

NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: THE CITY COUNCIL OF CRESCO, IOWA
DATE OF MEETING: AUGUST 15, 2022
TIME AND PLACE OF MEETING: 5:30 P.M. CITY HALL, 130 N PARK PLACE

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: KRIENER, McCONNELL, FORTUNE, BOUSKA, CARMAN

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 August 1, 2022
4. Approval of Class C Liquor License for Good Times Grill, LLC d/b/a Good Times Grill
5. Approval of Class C Beer Permit and Class B Wine Permit (BC) with Sunday Service to Kwik Trip, Inc. d/b/a Kwik Star #428
6. Approval of Street Closing Permit for a Portion of North Elm Street and 2nd Avenue West for the Norman Borlaug Harvest Fest August 27, 2022 and the Southside Parking Lot August 24-August 28, 2022
7. Approval of Parade Permit for Portions of 6th Avenue West and North Elm Street for the Norman Borlaug Harvest Fest Parade on August 27, 2022
8. Approval of Application for Tax Abatement under the Urban Revitalization Plan for Richard Langreck
9. Approval of Application for Tax Abatement under the Urban Revitalization Plan for Gene Wenthold
10. Approval of Pay Request #2 for \$2,137.50 to Mehmert Tiling Inc for the Runway Drainage Improvements Project

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

1. Public Works
2. Police
3. Administration
4. Committee Updates

COMMENTS FROM AUDIENCE: *(This portion of the agenda is for comments that are not related to one of the items listed on the agenda. Comments can only be received. No formal action by the Council can be taken. Those making public comments will be asked to state their name and address, and to speak from the podium.)*

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

1. Public Hearing to Amend Chapter 99 in the City of Cresco Code of Ordinances Pertaining to Sewer Service Charges

2. Second Reading of Proposed Ordinance #496 which Amends Chapter 99 Sections 02 and 03 of the Code of Ordinances of the City of Cresco, Iowa, Pertaining to Sewer Service Charges
3. Resolution Waiving the Third Reading and Consideration of Ordinance Number 496 Pertaining to Sewer Service Charges
4. Approval of Ordinance #496 Pertaining to Sewer Service Charges
5. Resolution Authorizing the Mayor and City Clerk to Enter into an Industrial Sewer Rental Agreement with AVEKA Group, Cresco Facility
6. Motion to Change the September 5th Council Meeting Date to Wednesday, September 7, 2022 due to the Holiday
7. Set Public Hearing to Amend Chapter 75 in the City of Cresco Code of Ordinances Pertaining to All-Terrain Vehicles and Snowmobiles
8. First Reading of Summary of Proposed Ordinance #498 to Amend Chapter 75 in the City of Cresco Code of Ordinances Pertaining to All-Terrain Vehicles and Snowmobiles
9. Set Public Hearing to Amend Chapter 74 in the City of Cresco Code of Ordinances Pertaining to Golf Carts and UTVs
10. First Reading of Summary of Proposed Ordinance #499 to Amend Chapter 74 in the City of Cresco Code of Ordinances Pertaining to Golf Carts and UTVs
11. Resolution Approving the Change Order #1 for the Pickleball Court Project for the City of Cresco
12. Resolution Authorizing the Mayor and City Clerk to Enter into an Agreement with Blink Charging for Processing EV Charging Station Payments
13. Set Public Hearing to Amend Chapter 41 in the City of Cresco Code of Ordinances Pertaining to Sale of Fireworks
14. First Reading of Proposed Ordinance #500 to Amend Chapter 41 in the City of Cresco Code of Ordinances Pertaining to Sale of Fireworks
15. Motion to Assign Council Members to Personnel Committee

ADJOURN:

THIS NOTICE IS GIVEN AT THE DIRECTION OF THE MAYOR PURSUANT TO CHAPTER 21, CODE OF IOWA AND THE LOCAL RULES OF SAID GOVERNMENTAL BODY. POSTED AUGUST 12, 2022.

NOTICE OF PUBLIC HEARING

TO WHOM IT MAY CONCERN:

You are hereby notified that the City Council of the City of Cresco, Iowa, will hold a Public Hearing on the 15th day of August, 2022, in Council Chambers at City Hall. At this meeting the Council proposes to amend Ordinance Chapter 99 Sections 02 and 03 regarding sewer service charges.

The proposed amendments may be viewed at Cresco City Hall during normal office hours or online at www.cityofcresco.com. This hearing will be conducted during a regular Cresco City Council Meeting starting at 5:30 pm.

Any resident of Cresco wishing to be heard concerning the reasons for, or objections to, the amendment, must appear at said hearing and voice your opinions.

BY ORDER OF THE CITY COUNCIL OF CRESCO, IOWA



City Clerk Michelle Elton

Mayor Brenno called the Cresco City Council meeting to order on August 1, 2022, at 5:30 pm. Council Members Kriener, McConnell, Fortune, Bouska, and Carman were present. No council members were absent.

McConnell made the motion to approve the consent agenda which included approval of the: agenda; claims; minutes from July 18, 2022 Council meeting; Street Closing Permit for portion of 2nd Ave West for Atomic Pizza expanded beer garden for Harvest Fest and 5-Year Atomic Anniversary on August 27, 2022; Special Class C Liquor License (BW) with outdoor service and Sunday service to Atomic Pizza Pub LLC d/b/a Atomic Pizza Pub (expanded beer garden); Street Closing Permit for portion of alley between 112 and 114 N Elm going west for The Pub expanded beer garden for Harvest Fest on August 27, 2022; Special Class C Liquor License (LC) with outdoor service and Sunday service to Barbara E. Holstrom d/b/a The Pub. Bouska seconded and it passed all ayes.

Public Works Director Widell reported: (a) the fence is finished at the Sewer Plant except the gate that will be installed in a few weeks; (b) the Street Department will finish chip sealing this week. Due to the high cost of oil, we will not do a third load; (c) Well #4 has had frequent communication errors and alarm issues due to high humidity, so we installed a mini-split unit to cool it and reduce the humidity; (d) S&M Underground is in town installing conduit for Harmony Telephone Company for fiber for internet services that is part of a large multi-county project.

Police Chief Ruroden reported: (a) they had 60 animal calls, 25 medical assist calls, and 19 arrests and charges filed in June; (b) one officer is testing for the 9-week academy and another for the 16-week academy.

Clerk Elton reported: (a) Mediacom notified us they are raising rates 25% on four of their packages; (b) an analysis was presented for the Special Events held at the Theatre; (c) will give Department Heads the Capital Improvement Plan and sheets to update the plan in October.

Kriener reported that he accompanied Scott from WHKS to inspect the basements downtown and were happy to see that most issues were addressed in 1983 when the City repaved North Elm Street and installed new watermain. The Engineers will continue drafting the specs for the potential Downtown Crosswalk Project.

Mayor Brenno asked for comments from the audience and there were none.

Stan Shimek and Mark Shimek from Shimek Sanitation Service reported that they were contacted from several commercial businesses due to the high rate increase for dumpsters. The current agreement with Hawkeye Sanitation states that commercial garbage collection will be negotiated directly between the collector and the commercial business. Commercial is considered a business that utilizes a dumpster. Light commercial (businesses that do not need a dumpster) and residential garbage collection is billed by the City for any property that has water utilities active and paid to Hawkeye Sanitation. Recycling is also billed by the City and paid to Hawkeye Sanitation. Council unanimously agreed to draft an agreement allowing other commercial garbage haulers to contract directly with commercial accounts for dumpsters if they have a signed agreement with the City of Cresco. The proposed agreement will be reviewed and possibly approved at the next council meeting with Shimek Sanitation.

The existing Solid Waste Ordinances will be reviewed and updated to address multiple garbage collectors for commercial businesses with dumpsters.

Council reviewed the long-term debt balances and amortization schedules. Carman made the motion to approve the Outstanding Obligation Report. Kriener seconded and it passed all ayes.

Carman made the motion to approve the resolution accepting the Annual Financial Report of the City of Cresco, Iowa for the fiscal year 2021-2022 and directing the City Clerk to file the report with the Iowa Auditor of State. McConnell seconded and it passed all ayes.

McConnell made the motion to set a Public Hearing for August 15, 2022 to amend Chapter 99 Sections 02 and 03 in the City of Cresco Code of Ordinances pertaining to sewer service charges. Kriener seconded and it passed all ayes. This amendment does not increase rates but just adds the BOD5 monthly charge for Industrial Users.

Bouska made the motion to approve the first reading of proposed Ordinance 496 which amends Chapter 99 Sections 02 and 03 of the Code of Ordinances of the City of Cresco, Iowa, pertaining to sewer service charges. Carman seconded and it passed all ayes.

Bouska made the motion to approve the resolution authorizing the Mayor and City Clerk to enter into an Agreement for an Extension of the Current Industrial Sewer Rental Agreement with AVEKA Group, Cresco Facility (f/k/a Cresco Food Technologies, LLC). Carman seconded and it passed all ayes.

