

**CITY OF STORM LAKE
REGULAR COUNCIL SESSION MEETING,
CITY HALL
COUNCIL CHAMBERS
APRIL 15, 2024
5:00 PM**



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

AGENDA

Access to the official meeting can also be done through the following ways:

BY TELEPHONE:

Dial: 1-312-626-6799 or toll-free: 1-888-475-4499

Zoom Meeting ID: 933-2006-3301

BY COMPUTER:

<https://zoom.us/j/93320063301>

Open the Meeting

- **Call to Order**
- **Pledge of Allegiance**
- **Proclamation**

- A. **Consideration of Changes in Agenda and Setting the Agenda**
- B. **Disclosure by City Council Members**
- C. **Hear the Public**
- D. **Consent Agenda**
 - 1. [Consent Agenda](#)
 - 2. [Motion to Approve BVU Noise Variance Request For April 27](#)
 - 3. [Motion to Approve BVU Noise Variance And Road Closure Request For April 28](#)
 - 4. [Buy Local Information](#)
 - 5. [SLPD City Code Enforcement Summary](#)
- E. **Unfinished Business**
- F. **New Business**
 - 1. [Iowa Lakes Corridor Update](#)
 - 2. [Motion To Approve 1116 Lincoln Road Noise Variance Request](#)
 - 3. [Public Hearing on FY 2024-2025 Budget](#)
 - 4. [Resolution No. 43-R-2023-2024 Adopting FY 2024-2025 Budget](#)
 - 5. [Motion Setting Public Hearing On Amending Fiscal Year 2023-2024 Budget](#)
 - 6. [Resolution No. 44-R-2023-2024 Approving a Grant Agreement with Iowa Economic](#)

Development Authority for Well Development Project

7. Motion to Approve Agreement for Grant Writing and Administration Services For CDBG Funding for a Well Development Project with Simmering-Cory
8. Resolution No. 45-R-2023-2024 Approving Change Order No. 2 of the Highway 7 & 110 Intersection Upgrade Project
9. Motion Approving an Amendment to the Professional Services Agreement with Bolton & Menk for the 2024 Memorial Road Street & Utilities Improvements Project
10. Work Session To Discuss The Need For A City Ordinance Establishing Regulations For After-hours Businesses That Permit Alcohol Consumption Beyond 2 AM.
11. Stray Animal Work Session
12. City Council Requested Items / City Council Updates

G. **Adjourn**

Meeting Protocol

If you wish to speak today, please:

1. To speak on an agenda item please approach the podium when that agenda item is called and upon recognition by the Mayor identify yourself by stating your name and address.
2. If your issue is not a topic on the agenda please approach the podium under the "Hear the Public" agenda item and upon recognition by the Mayor identify yourself by stating your name and address.
3. Please keep your remarks to three (3) minutes or less.
4. If you require accommodation for this meeting including but not limited to translation services, hearing assistance, or accessibility please contact the City Clerk at least four (4) hours prior to the start of the meeting.

**If you have concerns about any of the items on the consent agenda, they may be separated from the consent agenda and voted on individually.*

***Ordinances may be read at three consecutive meetings or readings may be waived and ordinances may be passed at only one or two meetings.*

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Find us on the Web at <http://www.stormlake.org>

Staff Summary

04/15/2024

Agenda Item # D.1.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
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REPORT TO: Honorable Mayor & Council

FROM: Mayra Martinez City Clerk

SUBJECT: **Consent Agenda**

BACKGROUND: The Consent Agenda Includes:

- List of Bills
- King's Pointe & Sunrise Pointe Disbursements ,
- Approve April 1, 2024 Special City Council Minutes and Regular City Council Minutes
- Approve Renewal Liquor Licenses for Puffs and Loyal Order of Moose
- Motion to Approve BVU Noise Variance Request for April 27
- Motion to Approve BVU Noise Variance and Road Closure for April 28
- Approve Buy Local Information
- Approve Storm Lake Police Department City Code Enforcement Update

FISCAL IMPACT: City Will Pay The Following Expenditures:

- List of Bills: \$1,227,379.55
- King's Pointe & Sunrise Pointe Golf Course Bills: \$14,339.42

City Will Receive The Following Receipts:

- Liquor License: \$1,170.00

RECOMMENDATION: Approve Consent Agenda

ATTACHMENTS:

[4/15/2024 City Claims Expense Report.pdf](#)
[4/15/2024 King's Pointe Claims 3.25.2024 to 3.25.2024 WO.xlsx](#)
[04/01/2024 Special City Council Minutes.docx](#)
[04/01/2024 City Council Minutes.docx](#)
[Puff's Liquor Application 2024.pdf](#)
[Loyal Order of Moose #790 Liquor Application 2024.pdf](#)

Storm Lake, IA

Payment Date Range: 04/04/2024 - 04/17/2024



Vendor Name	Vendor Number	Payable Description	Total Payments
BVC			
Buena Vista County Solid Waste	001035	Recycling	172.36
Mike's Electronics Inc	001196	VFD @ Memorial	15,776.68
Power Solutions, Inc	001465	Fire Alarm Upgrade	16,024.49
		BVC Total:	31,973.53
Contract/Agreement			
Bolton & Menk, Inc	001024	Construction Services DOT Participating	13,877.00
Fischer Bros, LLC	002308	Pay #6 of Water Park Repairs 2023	171,959.98
I & S Group, Inc	001103	General Engineering Services	15,383.95
Midwestern Mechanical of Iowa, Inc	001819	Repair & Replace Needed Equipment	28,046.96
Mongan Painting LLC	002413	Pay #4 of Resort Painting Service	150,190.25
SCE, LLC	001344	Lake Ave Accident Hydrant Replacement	9,919.38
Woodruff Construction, Inc	002132	Pay #6 of KP Updates	166,085.37
		Contract/Agreement Total:	555,462.89
Local			
A & A Automotive	001022	Tire Repairs	120.52
Alliant Energy	001173	Gas Services	8,587.05
Buena Vista Regional Medical Center	001124	2/28/24- Henrichs Testing	72.00
Central Bank	001025	Services	3,148.04
Community First Broadcasting	001893	Child Care Advertising	620.00
Culligan Water Storm Lake	001071	Water Supplies	17.50
Edwards Storm Lake	001114	Washer Nozzle Repairs	182.56
Graham Tire	001093	Tire Repairs	57.00
Growmark Inc New Century FS	001016	Fuel	10,301.85
Iowa Office Supply Inc	001037	Office Supplies	331.13
Jim Bartholomew	001069	April 2024 Airport Contract	6,136.21
Lake Animal Hospital	001029	Bd & Disp of Dogs	85.00
Larson Oil & Distributing Co, Inc	001178	Propane	1,391.25
Long Lines	001077	Fax Line & Emergency Line Service	1,385.58
North Lake Truck Repair	001177	Battery Replacement	1,201.90
Paxtons Jewelry	001143	Engraving	10.75
Qwest Corporation	001070	Phone Service	83.40
Rebnord Technologies, Inc	001091	IT Service Agreement	6,293.91
Stille Pierce & Pertzborn	001294	Insurance Renewal	170,606.95
Storm Lake Ace Hardware	001216	Supplies	473.93
Storm Lake Bakery	001284	Contractor's Meeting	36.74
Storm Lake Hydraulics Co, Inc	001089	Pipe Supplies	28.90
The Storm Lake Times	001214	March 2024 Publications	2,278.26
Vanish LLC	001212	Scrap Vehicle Towing (5)	600.00
Verizon Wireless Services LLC	001075	Cell Phone Service	3,399.07
Vetter Equipment	001098	Fuel Pump	36.98
Visual Edge Inc	001063	Copier Maintenance Agreement	445.57
		Local Total:	217,932.05
Non-Local			
ABC Pest Control, Inc	001078	Exterior Pest Control- Qtrly	90.00
Ahlers & Cooney, P.C.	001023	General Engineering Services	9,916.02
Alpha Wireless Communications	001105	Speaker	158.64
Bend Mailing Services, LLC	002013	Bill Printing Services	3,236.24
Boji Portable Toilets Inc	001133	Portable Toilet Rentals	530.00
Central Iowa Distributing, Inc	001026	Cleaning Supplies	1,080.50
Chem-Sult, Inc	001337	Sodium Chlorite	4,007.07

