NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA
DATE OF MEETING: MAY 6, 2013
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 April 15, 2013
4. Approval of Class E Liquor License (LE) with Class B Wine Permit (Carryout Wine) and Class C Beer Permit (Carryout Beer) to Fareway Stores, Inc. d/b/a Fareway Stores, Inc #815
5. Approval of Class C Liquor License (LC) (Commercial) with outdoor Service and Sunday Sales and Catering Privilege to M&M Lounge LLC d/b/a M&M Lounge
6. Approval of Pay Request #3-Final from S & B Construction for $14,042.10 for Rehab Housing Project and Request for Change Order #3

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. Jacob and Gordy Buss to Present an Eagle Scout Project
2. Resolution Authorizing the Mayor to Enter into an Agreement with Hogan – Hansen, PC to Perform Auditing Services
3. Presentation of Bids for Waterworks Building and Possible Award of Contract
4. Motion to Approve Temporary Street Workers for the Summer – Ryan Kreitzer and John Andera
5. Motion to Waive Fence Permit Fee for City of Cresco Fence around Dumpster at Kessel Lodge
6. Motion to Waive Sign Permit Fee for City of Cresco Sign at Kessel Lodge
7. Motion to Set Public Hearing for Budget Amendment #3 for Fiscal Year Ending June 30, 2013
8. Resolution Terminating Joint Agreement and Commission
9. Resolution Approving PTO for Selected Permanent Part-Time Employee Positions
10. Discussion on Proposed Golf Cart Ordinance

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 MAY 2, 2013.

Notes for May 6, 2013 Meeting April 30, 2013

Jacob Buss – Eagle Scout presentation

Auditing Firm – Sent RFP for auditors and only received 2 proposals back. Gardiner Thomsen from Charles City bid $13,000, $13,500 and $14,000 for fiscal years 2013, 2014 and 2015 respectively. Hogan – Hansen bid $12,000 for each of the 3 years.

Waterworks Building – Two bids were received for the WW Building: G&J Construction $24,865 and Malli Construction $22,000. The heating systems are different between the bids. Council can award the contract to one of the construction companies if they choose. The City is paying for the supplies and other costs of about $29,000. (FYI we had $55,000 budgeted for this project)

Street Summer employees – we always hire two part-time employees to help the street department in the summer. Several applications were received and John Andera and Ryan Kreitzer were chosen. This is a temporary job and will be terminated in August.

Fence & Sign Permit – we are requesting the Council to waive the permit fees for the City of Cresco fence we are putting around the dumpster and the sign we are installing at Kessel Lodge.

Budget Amendment – Please set public hearing for May 20, 2013. There is an explanation of each adjustment and the amount on the enclosed form. Out of curiousity, I wanted to know why we had such a huge budget deficit of $604,910 so I also enclosed a list of all of the extraordinary expenses this year. Please note that $257,000 for the 2nd Ave Project is a timing issue as bond proceeds were received in a prior year. I listed only items that are not normal operating or recurring expenses. It is really amazing how fast it all adds up!

Police Terminating Joint Agreement – This is the first step in the legal process of moving the City Police out of the LEC. The County and City Attorneys are writing up the new agreement for the future. The County will be doing a similar resolution terminating the existing agreement.

PTO – The fitness center department heads came in months ago wondering if we could work out some agreement to allow one or two valued employees some PTO. These employees have been there almost five years and have absolutely no benefits and can't take any time off unless they take it unpaid. So we have come up with the attached schedule and requirements. Note that they don't start accruing any time off until after they have been here for 3 years AND they average over 20 hours per week. They also must be given the position of "Front Desk Assistant" by the Park Board. All 3 requirements must be fulfilled annually to be eligible. While we working on this schedule for the Fitness Center, Pat Ahern approached me and asked if she could be eligible for any paid time off. We are including her with the resolution, but again she must meet the 3 year and 20 hour eligibility requirements. These changes have been approved by the Park Board and the Personnel Committee is recommending them to Council.

Golf Cart Ordinance – Amy & Steve have been working on the enclosed golf cart ordinance. They are looking for Council input before submitting it to our attorney to review.
Michelle

The Cresco City Council met April 15, 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 April 1, 2013 meeting; excavator license for Kitchen Construction LLC; pay request #4 – final from Skyline Construction for 2nd Avenue Project for $5,000; pay request #2 from S&B Construction for $10,060.37 for rehab housing project and request for change order #2. Loveless seconded and it passed all ayes.

Public Works Director Rod Freidhof reported: (a) yard waste pickup began today and with the wind there were a lot of small branches; (b) Street Department is repairing trucks; (c) Tuesday night the Street, Water and Sewer departments were all called out for problems and spent most of Wednesday fixing problems caused by the storm; (d) Sewer Department will haul sludge as soon as the weather permits; (e)Water Department will start fixing patches from watermain breaks as soon as they can; (f) bid sheets are available for the new waterworks building; (g) Skyline started working on the valves on Vernon Road; (h) school will hang banners on the City street lights at the school; (i) street shop roof leaked on the windy rainy night so Bollman will inspect it; (j) Precision Concrete Cutting demonstrated how they can cut uneven spots on sidewalks so the City may have them give us a quote on City-owned sidewalks. The City could also hire them to fix them around town and assess property owners for the cost.

Police Chief Tim Ruroden reported Jarchow will begin training in Anamosa next week. Featherlite built and installed a cage for the K-9 car and donated this to the City.

City Clerk Michelle Girolamo reported (a) on the financial position of the City and noted the high cash balance is due to loan proceeds that will be used to payoff an existing loan on June 1st. The budget will be amended in May to account for some unexpected expenses; (b) minor damage at the airport from the wind last week will be repaired by Clair; (c) the City received approval for the Fit for Life Grant of $10,000.

Loveless made the motion to set the interest rate at 4.75% for assessments on the 2nd Avenue East Reconstruction Project. This rate is 1% higher than the City is paying on the bonds used to finance the project. McGee seconded and it passed all ayes.

Daren Sikkink from WHKS presented the Engineer's recommendation to accept the 2nd Avenue East Reconstruction Project. He explained that the bid came in lower than the Engineer's estimate for the preliminary assessments. The project actually came in lower than the bid as well so this saved the City and property owners $33,428 from the preliminary assessment.

McCarville made the motion to approve the resolution accepting work on the 2nd Avenue East Reconstruction Project. Bouska seconded and it passed all ayes.

Bouska made the motion to approve the resolution ordering preparation of the final plat and schedule of assessments for the 2nd Avenue East Reconstruction Project. Loveless seconded and it passed all ayes.

Loveless made the motion to approve the resolution adopting and levying final schedule of assessments, and providing for the payment thereof. Carman seconded and it passed all ayes.

Diane Kueker discussed the County Store lease agreement for the old City Hall and requested that the Howard County Charitable Projects Inc be allowed to rent the building for another year. The rent is barely covering the insurance cost of the building annually so it may not be in the best interest of the City to continue to rent the building. The Council will research options for selling the building. Council is appreciative of the benefits the County Store is bringing to the community and will try to work with the County Store as much as we can. Loveless made the motion to approve the resolution authorizing the Mayor and City Clerk to enter into a Lease Agreement for six months with Howard County Charitable Projects Inc. Bouska seconded and it passed all ayes.