In appreciation for the work that the Police Officers perform and the difficulty of recruiting and retaining qualified Police Officers the Council agreed to offer a \$5,000 bonus for Officers after five years of employment with the City. Kriener made the motion to approve the Resolution Implementing a Police Retention Bonus Program. Fortune seconded and it passed all ayes.

Bouska made the motion to waive the \$750 Building Permit fee for the Howard-Winneshiek Community School District Building Project. Fortune seconded and it passed all ayes.

Bouska moved to adjourn at 5:57 pm. Carman seconded and it passed all ayes. The next regular Cresco City Council meeting will be August 15, 2022, at 5:30 pm at Cresco City Hall.

Mayor David J. Brenno

City Clerk Michelle Elton

Following is a list of claims approved for payment:

PAYROLL CHECKS		94,602.05
ACCREDITED SECURITY	Supp	395.99
AHLERS&COONEY	Attny	1,528.49
ALLIANT	Elect	13,180.12
ANTONY, DEVIN	DpRf	80.00
BITUMINOUS	Oil	20,188.46
BLACK HILLS	Gas	1,577.84
BORN,MICHAEL	Meal	17.23
BROWN SUPPLY	Supp	60.00
BRUENING	Rock	5,871.43
CAMPSITE	LP & Sign	1,623.74
CARDMEMBER	Rfm books	(28.27)
CARRICO	Supp	933.34
CITY OF CRESCO	Util	1,350.11
COMPEER FINANCIAL	DpRf	100.00
CR SHOPPER	Ads	703.00
CR TPD	Notices	147.02
CROELL	Concr	1,333.25
CULLIGAN	Srvc	45.03
DC COMM	Phone	19.80
ELWOOD...	Attny	240.00
EMPL BENE SYS	Fees	232.00
FENCL OIL	LP	391.17
FIRE SRVC	Trng	50.00
FRAHM, JUSTIN	DpRf	80.00
FROST, TROY	DpRf	1.64
GARDINER+CO	Audif	11,875.00
GILLETTE PEPSI	Conces	938.64
GLASER, STEVE	DpRf	80.00
GOSCH'S	A/C: Rep	2,840.50
GUYER, BAILEY	DpRf	100.00
HAFNER, STEPHANIE	DpRf	80.00
HAGEN, RYAN	DpRf	80.00
HALL, BRENNEN	DpRf	80.00
HARROD, MEGHAN	Srvc	100.00
HAWKEYE SAN	Resale	960.00
HENRY, TARA	DpRf	12.88
IA DEPT INSP	Lic	150.00
IA DNR	Permit	1,275.00
IA ONE CALL	OneCalls	55.80
IA RURAL WATER	Conf	340.00
IRONSIDE TRAILER	Equip	9,600.00
JOHNSON, KEITH	DpRf	80.00
JONES, DARIUS	DpRf	80.00
KRAMBEER, DANA	DpRf	55.93
LANGRECK, JAMES	DpRf	80.00
LICKEIG LAWN	Supp	114.74

LUDEKING, ANDY	DpRf	80.00
MCCLURE, ANTHONY	DpRf	55.93
NELSON, AUTUM	DpRf	93.64
NC LAB	Equip	6,728.79
NE IA MOTORS	Rprs	2,348.05
OKINE, REV DR DERRICK	DpRf	80.00
PARIS FOODS	DpRf	80.00
POSTMASTER	Postage	648.36
PUSH PEDAL PULL	Srvc	397.00
RACOM	Srvc	437.50
REICKS, TRACY	DpRf	67.70
ROGNE SPRAY	Srvc	168.06
RYAN STEFFEN	Srvc	200.00
SANDRY FIRE	Supp	273.57
SIMMERING-CORY	Codify	121.00
SMITH, DIANE	DpRf	80.00
SOLAR PRO	Solar	5,397.57
SWANSON, KIMBERLY	DpRf	11.66
TROENDLE, TONY	DpRf	80.00
TRUCK COUNTRY	Parts	28.44
TURKEY RIVER WINDOW	Srvc	40.00
UNIVERSAL STUDIOS	Movie	137.21
UPPER EXPL RPC	Trng	25.00
VERIZON	Wireless	383.34
WILSON THEATER	Movie	150.00
WILTGEN, BRANDON	DpRf	61.22
WINDSTREAM	Phone	1,016.02
WINN CO SHERIFF	Srvc	50.00

BY FUND:

GENERAL	103,241.72
FIRE STATION BUILDING	372.81
CRESCO COMMUNITY FIRE	813.40
ROAD USE TAX	39,181.40
EMPLOYEE BENEFITS	310.75
REHAB HOUSE	25.00
PARK TRUST	1,383.52
WATER	16,550.61
WATER DEPOSIT	1,642.42
WATER EQUIPMENT REPLACE	9,600.00
SEWER OPERATIONS	19,766.03
PROPRIETARY CAP IMPROVE	21.92
YARDWASTE	32.41

FUNDS TOTAL	192,941.99
Revenues 7/19 - 8/1/22	215,051.97



State of Iowa
Alcoholic Beverages Division



State of Iowa
Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY
Good Times Grill, LLC

NAME OF BUSINESS(DBA)
Good Times Grill

BUSINESS
(507) 450-7879

ADDRESS OF PREMISES
104 North Elm Street

PREMISES SUITE/APT NUMBER
Cresco

CITY
Cresco

COUNTY
Howard

ZIP
52136

MAILING ADDRESS
104 North Elm Street

CITY
Cresco

STATE
Iowa

ZIP
52138

Contact Person

NAME
Jon West

PHONE
(507) 450-7879

EMAIL
jonwest@gmail.com

License Information

LICENSE NUMBER
Class C Liquor License

TERM
12 Month

STATUS
Submitted to Local Authority

EFFECTIVE DATE

EXPIRATION DATE

LAST DAY OF BUSINESS

SUB-PERMIT
Class C Liquor License

PRIVILEGES

Status of Business

BUSINESS TYPE
Limited Liability Company

Ownership

Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Jonathon West	Decorah	Iowa	52101	Owner	100.00	Yes

Insurance Company Information

INSURANCE COMPANY
Auto Owners Insurance Company

POLICY EFFECTIVE DATE
Aug 15, 2022

POLICY EXPIRATION DATE
Aug 15, 2023

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE DATE

OUTDOOR SERVICE EXPIRATION DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE DATE

TEMP TRANSFER EXPIRATION DATE



State of Iowa
Alcoholic Beverages Division



State of Iowa
Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY
Kwik Trip, Inc.

NAME OF BUSINESS (DBA)
Kwik Star #428

BUSINESS
(563) 547-5507

ADDRESS OF PREMISES
330 2nd Ave SE

PREMISES SUITE/APT NUMBER
Cresco
CITY
Cresco
COUNTY
Howard
STATE
Iowa
ZIP
52138

MAILING ADDRESS
1526 Oak St

CITY
La Crosse
STATE
Wisconsin
ZIP
54602-2107

Contact Person

NAME
Deanna Hefner

PHONE
(608) 793-6262

EMAIL
dhefner@kwiktrip.com

License Information

LICENSE NUMBER
BC0027781

LICENSE/PERMIT TYPE
Class C Beer Permit

TERM
12 Month

STATUS
Submitted to Local Authority

EFFECTIVE DATE
Oct 1, 2022

EXPIRATION DATE
Sep 30, 2023

LAST DAY OF BUSINESS

SUB-PERMITS
Class C Beer Permit, Class B Wine Permit

PRIVILEGES
Sundry Service

Status of Business

BUSINESS TYPE
Privately Held Corporation

Ownership

Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Thomas Reinhart	Onalaska	Wisconsin	54650	Secretary	0.00	Yes
Donald Zielow	Onalaska	Wisconsin	54650	Owner	100.00	Yes
Jeffrey Wrobel	La Crosse	Wisconsin	54601	Treasurer	0.00	Yes
deanna hefner	Charles City	Iowa	50616			

Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE DATE

OUTDOOR SERVICE EXPIRATION DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE DATE

TEMP TRANSFER EXPIRATION DATE

STREET CLOSING/PARADE PERMIT

Application Date: 8/3/22 Name: Cresco Chamber of Commerce

Mail to Address: 101 2nd Ave SW

Phone Number: 563-547-3434

List Streets to Close or Parade Route: North Elm St. (Downtown)

from 1st Ave to 3rd Ave and 2nd Ave W

from North Elm to City/Theatre Parking Lot

Reason for Closure: Norman Borlaug Harvest Fest ^{AND}
and Harvest Tent (setup 8/24) (teardown 8/28) ^{South side}
Parking lot.

Event Date: 8/27/22 Time: (from) 8:00 AM (to) 10:00 PM

Signature of Applicant: Jason Passmore

INCLUDE A MAP MARKING THE STREET OR STREETS YOU WISH TO HAVE CLOSED AND THE INDEMNITY AND HOLD HARMLESS AGREEMENT

PARADE REGULATIONS ARE LISTED BELOW.

