ 30 DAYS 60 DAYS 90 DAYS OVER 90
 13 42.07 45.84 50.00

		SERVICE	AMOUNT DUE
LAST BILL	137.91	CAPITAL IMPROVE	4.00
PENALTY		GARBAGE	31.92
ADJUST		RECYCLING	8.85
PAYMENT		SEWER	22.50
AMT DUE	137.91	WATER	62.12
		YARD WASTE	3.50
		TAX	.84
		PENALTY	4.18
		TOTAL	137.91

DATE	NEW CHARGE	PENALTY	PAYMENT	BALANCE
1/01/2015	42.07			137.91
12/01/2014	41.66	4.18	12/1 137.60-	95.84
11/17/2014	50.00			187.60
11/01/2014	41.66	4.18		137.60
10/01/2014	49.97	5.00		91.76
9/16/2014	50.00		9/23 140.00-	36.79
9/01/2014	41.66	4.18		126.79
8/01/2014	41.66	4.18		80.95
7/01/2014	41.66	3.20		35.11
				9.75-

\$ 50⁰⁰ shut-off notices



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
CHUCK GIPP, DIRECTOR

December 29, 2014

CITY OF CRESCO
MICHELLE GIROLAME
130 NORTH PARK PLACE
CRESCO IA 52136

SUBJECT: Report of Permanent Groundwater Monitoring Well Emplacement and Sampling -
Cresco Airport, Cresco, Iowa
Registration No. 198811783

LUST No. 9LTQ91

Dear Ms. Girolame:

The Department of Natural Resources (Department) received a report (via email) on December 29, 2014 detailing emplacement, sampling, and testing results for a permanent groundwater monitoring well at the Cresco Airport. Thank you for the Submittal.

On November 12, 2014, Certified Groundwater Professional Jesse Nelson (#2002) reported to the DNR that a groundwater sample testing above Iowa Tier 1 Action Levels had been collected during October as part of UST removal activities at the Cresco Airport. None of the associated soil samples indicated the presence of contamination above Iowa Tier 1 action levels. The groundwater sample was collected from a temporary well and the report indicates that turbidity from the temporary well may have influenced the result.

On direction from the DNR, a permanent monitoring well was installed at the same location and allowed to stabilize. A sample from this well was collected on December 22, 2014 and was found to contain no detectable level of petroleum compounds.

According to the Iowa Geological Survey Bureau, there are no drinking water wells within a 1000' radius of the site.

Evidence collected during the above activities does not appear to indicate that a petroleum release to the environment has occurred. After reviewing the site file, we are issuing a Release Not Verified decision and will update our records. No additional actions are required.

Since a full Risk Based Corrective Action investigation was not conducted at the site, the Cresco Airport is not eligible for a No Further Action Certificate at this time.

The monitoring well may be maintained for future use. However, to do so, the site or well owner must submit a letter to the DNR identifying the monitoring well to be retained, the reason for retaining the monitoring well, and a written plan for monitoring well maintenance and security. The monitoring wells must be fitted with lockable protective devices and clearly labeled. If you intend to permanently plug the well, submit a copy of the Abandoned

LUST No. 9LTQ91
December 29, 2014
Page 2 of 2

Water Well Plugging Record (DNR Form 542-1226) noting on it the LUST number. Please keep a copy for your records.

Thank you for your cooperation with this site. If you have any questions you may contact me directly at 515-725-8331 or by e-mail at matthew.graesch@dnr.iowa.gov. In all correspondence regarding this project, please include the LUST number, which is indicated in the subject heading of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Matt Graesch", with a long horizontal line extending to the right.

MATTHEW GRAESCH
ENVIRONMENTAL SPECIALIST
UNDERGROUND STORAGE TANK SECTION

cc: DNR Field Office 1, Manchester
Jesse Nelson, Terracon, 600 SW 7th St, Suite M, Des Moines, IA 50309
PMMIC
Cunningham Lindsey