Carman made the motion to waive the building permit fees for the City of Cresco Waterworks Building. McGee seconded and it passed all ayes.

Carman made the motion to approve the resolution authorizing the Mayor and City Clerk to enter into an Asset Ownership Agreement with the Cresco Community Fire Protective District. McGee seconded and it passed all ayes.

Quotes for cleaning and sealing cracks in the Airport Runway were reviewed: Illowa Investment Inc $15,780; Mid-Continent Contracting $34,000; Bartlelt Enterprises Inc $15,800; Skyline Construction $15,600; Concrete Foundations Inc $15,000. Loveless made the motion to accept the low quote from Concrete Foundations Inc and award the contract contingent on receiving the Iowa DOT grant. Bouska seconded and it passed all ayes.

McCarville made the motion to approve the resolution pledging local match of 30% and support of the Airport State Funding Application for the runway crack sealing project. Bouska seconded and it passed all ayes.

Bouska made the motion to approve the resolution authorizing the City Clerk to renew the health insurance contract with Wellmark Blue Cross/Blue Shield with a 3.23% increase in premiums. Carman seconded and it passed all ayes.

Bouska made the motion to award the Housing Rehabilitation Contract to S&B Construction for $16,467.18. This will be the last house in this Rehab project. McGee 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 7:32 pm. McGee seconded and it passed all ayes. The next regular Cresco City Council meeting will be at 7:00 pm on May 6, 2013 at Cresco City Hall.

Mayor Mark Bohle

City Clerk Michelle Girolamo

Following is a list of claims approved for payment:		
ADVANCED SYS	MAINT	62.94
ALLIANT	ELECT	619.01
BAKER&TAYLOR	BOOKS	664.34
BLACK HILLS	NAT GAS	276.15
BC / BS	INSUR	24,346.98
BOB'S ELECT	SRVC	545.21
BRUENING ROCK	SUPP	2,899.02
CARDMEMBER	SUPP	315.99
CARQUEST	RPRS	42.07
CITY OF CRES	INSUR,UTIL	3,065.21
CITY OF CRES	DEP REFUND	139.86
COURTNEY SNOW	SRVC	675.00
SHANNON COX	UNIFM	120.16
CRES CHAMBER	PLANTERS	2,500.00
CRES INSUR	INSUR	130,130.00
CRES SHOP	ADVERT	97.45
CRES SMALL ENG	SUPP	10.75
CRES TPD	ADERVT	556.34
DECORAH ELECT	SRVC	1,054.71
DECORAH NEWS	SUBSCR	35.00
ELITE K-9	SUPP	583.20
ENVIR RES	SRVC	340.82
ERDMAN ENG	SUPP	27.00
SANDRA EVANS	UTIL REF	6.81
FAREWAY	SUPP	33.79
FELD FIRE	RPRS	534.90
FENCO PROD	SUPP	50.90
DAVID GODMAN	UNIFM	152.39
GROUP SRVCS	FEE	338.25
HANSON TIRE	RPRS	143.40
HAWKEYE REC	ELECT	4,756.39
HAWKEYE SAN	GRIT	98.61
RICHARD HOLLENBECK	UNIFM	55.16
HO COUNTY	SHARED LEC	12,180.69
HUBKA RADON	SRVC	1,930.00
IA MUNICIPAL UTIL	DUES	272.27
IA ONE CALL	SRVC	29.70
JIM'S AUTO	RPRS	146.32
KEYSTONE LABS	ANALYS	1,131.10
KWIK TRIP	GAS	7,712.17
LAKESIDE EQUIP	EQUIP	2,063.00
MC2	SUPP	8,119.85
MERCHANT SRVCS	FEES	107.21
MOVIES AMERICA	DEP REF	75.50
NE IA SRVC	RPRS	118.39
O'HENRY'S	SRVC	108.50
PANOS FARM	EQUIP	2,470.00
PAYROLL		63,582.39
PETTY CASH	POSTAGE	8.94
PLUNKETT'S	FEE	431.56
POSTMASTER	POSTAGE	75.00
RACOM	SUPP	44.25
REGIONAL HEALTH	SRVC	82.80
RICOH	COPIES	83.86
RILEY'S	SUPP	21.56
RIVER CITY PAV	COLD MIX	589.69
RUPPERT	SUPP	207.44
S&B CONST	REHAB HSNG	10,060.37
SCHUMACHER ELEV	MAINT	134.77
KAYLA SINDELAR	DEP REFUND	44.64
SKYLINE	HWY 9 CROSS	19,603.00
SKYLINE	2ND AVE FINAL	5,000.00
SPAHN & ROSE	SUPP	42.71
ST. LUKE'S	SRVC	37.00
ST HYGIENIC	ANALYS	97.00
STOREY KEN	SUPP	287.66

TREAS, ST of IA	SALES TAX	5,102.11
U.S. CELL	PHONES	122.40
ULINE	SUPP	54.55
UNIVL PUB	ADVERT	120.00
USA BLUE BK	SUPP	95.57
VON BOKERN	SRVC	450.00
WEBER PAPER	SUPP	197.32
EMORY WESTCOTT	MILEAGE	62.15
ZEE MEDICAL	SUPP	98.99
	General Fund	149,857.06
	Road Use Tax	23,317.54
	Emp Benefits	29,442.44
	Local Option Tax	6,927.79
	Cresco Telecom	475.38
	Rehab/Housing	10,060.37
	Equip Rpl	88.60
	Drug Dog	638.09
	Street 2nd Ave Proj	5,000.00
	Watermain Looping	19,603.00
	Water Utility	22,391.15
	Water Dep	260.00
	Water Util Rpr	7.94
	MSSU Operation	47,099.39
	MSSU Replacement	2,063.00
	Water & Sewer	27.76
	Yard Waste	1,220.73
	EXPENDITURES	318,480.24
	Revenues 04/02 to 04/15/12	804,228.93

License Application (LE0001674)

Applicant

Name of Applicant: Fareway Stores, Inc.