60.08 PARADES REGULATED. No person shall conduct or cause any parade on any street except as provided herein:

1. "Parade" Defined. "Parade" means any march or procession of persons or vehicles organized for marching or moving on the streets in an organized fashion or manner or any march or procession of persons or vehicles represented or advertised to the public as a parade.
2. Permit Required. No parade shall be conducted without first obtaining a written permit from the City Council. Such permit shall state the time and date for the parade to be held and the streets or general route therefor. Such written permit granted to the person organizing or sponsoring the parade shall be permission for all participants therein to parade when such participants have been invited by the permittee to participate therein. No fee shall be required for such permit. Permit forms are available at City Hall.
3. Parade Not a Street Obstruction. Any parade for which a permit has been issued as herein required, and the persons lawfully participating therein, shall not be deemed an obstruction of the streets notwithstanding the provisions of any other ordinance to the contrary.
4. Control by Police and Firefighters. Persons participating in any parade shall at all times be subject to the lawful orders and directions in the performance of their duties of law enforcement personnel and members of the Fire Department.

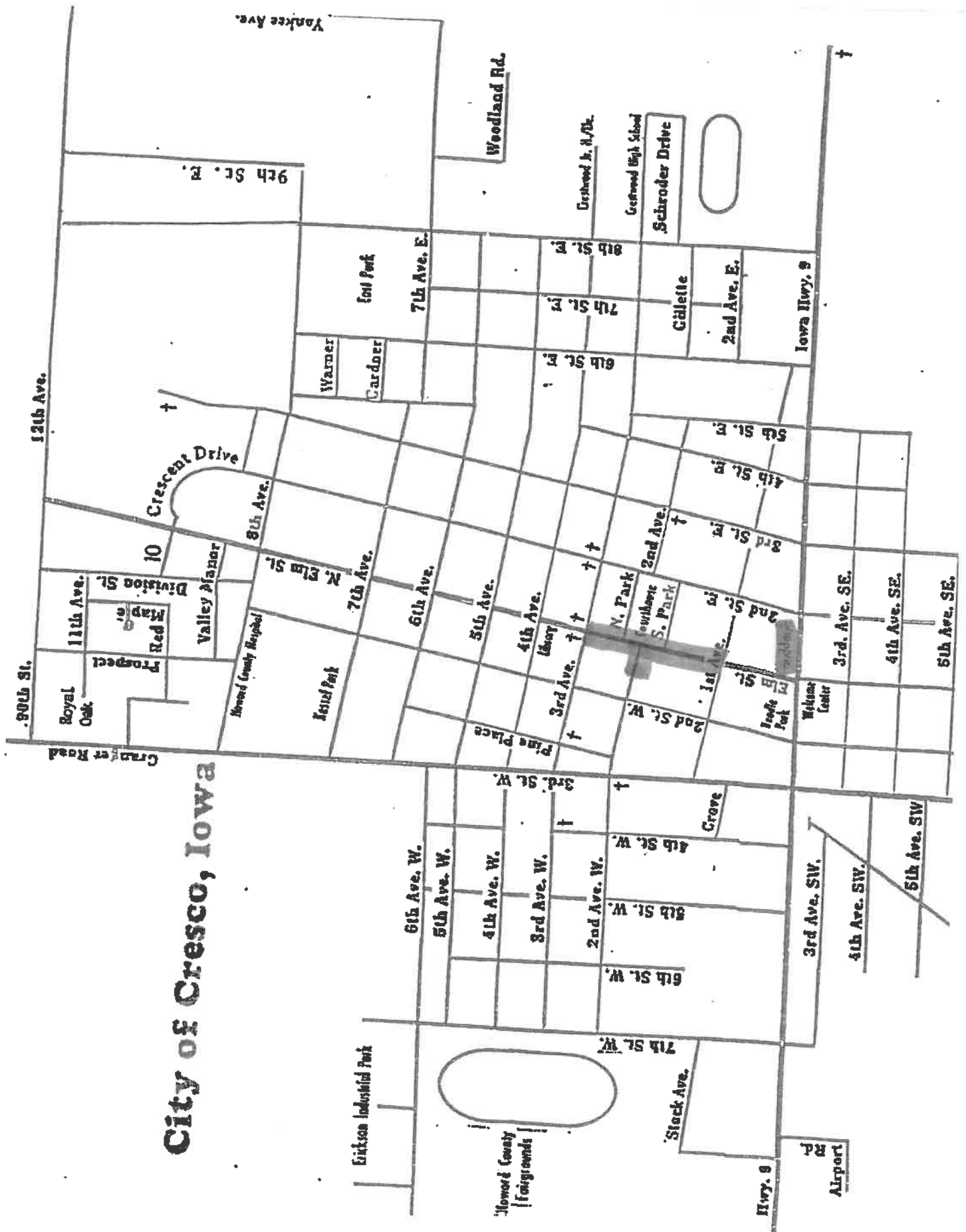
City Council

Date Approved: _____

Signature: _____

CC: Ambulance _____, Police Dept. _____, Fire Dept. _____, Street Dept. _____

City of Cresco, Iowa



STREET CLOSING/PARADE PERMIT

Application Date: 8/3/22 Name: Crecco Chamber of Commerce

Mail to Address: 101 2nd Ave SW

Phone Number: 563-547-3434

List Streets to Close or Parade Route: ~~#~~ 6th Ave W, 6th Ave E,
North Elm

starting at fairground - ending at 1st Ave
Reason for Closure: Norman Borlaug Harvest Fest

Event Date: 8/27/22 Time: (from) 4:00 PM (to) 6:00 PM

Signature of Applicant: Jason Passmore

INCLUDE A MAP MARKING THE STREET OR STREETS YOU WISH TO HAVE CLOSED AND THE INDEMNITY AND HOLD HARMLESS AGREEMENT

PARADE REGULATIONS ARE LISTED BELOW.

60.08 PARADES REGULATED. No person shall conduct or cause any parade on any street except as provided herein:

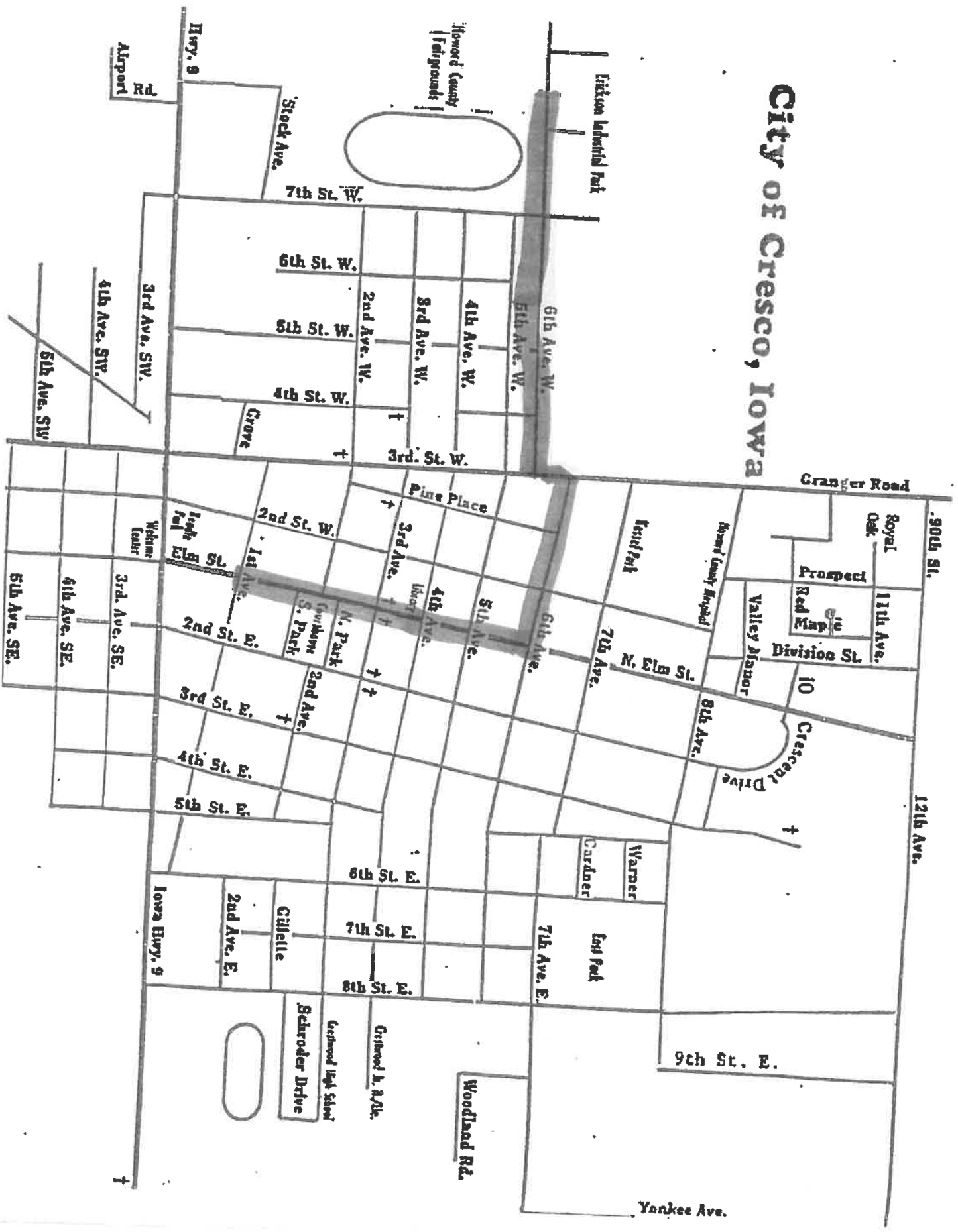
1. "Parade" Defined. "Parade" means any march or procession of persons or vehicles organized for marching or moving on the streets in an organized fashion or manner or any march or procession of persons or vehicles represented or advertised to the public as a parade.
2. Permit Required. No parade shall be conducted without first obtaining a written permit from the City Council. Such permit shall state the time and date for the parade to be held and the streets or general route therefor. Such written permit granted to the person organizing or sponsoring the parade shall be permission for all participants therein to parade when such participants have been invited by the permittee to participate therein. No fee shall be required for such permit. Permit forms are available at City Hall.
3. Parade Not a Street Obstruction. Any parade for which a permit has been issued as herein required, and the persons lawfully participating therein, shall not be deemed an obstruction of the streets notwithstanding the provisions of any other ordinance to the contrary.
4. Control by Police and Firefighters. Persons participating in any parade shall at all times be subject to the lawful orders and directions in the performance of their duties of law enforcement personnel and members of the Fire Department.