Buy Local_v1

Vendor Name	Vendor Number	Payable Description	Total Payments
Chicago, Central & Pacific Railroad Co	001314	Water Line Easement	100.00
Cintas First Aid & Safety	001094	First Aid Supplies	57.38
Core & Main LP	002000	Testing Supplies	2,308.68
Dale Vitito	001061	Uniforms	784.48
Davis Equipment Corporation	001113	Sensor	771.87
Dorsey & Whitney LLP	001954	TIF Legal Services	6,900.00
Ed M. Feld Equipment Company, Inc	001031	Hose	1,112.25
Electric Pump Inc	001032	Scout Park LS Service Call	5,365.14
Elliot Equipment Company	001681	Relief Valve	2,514.72
Fire Service Training Bureau	001483	Registration- Schlesser	650.00
First Children's Finance	002404	Child Care Market Analysis	7,500.00
Foundation Analytical Laboratory, Inc	001100	Testing Services	4,090.50
Hach Company	001034	Testing Supplies	254.10
Hallett Materials	001428	Cold Mix	2,972.25
Hawkins, Inc	001112	Chemicals	17,863.03
HD Supply, Inc	001336	Supplies	176.18
IIA Lifting Service, Inc	002045	Safety Inspection	760.73
Imagine the Possibilities, Inc	001883	Janitorial Services	800.00
Ingram Library Services, Inc	001268	Books	187.03
Iowa Department of Natural Resources	001286	White Pine, Eastern & Cypress	73.00
Iowa Department of Public Safety	001782	1st Qtr 2024 IOWA System	300.00
Iowa Department of Transportation	001341	Sign Tubing	647.50
Kasperbauer Cleaners, Inc	002435	Entrance Mat Services	40.62
Koloni, Inc	002168	Recreational Equipment & Subscription	45,100.00
Language Line Services, Inc	001624	Interpretation Services	361.75
Linde Inc	001111	Carbon Dioxide	2,782.45
Marcus Lumber Company Corp	002011	Brushes	25.98
Midwest Tape, LLC	001275	DVDs	122.94
Mississippi Lime Company	001095	Lime	29,061.78
Municipal Supply, Inc	001391	Touch Coupler SPs	5,765.90
New Pig Corporation	001944	Absorbent	4,162.14
PLP-CTS Holdings, Inc	002464	Supplies	472.75
Portable Storage of MN, Inc	002462	Live Burn Training Structure	3,225.00
Regional Transit Authority	001107	3rd Qtr FY2024 Coupons	18.00
Rehab Systems Inc	001332	Jet Vacing	4,056.85
Salus LLC	001006	Memberships	60.00
Schumacher Elevator Company	001200	Elevator Maintenance	238.78
SGS, LLC	002126	Garbage Services	1,352.62
Sirchie Acquisition Company, LLC	001437	Testing Supplies	87.05
Stanard & Associates, Inc	001753	Testing Material	25.00
State Industrial Products Corporation	002309	WW Programming	4,608.76
Streicher's, Inc	002200	Training Ammo	1,609.75
Thompson Electric Company	001829	Gas Sensor Installation	9,252.51
Trivista Companies, Inc	002463	Supplies	284.75
Tyler Technologies, Inc	001084	Utility Billing Notification Services	27.30
Underground Location Company	001194	Locate Services	71.30
UnityPoint Clinic- Occupational Medicine	001315	Testing Services	42.00
Vessco, Inc	001458	Slaker Supplies	953.00
W. W. Grainger, Inc	001085	Bags, Buckets, & Brooms	1,363.46
Non-Local Total:			190,379.75
Payroll/Refunds			
Beth Ann Dawson McPherran	001434	March 2024 Homebound Deliveries	5.36
Brandon Ripke	001815	4/8/24 DOT Physical Renewal- Ripke	150.00
Custodian of Petty Cash	001272	March 2024 Postage	3.92
Payroll/Refunds Total:			159.28
Grand Total:			995,907.50

King's Pointe Resort
Claims Publication

Vendor	Description	Amount
M3 Accounting Services Inc.	Services	\$ 835.00
W-O Mgmt Fee- March 2024	Contract	\$ 8,094.36
W-O Payroll 3/14 AP	Payroll	\$ 5,410.06
		<u>\$ 14,339.42</u>

**CITY OF STORM LAKE CITY HALL COUNCIL CHAMBERS SPECIAL COUNCIL
MEETING, APRIL 1, 2024, 4:30 PM**

Present: Mayor Michael Porsch, Council Members Maggie Martinez, Matt Ricklefs and Meg McKeon. Absent: Council Members Maria Ramos and Kevin McKinney.

Also Present: City Manager Keri Navratil, Assistant City Manager David Derragon, Finance Director Brian Oakleaf, Communications Coordinator Dana Larsen, Assistant Public Services Supervisor Brandon Ripke, Public Works Director Matt Beckman, Staff Accountant Tyler Gibbins, and City Clerk Mayra Martinez.

Media Present: Ryan Thompson with KAYL Radio.

Mayor Porsch called the meeting to order at 4:30 pm

Agenda - Moved by Council Member Martinez to approve setting the agenda as presented. Seconded by Council Member Ricklefs. Vote: All ayes with Council Members Ramos and McKinney absent. Motion carried.

New Business

Tax Levy and Rate for FY 2024-2025 - Mayor Porsch opened the public hearing for setting the maximum tax levy and rate for FY 2024-2025 stating this was the time and place for any comments. Hearing no comments and no objections received before this public hearing from the Public or City Council, Mayor Porsch closed the public hearing.

Adjourn - Moved by Council Member McKeon to adjourn at 4:41 pm. Seconded by Council Member Ricklefs. Vote: All ayes with Council Member Ramos and McKinney absent. Motion carried.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

CITY OF STORM LAKE REGULAR COUNCIL MEETING, CITY HALL COUNCIL CHAMBERS APRIL 1, 2024, 5:00 PM

Present: Mayor Michael Porsch, Council Members Kevin McKinney, Meg McKeon, Maggie Martinez, and Matt Ricklefs. Absent: Council Member Maria Ramos.

Also Present: City Manager Keri Navratil, Assistant City Manager David Derragon, Police Chief Chris Cole, Fire Chief Glenn Schlessler, King's Pointe Manager Amy VonBank, Building and Code Compliance Director Scott Olesen, Development Services Specialist Lee Dutfield, Communications Coordinator Dana Larsen, Public Services Supervisor Scott Bonebrake, Assistant Public Services Supervisor Brandon Ripke, Public Works Director Matt Beckman, Finance Director Brian Oakleaf, Staff Accountant Tyler Gibbins, and City Clerk Mayra Martinez.

Media Present: Ryan Thompson with KAYL, and Amber Mohmand with The Storm Lake Times Pilot.

Mayor Porsch called the meeting to order at 5:00 pm.

Pledge of Allegiance

Agenda - Moved by Council Member Martinez to pull agenda item #2 out of the consent agenda regarding the 1116 Lincoln Road Noise Variance request. Seconded by Council Member McKinney. Vote: All ayes with Council Member Ramos absent.

Moved by Council Member Martinez to approve setting the agenda as presented with item #2 being pulled from the consent agenda. Seconded by Council Member McKinney. Vote: All ayes with Council Member Ramos absent. Motion carried.

Disclosure by City Council Members – No items at this time.

Hear the Public - Development Services Specialist Lee Dutfield reminded members of the community to complete the Downtown Assessment survey by April 12th, 2024. The IEDA authorities will be coming to Storm Lake April 23rd through April 25th to work on the Downtown Assessment. They would like to have the surveys completed before they come to Storm Lake. This is a short online survey that is pinned at the top of the City's Facebook page titled Downtown Assessment Survey with a QR code you can use to access the link and the survey is also available on the City's website.

Andriette Wickstrom at 905 W. 5th Street commented that we are having problems with housing landlords who have tenants trashing their lots. Andriette also commented that the landlords should be educated about the standards or City Code that need to be followed on the upkeep of their properties. City Manager Navratil informed Andriette that anytime she sees a property with a nuisance to call City Hall and report it and we will have a staff member investigate it.

Mayor Porsch congratulated City Manager Keri Navratil for being recognized as one of the woman leaders in our community reported by Amber Mohmand in the Storm Lake Times Pilot newspaper this week. Mayor Porsch commented that the recognition is truly deserving for the leadership she brings to the community, and we appreciate everything you do for the City.

Consent Agenda - Moved by Council Member McKeon to approve the consent agenda approve List of Bills Check #'s 81196 through 81244, EFT #'s 1328, 5092 through 5119, King's Pointe & Sunrise Pointe Disbursements, acknowledge the February 2024 Library and Airport minutes, approve March 18, 2024, Regular City Council minutes, approve renewal liquor license for Mo's Tap, approve Buy Local Information, approve Storm Lake Police Department City Code Enforcement Update. Seconded by Council Member Ricklefs. Vote: All ayes with Council Member Maria Ramos absent. Motion carried.

1116 Lincoln Road Noise Variance Request - Moved by Council Member McKeon to approve the 1116 Lincoln Road noise variance request. There was no second on this motion, so the item dies.

City Manager Navratil commented that the homeowners can submit another request letter with additional information and invite them to the April 15th, 2024, City Council meeting.

Unfinished Business – No items at this time.

New Business

Fiscal Year 2024-2025 Budget - Moved by Council Member Ricklefs to set the Public Hearing for April 15th, 2024, at 5:00 pm in City Council Chambers for the Fiscal Year 2024-2025 Budget. Seconded by Council Member McKinney. Vote: All ayes with Council Member Maria Ramos absent. Motion carried.

Childcare Strategic Plan - Development Services Specialist Lee Dutfield announced that we now have a Childcare Strategic Plan on paper. The plan includes goals and strategies, and the first thing is to implement the plan and put together a childcare steering committee. The initial steering committee recommended one representative from the City Council to be a member of the committee. Also recommended would be five to seven individuals and places to look would be local employers, educational institutions, community organizations, people with diverse backgrounds, and those with leadership skills. Council members discussed ways of contacting individuals that would be interested in being a committee member. Council Members McKeon and McKinney nominated Council Member Martinez as the City Council liaison. The Council determined that the steering committee would consist of seven members and that the members would need to live in city limits with the exception that they represent a Storm Lake business. The deadline for applications was set to be April 30th, 2024, for formal appointment to the committee.

Work Session After-hours Businesses That Permit Alcohol Consumption Beyond 2 AM Ordinance. - Police Chief Cole addressed Council members concerning the need for the City of Storm Lake to adopt an ordinance to establish regulations for after-hours businesses that permit alcohol consumption beyond 2:00 am. An ordinance would allow us to implement rules, regulations, a permit process, and background checks, insurance coverage, and permission for the police and fire departments to enter the premises to conduct inspections to ensure compliance with City and State codes. Council members asked questions and had discussions over the information provided by Chief Cole and decided to move forward with creating an ordinance.