Name of Business (DBA): Fareway Stores, Inc. #815

Address of Premises: 112 South Elm Street

City: Cresco **County:** Howard **Zip:** 52136

Business Phone: (563) 547-5252

Mailing Address: 2300 E. 8th Street

City: Boone **State:** IA **Zip:** 50036

Contact Person

Name: Tracey Wilson ext 196

Phone: (515) 432-2623 **Email Address:** twilson@farewaystores.com

Classification: Class E Liquor License (LE)

Term: 12 months

Effective Date: 06/21/2013

Expiration Date: 06/20/2014

Privileges:

Class B Wine Permit (Carryout Wine)
Class C Beer Permit (Carryout Beer)
Class E Liquor License (LE)

Status of Business

BusinessType: Privately Held Corporation

Corporate ID Number: 253 **Federal Employer ID #** 42-0240920

Ownership

Fred E. Vitt Trust

First Name: Fred E. **Last Name:** Vitt Trust

City: Boone **State:** Iowa **Zip:** 50036

Position Trust

% of Ownership 10.85 % **U.S. Citizen**

Frederick Greiner

First Name: Frederick **Last Name:** Greiner

City: Boone **State:** Iowa **Zip:** 50036

Position President

% of Ownership 0.00 % **U.S. Citizen**

Paul S. Beckwith Trust

First Name: Paul S. **Last Name:** Beckwith Trust

City: Boone **State:** Iowa **Zip:** 50036

Position Trust

% of Ownership 55.78 % **U.S. Citizen**

Various Individuals & Trust ea

First Name: Various Individuals & Trus **Last Name:** each holding less than 5%

City: Unknown **State:** Iowa **Zip:** 55555

Position Stockholders

% of Ownership 33.37 % **U.S. Citizen**

Insurance Company Information

Insurance Company: Merchants Bonding Company

Policy Effective Date: 06/21/2013 **Policy Expiration Date:** 01/01/1900

Bond Effective Continuously: 2 **Dram Cancel Date:**

Outdoor Service Effective Date: **Outdoor Service Expiration Date:**

Temp Transfer Effective Date: **Temp Transfer Expiration Date:**

License Application (LC0037630)

Applicant

Name of Applicant: M&M Lounge LLC

Name of Business (DBA): M&M Lounge

Address of Premises: 109 South Park Place

City: Cresco **County:** Howard **Zip:** 52136

Business Phone: (563) 419-5306

Mailing Address: 109 South Park Place

City: Cresco **State:** IA **Zip:** 52136

Contact Person

Name: Tammy Courtney

Phone: (563) 419-5306 **Email Address:** dntcourtney@hotmail.com

Classification: Class C Liquor License (LC) (Commercial)

Term: 12 months

Effective Date: 05/16/2013

Expiration Date: 05/15/2014

Privileges:

Catering Privilege
Class C Liquor License (LC) (Commercial)
Outdoor Service
Sunday Sales

Status of Business

BusinessType: Limited Liability Company

Corporate ID Number: 396175 **Federal Employer ID #** 27-2237856

Ownership

Tammy Courtney

First Name: Tammy **Last Name:** Courtney

City: Cresco **State:** Iowa **Zip:** 52136

Position Owner

% of Ownership 100.00 % **U.S. Citizen**

Insurance Company Information

Insurance Company: Founders Insurance Company

Policy Effective Date: 05/16/2013 **Policy Expiration Date:** 05/16/2014

Bond Effective Continuously: **Dram Cancel Date:**

Outdoor Service Effective Date: **Outdoor Service Expiration Date:**

Temp Transfer Effective Date: **Temp Transfer Expiration Date:**

PAY REQUEST

TO: City of Cresco

PROJECT: Bill Callahan Residence (110 W. 4th Street)

DATE: 4/24/13

PAY REQUEST NUMBER: 3 FINAL

CONTRACT BREAKDOWN	ORIGINAL CONTRACT AMOUNT	CHANGE ORDERS	ADJUSTED CONTRACT AMOUNT	% COMP.	VALUE OF WORK COMPLETED
Dirt Fill	$ 100.00			100%	$ 100.00
Front Porch Posts	180.00	CO #2 – Delete inside posts ($90.00)	90.00	100%	90.00
Guttering	962.50			100%	962.50
Exterior Doors	1,631.95			100%	1,631.95
Storm Doors	403.10	CO #2 – Delete ($403.10)	0.00	100%	0.00
Replacement Windows	2,659.62	CO #2 – Trim out windows w/jambs & casings $1,500.00	4,159.62	100%	4,159.62
Remove Windows	300.00	CO #2 – Remove window behind furnace $100.00	400.00	100%	400.00
Living Room Painting	1,822.80			100%	1,822.80
Paint Interior Kitchen Windows	125.00			100%	125.00
Bathroom Painting	1,000.00			100%	1,000.00
Flooring – Kitchen/Bathroom	1,326.80	CO #2 – Baseboard in living, kitchen and bath $500.00	1,826.80	100%	1,826.80
Flooring – LR, DR and Bedroom	1,929.70			100%	1,929.70
Electrical	8,234.80	CO #1 – Add'l Elec - $1,210.00	9,444.80	100%	9,444.80
Mechanical	3,473.12	CO #1 – Add'l Mechanical - $50.00 / CO #2 New PVC Drain Pipe $1,400.00 / PEX water lines $900.00 / Delete furnace ($1,975.00) / CO #3 Sump Pump $200.00 / Furnace check $38	4,086.12	100%	4,086.12
Lead-Safe Work Practices	200.00			100%	200.00
TOTAL	**$24,349.39**				**$27,779.29**

Net Contract Amount to Date	$ 27,779.29
Total Value of Work Completed	$ 27,779.29
Final – 0% Retained (20% / Final-0%)	$ 0.00
Value of Work Completed Less Retained	$ 27,779.29
Less Total Previously Certified	$ 13,737.19
AMOUNT DUE THIS REQUEST	**$ 14,042.10**

x Bill C Callahan

OWNER: Bill Callahan

Scott Engelhardt

CONTRACTOR: S & B Construction

APPROVED: Program Inspector

APPROVED: City of Cresco

(CITY HALL: Please hold check until authorization received from Melanie to release. Thank you!)

REQUEST FOR CHANGE ORDER - NO. 3

PROJECT

Owner: Bill Callahan
Address: 110 W. 4th Street
Cresco IA 52136

Contractor: S & B Construction
Address: PO Box 154
Ridgeway IA 52165

TYPE OF REQUEST

X CHANGE IN SPECS
X INCREASE IN CONTRACT AMOUNT $238.00

REASON FOR REQUEST: Install new sump pump, pit and hose to drain to exterior in the basement. Add $200.00.
Gosch's Plumbing was hired to inspect the furnace. Contractor paid. $38.00

Adjusted Contract Amount	$ 27,541.29
Increase Amount	$ 238.00
Adjusted Contract Amount	$ 27,779.29

Contractor's Signature: Scott Engelhardt Date: 4-24-13

Inspector's Signature: [illegible] Date: 4/24/13

Owner's Signature: Bill C Callahan Date: 4/24/13

City Signature: Date:

CITY OF CRESCO
CASH & INVESTMENT BY FUND
AS OF APRIL 30, 2013

		CASH BALANCE	INVESTMENT BALANCE	FUND BALANCE
001	General Fund	51,351.56	993,617.89	1,044,969.45
002	General Fund-Hotel/Motel	1,859.19	23,500.00	25,359.19
110	Road Use Tax Fund	5,141.37	597,800.00	602,941.37
112	Employee Benefits Trust	4,762.61	516,454.00	521,216.61
114	Health Ins Partial Self Fund	-	56,773.22	56,773.22
119	Emergency Fund	1,341.69	16,500.00	17,841.69
122	Local Option Tax Project	1,024.10	481,700.00	482,724.10
127	Urban Renewal TIF Area	1,330.74	34,500.00	35,830.74
160	CIDC/CityRevol.Loan-bus.	1,212.51	30,000.00	31,212.51
165	Nuisance House Fund	921.66	9,000.00	9,921.66
181	Cresco Telecommunic	999.47	82,800.00	83,799.47
182	Rehab/Housing	1,136.73	11,900.00	13,036.73
183	Equip.Repair-Fitness Ctr	618.11	75,400.00	76,018.11
184	City Park Trust	700.40	10,900.00	11,600.40
185	Recreation Supply	1,254.64	24,000.00	25,254.64
187	Equipment Replace	1,435.46	193,250.00	194,685.46
188	Fire Equipment Trust	1,766.82	189,000.00	190,766.82
189	Library Trust Fund	2,419.06	59,921.75	62,340.81
190	Office/Computer Equip.	566.47	33,500.00	34,066.47
191	Street Equipment Trust	1,066.52	153,550.00	154,616.52
193	Drug Dog Fund	248.29	2,500.00	2,748.29
197	Retirement Trust	519.55	4,600.00	5,119.55
200	Debt Service Fund	2,036.78	1,708,500.00	1,710,536.78
309	Bike Trail 2007	1,276.72	0.00	1,276.72
316	Street 2nd Ave Project	1,349.42	81,500.00	82,849.42
317	Watermain Looping Project	432.79	133,500.00	133,932.79
600	Water Utility Fund	6,101.97	240,300.00	246,401.97
601	Water Deposit Trust	1,985.51	52,500.00	54,485.51
602	Water Utility Repair	1,626.90	185,500.00	187,126.90
610	MSSU Revenue	4,189.55	540,500.00	544,689.55
612	MSSU Operation/Maint	4,938.13	-	4,938.13
613	MSSU Replacement	1,464.24	338,300.00	339,764.24
614	MSSU Rev.Bond Int	2,002.92	155,500.00	157,502.92
615	MSSU Rev Debt Serv	1,587.55	164,000.00	165,587.55
620	Cap Imp Water, Sewer, Storm	1,786.35	290,400.00	292,186.35
670	Yard Waste Fund	1,037.03	83,000.00	84,037.03
				-
	Totals	113,492.81	7,574,666.86	7,688,159.67
		1%	99%	7,688,159.67

Checking - Cresco Bank & Trust (operating)	0.05%	113,492.81
Checking - CUSB (credit cards)	0.10%	2,499.89
Money Market - Cresco Bank & Trust	0.10%	7,455,472.00
MMKT Hlth Ins Partial Self Funded	0.10%	56,773.22
Library MMKT	0.10%	9,921.75
Library CD matures 6/14/13 (12 month)	0.55%	50,000.00
		$ 7,688,159.67

City of Cresco
General Fund Expenditures
For 10 Months Ended April 30, 2013

	Actual Expense	Budget Expense	Percentage of Budget used to date	
General Fund:				
Police	315,764	394,360	80%	
Fire	48,503	67,840	71%	
Airport	8,810	82,300	11%	includes long term plan (partially paid by grant)
Library	165,006	201,794	82%	
Theatre	16,277	23,400	70%	
Park	61,279	79,000	78%	
Fitness Ctr	383,176	448,500	85%	
Law Center	90,523	123,000	74%	1/2 cost of LEC wages, benfits, utilities, supplies
Civil Defense	1,651	25,600	6%	HC Emergency Mgmt fee; siren maintenance
Animal Control	1,110	1,800	62%	dog pound
Garbage	444,531	529,600	84%	Hawkeye Sanitation for garbage & recycling
Tree	0	1,500	0%	Boulevard trees (will purchase in May)
Contrib/Other Agency	3,929	4,000	98%	NE IA Comm Action & Helping Services NE IA
Comm Beautification	4,640	5,800	80%	Elm Street planters; welcome sign & xmas ligts, etc
Planning & Zoning	60	900	7%	wages (will be paid in June)
Council	7,725	13,500	57%	wages
Mayor	4,333	5,200	83%	wages
Administration	161,483	211,825	76%	
Elections	0	0		Elections held every other year
Legal	3,000	21,200	14%	
City Hall	13,690	27,900	49%	
Miscellaneous	60	14,000	0%	
Total	1,735,550	2,283,019	76%	10 months should be about 83% of budget

REVENUE REPORT (UNAUDITED)

AS OF: APRIL 30TH, 2013

	CURRENT PERIOD	YEAR-TO-DATE ACTUAL	CURRENT BUDGET	BUDGET BALANCE	% OF BUDGET
001-GENERAL FUND	483,048.17	1,898,269.83	2,210,569.00	312,299.17	85.87
002-GENERAL - HOTEL/MOTEL	0.00	15,670.31	18,000.00	2,329.69	87.06
110-ROAD USE TAX FUND	27,103.67	323,162.54	360,000.00	36,837.46	89.77
112-EMPLOYEE BENEFITS TRU	169,684.27	438,788.56	476,070.00	37,281.44	92.17
114-HEALTH INS PART SELF	3,029.38	30,560.55	0.00	(30,560.55)	0.00
119-EMERGENCY FUND	10,105.22	28,371.00	27,903.00	(468.00)	101.68
121-LOCAL OPTION REVENUE	29,466.65	338,559.69	388,000.00	49,440.31	87.26
122-LOCAL OPTION TAX PROJ	26,559.18	327,494.65	374,000.00	46,505.35	87.57
127-URBAN RENEWAL TIF ARE	2.81	81.82	100.00	18.18	81.82
160-CIDC/CITY CRESCO REVO	2,767.14	19,125.57	15,712.00	(3,413.57)	121.73
165-NUISANCE HOUSE FUND	0.73	7.74	0.00	(7.74)	0.00
181-CRESCO TELECOMMUNICAT	863.81	3,469.81	4,950.00	1,480.19	70.10
182-REHAB/HOUSING FORF/TR	0.97	37,983.58	107,600.00	69,616.42	35.30
183-EQUIPMENT/REPAIR-FITN	11.14	22,671.03	21,600.00	(1,071.03)	104.96
184-CITY PARK TRUST/DONAT	785.89	7,017.82	7,450.00	432.18	94.20
185-RECREATION SUPPLY REV	1.95	8,074.41	10,000.00	1,925.59	80.74
187-EQUIPMENT REPLACEMENT	415.73	230,083.56	229,588.00	(495.56)	100.22
188-FIRE EQUIPMENT TRUST	3,015.38	30,974.09	23,400.00	(7,574.09)	132.37
189-LIBRARY TRUST FUND	1,695.82	1,840.69	1,000.00	(840.69)	184.07
190-OFFICE/COMPUTER EQUIP	2.73	37.72	100.00	62.28	37.72
191-STREET TRUST FUND	1,105.47	3,055.22	3,000.00	(55.22)	101.84
193-DRUG DOG FUND	1,095.95	12,386.38	10,000.00	(2,386.38)	123.86
197-RETIREMENT TRUST FUND	0.37	3.56	0.00	(3.56)	0.00
200-DEBT SERVICE FUND	113,080.84	1,549,617.80	1,578,200.00	28,582.20	98.19
306-SEWER PROJECT	0.00	41,316.10	41,000.00	(316.10)	100.77
309-BICYCLE TRAIL 2007	0.00	0.90	0.00	(0.90)	0.00
315-SMART PLANNING GRANT	0.00	9,594.55	10,000.00	405.45	95.95
316-STREET 2ND AVE PROJEC	3,589.34	15,196.47	12,200.00	(2,996.47)	124.56
317-WATERMAIN LOOPING FUN	10.86	161,524.51	161,536.00	11.49	99.99
318-FIT FOR LIFE PROJECT	0.00	0.00	10,000.00	10,000.00	0.00
600-WATER UTILITY FUND	35,324.86	408,276.61	503,100.00	94,823.39	81.15
601-WATER DEPOSITS TRUST	1,044.27	8,264.46	12,100.00	3,835.54	68.30
602-WATER UTILITY REPAIR	136.46	136,384.54	136,576.00	191.46	99.86
610-MSSU REVENUE FUND	57,397.72	653,401.22	727,300.00	73,898.78	89.84
612-MSSU OPERATION/MAINTE	55,500.00	400,500.00	563,100.00	162,600.00	71.12
613-MSSU REPLACEMENT FUND	27.53	55,273.86	56,500.00	1,226.14	97.83
614-MSSU REV BOND INT SIN	12.65	77,112.55	77,200.00	87.45	99.89
615-MSSU REV DEBT SERVICE	13.35	10,132.74	10,500.00	367.26	96.50
620-WATER & SEWER C.I.	4,058.62	38,378.13	46,000.00	7,621.87	83.43
670-YARD WASTE FUND	3,623.24	33,907.72	39,400.00	5,492.28	86.06
GRAND TOTAL REVENUES	1,034,582.17	7,376,572.29	8,273,754.00	897,181.71	89.16