City Council
Date Approved: _____

Signature: _____

CC: Ambulance _____, Police Dept. _____, Fire Dept. _____, Street Dept. _____

CITY OF CRESCO, IOWA



APPLICATION FOR TAX ABATEMENT UNDER THE
URBAN REVITALIZATION PLAN FOR

CRESCO, IOWA

Date 8/2/22

8/9/21 Prior Approval for
Intended Improvements

Approval of Improvements
Completed

Address of Property: 509 5th Avenue East Cresco Ia 52136

Legal Description: West fifteen feet (w/15ft) of Lot Five (5) and the
East one-half (E 1/2) of Lot 7 (7) except the west eight feet (w/8ft) and Lot six (6)

Block Nine (9) Berg's Addition to Cresco, Howard County, Iowa

Title Holder or Contract Buyer: Richard James Langrock

Address of Owner (if different than above): _____

Phone Number (to be reached during the day): _____

Property Use: Residential Multi-Residential Commercial

Nature of Improvements: New Construction Rehab/Addition General Improvements

Specify: heated garage

Estimated or Actual Cost of Improvements: _____

Estimated or Actual Date of Completion: 7/30/22

If applicable, the name(s) of the tenants (if different than the owner) that occupied the property on
November 3, 2008: _____

Signed: [Signature]

Tax Exemption Schedule:

Residential: 100% exemption on the first \$75,000 of actual value added for 3 years.

Multi-Residential/Commercial: 100% exemption of actual value added for 3 years.

APPLICATION FOR TAX ABATEMENT UNDER THE
AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN
FOR CRESCO, IOWA

____ Prior Approval for Intended Improvements

____ Approval of Improvements Completed

FOR PROPERTY TAX EXEMPTION FOR IMPROVEMENTS UNDER THE PROVISIONS OF THE AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN ADOPTED BY THE CITY COUNCIL OF THE CITY OF CRESCO, IOWA.

The Amended and Restated (2016) Cresco Urban Revitalization Plan allows property tax exemptions as follows:

Residential: All qualified real estate assessed as residential property is eligible to receive a one hundred percent (100%) exemption from taxation on the first seventy-five thousand dollars (\$75,000) of actual value added by the eligible improvements. The exemption is for a period of five (5) years. Actual assessed value must increase at least 10% due to the improvements.

Residential with Three or More Separate Dwelling Units: All qualified real estate assessed as residential property under Iowa Code Section 441.21(14)(a)(6) on or after January 1, 2022, having three or more separate dwelling units, is eligible to receive a fifty percent (50%) exemption from taxation on the actual value added by the improvements. The exemption is for a period of ten (10) years. Actual assessed value must increase at least 10% due to the improvements.

Commercial: All qualified real estate assessed as commercial property is eligible to receive a one hundred percent (100%) exemption on the actual value added by the eligible improvements. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

Multi-residential (Prior to January 1, 2022): All qualified real estate assessed prior to January 1, 2022 as commercial property or multi-residential property, if the commercial or multi-residential property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by the eligible improvements constructed prior to January 1, 2022. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

In order to be eligible, the property must have been located in the Cresco Urban Revitalization Area when the improvements were made. The Area includes:

All property located within the Cresco corporate limits as of March 21, 2016. Any property annexed into the City in the future shall automatically be included in the Area as of the effective date of the annexation.

*This application must be filed with the City by February 1st of the assessment year for which the exemption is first claimed, but not later than two (2) years after the February 1st following the year that the improvements are first assessed for taxation.

Address of Property: 509 5th Ave E Cresco, IA 52136

Legal Description: W 15' lot 5, All lot 6 + E 17' lot 7 BIK Bergs Addn

Title Holder or Contract Buyer: Richard Thomas Langreck

Address of Owner (if different than above): _____

Phone Number (to be reached during the day): _____

Email Address: _____

Existing Property Use: Residential Commercial Split (Commercial/Residential)
 Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Proposed Property Use: Residential Commercial Split (Commercial/Residential)
 Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Nature of Improvements: New Construction Improvements to Existing Structure

Specify: Heated garage

Permit Number(s) from the City of Cresco: 2675

Date Permit(s) Issued: 8-9-22

Permit(s) Valuation:

Estimated or Actual Date of Completion: 7/30/2022

Estimated or Actual Cost of Construction/Improvements:

Signature: (see old application form)

Name (Printed) _____

Title: _____

Company: _____

Date: _____

This Application is a summary of some of the Plan terms; for complete information, read a copy of the AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN, available at City Hall.

This Application must be filed with the City Clerk at City Hall, 130 N Park Pl, Cresco IA 52136.

FOR CITY USE:

CITY COUNCIL	<p>Application Approved/Disapproved</p> <p>Reason (if disapproved)</p> <p>_____</p> <p>Date _____</p> <p>Attested by the City Clerk _____</p>
ASSESSOR	<p>Present Assessed Value of Structure _____</p> <p>Assessed Value with Improvements _____</p> <p>Eligible or Not Eligible for Tax Abatement _____</p> <p>Assessor _____ Date _____</p>

APPLICATION FOR TAX ABATEMENT UNDER THE
AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN
FOR CRESCO, IOWA

____ Prior Approval for Intended Improvements

____ Approval of Improvements Completed

FOR PROPERTY TAX EXEMPTION FOR IMPROVEMENTS UNDER THE PROVISIONS OF THE AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN ADOPTED BY THE CITY COUNCIL OF THE CITY OF CRESCO, IOWA.

The Amended and Restated (2016) Cresco Urban Revitalization Plan allows property tax exemptions as follows:

Residential: All qualified real estate assessed as residential property is eligible to receive a one hundred percent (100%) exemption from taxation on the first seventy-five thousand dollars (\$75,000) of actual value added by the eligible improvements. The exemption is for a period of five (5) years. Actual assessed value must increase at least 10% due to the improvements.

Residential with Three or More Separate Dwelling Units: All qualified real estate assessed as residential property under Iowa Code Section 441.21(14)(a)(6) on or after January 1, 2022, having three or more separate dwelling units, is eligible to receive a fifty percent (50%) exemption from taxation on the actual value added by the improvements. The exemption is for a period of ten (10) years. Actual assessed value must increase at least 10% due to the improvements.

Commercial: All qualified real estate assessed as commercial property is eligible to receive a one hundred percent (100%) exemption on the actual value added by the eligible improvements. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

Multi-residential (Prior to January 1, 2022): All qualified real estate assessed prior to January 1, 2022 as commercial property or multi-residential property, if the commercial or multi-residential property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by the eligible improvements constructed prior to January 1, 2022. The exemption is for a period of three (3) years. Actual assessed value must increase at least 10% due to the improvements.

In order to be eligible, the property must have been located in the Cresco Urban Revitalization Area when the improvements were made. The Area includes:

All property located within the Cresco corporate limits as of March 21, 2016. Any property annexed into the City in the future shall automatically be included in the Area as of the effective date of the annexation.

*This application must be filed with the City by February 1st of the assessment year for which the exemption is first claimed, but not later than two (2) years after the February 1st following the year that the improvements are first assessed for taxation.