City Council Requested Items / City Council Updates: Stray Animal Work Session - April 8th, 2024, at 5:30 pm at the Storm Lake High School Auditorium and Retail Coach Work Session - April 23rd, 2024, at 5:00 pm at Storm Lake City Hall Council Chambers

Council Member Martinez requested a tourism work session during the month of May.
Council Members McKeon and Ricklefs concurred.

Adjourn - Moved by Council Member McKeon to approve to adjourn at 5:45 pm. Seconded by Council Member Ricklefs. Vote: All ayes with Council Member Maria Ramos absent. Motion carried.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk



State of Iowa

Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
Three S LLC	Puffs	(712) 732-9820		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
1205 East Lakeshore Dr		Storm Lake	Buena Vista	50588
MAILING ADDRESS	CITY	STATE	ZIP	
1205 East Lakeshore Dr	Storm Lake	Iowa	50588	

Contact Person

NAME	PHONE	EMAIL
Lance Bellinghausen	(712) 301-3174	puffs.lance@gmail.com

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
LC0038399	Class C Retail Alcohol License	12 Month	Pending Dramshop Review
TENTATIVE EFFECTIVE DATE	TENTATIVE EXPIRATION DATE	LAST DAY OF BUSINESS	
Apr 20, 2024	Apr 19, 2025		
SUB-PERMITS			
Class C Retail Alcohol License			



State of Iowa

Alcoholic Beverages Division

PRIVILEGES

Outdoor Service

Status of Business

BUSINESS TYPE

Limited Liability Company

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Lance Bellinghausen	Storm Lake	Iowa	50588	Owner	100.00	Yes

Insurance Company Information

INSURANCE COMPANY

Badger Mutual 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



State of Iowa

Alcoholic Beverages Division

Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
Storm Lake Lodge No. 790, Loyal Order of Moose, Incorporated	Loyal Order of Moose	(712) 732-2036		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
527 Erie		Storm Lake	Buena Vista	50588-0000
MAILING ADDRESS	CITY	STATE	ZIP	
527 Erie	Storm Lake	Iowa	50588-0000	

Contact Person

NAME	PHONE	EMAIL
Paul Archer	(712) 490-4007	lodge790@mooseunits.org

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
LF0001213	Class F Retail Alcohol License	12 Month	Pending Dramshop Review

TENTATIVE EFFECTIVE DATE	TENTATIVE EXPIRATION DATE	LAST DAY OF BUSINESS
May 1, 2024	Apr 30, 2025	

SUB-PERMITS
Class F Retail Alcohol License



State of Iowa

Alcoholic Beverages Division

PRIVILEGES

Status of Business

BUSINESS TYPE

Corporation

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Rick Reckamp	Storm Lake	Iowa	50588	Director	0.00	No
Paul Archer	Albert City	Iowa	50510	Administrator	0.00	Yes

Insurance Company Information

INSURANCE COMPANY

Endurance American Specialty
Insurance Co

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

Staff Summary

04/15/2024

Agenda Item # D.2.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Chris Cole Police Chief

SUBJECT: **Motion to Approve BVU Noise Variance Request For April 27**

BACKGROUND: Attached is a request from BVU for a noise variance for a block party event to be held on the campus of BVU.

This event will have amplified music and an outdoor concert.

The event is scheduled for Saturday, April 27th 1pm – 5pm Various Activities: Inflatable, Mechanical Bull, etc. (music playing outdoors)
8pm – 10pm Glow Foam Party (Outdoor concert)

FISCAL IMPACT: None

RECOMMENDATION: Approve request

ATTACHMENTS:
[BVU Noise Variance 4-27.pdf](#)

April 11, 2024

Chris Cole
Chief of Police
401 East Milwaukee Ave.
Storm Lake, Iowa 50588

Dear Chief Cole:

BVU is looking at hosting the end of the year celebration Block Party that will take place on our Central Campus and South Forum Lawn.

We are requesting a noise variance for the following:

Saturday, April 27th

1pm – 5pm Various Activities: Inflatable, Mechanical Bull, etc. (music playing outdoors)

8pm – 10pm Glow Foam Party (Outdoor concert)

We appreciate your consideration of the above requests and if additional information is needed, please contact McKrina Lopez, Coordinator of Community & Student Engagement at 712-749-2443. Thank you for your help in making our activities a success for the Buena Vista University and Storm Lake community.

Sincerely,

McKrina Lopez
Coordinator for Community & Student Engagement
Buena Vista University
610 West 4th Street
Storm Lake, Iowa 50588

Staff Summary

04/15/2024

Agenda Item # D.3.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
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REPORT TO: Honorable Mayor & Council

FROM: Chris Cole Police Chief

SUBJECT: **Motion to Approve BVU Noise Variance And Road Closure Request For April 28**

BACKGROUND: BVU has submitted a request for the following:

On **Sunday, April 28, from 12-3pm** we will be celebrating the ribbon-cutting for a glass mosaic mural on the east side of the Social Science and Art building (bordered by Grand Street.) We have invited food trucks to come – 2 have accepted. There might be a 3rd. Our college radio station – KBVU – will be broadcasting live with speakers. This event is free and open to the public and we are hoping for a big crowd to celebrate. The event will begin at 1pm.

For the safety of students and community members who will be all around Grand Street, we request the closing of Grand Street from the corner of 4th and Grand to the BVU tennis courts south side from 12-3pm on Sunday, April 28. This will not close the residential streets which connect with south Grand Street and the residents may freely exit around the curve without danger to pedestrians.

Thank you for your consideration.

Dixee Bartholomew-Feis

Dean, School of Liberal Arts

712-749-1803

FISCAL IMPACT: None

RECOMMENDATION: Approve request

ATTACHMENTS:

Staff Summary

04/15/2024

Agenda Item # D.4.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
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REPORT TO: Honorable Mayor & Council

FROM: Mayra Martinez City Clerk

SUBJECT: Buy Local Information

BACKGROUND: In 2011 during a Study Session discussion Council asked staff to look at putting together some analysis information regarding the amount of purchases made locally. We have pulled that information together and a provided a summary of purchases identified in the current list of bills to be approved that are purchased locally (within the City of Storm Lake), within Buena Vista County, and outside of Buena Vista County are presented here for Council's review. This information is presented for both the City & King's Pointe's bills. As the reader reviews the information they should note the following key notes: Costs associated with any major capital project (those bid under the State of Iowa Bid Law) are excluded from the calculation Costs associated with travel is excluded from the calculation and % Costs associated with payroll is excluded from the calculation and % In some cases there is only one vendor or an item is only available from vendors outside of the City limits and/or Buena Vista County – we have not identified these some departments have fairly minor budgets and a major purchase can skew the % and or amount for a given review period (For Example: the Airport may have normally \$4,000 - \$6,000 in expenses until they purchase Jet Fuel or Av Gas which can be \$10,000 + and as a vendor who is not local this can skew the information for that review period) Local has been determined to be has an office front in the area and based on where the office front is located for local vs. BV County (For Example: Wal-Mart is considered local since they have a store in Storm Lake even though their headquarters is not located here) As with all analytical data it is possible to interpret the numbers in a variety of ways and as we move forward we would be happy to provide further detail and or revise the way in which we show the data. Likewise if you have any questions or concerns please don't hesitate to contact city staff.

FISCAL IMPACT:

Breakout

Buena Vista County

Calculated Expenses

31,973.53

Contract/Agreement	555,462.89
Local	217,932.05
Non-Local	190,379..75
Payroll/UB Refunds/Pyrl Tax & Ins	<u>231,631.33</u>
TOTAL EXPENSES:	\$1,227,379.55

RECOMMENDATION: Approve Buy Local Information

ATTACHMENTS:

[4/15/2024 Project Report.pdf](#)

Summary

Project Summary							
Project Number	Project Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
OP1.122814	Richland Street, Phase 2 Improvem...	174,107.75	0.00	174,095.25	0.00	174,095.25	12.50
OP1.125106	BRIC	212,709.99	212,709.99	212,709.99	0.00	212,709.99	0.00
OP1.126252	Comprehansive Plan & Zoning Code U...	125,880.00	0.00	125,824.50	0.00	125,824.50	55.50
OP1.131538	Memorial Road Street & Utility Impro...	3,464,220.00	3,464,220.00	331,737.00	0.00	331,737.00	3,132,483.00
OTS.128791	Runway 17/35 Lighting Replacement	410,741.68	410,741.68	96,802.87	0.00	96,802.87	313,938.81
19-22797	Memorial Lift Station Improvements	2,533,320.00	0.00	2,554,600.96	0.00	2,554,600.96	-21,280.96
20-HSG-022	2021 Housing Sustainability Project	224,994.00	224,994.00	181,283.12	0.00	181,283.12	43,710.88
21-26215	Downtown Master Plan	113,000.00	0.00	103,650.00	0.00	103,650.00	9,350.00
22-26698	Storm Lake WTP- Well No. 21	1,769,929.00	1,769,929.00	725,914.59	172.50	726,087.09	1,043,841.91
22-26815	W 6th Street Utilities Extension	314,241.49	314,241.49	317,330.08	1,187.50	318,517.58	-4,276.09
22-27926	Storm Lake WTP- Well #22	149,200.00	149,200.00	63,402.50	0.00	63,402.50	85,797.50
23-092	King's Pointe Remodel/Refresh	439,737.55	439,737.55	302,641.51	44,775.51	347,417.02	92,320.53
23-29446	WWTP UV Disinfection Building	189,472.00	189,472.00	23,303.75	4,013.75	27,317.50	162,154.50
23-29447	College & 3rd St Lift Station Replacem...	185,000.00	185,000.00	95,515.00	950.00	96,465.00	88,535.00
FEMA HMGP (HMA) 4483	FEMA HMGP (HMA) 4483	373,560.00	373,560.00	0.00	0.00	0.00	373,560.00
HTG322020	T-Mobile Hometown Grant Q-3-22	0.00	0.00	43,519.48	2,100.00	45,619.48	-45,619.48
IA0091	SL Elevated Water Storage- Tower #5	7,384,100.15	7,384,100.15	502,607.67	4,208.95	506,816.62	6,877,283.53
New	Lead Service Line Replacement Prelim...	15,500.00	0.00	0.00	0.00	0.00	15,500.00
OP1.125220	4th Street Watermain Improvement P...	553,406.16	0.00	581,342.16	0.00	581,342.16	-27,936.00
P11.118940	Oneida Street Reconstruction from RR...	2,526,433.98	0.00	2,513,334.28	0.00	2,513,334.28	13,099.70
P11.120411	Highway 7/110 Traffic Lane/Signalizat...	4,661,065.85	0.00	4,855,646.50	11,033.00	4,866,679.50	-205,613.65
SP21122	SL Library CDBG- COVID (CV) Grant	634,285.27	0.00	634,285.27	0.00	634,285.27	0.00
Report Total:		26,454,904.87	15,117,905.86	14,439,546.48	68,441.21	14,507,987.69	11,946,917.18