*** END OF REPORT ***

EXPENSE REPORT (UNAUDITED)

AS OF: APRIL 30TH, 2013

Should be 83%

	CURRENT PERIOD	YEAR-TO-DATE ACTUAL	CURRENT BUDGET	BUDGET BALANCE	% OF BUDGET
001-GENERAL FUND	251,840.75	1,735,550.55	2,283,019.00	547,468.45	76.02
002-GENERAL - HOTEL/MOTEL	0.00	10,091.59	26,000.00	15,908.41	38.81
110-ROAD USE TAX FUND	33,350.97	245,160.67	357,775.00	112,614.33	68.52
112-EMPLOYEE BENEFITS TRU	35,752.18	383,381.56	486,070.00	102,688.44	78.87
114-HEALTH INS PART SELF	5,000.00	25,000.00	0.00	(25,000.00)	0.00
119-EMERGENCY FUND	0.00	10,529.31	39,750.00	29,220.69	26.49
121-LOCAL OPTION REVENUE	29,466.65	338,559.69	388,000.00	49,440.31	87.26
122-LOCAL OPTION TAX PROJ	15,906.49	349,747.95	528,750.00	179,002.05	66.15
127-URBAN RENEWAL TIF ARE	20,358.00	20,790.00	18,000.00	(2,790.00)	115.50
160-CIDC/CITY CRESCO REVO	0.00	133,000.00	153,500.00	20,500.00	86.64
165-NUISANCE HOUSE FUND	165.00	1,291.50	5,000.00	3,708.50	25.83
181-CRESCO TELECOMMUNICAT	783.74	8,114.27	14,450.00	6,335.73	56.15
182-REHAB/HOUSING FORF/TR	10,060.37	43,507.27	118,500.00	74,992.73	36.71
183-EQUIPMENT/REPAIR-FITN	0.00	11,980.98	30,000.00	18,019.02	39.94
184-CITY PARK TRUST/DONAT	0.00	4,765.00	11,200.00	6,435.00	42.54
185-RECREATION SUPPLY REV	0.00	6,705.36	12,000.00	5,294.64	55.88
187-EQUIPMENT REPLACEMENT	4,356.60	67,317.60	79,488.00	12,170.40	84.69
188-FIRE EQUIPMENT TRUST	700.00	3,850.00	2,600.00	(1,250.00)	148.08
189-LIBRARY TRUST FUND	0.00	0.00	12,100.00	12,100.00	0.00
190-OFFICE/COMPUTER EQUIP	0.00	19,689.21	12,000.00	(7,689.21)	164.08
191-STREET TRUST FUND	22.50	25,615.67	25,300.00	(315.67)	101.25
193-DRUG DOG FUND	9,138.09	9,638.09	10,000.00	361.91	96.38
200-DEBT SERVICE FUND	4,977.95	66,531.20	1,577,600.00	1,511,068.80	4.22
306-SEWER PROJECT	0.00	49,452.74	51,000.00	1,547.26	96.97
309-BICYCLE TRAIL 2007	0.00	2,478.01	3,800.00	1,321.99	65.21
315-SMART PLANNING GRANT	0.00	31,409.75	43,000.00	11,590.25	73.05
316-STREET 2ND AVE PROJEC	13,904.57	251,514.65	269,000.00	17,485.35	93.50
317-WATERMAIN LOOPING FUN	24,828.00	27,591.72	4,536.00	(23,055.72)	608.28
318-FIT FOR LIFE PROJECT	0.00	0.00	10,000.00	10,000.00	0.00
600-WATER UTILITY FUND	38,667.01	398,670.11	485,200.00	86,529.89	82.17
601-WATER DEPOSITS TRUST	500.00	8,234.17	13,000.00	4,765.83	63.34
602-WATER UTILITY REPAIR	(4,141.06)	8,658.27	81,176.00	72,517.73	10.67
610-MSSU REVENUE FUND	55,500.00	542,500.00	705,000.00	162,500.00	76.95
612-MSSU OPERATION/MAINTE	57,167.98	400,737.46	563,200.00	162,462.54	71.15
613-MSSU REPLACEMENT FUND	2,063.00	12,943.40	45,200.00	32,256.60	28.64
614-MSSU REV BOND INT SIN	0.00	11,449.53	76,400.00	64,950.47	14.99
620-WATER & SEWER C.I.	110.88	10,897.98	14,000.00	3,102.02	77.84
670-YARD WASTE FUND	2,441.66	46,945.30	61,950.00	15,004.70	75.78
GRAND TOTAL EXPENSES	612,921.33	5,324,300.56	8,617,564.00	3,293,263.44	61.78

*** END OF REPORT ***

RESOLUTION NUMBER 051301

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 6TH DAY OF MAY, 2013.

BY:_____
Mayor Mark Bohle

ATTEST:_____
City Clerk Michelle Girolamo

AGREEMENT BETWEEN

City of Cresco

AND

Hogan - Hansen, PC

THIS AGREEMENT made and entered into this 26th day of April, 2013, by and between City of Cresco, hereinafter called City and Hogan - Hansen, PC, hereinafter called "CPA."