Address of Property: 1310 3rd St SW

Legal Description: N 25' S 375' W 925' SW NW 159911 lot B SE SE 27

Title Holder or Contract Buyer: Gene Wenthold

Address of Owner (if different than above): _____

Phone Number (to be reached during the day): _____

Email Address: _____

Existing Property Use: Residential Commercial Split (Commercial/Residential)
 Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Proposed Property Use: Residential Commercial Split (Commercial/Residential)
 Residential (with 3 or more units) Number of Separate Dwelling Units: _____

Nature of Improvements: New Construction Improvements to Existing Structure

Specify: single family home

Permit Number(s) from the City of Cresco: 2685

Date Permit(s) Issued: 9-27-2021

Permit(s) Valuation:

Estimated or Actual Date of Completion: 8/11/2022

Estimated or Actual Cost of Construction/Improvements:

Signature: Gene Wenthold

Name (Printed) Gene Wenthold

Title: N/A

Company: N/A

Date: 8-12-2022

This Application is a summary of some of the Plan terms; for complete information, read a copy of the AMENDED AND RESTATED (2016) CRESCO URBAN REVITALIZATION PLAN, available at City Hall.

This Application must be filed with the City Clerk at City Hall, 130 N Park Pl, Cresco IA 52136.

FOR CITY USE:

CITY COUNCIL	<p>Application Approved/Disapproved</p> <p>Reason (if disapproved)</p> <p>_____</p> <p>Date _____</p> <p>Attested by the City Clerk _____</p>
ASSESSOR	<p>Present Assessed Value of Structure _____</p> <p>Assessed Value with Improvements _____</p> <p>Eligible or Not Eligible for Tax Abatement _____</p> <p>Assessor _____ Date _____</p>

CONSTRUCTION PROGRESS REPORT

Project Description: Runway Drainage Improvements
 Cresco Municipal Airport
 Cresco, Iowa


Date of Contract: June 1, 2022 **Estimate No.:** 2

Completion Date:

Contractor: Mehmert Tiling, Inc. **Owner:** City of Cresco, Iowa
 8635 Highway 9
 Lime Springs, IA 52155

Base Contract Price	\$99,245.00	Construction Completed (See Attached Tab)	\$93,317.64
Change Order #1	-\$10,230.00		
Change Order #2	-\$1,600.00		
Change Order #3	\$5,902.64	Stored Materials	\$0.00
		Total Amount Earned	\$93,317.64
		Less 5% Retainage	\$4,665.88
		Subtotal	\$88,651.76
		Less Previous Payment	\$86,514.26
Total Contract Amount	\$93,317.64	AMOUNT DUE THIS ESTIMATE	\$2,137.50

Requested by Contractor:


 Mehmert Tiling, Inc. President 8/12/22
 Title Date

Recommended by Engineer:


 Clapsaddle-Garber Associates, Inc. Project Manager 8/12/22
 Title Date

Approved by Owner:

City of Cresco, Iowa Title Date

Prepared by:
 CGA Consultants
 Marshalltown, Iowa 50158

CGA Project No. 4499.06

A		B		C		E		F		G		H		I		J		K		L		M		N		O	
Project Name: Runway Drainage Improvements PN: 4489.06		Description of Work		Units	Qty	Unit Price	Contract Price	Contract Price	Total Qty Previous Application	Total \$ Previous Application	Amount This Period	\$ Amount This Period	Total Qty to Date	Total \$ Amount Completed to Date	% (L/F)	Balance to Finish (F-L)	Retainage (L = 8.88)										
		Contract																									
1		LS	1	\$ 22,500.00	\$ 22,500.00	0.00	\$ 0.00	\$ 22,500.00	0.00	\$ 1.00	\$ 22,500.00	0.00	0.00	\$ 22,500.00	100%	\$ -	\$ 1,125.00										
2		LF	532	\$ 23.98	\$ 12,757.36	0.00	\$ 0.00	\$ 12,757.36	0.00	\$ 532.00	\$ 12,757.36	532.00	532.00	\$ 12,757.36	100%	\$ -	\$ 637.87										
3		LF	1,600	\$ 11.78	\$ 21,204.00	0.00	\$ 0.00	\$ 21,204.00	0.00	\$ 1,600.00	\$ 21,204.00	1,600.00	1,600.00	\$ 21,204.00	100%	\$ -	\$ 1,060.20										
4		EA	7	\$ 970.00	\$ 6,790.00	0.00	\$ 0.00	\$ 6,790.00	0.00	\$ 7.00	\$ 6,790.00	7.00	7.00	\$ 6,790.00	100%	\$ -	\$ 339.50										
5		EA	3	\$ 355.00	\$ 1,065.00	0.00	\$ 0.00	\$ 1,065.00	0.00	\$ 3.00	\$ 1,065.00	3.00	3.00	\$ 1,065.00	100%	\$ -	\$ 53.25										
6		SY	210.36	\$ 148.00	\$ 31,133.28	0.00	\$ 0.00	\$ 31,133.28	0.00	\$ 210.36	\$ 31,133.28	210.36	210.36	\$ 31,133.28	100%	\$ -	\$ 1,566.66										
7		SF	2,424	\$ 2.00	\$ 4,848.00	0.00	\$ 0.00	\$ 4,848.00	0.00	\$ 2,424.00	\$ 4,848.00	2,424.00	2,424.00	\$ 4,848.00	100%	\$ -	\$ -										
8		LS	1	\$ (1,500.00)	\$ (1,500.00)	0.00	\$ 0.00	\$ (1,500.00)	0.00	\$ 1.00	\$ (1,500.00)	1.00	1.00	\$ (1,500.00)	100%	\$ -	\$ -										
9		LS	1	\$ (3,200.00)	\$ (3,200.00)	0.00	\$ 0.00	\$ (3,200.00)	0.00	\$ 1.00	\$ (3,200.00)	1.00	1.00	\$ (3,200.00)	100%	\$ -	\$ -										
10		LS	1	\$ (680.00)	\$ (680.00)	0.00	\$ 0.00	\$ (680.00)	0.00	\$ 1.00	\$ (680.00)	1.00	1.00	\$ (680.00)	100%	\$ -	\$ -										
11		LS	1	\$ (1,600.00)	\$ (1,600.00)	0.00	\$ 0.00	\$ (1,600.00)	0.00	\$ 1.00	\$ (1,600.00)	1.00	1.00	\$ (1,600.00)	100%	\$ -	\$ -										
12				\$ -	\$ -	0.00	\$ 0.00	\$ -	0.00	\$ 0.00	\$ -	0.00	0.00	\$ -	100%	\$ -	\$ -										
13				\$ -	\$ -	0.00	\$ 0.00	\$ -	0.00	\$ 0.00	\$ -	0.00	0.00	\$ -	100%	\$ -	\$ -										
				Contract Totals			\$ 93,317.64	\$ 93,317.64		\$ 93,317.64	\$ 93,317.64		\$ 93,317.64	100%	\$ -	\$ 4,665.88											

Prepared by
Chasardle-Gerber Associates, Inc.
Marshalltown, Iowa

**CITY OF CRESCO
CASH & INVESTMENT BY FUND
AS OF JULY 31, 2022**

	CASH BALANCE	MONEY MKT BALANCE	CD BALANCE	OTHER BANK BALANCE	FUND BALANCE
001 General Fund	32,929.00	777,000.00	700,000.00	-	1,509,929.00
001 General Fund - Theatre	-	-	-	6,973.68	6,973.68
001 General Fund - Credit Card Processing	-	-	-	3,500.00	3,500.00
001 General Fund - RAGBRAI	-	-	9,014.07	-	9,014.07
002 General Fund-Hotel/Motel	904.86	21,000.00	10,000.00	-	31,904.86
022 Local Option Tax Project	48,468.95	949,000.00	723,000.00	-	1,720,468.95
060 EV Charging Station	441.44	9,000.00	-	-	9,441.44
065 Nuisance House Fund	33.12	12,000.00	-	-	12,033.12
078 Fire Station Building	363.90	9,000.00	-	-	9,363.90
087 Equipment Replace	259.83	14,000.00	20,000.00	-	34,259.83
090 Office/Computer Equip.	141.25	6,000.00	20,000.00	-	26,141.25
091 Street Equipment Trust	1,337.38	82,000.00	30,000.00	-	113,337.38
092 Theatre Trust	244.09	45,000.00	20,000.00	-	65,244.09
094 Airport Trust	(10,609.76)	-	-	-	(10,609.76)
098 Cresco Community Fire	109.73	55,000.00	35,000.00	-	90,109.73
110 Road Use Tax Fund	946.98	418,000.00	300,000.00	-	718,946.98
112 Employee Benefits Trust	354.39	433,000.00	350,000.00	-	783,354.39
119 Emergency Fund	221.81	-	-	-	221.81
160 CIDC/CityRevol.Loan-bus.	182.41	111,000.00	-	-	111,182.41
177 Police Forfeiture Fund	240.13	-	-	-	240.13
182 Rehab Housing	373.59	60,000.00	-	-	60,373.59
183 Equip.Repair-Fitness Ctr	1,243.66	35,000.00	-	-	36,243.66
184 City Park Trust	155.67	2,000.00	-	-	2,155.67
185 Recreation Supply	439.68	12,000.00	-	-	12,439.68
186 Park Tree Trust	634.34	4,000.00	-	-	4,634.34
188 Fire Equipment Trust	3,670.69	32,000.00	30,000.00	-	65,670.69
189 Library Trust	516.78	69,000.00	20,000.00	-	89,516.78
200 Debt Service Fund	5,553.23	55,000.00	35,000.00	-	95,553.23
322 Scene Shop Project Fund	686.02	13,000.00	-	-	13,686.02
323 ARPA Grant Project	487.65	170,000.00	-	-	170,487.65
324 Downtown Crosswalk Project	342.18	11,000.00	-	-	11,342.18
600 Water Utility Fund	5,191.20	283,000.00	150,000.00	-	438,191.20
601 Water Deposit Trust	522.76	18,000.00	15,000.00	-	33,522.76
602 Water Utility Replacement	773.17	242,000.00	200,000.00	-	442,773.17
610 MSSU Revenue	54,507.65	391,000.00	220,000.00	-	665,507.65
612 MSSU Operation/Maint	955.88	-	-	-	955.88
613 MSSU Replacement	930.18	789,000.00	400,000.00	-	1,189,930.18
614 MSSU Rev.Bond Int	150.89	9,000.00	27,000.00	-	36,150.89
620 Cap Imp Water, Sewer, Storm	1,306.58	90,000.00	50,000.00	-	141,306.58
670 Yard Waste Fund	579.38	50,000.00	45,000.00	-	95,579.38
820 Health Ins Partial Self Fund	-	-	70,000.00	66,025.88	136,025.88
Totals	155,590.69	5,276,000.00	3,479,014.07	76,499.56	8,987,104.32
	2%	59%	39%	1%	<u>8,987,104.32</u>