Group Summary						
Group	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
Airport Projects	410,741.68	410,741.68	96,802.87	0.00	96,802.87	313,938.81
ARPA Project	7,384,100.15	7,384,100.15	502,607.67	4,208.95	506,816.62	6,877,283.53
Building Resilient Infrastructure and C...	212,709.99	212,709.99	212,709.99	0.00	212,709.99	0.00
Economic Development	778,115.49	539,235.49	771,607.18	3,287.50	774,894.68	3,220.81
King's Pointe Resort Projects	439,737.55	439,737.55	302,641.51	44,775.51	347,417.02	92,320.53
Library Project	634,285.27	0.00	634,285.27	0.00	634,285.27	0.00
Sanitary Sewer Projects	3,281,352.00	748,032.00	2,673,419.71	4,963.75	2,678,383.46	602,968.54
Street Construction	10,825,827.58	3,464,220.00	7,874,813.03	11,033.00	7,885,846.03	2,939,981.55
Water Project	2,488,035.16	1,919,129.00	1,370,659.25	172.50	1,370,831.75	1,117,203.41
Report Total:	26,454,904.87	15,117,905.86	14,439,546.48	68,441.21	14,507,987.69	11,946,917.18

Staff Summary

04/15/2024

Agenda Item # D.5.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council
FROM: Chris Cole Police Chief
SUBJECT: **SLPD City Code Enforcement Summary**
BACKGROUND: 3/26/2024 TO 04/09/2024

Accumulate Junk – 35

Accumulate Trash – 11

Junk Vehicles – 0

Parking Restricted to hard surfaces – 2

Bags of leaves – 4

Tree Branches- 7

Total: 59

Citations – 0

White Summons: 4

FISCAL IMPACT: None

RECOMMENDATION: None

ATTACHMENTS:

Staff Summary

04/15/2024

Agenda Item # F.1.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Keri Navratil City Manager

SUBJECT: **Iowa Lakes Corridor Update**

BACKGROUND: Curt Strouth, President and CEO of the Iowa Lakes Corridor will provide their quarterly update to Council.

FISCAL IMPACT: N/A

RECOMMENDATION: N/A

ATTACHMENTS:

Staff Summary

04/15/2024

Agenda Item # F.2.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Chris Cole Police Chief

SUBJECT: **Motion To Approve 1116 Lincoln Road Noise Variance Request**

BACKGROUND: Below is a noise variance request from Seevily Oupachak for a live band for a graduation party at 1116 Lincoln Road. The band would play on Saturday June 15th from 5PM to 9PM.

See request below:

Hello,

My name is Seevily Oupachak, I live at 1116 Lincoln Road here in storm lake, Iowa. My sister-in-law is graduating this year and my family and I want to throw her a party. The graduation party will be at our house on June 15, 2024. We were wanting to request a band to play from 5pm-9pm. We didn't want to have any issues with noise complaints, and we were planning on letting our neighborhood know in advance as well. Thank you for your time! 712 730-1630

FISCAL IMPACT: None

RECOMMENDATION: Approve Request

ATTACHMENTS:

Staff Summary

04/15/2024

Agenda Item # F.3.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council
FROM: Brian Oakleaf Finance Director
SUBJECT: **Public Hearing on FY 2024-2025 Budget**

BACKGROUND:

This agenda item will hold a public hearing for the Fiscal Year 2024-2025 Budget as required by State of Iowa Code.

Per Iowa Code, the City of Storm Lake has published proper notice of this public hearing.

The FY 2024-2025 Budget will cover the time period of July 1, 2024 through June 30, 2025. The attached Budget Estimate was published on April 5th and summarizes the revenues, expenses, estimated fund balances and levy rate for this Budget.

FISCAL IMPACT: There is no fiscal impact for holding the public hearing.

RECOMMENDATION:

Open Public Hearing

Accept Oral or Written Comments

Close Public Hearing

ATTACHMENTS:

[Budget Public Hearing.pdf](#)

NOTICE OF PUBLIC HEARING -- PROPOSED BUDGET
Fiscal Year July 1, 2024 - June 30, 2025

City of: **STORM LAKE**

The City Council will conduct a public hearing on the proposed Budget at: City Council Chambers 620 Erie St. Storm Lake, Iowa Meeting Date:
4/15/2024 Meeting Time: 05:00 PM

At the public hearing any resident or taxpayer may present objections to, or arguments in favor of, any part of the proposed budget. This notice represents a
summary of the supporting detail of revenues and expenditures on file with the City Clerk and County Auditor.

City budgets are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult
<https://dom.iowa.gov/local-budget-appeals>.

The Budget Estimate Summary of proposed receipts and expenditures is shown below. Copies of the the detailed proposed Budget may be obtained or
viewed at the offices of the Mayor, City Clerk, and at the Library.

The estimated Total tax levy rate per \$1000 valuation on regular property	13.60000
--	----------

The estimated tax levy rate per \$1000 valuation on Agricultural land is	3.00375
--	---------

At the public hearing, any resident or taxpayer may present objections to, or arguments in favor of, any part of the proposed budget.

Phone Number
(712) 732-8000

City Clerk/Finance Officer's NAME
Brian T. Oakleaf

		Budget FY 2025	Re-estimated FY 2024	Actual FY 2023
Revenues & Other Financing Sources				
Taxes Levied on Property	1	4,902,609	4,272,141	4,814,264
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
Net Current Property Taxes	3	4,902,609	4,272,141	4,814,264
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	3,247,465	1,779,143	818,193
Other City Taxes	6	3,646,940	3,230,840	3,501,118
Licenses & Permits	7	124,500	179,695	240,660
Use of Money and Property	8	2,100	7,195	384,558
Intergovernmental	9	6,436,651	5,930,554	6,272,316
Charges for Fees & Service	10	18,123,444	15,610,158	15,531,884
Special Assessments	11	0	0	0
Miscellaneous	12	38,175	32,700	119,805
Other Financing Sources	13	9,137,582	0	5,934,298
Transfers In	14	21,013,519	10,762,008	14,908,442
Total Revenues and Other Sources	15	66,672,985	41,804,434	52,525,538
Expenditures & Other Financing Uses				
Public Safety	16	4,199,753	3,844,373	3,707,436
Public Works	17	2,120,229	1,983,870	2,026,122
Health and Social Services	18	33,000	23,000	18,252
Culture and Recreation	19	2,011,863	1,761,081	1,565,248
Community and Economic Development	20	1,134,847	1,184,137	546,582
General Government	21	894,948	754,210	682,498
Debt Service	22	2,758,615	2,246,547	2,236,177
Capital Projects	23	3,123,200	3,525,649	7,491,187
Total Government Activities Expenditures	24	16,276,455	15,322,867	18,273,502
Business Type / Enterprises	25	29,196,126	15,644,544	15,973,584
Total ALL Expenditures	26	45,472,581	30,967,411	34,247,086
Transfers Out	27	21,013,519	10,762,008	14,908,442
Total ALL Expenditures/Transfers Out	28	66,486,100	41,729,419	49,155,528
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out	29	186,885	75,015	3,370,010
Beginning Fund Balance July 1	30	22,948,113	22,873,098	19,503,088
Ending Fund Balance June 30	31	23,134,998	22,948,113	22,873,098

Staff Summary

04/15/2024

Agenda Item # F.4.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Brian Oakleaf Finance Director

SUBJECT: **Resolution No. 43-R-2023-2024 Adopting FY 2024-2025 Budget**

BACKGROUND:

This resolution would adopt the City of Storm Lake's Fiscal Year 2024-2025 Budget.

The Budget outlines these funding and operational priorities for the City in the next fiscal year.

- Funding of Capital Improvement projects that address the Council's adopted Strategic Plan and the City's comprehensive plan
- Careful long-range planning for revenue variables
- Continued planning for current and future action from State Legislature.
- A commitment to critical infrastructure
- Increased support for local cultural, service, recreational and quality of life endeavors.
- Increasing Economic Development
- Managing Debt Capacity to ensure matching funds for large scale Federal Infrastructure programs is available
- A pay increase of 3% for non-contract employees and continuation of top-tier benefits. Once again, we kept employee benefit contributions the same.