WHEREAS, the City wishes to obtain the services of the CPA to perform an audit in accordance with Section 11.6, Code of Iowa, for the 3 year(s) ending June 30, 2015; and

WHEREAS, the CPA is equipped and staffed to perform the above audit; and

WHEREAS, this agreement is in the public interest in fulfilling the requirements of Chapter 11 of the Code of Iowa.

NOW, THEREFORE, BE IT UNDERSTOOD AND AGREED:

1. That the CPA will:

   A. Provide auditors of various classifications and for the estimated hours as detailed in 2.A of this agreement.

   B. Begin work on the audit as specifically agreed upon with the City.

   C. Perform all work in accordance with U.S. generally accepted auditing standards, Government Auditing Standards, and applicable federal requirements.

   D. Immediately inform the City, the Auditor of State, and County Attorney if the audit discloses any irregularity in the collection or disbursement of public funds.

   E. Provide access to the working papers to any appropriate federal agencies for the period of time specified in relevant agreements entered into by the City.

   F. Provide access to the working papers to the Auditor of State in accordance with Chapter 11 of the Code of Iowa.

2. Conditions of Payment:

A. It is understood that the fees for the services set forth above shall be reimbursed at the following hourly rates:

Classification	Estimated Hours	Hourly Rate
Audit Staff	190	45
Manager	35	75
Partner	10	75

B. The CPA shall present an invoice for services in the following manner: An invoice will be submitted upon delivery of the final draft of the report.

C. Payment shall be made within ___ days of receipt of invoice.

D. The total reimbursement shall not be for more than $12,000, except as specifically agreed by the City and the CPA.

3. Termination of Agreement:

A. City may terminate this contract without notice if the CPA fails to perform the covenants or agreements contained herein.

B. The CPA shall be paid for all work satisfactorily performed to the date of termination.

IT WITNESS THEREOF, City and CPA have executed this AGREEMENT as of the date indicated below:

CPA	City
By Dennis J. Muyskens	By _____
Title Shareholder	Title _____
Date 4/26/2013	Date _____

CITY OF CRESCO
FENCE PERMIT APPLICATION

Application is hereby made by:

NAME: City of Cresco Kessel Lodge.

STREET: 268 7th Ave W TELEPHONE.

CITY: Cresco STATE: IA ZIP: 52136

TO ERECT A FENCE

TYPE OF FENCE: Wood Fence around dumpster HEIGHT 6'
See Chapter 165.12 of the Code of Ordinances City of Cresco.

THIS FENCE IS TO BE LOCATED AT: Kessel Lodge

LEGAL DESCRIPTION LOTS 1-14 BERDLES SUBD NW NW & PT BLK 8 IR SURV NW

Please submit a drawing to scale showing the location of the fence in regard to the lot or the building it is to be place around. Show footages from the property lines if applicable. Fence must be three feet inside the property line unless written permission is received from the respective owners of adjoining tracts of land.

It is required and it is the responsibility of the applicant to notify **IOWA ONE CALL** if any digging is to be done in the placement of this fence. This should be done 48 hours in advance if at all possible. Please call **1-800-292-8989** and give them the information needed.

Permit fee of $10.00 paid on _____ Receipt# _____

Rod Fridley City of Cresco
Signature of Applicant

* * * * * * * * * * * * * * *

City of Cresco

FENCE PERMIT NO. _____

A PERMIT GRANTING PERMISSION FOR THE INSTALLATION AND CONSTRUCTION OF A FENCE WITHIN THE CORPORATE LIMITS OF THE CITY OF CRESCO, IOWA SUBJECT TO THE CONDITIONS SET OUT IN ORDINANCE CHAPTER 165.12 ENTITLED FENCES, WALLS AND VISION CLEARANCE.

This permit is hereby issued to City of Cresco

Authorized by: Rod Fridley Date 4-22-13
Public Works Director

Rev 03/29/12

CITY OF CRESCO
SIGN & AWNING PERMIT APPLICATION

Application is hereby made by:

NAME: City of Cresco Kessel Lodge.

STREET: 268 7th Ave W TELEPHONE _____.

CITY: Cresco STATE: IA ZIP: 52136

TO ERECT A SIGN

TYPE OF SIGN: Ground Sign
(Billboard, ground, poster, projected, roof or wall sign). See page 585 Chapter 156 of the Code of Ordinances City of Cresco.

THIS SIGN IS TO BE LOCATED AT: 268 7th Ave W

LOTS 1-14 BEADLES SUBD NW NW; PT BLK 8 IR SURV NW

Please submit a drawing to scale showing the location of the sign in regard to the lot or the building it is to be placed on. Show footages from the property lines if applicable and the size of the sign.

It is required and it is the responsibility of the applicant to notify **IOWA ONE CALL** if any digging is to be done in the placement of this sign. This should be done 48 hours in advance if at all possible. Please call **1-800-292-8989** and give them the information needed.

Permit fee of $10.00 paid _____ Receipt# _____

Rod Reid City of Cresco
Signature of Applicant

* * * * * * * * * * * * * * *

City of Cresco

SIGN & AWNING PERMIT **NO.** _____

A PERMIT GRANTING PERMISSION FOR THE INSTALLATION AND CONSTRUCTION OF A SIGN OR AWNING WITHIN THE CORPORATE LIMITS OF THE CITY OF CRESCO, IOWA SUBJECT TO THE CONDITIONS SET OUT IN ORDINANCE CHAPTER 156 ENTITLED SIGNS AND AWNINGS.

This permit is hereby issued to City of Cresco

Authorized by: Rod Reid Date 4-22-13
Public Works Director

Rev 04/15/99

Nov-07

Form 653.C1

NOTICE OF PUBLIC HEARING
AMENDMENT OF CURRENT CITY BUDGET

The City Council of Cresco in HOWARD County, Iowa

will meet at City Hall

at 7:00 pm (hour) on May 20, 2013 (Date)

,for the purpose of amending the current budget of the city for the fiscal year ending June 30, 2013 (year)

by changing estimates of revenue and expenditure appropriations in the following functions for the reasons given. Additional detail is available at the city clerk's office showing revenues and expenditures by fund type and by activity.