Checking - Cresco Bank & Trust (operating)
 Checking - CB&T (credit cards)
 Theatre Checking (CB&T)

0.05% 155,590.69
 0.00% 3,500.00
 0.00% 6,973.68

Money Market - Cresco Bank & Trust
 MMKT Hith Ins Partial Self Funded

0.60% 5,276,000.00
 0.45% 66,025.88

CD RAGBRAI - 3 yr - matures 9/14/23 (CUSE)
 CD Safe-T-Fund -1 yr - matures 11/17/22
 CD - 1 year - matures 8/16/22 (CUSB)

0.65% 9,014.07
 0.30% 70,000.00
 0.35% 3,400,000.00

Eligible for Exchange Rate - 1 time higher interest rate

\$ 8,987,104.32

CITY OF CRESCO
 REVENUE REPORT
 CALENDAR 7/2022, FISCAL 1/2023

ACCOUNT NUMBER	ACCOUNT TITLE	MTD BALANCE	YTD BALANCE	BUDGET	% RECEIVED
	GENERAL TOTAL	121,414.23	121,414.23	3,432,895.00	3.54
	HOTEL/MOTEL TAX TOTAL	.00	.00	20,000.00	.00
	LOST PROJECT TOTAL	47,546.74	47,546.74	528,000.00	9.01
	BV CHARGING STATION TOTAL	20,004.69	20,004.69	26,200.00	76.35
	NUISANCE HOUSE TOTAL	4,911.26	4,911.26	12,000.00	40.93
	FIRE STATION BUILDING TOTAL	6,293.20	6,293.20	13,900.00	45.27
	EQUIPMENT REPLACEMENT TOTAL	7.30	7.30	4,100.00	.18
	OFFICE EQUIPMENT TOTAL	3.13	3.13	100.00	3.13
	STREET TRUST TOTAL	1,330.10	1,330.10	30,000.00	4.43
	THEATRE TRUST FUND TOTAL	123.45	123.45	74,300.00	.17
	AIRPORT TRUST FUND TOTAL	.00	.00	130,250.00	.00
	CRESCO COMMUNITY FIRE TOTAL	23,093.38	23,093.38	90,500.00	25.52
	ROAD USE TAX TOTAL	41,141.49	41,141.49	570,000.00	7.22
	EMPLOYEE BENEFITS TOTAL	6,742.68	6,742.68	645,900.00	1.04
	EMERGENCY FUND TOTAL	221.81	221.81	37,500.00	.59
	LOCAL OPTION SALES TAX TOTAL	52,280.14	52,280.14	580,000.00	9.01
	REVOLVING LOAN TOTAL	3,135.18	3,135.18	50,500.00	6.21
	REHAB HOUSE TOTAL	31.27	31.27	.00	.00
	FITNESS CENTER TRUST TOTAL	668.22	668.22	17,400.00	3.84
	PARK TRUST TOTAL	751.04	751.04	220,000.00	.34
	RECREATION SUPPLY TOTAL	6.25	6.25	10,000.00	.06
	PARK TREE TRUST TOTAL	2.08	2.08	.00	.00
	FIRE EQUIPMENT TOTAL	3,059.68	3,059.68	12,000.00	25.50
	LIBRARY TOTAL	4,921.49	4,921.49	5,000.00	98.43
	DEBT SERVICE TOTAL	7,047.40	7,047.40	340,500.00	2.07
	SCENE SHOP PROJECT TOTAL	6.78	6.78	.00	.00
	ARPA GRANT PROJECT FUND TOTAL	88.60	88.60	278,600.00	.03
	DOWNTOWN CROSSWALKS TOTAL	5.73	5.73	600,000.00	.00
	WATER TOTAL	54,786.41	54,786.41	616,100.00	8.89
	WATER DEPOSIT TOTAL	1,620.00	1,620.00	13,000.00	12.46
	WATER EQUIPMENT REPLACE TOTAL	136.03	136.03	141,300.00	.10
	SEWER TOTAL	122,935.65	122,935.65	874,500.00	14.06
	SEWER OPERATIONS TOTAL	112,000.00	112,000.00	747,500.00	14.98
	SEWER REPLACEMENT PROJ TOTAL	411.22	411.22	93,000.00	.44
	SEWER SINKING TOTAL	4.69	4.69	29,000.00	.02
	PROPRIETARY CAP IMPROVE TOTAL	6,659.17	6,659.17	81,200.00	8.20
	YARDWASTE TOTAL	3,230.69	3,230.69	39,100.00	8.26
	SELF INSURANCE TOTAL	3,985.89	3,985.89	.00	.00
	TOTAL REVENUE BY FUND	650,607.07	650,607.07	10,364,345.00	6.28

CITY OF CRESCO
 BUDGET REPORT - *Expenses*
 CALENDAR 7/2022, FISCAL 1/2023

PCT OF FISCAL YTD 8.3%

ACCOUNT NUMBER	ACCOUNT TITLE	MDT BALANCE	YTD BALANCE	BUDGET	% SPENT
	GENERAL TOTAL	226,632.67	226,632.67	3,429,600.00	6.61
	HOTEL/MOTEL TAX TOTAL	5,750.00	5,750.00	20,000.00	28.75
	LOST PROJECT TOTAL	54,283.00	54,283.00	541,700.00	10.02
	EV CHARGING STATION TOTAL	10,563.25	10,563.25	21,200.00	49.83
	NUISANCE HOUSE TOTAL	.00	.00	12,000.00	.00
	FIRE STATION BUILDING TOTAL	793.23	793.23	14,600.00	5.43
	EQUIPMENT REPLACEMENT TOTAL	.00	.00	1,000.00	.00
	OFFICE EQUIPMENT TOTAL	.00	.00	8,000.00	.00
	THEATRE TRUST FUND TOTAL	.00	.00	69,300.00	.00
	AIRPORT TRUST FUND TOTAL	98,714.26	98,714.26	145,000.00	68.08
	CRESCO COMMUNITY FIRE TOTAL	798.31	798.31	95,500.00	.84
	ROAD USE TAX TOTAL	32,168.85	32,168.85	566,300.00	5.68
	EMPLOYEE BENEFITS TOTAL	44,794.38	44,794.38	645,900.00	6.94
	EMERGENCY FUND TOTAL	.00	.00	37,500.00	.00
	LOCAL OPTION SALES TAX TOTAL	52,280.14	52,280.14	580,000.00	9.01
	REVOLVING LOAN TOTAL	.00	.00	50,000.00	.00
	REHAB HOUSE TOTAL	86.13	86.13	.00	.00
	FITNESS CENTER TRUST TOTAL	.00	.00	20,000.00	.00
	PARK TRUST TOTAL	1,964.00	1,964.00	220,000.00	.89
	RECREATION SUPPLY TOTAL	.00	.00	10,000.00	.00
	PARK TREE TRUST TOTAL	.00	.00	1,800.00	.00
	FIRE EQUIPMENT TOTAL	.00	.00	10,000.00	.00
	LIBRARY TOTAL	.00	.00	7,000.00	.00
	DEBT SERVICE TOTAL	750.00	750.00	340,500.00	.22
	DOWNTOWN CROSSWALKS TOTAL	2,406.00	2,406.00	600,000.00	.40
	WATER TOTAL	29,938.08	29,938.08	616,300.00	4.86
	WATER DEPOSIT TOTAL	1,538.39	1,538.39	13,000.00	11.83
	WATER EQUIPMENT REPLACE TOTAL	.00	.00	95,000.00	.00
	SEWER TOTAL	112,000.00	112,000.00	867,500.00	12.91
	SEWER OPERATIONS TOTAL	112,463.59	112,463.59	745,100.00	15.09
	SEWER REPLACEMENT PROJ TOTAL	.00	.00	30,000.00	.00
	SEWER SINKING TOTAL	.00	.00	28,900.00	.00
	PROPRIETARY CAP IMPROVE TOTAL	11,444.62	11,444.62	41,900.00	27.31
	YARDWASTE TOTAL	294.45	294.45	32,900.00	.89
	SELF INSURANCE TOTAL	1,242.12	1,242.12	.00	.00
	TOTAL EXPENSES BY FUND	800,905.47	800,905.47	9,917,500.00	8.08