FISCAL IMPACT:

- *Continuing our plan for a stable, controlled tax levy: For this year, a tax levy to \$13.60, a 1.4% increase from last year.*

- *Budgeted Revenues of \$45,659,466.*
- *Budgeted Expenses of \$45,472,581*
- *This would result in a Budget Surplus of 0.4%*
- *A Budgeted ending fund balance of \$23,134,998, just over 50% of budgeted expenses, which exceeds Council's Directive of 40%*
- *Our Total Debt payments will be just over \$4,100,000, meaning Debt Service only takes up 9.02% of our revenues.*

RECOMMENDATION: Approve Resolution No. 43-R-2023-2024 Adopting FY 2024-2025 Budget

ATTACHMENTS:

[2025 Budget.pdf](#)

[43-R-2023-2024 - Budget FY2024-2025.docx](#)

FISCAL YEAR JULY 1, 2024 - JUNE 30, 2025

ADOPTION OF BUDGET AND CERTIFICATION OF CITY TAXES

The City of : **STORM LAKE** County Name: **BUENA VISTA COUNTY**

Adopted On: (entered upon adoption) Resolution: (entered upon adoption)

The below-signed certifies that the City Council, on the date stated above, lawfully approved the named resolution adopting a budget for next fiscal year, as summarized on this and the supporting pages.

Attached is Long Term Debt Schedule Form 703 which lists any and all of the debt service obligations of the City.

		With Gas & Electric		Without Gas & Electric	
Regular	2a	364,272,281	2b	355,092,610	
DEBT SERVICE	3a	462,141,603	3b	452,961,932	
Ag Land	4a	753,731			
City Number: 11-091 Last Official Census: 11,269					

Consolidated General Fund Levy Calculation

	CGFL Max Rate	CGFL Max Dollars	Non-TIF Taxable w/ G&E	Taxable Growth %
FY 2024 Budget Data	8.37000	2,684,287	320,703,523	13.59
	Limitation Percentage			
	3			
	CGFL Max Rate	CGFL Max Dollars	Revenue Growth %	
Max Allowed CGFL for FY 2025	8.12621	2,960,153	10.28	

TAXES LEVIED

Code Sec.	Dollar Limit	Purpose	ENTER FIRE DISTRICT RATE BELOW			(A) Request with Utility Replacement	(B) Property Taxes Levied		(C) Rate
384.1	8.12621	Consolidated General Fund			5	2,960,153	2,885,557	43	8.12621
		Non-Voted Other Permissible Levies							
384.12(1)	0.95000	Opr & Maint publicly owned Transit			7		0	45	0.00000
384.12(2)	0.27000	Aviation Authority (under sec.330A.15)			11		0	49	0.00000
384.12(3)	Amt Nec	Liability, property & self insurance costs			14	115,281	112,376	52	0.31647
384.12(5)	Amt Nec	Support of a Local Emerg.Mgmt.Comm.			462		0	465	0.00000
		Voted Other Permissible Levies							
28E.22	1.50000	Unified Law Enforcement			24		0	62	0.00000
		Total General Fund Regular Levies (5 thru 24)			25	3,075,434	2,997,933		
384.1	3.00375	Ag Land			26	2,265	2,264	63	3.00375
		Total General Fund Tax Levies (25 + 26)			27	3,077,699	3,000,197		Do Not Add
		Special Revenue Levies							
384.6	Amt Nec	Police & Fire Retirement			29	351,250	342,398		0.96425
	Amt Nec	FICA & IPERS (if general fund at levy limit)			30	312,250	304,382		0.85719
Rules	Amt Nec	Other Employee Benefits			31	950,585	926,632		2.60955
		Subtotal Employee Benefit Levy (29,30,31)			32	1,614,085	1,573,412	65	4.43099
			Valuation						
386	As Req	With Gas & Elec		Without Gas & Elec					
	SSMID 1 (A)	0 (B)	0	34		0	66	0.00000	
	SSMID 2 (A)	0 (B)	0	35		0	67	0.00000	
	SSMID 3 (A)	0 (B)	0	36		0	68	0.00000	
	SSMID 4 (A)	0 (B)	0	37		0	69	0.00000	
	SSMID 5 (A)	0 (B)	0	555		0	565	0.00000	
	SSMID 6 (A)	0 (B)	0	556		0	566	0.00000	
	SSMID 7 (A)	0 (B)	0	1177		0	1179	0.00000	
	SSMID 8 (A)	0 (B)	0	1185		0	1187	0.00000	
		Total Special Revenue Levies			39	1,614,085	1,573,412		
384.4	Amt Nec	Debt Service Levy 76.10(6)			40	335,666	329,000	70	0.72633
384.7	0.67500	Capital Projects (Capital Improv. Reserve)			41		0	71	0.00000
		Total Property Taxes (27+39+40+41)			42	5,027,450	4,902,609	72	13.60000

COUNTY AUDITOR - I certify the budget is in compliance with ALL the following: Budgets that DO NOT meet ALL the criteria below are not statutorily compliant & must be returned to the city for correction.

(City Representative)

(Date)

(County Auditor)

(Date)

The City Council will conduct a public hearing on the proposed Fiscal Year City property tax levy as follows:

Meeting Date: 4/1/2024 Meeting Time: 04:30 PM Meeting Location: City Council Chambers, 620 Erie St. Storm Lake, IA

At the public hearing any resident or taxpayer may present objections to, or arguments in favor of the proposed tax levy. After the hearing of the proposed tax levy, the City Council will publish notice and hold a hearing on the proposed city budget.

City Website (if available)
www.stormlake.org

City Telephone Number
(712) 732-8000

Iowa Department of Management	Current Year Certified Property Tax 2023 - 2024	Budget Year Effective Property Tax 2024 - 2025	Budget Year Proposed Property Tax 2024 - 2025
Taxable Valuations for Non-Debt Service	311,391,402	355,092,610	355,092,610
Consolidated General Fund	2,606,346	2,606,346	2,885,557
Operation & Maintenance of Public Transit	0	0	0
Aviation Authority	0	0	0
Liability, Property & Self Insurance	119,067	119,067	112,376
Support of Local Emergency Mgmt. Comm.	0	0	0
Unified Law Enforcement	0	0	0
Police & Fire Retirement	330,838	330,838	342,398
FICA & IPERS (If at General Fund Limit)	293,683	293,683	304,382
Other Employee Benefits	288,395	288,395	926,632
Capital Projects (Capital Improv. Reserve)	0	0	0
Taxable Value for Debt Service	366,553,322	452,961,932	452,961,932
Debt Service	631,425	631,425	329,000
CITY REGULAR TOTAL PROPERTY TAX	4,269,754	4,269,754	4,900,345
CITY REGULAR TAX RATE	13.40670	11.64013	13.60000
Taxable Value for City Ag Land	794,464	753,731	753,731
Ag Land	2,387	2,387	2,264
CITY AG LAND TAX RATE	3.00375	3.16691	3.00375
Tax Rate Comparison-Current VS. Proposed			
Residential property with an Actual/Assessed Value of \$100,000	Current Year Certified 2023/2024	Budget Year Proposed 2024/2025	Percent Change
City Regular Residential	733	630	-14.05
Commercial property with an Actual/Assessed Value of \$100,000	Current Year Certified 2023/2024	Budget Year Proposed 2024/2025	Percent Change
City Regular Commercial	733	630	-14.05

Note: Actual/Assessed Valuation is multiplied by a Rollback Percentage to get to the Taxable Valuation to calculate Property Taxes. Residential and Commercial properties have the same Rollback Percentage at \$100,000 Actual/Assessed Valuation.

Reasons for tax increase if proposed exceeds the current:

HF 718 requires a new Publishing format, with a new levy calculation and comparison. General Fund growth is due to a value increase that far exceeds the automatic Rate reduction. Other Employee Benefits includes partially self-funded health insurance, absorbing skyrocketing costs.

FUND BALANCE

City Name: STORM LAKE
Fiscal Year July 1, 2024 - June 30, 2025

		GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	TOTAL GOVERNMENT	PROPRIETARY	GRAND TOTAL
Annual Report FY 2023										
	1	3,428,157	4,126,591	-45,899	131,300	1,693,357	338,442	9,671,948	9,831,140	19,503,088
	2	7,487,472	6,270,457	819,642	8,784,724	5,495,868	252,929	29,111,092	23,414,446	52,525,538
	3	7,414,424	6,590,573	901,946	8,816,017	5,912,421	71,225	29,706,606	19,448,922	49,155,528
	4	3,501,205	3,806,475	-128,203	100,007	1,276,804	520,146	9,076,434	13,796,664	22,873,098
Re-Estimated FY 2024										
	5	3,501,205	3,806,475	-128,203	100,007	1,276,804	520,146	9,076,434	13,796,664	22,873,098
	6	7,611,556	6,112,539	2,029,143	2,986,865	1,007,335	32,700	19,780,138	22,024,296	41,804,434
	7	8,362,722	6,457,103	2,029,143	2,973,693	1,230,939	39,330	21,092,930	20,636,489	41,729,419
	8	2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	7,763,642	15,184,471	22,948,113
Budget FY 2025										
	9	2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	7,763,642	15,184,471	22,948,113
	10	7,494,210	7,709,176	3,247,465	2,993,712	2,070,000	38,175	23,552,738	43,120,247	66,672,985
	11	7,147,973	7,570,141	3,119,262	3,106,891	3,123,200	39,330	24,106,797	42,379,303	66,486,100
	12	3,096,276	3,600,946	0	0	0	512,361	7,209,583	15,925,415	23,134,998

LOCAL EMC SUPPORT

City Name: STORM LAKE
Fiscal Year July 1, 2024 – June 30, 2025

As provided in Iowa Code Section 384.12, subsection 22, a city may levy the amount necessary in support of a local Emergency Management Commission. In addition to this individual levy, Emergency Management Commission support may also be included as part of the General Fund Levy. Iowa Code Section 29C.17, subsection 5 states that any support from cities or counties must be separately reported on tax statements issued by the county treasurer. Input the amount of General Fund Levy request to be used for support of an Emergency Management Commission. The total below will reflect the total amount of Emergency Management Commission support provided by the City.