		Total Budget as certified or last amended	Current Amendment	Total Budget after Current Amendment
Revenues & Other Financing Sources				
Taxes Levied on Property	1	1,742,244		1,742,244
Less: Uncollected Property Taxes-Levy Year	2			0
Net Current Property Taxes	3	1,742,244	0	1,742,244
Delinquent Property Taxes	4			0
TIF Revenues	5			0
Other City Taxes	6	491,328	10,000	501,328
Licenses & Permits	7	12,565		12,565
Use of Money and Property	8	63,783		63,783
Intergovernmental	9	584,805		584,805
Charges for Services	10	2,152,200	5,000	2,157,200
Special Assessments	11	12,000		12,000
Miscellaneous	12	222,329	13,500	235,829
Other Financing Sources	13	2,992,500	11,700	3,004,200
Total Revenues and Other Sources	14	8,273,754	40,200	8,313,954
Expenditures & Other Financing Uses				
Public Safety	15	943,050	7,200	950,250
Public Works	16	1,370,875	4,500	1,375,375
Health and Social Services	17	4,000		4,000
Culture and Recreation	18	1,092,372	27,000	1,119,372
Community and Economic Development	19	367,700	4,500	372,200
General Government	20	378,005	20,000	398,005
Debt Service	21	1,577,600	10,400	1,588,000
Capital Projects	22	324,336	163,000	487,336
Total Government Activities Expenditures	23	6,057,938	236,600	6,294,538
Business Type / Enterprises	24	1,310,126	53,000	1,363,126
Total Gov Activities & Business Expenditures	25	7,368,064	289,600	7,657,664
Transfers Out	26	1,249,500	11,700	1,261,200
Total Expenditures/Transfers Out	27	8,617,564	301,300	8,918,864
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out Fiscal Year	28	-343,810	-261,100	-604,910
	29			
Beginning Fund Balance July 1	30	4,946,612		4,946,612
Ending Fund Balance June 30	31	4,602,802	-261,100	4,341,702

Explanation of increases or decreases in revenue estimates, appropriations, or available cash:

Revenue increased for LOST underestimated and Comm Foundation Grants received. Expenses increased for projects paid by Comm Foundation Grants, Welcome signs, new accounting software, gym floor redone, library air conditioner and drug dog expenses. Generators and Watermain looping projects done this year instead of next year. Increased cost of numerous watermain breaks.

There will be no increase in tax levies to be paid in the current fiscal year named above. Any increase in expenditures set out above will be met from the increased non-property tax revenues and cash balances not budgeted or considered in this current budget. This will provide for a balanced budget.

Michelle Girolamo

City Clerk/ Finance Officer Name

City of Cresco | Proposed Budget Amendment #3 Descriptions | For Fiscal Year 2012/2013

Revenue Fund	Fund Description	Reason	Revenue	Expense	Fund Description	Expense Fund	
							Line Item Changes
001	General - Theatre	Community Foundation Grant-remodel restroom	3,000	3,000	General - Theatre	001	
001	General - Fitness Ctr	Merchandise resale for swim team	4,000	4,000	General - Fitness Ctr	001	
184	Park Trust	Comm Found Grant-portable scoreboard	1,000	2,000	Park Trust	184	
188	Fire Trust	Comm Found Grant - equip for new pumper	3,500	3,500	Fire Trust	188	
188	Fire Trust	Fire Charges Received - Should be Rural Fire	1,000	1,000	Fire Trust	188	
189	Library Trust	Comm Found Grant-disk repair & cleaning mach	2,000	2,000	Library Trust	189	
191	Street Trust	Comm Found & Alliant Grant-Christmas Decorations	4,000	4,000	Street Trust	191	
		TOTALS	**18,500**	**19,500**			
							Transfers
122, 200	LOST, Debt Service	LOST revenue over budget	10,000	10,000	LOST	121	
193	Drug Dog Fund	Transfer Police General to Drug Dog for Training	1,700	1,700	General - Police	001	
		TOTALS	**11,700**	**11,700**			
							Adjustments to Budget
Increased Expense		Police Dept pay Training of Jarchow		(1,700)	General - Police	001	
		Increase flower pot maintenance		500	General - Comm Beautif	001	
		Welcome to Cresco Signs (3)		3,000	General - Comm Beautif	001	
		Christmas decorations for Hwy 9 (cheaper)		(2,000)	Hotel Motel Tax	002	
		Durapatcher reclassified (pd by prior bond proceeds)		(34,000)	LOST	122	
		Software conversion (downpmt of 50%)		20,000	LOST, Office Equip	122, 190	
		TIF repayment under budgeted		3,000	TIF	127	
		Gym floor redone (paid by tournament fees)		10,000	Recreation Trust	185	
		Durapatcher reclassified (pd by prior bond proceeds)		34,000	Equipment Replacement	187	
		Library Air Conditioner (2nd one from Trust)		6,000	Library Trust	189	
		Street shop roof - attorney fees		500	Street Trust	191	
		Drug Dog Expenses(training,vet, food, ins, supplies)		4,400	Drug Dog Fund	193	
		Correct loan pmts for $1,050,000 loan (sewer)		9,300	Debt Service	200	
		Increase paying agent fee for new bond		1,100	Debt Service	200	
		Watermain replacement-Hwy 9 by Casey's		20,000	Watermain Loop Project	317	
		Watermain Looping & Valves with Engineering		143,000	Watermain Loop Project	317	
		Watermain Breaks		13,000	Water	600	
		Sewer - cheaper solution for rotomat bypass		(20,000)	Sewer	613	
		Sewer - Generators for lift stations		60,000	Sewer	613	
		TOTALS		**270,100**			
							Adjustments to Budget - Revenues
Increased Revenue							
121	LOST	LOST revenue over budget	10,000				
		TOTALS	**10,000**	Total Revenue over (under) Exp		(261,100)	

RESOLUTION NO. _____

RESOLUTION TERMINATING JOINT AGREEMENT AND COMMISSION

WHEREAS, the Cresco City Council has received a recommendation from the Chief of Police to terminate the joint agreement with Howard County regarding the Law Enforcement Center and the Public Safety Commission effective July 1, 2013, for the reason that the Cresco Police Department will be moving to the basement of City Hall; and

WHEREAS, the City Council has been informed by the Chief of Police that a new joint agreement between the City and Howard County is currently being formulated regarding any joint activities such as dispatching, housing of prisoners and related activities with the input of the Howard County Sheriff, the Howard County Attorney, the Cresco Chief of Police and the Cresco City Attorney; and

WHEREAS, the current agreement requires a resolution of the governing bodies to terminate the joint agreement; and

WHEREAS, the Howard County Sheriff's Department and the Cresco Police Department are working amicably on all joint activities and desire to terminate the current agreement in order to facilitate the Cresco Police Department's move to City Hall and all current joint activities shall remain in place and unchanged until a new joint agreement is signed.

NOW THEREFORE, BE IT RESOLVED that the recommendations of the Cresco Chief of Police are accepted and the current joint agreement with Howard County regarding the Law Enforcement Center and the Public Safety Commission shall be terminated effective July 1, 2013.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded it. Thereupon, the Mayor, called for a roll call vote and the results were as follows:
Ayes_____
Nays_____
Thereupon, the Mayor declared that the foregoing resolution was passed this _____ day of _____ 2013.