ORDINANCE NO. 496

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA, BY AMENDING PROVISIONS PERTAINING TO SEWER SERVICE CHARGES

BE IT ENACTED by the City Council of the City of Cresco, Iowa, as follows:

SECTION 1. Chapter 99, Sections 02 and 03, of the Code of Ordinances of the City of Cresco, Iowa, are repealed and the following adopted in lieu thereof:

99.02 RATES FOR SERVICE. Each customer shall pay a sewer service charge for the use of and for the service supplied by the municipal sanitary sewer system based upon the amount and rate of water consumed. Sewer service shall be furnished at the following monthly rates: (Code of Iowa, Section 384.84)

- 1. Effective July 1, 2022:
A. \$9.56 per 1,000 gallons within City limits. (Minimum bill is \$14.34 based on 1,500 gallons.)
B. \$19.12 per 1,000 gallons outside City limits. (Minimum bill is \$28.67 based on 1,500 gallons.)
C. \$8.55 per 1,000 gallons for high volume users that are subject to Industrial Sewer Rental Agreements with the City.
D. \$7.20 per pound per day BOD5 x 30-day average BOD5 (ppd) for users subject to Industrial Sewer Rental Agreements with the City (where BOD5 refers to biochemical oxygen demand).

99.03 CAPITAL IMPROVEMENT FUND

- A. \$3.50 per month charge for a special fund for the extension and maintenance of the sanitary sewer, storm sewer, and water lines.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED THIS _____ DAY OF _____, 2022.

Mayor David J. Brenno

ATTEST:

City Clerk Michelle Elton

1st Reading 8/1/2022

2nd Reading

3rd Reading

I certify that the foregoing was published as Ordinance No. 496 on the _____ day of _____, 2022.

City Clerk Michelle Elton

RESOLUTION NO. _____

RESOLUTION WAIVING THE THIRD READING AND CONSIDERATION OF
ORDINANCE NUMBER 496 PERTAINING TO SEWER SERVICE CHARGES

WHEREAS, the City Council of the City of Cresco, Iowa, desires to pass Ordinance Number 496 which amends the Code of Ordinances of the City of Cresco, Iowa, by amending Chapter 99, Section 02 and 03, pertaining to sewer service charges.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cresco, Iowa, that the third reading and consideration of Ordinance Number 496, be waived according to Section 380.3 of the Code of Iowa and that Ordinance Number 496 be read and considered at the City Council meeting held August 15, 2022, in the City Council Chambers at City Hall.

Council Member _____ moved the adoption of the foregoing resolution and Council Member _____ seconded said motion. Thereupon the Mayor called for a roll call vote and the following council members voted in favor of the foregoing resolution: _____.

Council Members _____ voted against the adoption of the foregoing resolution.

Council Member _____ was absent from the meeting.

The Mayor thereupon declared Resolution No. 496 duly passed and adopted by at least 3/4ths affirmative vote by the council members and Ordinance Number 496 is ready to be discussed and considered.

PASSED THIS _____ DAY OF _____, 2022

Mayor David J. Brenno

ATTEST: _____
City Clerk Michelle Elton

RESOLUTION NUMBER _____

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
INDUSTRIAL SEWER RENTAL AGREEMENT
WITH AVEKA GROUP, CRESCO FACILITY

WHEREAS, the City of Cresco maintains an Industrial Sewer Rental Agreement with Aveka Group, Cresco Facility (fka Cresco Food Technologies LLC) because it is a significant industrial user as defined by the Iowa Department of Natural Resources in Rule 567 IAC 60.2(455B); and

WHEREAS, the agreement needs to be reviewed and updated periodically.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor is authorized and directed to sign the written Industrial Sewer Rental Agreement with Aveka Group, Cresco Facility.

Council Person _____ moved the adoption of the foregoing Resolution Authorizing the Mayor to enter into an agreement with Aveka Group, Cresco Facility. 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 agreement dated August 16, 2022, between the City of Cresco and AVEKA GROUP, CRESCO FACILITY is approved and that the Mayor is authorized to execute the agreement on behalf of the City of Cresco.

PASSED AND APPROVED THIS ____ DAY OF _____, 2022.

BY: _____
Mayor David J. Brenno

ATTEST: _____
City Clerk Michelle Elton

SUMMARY OF ORDINANCE NO. 498

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE
CITY OF CRESCO, IOWA, BY AMENDING PROVISIONS
PERTAINING TO ALL-TERRAIN VEHICLES "ATV" AND SNOWMOBILES

Below is a summary of ORDINANCE 498. A full copy of said Ordinance may be obtained between 8 am and 4:30 pm weekdays at City Hall, 130 North Park Place, Cresco, IA 52136 or on the City's website at www.cityofcresco.com.

SECTION 1. Chapter 75.03, 75.05, and 75.08 of the Code of Ordinances of the City of Cresco, Iowa, is amended as summarized below:

Iowa Code Section 321I.10 was amended to allow a city to designate which streets may be used for the operation of a registered ATV within city limits.

The City of Cresco does not allow for the operation of an ATV, off-road motorcycle, or snowmobile on any streets within the City. Exceptions and rules are listed in chapter 75 of the Code of Ordinances of the City of Cresco, Iowa, and include agricultural purposes and snow removal.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2022.

Mayor David J. Brenno

ATTEST: _____

City Clerk Michelle Elton

1st Reading Summary _____ 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that the foregoing was published as Ordinance No. 498 on the __ day of _____, 2022.

City Clerk Michelle Elton

ORDINANCE NO 498

ALL-TERRAIN VEHICLES AND SNOWMOBILES

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA BY AMENDING PROVISIONS PERTAINING TO ALL-TERRAIN VEHICLES "ATV" AND SNOWMOBILES

BE IT ENACTED by the City Council of the City of Cresco, Iowa:

SECTION 1. SECTIONS MODIFIED. Sections 75.03, 75.05 and 75.08 of the Code of Ordinances of the City of Cresco, Iowa, are modified and the following adopted in lieu thereof:

75.03 GENERAL REGULATIONS.

Iowa Code Section 321I.10 subsection 3 states that a city may regulate the operation of registered ATVs and may designate streets under the jurisdiction of the city within its corporate limits, and two-lane primary and secondary road extensions in the city, which may be used for the operation of such vehicles.

The City of Cresco does not allow for the operation of an ATV, off-road motorcycle, or snowmobile on any streets within the City. Exceptions and rules are listed in sections 75.04 and 75.05.

75.05 OPERATION OF ALL-TERRAIN VEHICLES. The operators of ATVs shall comply with the following restrictions as to where ATVs may be operated within the City:

1. Streets. ATVs shall not be operated on a city street unless one or more of the following conditions apply:
 - a. The operation is between sunrise and sunset and is incidental to the vehicle's use for agricultural purposes. For purposes of this paragraph, "incidental to the vehicle's use for agricultural purposes" includes stopping in the course of agricultural use to obtain fuel for the ATV or to obtain food or a nonalcoholic beverage for the operator.
 - b. The operation is incidental to the vehicle's use for the purpose of surveying by a licensed engineer or land surveyor.
 - c. The ATV is operated by an employee or agent of a political subdivision or public utility for the purpose of construction or maintenance on or adjacent to the city street.
 - d. The ATV is operated by an employee or agent of a public agency as defined in Iowa Code Section 34.1 for the purpose of providing emergency services or rescue.
 - e. The ATV is operated for the purpose of mowing, installing approved trail signs, or providing maintenance on a snowmobile or ATV trail designated by the Department of Natural Resources.

- f. The ATV is operated for the purpose of snow removal and travels on the most direct route between properties or to obtain fuel.

The following paragraphs are added.

6. A person operating an ATV in the city pursuant to subsection 1, paragraphs "a" or "f", shall not operate upon any City street that is a primary road extension through the City. However, ATV's may cross such a primary road extension. Within the City of Cresco, "primary road extension" shall be taken to mean Highway 9 (2nd Avenue SE/SW), 3rd Street West (Granger), and 3rd Street SW (Protivin Road).