	Request with Utility Replacement	Property Taxes Levied
Portion of General Fund Levy Used for Emerg. Mgmt. Comm.	0	0
Support of a Local Emerg. Mgmt. Comm.	0	0
TOTAL FOR FY 2025	0	0

City Name: STORM LAKE
Fiscal Year July 1, 2023 - June 30, 2024

GOVERNMENT ACTIVITIES CONT.	GENERAL	SPECIAL REVENUE	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	RE-ESTIMATED 2024	ACTUAL 2023
PUBLIC SAFETY									
Police Department/Crime Prevention	1 2,104,134	778,787				10,000		2,892,921	2,843,106
Jail	2							0	0
Emergency Management	3 12,881							12,881	15,451
Flood Control	4							0	0
Fire Department	5 491,743	132,538						624,281	576,475
Ambulance	6							0	0
Building Inspections	7 263,248	45,042						308,290	268,194
Miscellaneous Protective Services	8							0	0
Animal Control	9 6,000							6,000	4,210
Other Public Safety	10							0	0
TOTAL (lines 1 - 10)	11 2,878,006	956,367				10,000		3,844,373	3,707,436
PUBLIC WORKS									
Roads, Bridges, & Sidewalks	12	957,574						957,574	1,077,310
Parking - Meter and Off-Street	13							0	0
Street Lighting	14	275,000						275,000	206,318
Traffic Control and Safety	15	25,000						25,000	30,207
Snow Removal	16	288,414						288,414	301,184
Highway Engineering	17							0	0
Street Cleaning	18							0	0
Airport (if not Enterprise)	19 437,882							437,882	411,103
Garbage (if not Enterprise)	20							0	0
Other Public Works	21							0	0
TOTAL (lines 12 - 21)	22 437,882	1,545,988				0		1,983,870	2,026,122
HEALTH & SOCIAL SERVICES									
Welfare Assistance	23							0	0
City Hospital	24							0	0
Payments to Private Hospitals	25							0	0
Health Regulation and Inspection	26							0	0
Water, Air, and Mosquito Control	27							0	0
Community Mental Health	28							0	0
Other Health and Social Services	29 23,000							23,000	18,252
TOTAL (lines 23 - 29)	30 23,000	0				0		23,000	18,252
CULTURE & RECREATION									
Library Services	31 284,263	92,830				28,330		405,423	368,492
Museum, Band and Theater	32 25,500	77						25,577	19,008
Parks	33 330,301	65,279				1,000		396,580	432,174
Recreation	34 386,973	21,426						408,399	437,826
Cemetery	35							0	0
Community Center, Zoo, & Marina	36 91,250							91,250	91,653
Other Culture and Recreation	37 433,852							433,852	216,095
TOTAL (lines 31 - 37)	38 1,552,139	179,612				29,330		1,761,081	1,565,248

City Name: STORM LAKE
Fiscal Year July 1, 2023 - June 30, 2024

	GOVERNMENT ACTIVITIES CONT.	GENERAL	SPECIAL REVENUE	TIF/SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	RE-ESTIMATED 2024	ACTUAL 2023
	COMMUNITY & ECONOMIC DEVELOPMENT									
39	Community Beautification								0	0
40	Economic Development	623,263	33,862						657,125	392,457
41	Housing and Urban Renewal								0	0
42	Planning & Zoning								0	0
43	Other Com & Econ Development	25,000		304,020					329,020	90,923
44	TIF Rebates			197,992					197,992	63,202
45	TOTAL (lines 39 - 44)	648,263	33,862	502,012			0		1,184,137	546,582
	GENERAL GOVERNMENT									
46	Mayor, Council, & City Manager	59,999	9,921						69,920	70,387
47	Clerk, Treasurer, & Finance Adm.	118,477	37,777						156,254	148,829
48	Elections								0	0
49	Legal Services & City Attorney	90,000							90,000	45,955
50	City Hall & General Buildings	31,477							31,477	34,184
51	Tort Liability	187,603							187,603	215,159
52	Other General Government	218,956							218,956	167,984
53	TOTAL (lines 46 - 52)	706,512	47,698	0			0		754,210	682,498
54	DEBT SERVICE									
55	Gov Capital Projects	1,444,710	850,000		2,246,547	1,230,939			2,246,547	2,236,177
56	TIF Capital Projects								3,525,649	7,491,187
57	TOTAL CAPITAL PROJECTS	1,444,710	850,000	0		1,230,939	0		3,525,649	7,491,187
58	TOTAL Governmental Activities Expenditures (lines 11+22+30+38+44+52+53+54)	7,690,512	3,613,527	502,012	2,246,547	1,230,939	39,330		15,322,867	18,273,502
	BUSINESS TYPE ACTIVITIES Proprietary: Enterprise & Budgeted ISF									
59	Water Utility									
60	Sewer Utility							3,845,392	3,845,392	3,628,721
61	Electric Utility							2,984,427	2,984,427	2,539,190
62	Gas Utility								0	0
63	Airport								0	0
64	Landfill/Garbage							511,972	511,972	481,251
65	Transit								0	0
66	Cable TV, Internet & Telephone								0	0
67	Housing Authority								0	0
68	Storm Water Utility							365,945	365,945	375,532
69	Other Business Type (city hosp., ISF, parking, etc.)							4,472,148	4,472,148	6,975,962
70	Enterprise DEBT SERVICE							1,202,210	1,202,210	1,187,472
71	Enterprise CAPITAL PROJECTS							2,262,450	2,262,450	785,456
72	Enterprise TIF CAPITAL PROJECTS								0	0
73	TOTAL BUSINESS TYPE EXPENDITURES (lines 59+72)							15,644,544	15,644,544	15,973,584
74	TOTAL ALL EXPENDITURES (lines 58+73)	7,690,512	3,613,527	502,012	2,246,547	1,230,939	39,330	15,644,544	30,967,411	34,247,086
75	Regular Transfers Out	672,210	2,843,576		727,146			4,741,945	8,984,877	14,069,698
76	Internal TIF Loan Transfers Out			1,527,131				250,000	1,777,131	838,744
77	Total ALL Transfers Out	672,210	2,843,576	1,527,131	727,146	0	0	4,991,945	10,762,008	14,908,442
78	Total Expenditures and Other Fin Uses (lines 74+77)	8,362,722	6,457,103	2,029,143	2,973,693	1,230,939	39,330	20,636,489	41,729,419	49,155,528
79	Ending Fund Balance June 30	2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	15,184,471	22,948,113	22,873,098

RE-ESTIMATED REVENUES DETAIL

City Name: STORM LAKE
Fiscal Year July 1, 2023 - June 30, 2024

REVENUES & OTHER FINANCING SOURCES	GENERAL	SPECIAL REVENUE	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	RE-ESTIMATED 2024	ACTUAL 2023
Taxes Levied on Property	1 2,643,724	996,992		631,425				4,272,141	4,814,264
Less: Uncollected Property Taxes - Levy Year	2							0	0
Net Current Property Taxes (line 1 minus line 2)	3 2,643,724	996,992		631,425	0			4,272,141	4,814,264
Delinquent Property Taxes	4							0	0
TIF Revenues	5		1,779,143					1,779,143	818,193
Other City Taxes:									
Utility Tax Replacement Excise Taxes	6 78,989	29,811		29,214				138,014	12,886
Utility franchise tax (Iowa Code Chapter 364.2)	7 964,000							964,000	1,166,757
Parimutuel wager tax	8							0	0
Gaming wager tax	9							0	0
Mobile Home Taxes	10							0	0
Hotel/Motel Taxes	11	350,000						350,000	420,610
Other Local Option Taxes	12	1,778,826						1,778,826	1,900,865
Subtotal - Other City Taxes (lines 6 thru 12)	13 1,042,989	2,158,637		29,214	0			3,230,840	3,501,118
Licenses & Permits	14 179,695							179,695	240,660
Use of Money & Property	15 7,195							7,195	384,558
Intergovernmental:									
Federal Grants & Reimbursements	16 507,335				507,335		2,553,510	3,568,180	1,634,927
Road Use Taxes	17	1,464,970						1,464,970	1,557,940
Other State Grants & Reimbursements	18 147,444	249,960			500,000			897,404	992,222
Local Grants & Reimbursements	19							0	2,087,227
Subtotal - Intergovernmental (lines 16 thru 19)	20 654,779	1,714,930	0	0	1,007,335		2,553,510	5,930,554	6,272,316
Charges for Fees & Service:									
Water Utility	21							5,155,938	4,599,087
Sewer Utility	22							3,718,279	3,358,417
Electric Utility	23							0	0
Gas Utility	24							0	0
Parking	25							0	0
Airport	26 381,000							381,000	470,813
Landfill/Garbage	27						455,500	455,500	473,164
Hospital	28							0	0
Transit	29							0	0
Cable TV, Internet & Telephone	30							0	0
Housing Authority	31							0	8,655
Storm Water Utility	32						418,000	418,000	426,463
Other Fees & Charges for Service	33 1,087,008	52,500					4,341,933	5,481,441	6,195,285
Subtotal - Charges for Service (lines 21 thru 33)	34 1,468,008	52,500	0	0	0	0	14,089,650	15,610,158	15,531,884
Special Assessments	35							0	0
Miscellaneous	36					32,700		32,700	119,805
Other Financing Sources:									
Regular Operating Transfers In	37 1,615,166	1,189,480		2,246,365			3,933,866	8,984,877	14,069,698
Internal TIF Loan Transfers In	38		250,000	79,861			1,447,270	1,777,131	838,744
Subtotal ALL Operating Transfers In	39 1,615,166	1,189,480	250,000	2,326,226	0	0	5,381,136	10,762,008	14,908,442
Proceeds of Debt (Excluding TIF Internal Borrowing)	40							0	5,934,298
Proceeds of Capital Asset Sales	41							0	0
Subtotal-Other Financing Sources (lines 36 thru 38)	42 1,615,166	1,189,480	250,000	2,326,226	0	0	5,381,136	10,762,008	20,842,740
Total Revenues except for beginning fund balance (lines 3, 4, 5, 12, 13, 14, 19, 33, 34, 35, & 39)	43 7,611,556	6,112,539	2,029,143	2,986,865	1,007,335	32,700	22,024,296	41,804,434	52,525,538
Beginning Fund Balance July 1	44 3,501,205	3,806,475	-128,203	100,007	1,276,804	520,146	13,796,664	22,873,098	19,503,088
TOTAL REVENUES & BEGIN BALANCE (lines 41+42)	45 11,112,761	9,919,014	1,900,940	3,086,872	2,284,139	552,846	35,820,960	64,677,532	72,028,626