CITY OF CRESCO

BY:_____
Mark Bohle, Mayor

ATTEST:

_____
Michelle Girolamo, City Clerk

RESOLUTION NO. 051302

RESOLUTION APPROVING PTO FOR PERMANENT PART-TIME POSITIONS

WHEREAS, the City of Cresco does not offer benefits to Part-Time Employees (i.e. employees working less than 40 hours per week) with the exception of the Library staff directed under the Library Board; and

WHEREAS, the Fitness Center Front Desk Assistant and the City Hall/Library Custodian positions are permanent part-time positions; and

WHEREAS, the City of Cresco wants to award these permanent part-time positions paid time off with the following restrictions and guidelines:

1. Must work an average of 20 hours per week in the twelve months preceding their anniversary date
2. Position Title must be approved by the Park Board or the City Council
3. Paid Time Off (PTO) hours will be accrued biweekly and will be added to the pay stub based on the actual hours worked each pay period
4. After Year 3: 2 weeks PTO calculated as 80 hrs PTO per yr/2080 hrs per yr = .03845
5. After Year 5: 3 weeks PTO calculated as 120 hrs PTO per yr/2080 hrs per yr = .0577
6. After Year 10: 4 weeks PTO calculated as 160 hrs PTO per yr/2080 hrs per yr =.0769
7. Maximum PTO carryover is 20 hours on anniversary date

THEREFORE, Council Person _____ moved the adoption of the Resolution as stated above. Council Person _____ 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 benefit will be effective after May 6, 2013 and reviewed on the employee's anniversary date annually thereafter.

PASSED AND APPROVED THIS 6TH DAY OF MAY, 2013.

_____ ATTEST: _____

Mayor Mark Bohle City Clerk Michelle Girolamo

PROPOSED GOLF CART ORDINANCE

Introduction

Purpose: The purpose of this chapter is to permit the operation of golf carts on certain streets in the City, as authorized by Section 321.247 of the Code of Iowa, as amended. This chapter applies whenever a golf cart is operated on any street or alley, subject to those exceptions stated herein.

Definitions: "Golf cart" means a four wheeled recreational vehicle generally used for the transportation of person(s) in the sport of golf, that is limited in engine displacement to less than 800 cubic centimeters (or the electric equivalent) and total dry weight of less than 800 pounds. Note that a vehicle with the appearance of a "golf cart" but satisfying the requirements of 49 CFR 571.500 (i.e., is a "low speed vehicle") is not subject to this chapter but rather to the Code of Iowa 321.381A.

Operation of golf carts permitted: Golf carts may be operated upon the streets of the City by persons possessing a valid Iowa operator's license, and at least eighteen (18) years of age, except as prohibited in Section xxxx of this chapter.

Prohibited streets: Golf carts shall not be operated upon any City street that is a primary road extension through the City. However, golf carts may cross such a primary road extension. Within the City of Cresco, "primary road extension" shall be taken to mean Highway 9, 3rd Street West (Granger Road), and 3rd Street Southwest (Protovin Road).

Equipment: Golf carts operated upon City streets shall be equipped with at least the following:

1. A slow moving vehicle sign
2. A bicycle safety flag, the top of which shall be a minimum of five (5) feet from ground level.
3. Adequate and functioning brakes
4. Brake lights
5. Rear view mirror

Hours: Golf carts may be operated on City streets only between sunrise and sunset.

Speed: Golf carts shall be subject to posted speed limits, but in no case shall be operated at a speed in excess of twenty-five (25) miles per hour, or at a speed greater than that which is reasonable and proper for the existing conditions.

Passengers: In addition to the operator, a golf cart operated on City streets or alleys may carry only one additional person (if there is one seat) or three additional persons (if there are front and back seats), with no more than two persons in a seat.

Operation: This ordinance forbids the operation of golf carts on City streets and alleys:

1. In a careless, reckless, or negligent manner;
2. While the operator is under the influence of any intoxicating or illegal substance;

3. While the golf cart is towing any item;

Except as noted otherwise herein, any person operating a golf cart on City streets or alleys shall adhere to all traffic signs and signals, and all other traffic rules and regulations, and shall obey the orders and direction of any law enforcement officer authorized to direct or regulate traffic, or the direction of a fire department officer during a fire.

Golf carts shall not be operated on any recreational, bike or walking trail unless the trail specifically designed to allow the use of motor vehicles.

Golf carts shall not be operated upon sidewalks.

Golf carts may not be operated within City parks or any other land owned by the City.

Golf carts may not be operated on private property without the consent of the property owner.

Except when executing a left turn, golf carts shall be driven as close as practical to the right hand edge of any street.

When necessary to prevent congestion of traffic, golf carts shall be pulled to the right hand edge of streets and be stopped to allow other motor vehicles traveling in the same direction to pass.

When two or more golf carts are being operated in the same direction and general vicinity, they shall proceed in single file.

Any passenger under the age of 16 in a golf cart being operated on a City street or alley shall wear a bicycle helmet at all times when the cart is in operation. It shall be the right of the operator of the golf cart to require all passengers, regardless of age, to wear protective head gear when the golf cart is in motion.

Parking: A golf cart may be parked on City streets or parking lots only in a designated parking spot.

Permits: No person shall operate a golf cart on any public street or alley for any purpose unless the operator possesses a City of Cresco permit to operate a golf cart on City streets, as issued by the City Clerk.

1. Golf cart owners may apply for a permit from the City Clerk on forms provided by the City at City Hall.
2. The City Clerk shall not issue a permit until the owner has provided the following:
    a. Evidence that the permitted operator(s) is at least 18 years of age and possesses a valid Iowa driver's license.
    b. Proof that the owner and all permitted operators have liability insurance covering operation of a golf cart on city streets with limits of liability at least as great as those required by the Code of Iowa chapter 321A.1.11 or as amended.
    c. Evidence of inspection and approval by the Police Department of the City of Cresco.

3. Any golf cart operated on the City streets shall display the City of Cresco permit sticker prominently on a rear fender or similar component.
4. All permits issued shall uniquely identify the name(s) and address(es) of the owner and all permitted operators and shall be for a specific golf cart, as evidenced by its serial number.
5. The fee for such permits shall be twenty-five dollars ($25.00).
6. A permit will be valid between January 1 and December 31. Permits may be purchased at anytime during the year but will be valid only through December 31. The fee will not be pro-rated for permits purchased during the year. The fee will not be refunded if the golf cart is sold, or the permit is suspended or revoked.
7. Additional operator(s) may be added during the year upon presentation of the required documentation but without an additional fee.
8. The permit may be suspended or revoked upon finding evidence that the owner or any permitted operator has violated the conditions of the permit or has abused the privilege of being a permit holder.

Violation and penalty:

1. Any person guilty of violating this ordinance shall be guilty of a misdemeanor and shall be subject to a fine of one-hundred dollars ($100.00) and revocation of the City of Cresco permit for a period of two months.
2. Any person guilty of violating this ordinance two times in a twelve (12) month period shall be subject to a fine of two-hundred dollars ($200.00) and revocation of the City of Cresco permit for two years.
3. Any person guilty of violating this ordinance three times shall be subject to a fine of three-hundred dollars ($300.00) and permanent revocation of the City of Cresco permit.
4. To all of the above fines shall be added the criminal penalty surcharge and costs pursuant to the Iowa Code.

Exception: City Celebration Waiver: This chapter shall be waived for golf carts used by officials, workers and volunteers in a City celebration