7. A person operating an ATV on a highway shall have a valid driver's license and operate the vehicle at speeds of thirty-five miles per hour or less. In addition, a person operating an ATV on a highway pursuant to subsection 1, paragraphs "b" through "f", shall be at least eighteen years of age and have financial liability coverage in effect for the vehicle and carry proof of such financial liability coverage in accordance with section 321.20B.

75.08 EQUIPMENT ON MOTOR VEHICLES. An ATV is a motor vehicle for purposes of this chapter. Therefore, an ATV operated on a highway shall be equipped with the parts, lamps, and other equipment in proper condition and adjustment as required under the Iowa Code chapter 321 for motor vehicles, including but not limited to the parts, lamps, and equipment required under Section 321.386 (headlamps), 321.387 (rear lamps), 321.404 (brake lights), 321.432 (horn), and 321.437 (mirror) of the *Code of Iowa*.

Every ATV shall be equipped with at least one and not more than two headlamps. An ATV shall display lighted headlamps at all times while the vehicle is operated on a city street.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

ADOPTION OF ORDINANCE NO. 498

Council Member _____ moved the adoption of the foregoing Ordinance and Council Member _____ seconded said motion. Thereupon the Mayor called for a roll call vote and the following Council members voted in favor of the adoption of the foregoing Ordinance:

And the following Council members voted against the adoption of the foregoing Ordinance:

The Mayor thereupon declared the Ordinance passed and adopted by affirmative vote by the Council and Ordinance No. 498 is approved and adopted this ___ day of _____, 2022.

CITY OF CRESCO

BY _____
Mayor David J. Brenno

ATTEST:

BY _____
City Clerk Michelle Elton

Summary of Ordinance No. 498:

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that a summary of the foregoing was published as Ordinance No. 498 on the ___ day of _____, 2022.

City Clerk Michelle Elton

SUMMARY OF ORDINANCE NO. 499

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA, BY AMENDING PROVISIONS PERTAINING TO GOLF CARTS AND UTILITY TRAIL VEHICLES (UTVs)

Below is a summary of ORDINANCE 499. A full copy of said Ordinance may be obtained between 8 am and 4:30 pm weekdays at City Hall, 130 North Park Place, Cresco, IA 52136 or on the City's website at www.cityofcresco.com.

SECTION 1. Chapter 74.05, 74.06, and 7410 of the Code of Ordinances of the City of Cresco, Iowa, is amended as summarized below:

The City will no longer inspect or issue City of Cresco permits to operate a UTV on a public street or alley within city limits. Additional equipment requirements were added per State Code for a horn and headlamps.

Golf carts still need to be inspected and to purchase a permit from the City annually.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2022.

Mayor David J. Brenno

ATTEST: _____

City Clerk Michelle Elton

1st Reading Summary _____ 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that the foregoing was published as Ordinance No. 499 on the __ day of _____, 2022.

City Clerk Michelle Elton

ORDINANCE NO. 499

GOLF CARTS AND UTVs (UTILITY TRAIL VEHICLES)

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA BY AMENDING PROVISIONS PERTAINING TO GOLF CARTS AND UTILITY TRAIL VEHICLES (UTVs)

BE IT ENACTED BY THE COUNCIL OF THE CITY OF CRESCO AS FOLLOWS:

SECTION 1. SECTIONS MODIFIED. Chapter 74.05 (section 2e and 2f), 74.06 and 74.10 (sections 2, 3.B, 4, 5, & 6) of the Code of Ordinances of the City of Cresco, Iowa, is amended and the following adopted in lieu thereof:

74.05 EQUIPMENT:

Section 2. UTV's operated upon City streets shall be equipped with at least the following:

(The following equipment is added under Section 2)

E. Horn (Iowa Code 321.432)

F. Headlamps (Iowa Code 321.387)

74.06 HOURS: Golf carts and UTV's may be operated on City streets only between sunrise and sunset, except that a UTV may be operated during prohibited hours to perform snow removal **or agricultural activities.**

74.10 PERMITS: No person shall operate a golf cart or UTV on any public street or alley for any purpose unless the operator possesses a City of Cresco permit to operate a golf cart or **DNR Registration to operate** a UTV on City Streets.

2. Golf cart **and UTV** owners need to apply for a permit from the City of Cresco Police Department to operate a golf cart **or UTV** on City streets.

3. A permit shall not be issued until the owner has provided the following:

B. Proof that the owner and all permitted operators have liability insurance covering operation of a golf cart **or UTV** on City Streets with limits of liability at least as great as those required by the Code of Iowa chapter 321A.1.11 as amended.

4. Any golf cart **or UTV** operated on the City streets shall display the City of Cresco permit sticker prominently on a rear fender or similar component.

5. 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 **or UTV**, as evidenced by its serial number.

6. The fee for such permits shall be twenty-five dollars (25.00) per year. The fee will not be pro-rated for permit's purchased during the year. The fee will not be refunded if the golf cart ~~or UTV~~ is sold, or the permit is suspended or revoked.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

ADOPTION OF ORDINANCE NO. 499

Council Member _____ moved the adoption of the foregoing Ordinance and Council Member _____ seconded said motion. Thereupon the Mayor called for a roll call vote and the following Council members voted in favor of the adoption of the foregoing Ordinance:

And the following Council members voted against the adoption of the foregoing Ordinance:

The Mayor thereupon declared the Ordinance passed and adopted by affirmative vote by the Council and Ordinance No. 499 is approved and adopted this _____ day of _____, 2022

CITY OF CRESCO

BY _____
Mayor David J. Brenno

ATTEST:

BY _____
City Clerk Michelle Elton

First Reading: _____ Second Reading: _____ Third Reading: _____

I certify that the foregoing was published as Ordinance No. 499 on the ___ day of _____, 2022.

City Clerk Michelle Elton

RESOLUTION NUMBER _____

RESOLUTION APPROVING CHANGE ORDER #1 FOR THE
PICKLEBALL COURT PROJECT FOR THE CITY OF CRESCO, IOWA

The City Council of the City of Cresco met in regular session on August 15, 2022
at 5:30 P.M. Council Members _____

_____ were present. Council Members
_____ were absent.

Council Member _____ moved the adoption of the foregoing
Resolution Approving CHANGE ORDER NO. 1 for a negative \$3,800.00 for the
installation of permanent posts and net systems for \$9,000 in lieu of the mobile net
systems for \$12,800 with HEARTLAND ASPHALT, INC for the project described as the
Pickleball Court Project. 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 Change Order No. 1 for a negative \$3,800 between the City of Cresco and Heartland
Asphalt, Inc. is approved and that the City Clerk is authorized to execute the order on
behalf of the City of Cresco.

PASSED AND APPROVED THIS 15TH DAY OF AUGUST, 2022.

BY: _____
Mayor David J. Brenno

ATTEST: _____
City Clerk Michelle Elton

RESOLUTION NUMBER _____

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO
ENTER INTO AN AGREEMENT WITH BLINK CHARGING FOR
PROCESSING EV CHARGING STATION PAYMENTS**

WHEREAS, the City of Cresco desires to accept credit card and debit card payments for EV charging station fees collected; and

WHEREAS, Blink Charging provides the Blink Network, LLC for collecting charges for the use of the City's EV charging station and transmitting payments to the City of Cresco.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and City Clerk are authorized and directed to sign the Agreement with Blink Charging, a Florida corporation having a principal place of business in Miami Beach, Florida.

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 Blink Charging is approved and that the Mayor and City Clerk are authorized to execute the agreements on behalf of the City of Cresco.

PASSED AND APPROVED THIS _____ DAY OF _____, 2022.

BY: _____
Mayor David J. Brenno

ATTEST: _____
City Clerk Michelle Elton

ORDINANCE NO. 500

PUBLIC HEALTH AND SAFETY

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA, BY AMENDING PROVISIONS PERTAINING TO FIREWORKS

BE IT ENACTED by the City Council of the City of Cresco, Iowa, as follows:

SECTION 1. SECTIONS MODIFIED. Chapter 41.13, Section 5.A (1), of the Code of Ordinances of the City of Cresco, Iowa, are modified and the following adopted in lieu thereof:

41.13 FIREWORKS

5. **Sales.** No person shall sell or offer for sale consumer grade fireworks without first securing a Retail Fireworks License through the State Fire Marshal's Office for the State of Iowa.

A. City Permit. An application must be filed with City Hall that includes:

1. The location and dates for the sale of fireworks. ~~Sales of consumer fireworks are allowed only within districts zoned as Commercial C-1 or C-2 and Industrial M-1.~~

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2022.

Mayor David J. Brenno

ATTEST: _____
City Clerk Michelle Elton

1st Reading Summary _____ 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that the foregoing was published as Ordinance No. 500 on the ___ day of _____, 2022.

City Clerk Michelle Elton