City Name: STORM LAKE
Fiscal Year July 1, 2024 - June 30, 2025

GOVERNMENT ACTIVITIES	GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	BUDGET 2025	RE-ESTIMATED 2024	ACTUAL 2023
PUBLIC SAFETY										
Police Department/Crime Prevention	1 2,291,719	825,487				10,000		3,127,206	2,892,921	2,843,106
Jail	2							0	0	0
Emergency Management	3 13,881							13,881	12,881	15,451
Flood Control	4							0	0	0
Fire Department	5 567,550	130,926						698,476	624,281	576,475
Ambulance	6							0	0	0
Building Inspections	7 300,714	53,476						354,190	308,290	268,194
Miscellaneous Protective Services	8							0	0	0
Animal Control	9 6,000							6,000	6,000	4,210
Other Public Safety	10							0	0	0
TOTAL (lines 1 - 10)	11 3,179,864	1,009,889				10,000		4,199,753	3,844,373	3,707,436
PUBLIC WORKS										
Roads, Bridges, & Sidewalks	12	1,097,006						1,097,006	957,574	1,077,310
Parking - Meter and Off-Street	13							0	0	0
Street Lighting	14	200,000						200,000	275,000	206,318
Traffic Control and Safety	15	30,000						30,000	25,000	30,207
Snow Removal	16	393,132						393,132	288,414	301,184
Highway Engineering	17							0	0	0
Street Cleaning	18							0	0	0
Airport	19 400,091							400,091	437,882	411,103
Garbage (if not Enterprise)	20							0	0	0
Other Public Works	21							0	0	0
TOTAL (lines 12 - 21)	22 400,091	1,720,138				0		2,120,229	1,983,870	2,026,122
HEALTH & SOCIAL SERVICES										
Welfare Assistance	23							0	0	0
City Hospital	24							0	0	0
Payments to Private Hospitals	25							0	0	0
Health Regulation and Inspection	26							0	0	0
Water, Air, and Mosquito Control	27							0	0	0
Community Mental Health	28							0	0	0
Other Health and Social Services	29 33,000							33,000	23,000	18,252
TOTAL (lines 23 - 29)	30 33,000	0				0		33,000	23,000	18,252
CULTURE & RECREATION										
Library Services	31 336,925	107,219				8,330		452,474	405,423	368,492
Museum, Band and Theater	32 24,915							24,915	25,577	19,008
Parks	33 479,837	77,555				21,000		578,392	396,580	432,174
Recreation	34 475,156	23,549						498,705	408,399	437,826
Cemetery	35							0	0	0
Community Center, Zoo, & Marina	36 115,250							115,250	91,250	91,653
Other Culture and Recreation	37 342,127							342,127	433,852	216,095
TOTAL (lines 31 - 37)	38 1,774,210	208,323				29,330		2,011,863	1,761,081	1,565,248

City Name: STORM LAKE
Fiscal Year July 1, 2024 – June 30, 2025

GOVERNMENT ACTIVITIES	GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	BUDGET 2025	RF- ESTIMATED 2024	ACTUAL 2023
COMMUNITY & ECONOMIC DEVELOPMENT										
Community Beautification	39							0	0	0
Economic Development	40	370,731	38,653					409,384	657,125	392,457
Housing and Urban Renewal	41							0	0	0
Planning & Zoning	42							0	0	0
Other Com & Econ Development	43	20,000	452,190	253,273				725,463	329,020	90,923
TIF Rebates	44							0	197,992	63,202
TOTAL (lines 39 - 44)	45	390,731	490,843	253,273		0		1,134,847	1,184,137	546,582
GENERAL GOVERNMENT										
Mayor, Council, & City Manager	46	60,709	11,435					72,144	69,920	70,387
Clerk, Treasurer, & Finance Adm.	47	117,389	43,336					160,725	156,254	148,829
Elections	48							0	0	0
Legal Services & City Attorney	49	125,000						125,000	90,000	45,955
City Hall & General Buildings	50	31,977						31,977	31,477	34,184
Tort Liability	51	187,603						187,603	187,603	215,159
Other General Government	52	317,499						317,499	218,956	167,984
TOTAL (lines 46 - 52)	53	840,177	54,771	0		0		894,948	754,210	682,498
DEBT SERVICE										
Gov Capital Projects	54			2,758,615				2,758,615	2,246,547	2,236,177
TIF Capital Projects	55				3,123,200			3,123,200	3,525,649	7,491,187
TOTAL CAPITAL PROJECTS	56							0	0	0
TOTAL Government Activities Expenditures (lines 11+22+30+38+45+53+54+57)	57	0	0	0	3,123,200	0		3,123,200	3,525,649	7,491,187
58	6,618,073	3,483,964	253,273	2,758,615	3,123,200	39,330		16,276,455	15,322,867	18,273,502
BUSINESS TYPE ACTIVITIES										
Proprietary: Enterprise & Budgeted ISF										
Water Utility	59							4,646,749	3,845,392	3,628,721
Sewer Utility	60							2,827,213	2,984,427	2,539,190
Electric Utility	61							0	0	0
Gas Utility	62							0	0	0
Airport	63							0	0	0
Landfill/Garbage	64							568,955	511,972	481,251
Transit	65							0	0	0
Cable TV, Internet & Telephone	66							0	0	0
Housing Authority	67							0	0	0
Storm Water Utility	68							372,828	365,945	375,532
Other Business Type (city hosp., ISF, parking, etc.)	69							4,732,623	4,472,148	6,975,962
Enterprise DEBT SERVICE	70							1,541,618	1,202,210	1,187,472
Enterprise CAPITAL PROJECTS	71							14,506,140	2,262,450	785,456
Enterprise TIF CAPITAL PROJECTS	72							0	0	0
TOTAL Business Type Expenditures (lines 59 - 72)	73							29,196,126	15,644,544	15,973,584
TOTAL ALL EXPENDITURES (lines 58 + 73)	74	6,618,073	3,483,964	253,273	3,123,200	39,330		45,472,581	30,967,411	34,247,086
Regular Transfers Out	75	529,900	4,086,177	348,276				13,183,177	8,984,877	14,069,698
Internal TIF Loan / Repayment Transfers Out	76			2,865,989				2,865,989	1,777,131	838,744
Total ALL Transfers Out	77	529,900	4,086,177	348,276	0	0		21,013,519	10,762,008	14,908,442
Total Expenditures & Fund Transfers Out (lines 74+77)	78	7,147,973	7,570,141	3,106,891	3,123,200	39,330		66,486,100	41,729,419	49,155,528
Ending Fund Balance June 30	79	3,096,276	3,600,946	0	0	512,361		23,134,998	22,948,113	22,873,098

REVENUES DETAIL

City Name: STORM LAKE
Fiscal Year July 1, 2024 - June 30, 2025

		GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	BUDGET 2025	RE-ESTIMATED 2024	ACTUAL 2023
REVENUES & OTHER FINANCING SOURCES											
1	Taxes Levied on Property	3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
2	Less: Uncollected Property Taxes - Levy Year								0	0	0
3	Net Current Property Taxes (line 1 minus line 2)	3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
4	Delinquent Property Taxes								0	0	0
5	TIF Revenues			3,247,465					3,247,465	1,779,143	818,193
Other City Taxes:											
6	Utility Tax Replacement Excise Taxes	77,501	40,673		6,666	0			124,840	138,014	12,886
7	Utility franchise tax (Iowa Code Chapter 364.2)		1,242,500						1,242,500	964,000	1,166,757
8	Parimutuel wager tax								0	0	0
9	Gaming wager tax								0	0	0
10	Mobile Home Taxes								0	0	0
11	Hotel/Motel Taxes	432,600							432,600	350,000	420,610
12	Other Local Option Taxes		1,847,000						1,847,000	1,778,826	1,900,865
13	Subtotal - Other City Taxes (lines 6 thru 12)	510,101	3,130,173		6,666	0			3,046,940	3,230,840	3,501,118
14	Licenses & Permits	124,500							124,500	179,695	240,660
15	Use of Money & Property	2,100							2,100	7,195	384,558
Intergovernmental:											
16	Federal Grants & Reimbursements					243,000		2,687,874	2,930,874	3,568,180	1,634,927
17	Road Use Taxes		1,589,041						1,589,041	1,464,970	1,557,940
18	Other State Grants & Reimbursements	240,451	249,900					1,000,000	1,490,351	897,404	992,222
19	Local Grants & Reimbursements	176,485	249,900						426,385	0	2,087,227
20	Subtotal - Intergovernmental (lines 16 thru 19)	416,936	2,088,841	0	0	243,000		3,687,874	6,436,651	5,930,554	6,272,316
Charges for Fees & Service:											
21	Water Utility							6,320,552	6,320,552	5,155,938	4,599,087
22	Sewer Utility							4,817,696	4,817,696	3,718,279	3,358,417
23	Electric Utility								0	0	0
24	Gas Utility								0	0	0
25	Parking								0	0	0
26	Airport	402,000							402,000	381,000	470,813
27	Landfill/Garbage							480,500	480,500	455,500	473,164
28	Hospital								0	0	0
29	Transit								0	0	0
30	Cable TV, Internet & Telephone								0	0	0
31	Housing Authority								0	0	8,655
32	Storm Water Utility							426,000	426,000	418,000	426,463
33	Other Fees & Charges for Service	1,200,512						4,476,184	5,676,696	5,481,441	6,195,285
34	Subtotal - Charges for Service (lines 21 thru 33)	1,602,512	0	0	0	0	0	16,520,932	18,123,444	15,610,158	15,531,884
35	Special Assessments								0	0	0
36	Miscellaneous						38,175		38,175	32,700	119,805
Other Financing Sources:											
37	Regular Operating Transfers In	1,670,577	916,750		1,186,372	1,762,000		12,611,831	18,147,530	8,984,877	14,069,698
38	Internal TIF Loan Transfers In	167,287			1,471,674	65,000		1,162,028	2,865,989	1,777,131	838,744
39	Subtotal ALL Operating Transfers In	1,837,864	916,750	0	2,658,046	1,827,000	0	13,773,859	21,013,519	10,762,008	14,908,442
40	Proceeds of Debt (Excluding TIF Internal Borrowing)							9,137,582	9,137,582	0	5,934,298
41	Proceeds of Capital Asset Sales								0	0	0
42	Subtotal-Other Financing Sources (lines 38 thru 40)	1,837,864	916,750	0	2,658,046	1,827,000	0	22,911,441	30,151,101	10,762,008	20,842,740
43	Total Revenues except for beginning fund balance (lines 3, 4, 5, 13, 14, 15, 20, 34, 35, 36, & 41)	7,494,210	7,709,176	3,247,465	2,993,712	2,070,000	38,175	43,120,247	66,672,985	41,804,434	52,525,538
44	Beginning Fund Balance July 1	2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	15,184,471	22,948,113	22,873,098	19,503,088
45	TOTAL REVENUES & BEGIN BALANCE (lines 42+43)	10,244,249	11,171,087	3,119,262	3,106,891	3,123,200	551,691	58,304,718	89,621,098	64,677,532	72,028,626

ADOPTED BUDGET SUMMARY

City Name: STORM LAKE
Fiscal Year July 1, 2024 – June 30, 2025

	GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	BUDGET 2025	RE-ESTIMATED 2024	ACTUAL 2023
Revenues & Other Financing Sources										
Taxes Levied on Property	1 3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
Less: Uncollected Property Taxes-Levy Year	2 0	0		0	0			0	0	0
Net Current Property Taxes	3 3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
Delinquent Property Taxes	4 0	0		0	0			0	0	0
TIF Revenues	5		3,247,465					3,247,465	1,779,143	818,193
Other City Taxes	6 510,101	3,130,173		6,666	0			3,646,940	3,230,840	3,501,118
Licenses & Permits	7 124,500	0					0	124,500	179,695	240,660
Use of Money and Property	8 2,100	0	0	0	0	0	0	2,100	7,195	384,558
Intergovernmental	9 416,936	2,088,841	0	0	243,000		3,687,874	6,436,651	5,930,554	6,272,316
Charges for Fees & Service	10 1,602,512	0	0	0	0	0	16,520,932	18,123,444	15,610,158	15,531,884
Special Assessments	11 0	0	0	0	0	0	0	0	0	0
Miscellaneous	12 0	0	0	0	0	38,175	0	38,175	32,700	119,805
Sub-Total Revenues	13 5,656,346	6,792,426	3,247,465	335,666	243,000	38,175	20,208,806	36,521,884	31,042,426	31,682,798
Other Financing Sources:										
Total Transfers In	14 1,837,864	916,750	0	2,658,046	1,827,000	0	13,773,859	21,013,519	10,762,008	14,908,442
Proceeds of Debt	15 0	0	0	0	0	0	9,137,582	9,137,582	0	5,934,298
Proceeds of Capital Asset Sales	16 0	0	0	0	0	0	0	0	0	0
Total Revenues and Other Sources	17 7,494,210	7,709,176	3,247,465	2,993,712	2,070,000	38,175	43,120,247	66,672,985	41,804,434	52,525,538
Expenditures & Other Financing Uses										
Public Safety	18 3,179,864	1,009,889	0			10,000		4,199,753	3,844,373	3,707,436
Public Works	19 400,091	1,720,138	0	0		0		2,120,229	1,983,870	2,026,122
Health and Social Services	20 33,000	0	0	0		0		33,000	23,000	18,252
Culture and Recreation	21 1,774,210	208,323	0	0		29,330		2,011,863	1,761,081	1,565,248
Community and Economic Development	22 390,731	490,843	253,273			0		1,134,847	1,184,137	546,582
General Government	23 840,177	54,771	0	0		0		894,948	754,210	682,498
Debt Service	24 0	0	0	2,758,615		0		2,758,615	2,246,547	2,236,177
Capital Projects	25 0	0	0	0	3,123,200	0		3,123,200	3,525,649	7,491,187
Total Government Activities Expenditures	26 6,618,073	3,483,964	253,273	2,758,615	3,123,200	39,330		16,276,455	15,322,867	18,273,502
Business Type Proprietary: Enterprise & ISF	27						29,196,126	29,196,126	15,644,544	15,973,584
Total Gov & Bus Type Expenditures	28 6,618,073	3,483,964	253,273	2,758,615	3,123,200	39,330	29,196,126	48,472,581	30,967,411	34,247,086
Total Transfers Out	29 529,900	4,086,177	2,865,989	348,276	0	0	13,183,177	21,013,519	10,762,008	14,908,442
Total ALL Expenditures/Fund Transfers Out	30 7,147,973	7,570,141	3,119,262	3,106,891	3,123,200	39,330	42,379,303	66,486,100	41,729,419	49,155,528
Excess Revenues & Other Sources Over	31									
(Under) Expenditures/Transfers Out	32 346,237	139,035	128,203	-113,179	-1,053,200	-1,155	740,944	186,885	75,015	3,370,010
Beginning Fund Balance July 1	33 2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	15,184,471	22,948,113	22,873,098	19,503,088
Ending Fund Balance June 30	34 3,096,276	3,600,946	0	0	0	512,361	15,925,415	23,134,998	22,948,113	22,873,098

LONG TERM DEBT SCHEDULE - LT DEBT1

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name		Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
Bargloff & Firetruck	1	2,685,000	GO	15-R-2018-2019	255,000	59,250	314,250	500		179,443	135,307
Outdoor Waterpark / Awaysis	2	8,171,000	GO	8-R-2020-2021	650,000	154,110	804,110	500		604,251	200,359
GO Urban Renewal / STIFF	3	5,065,000	GO	89-R-2020-2021	690,000	75,350	765,350	500		765,850	0
King's Pointe Revenue Bond	4	1,850,000	GO	15-R-2018-2019	175,000	31,435	206,435	500		206,935	0
Hotel/Motel Tax Revenue	5	1,340,000	GO	103-R-2015-2016	120,000	9,300	129,300	250		129,550	0
Memorial Lift Station SRF	6	1,608,000	GO	3-R-2021-2022	70,000	28,120	98,120	3,300		101,420	0
King's Pointe TIF Revenue Bond	7	5,800,000	GO	XX-R-2023-2024	0	435,000	435,000	500		435,500	0
Water Revenue	8	2,185,000	NON-GO	18-R-2019-2020	264,000	35,612	299,612	500		300,112	0
Sewer Revenue	9	4,582,000	NON-GO	17-R-2019-2020	391,000	46,797	437,797	500		438,297	0
Storm Water SRF	10	729,000	NON-GO	27-R-2006-2007	41,000	3,810	44,810	458		45,268	0
Sewer SRF	11	660,000	NON-GO	118-R-2006-2007	45,000	2,433	47,433	418		47,851	0
Water Tower #5 SRF	12	7,500,000	NON-GO	XX-R-2023-2024	312,262	129,520	441,782	3,300		445,082	0
Well #22 SRF	13	1,750,000	NON-GO	XX-R-2023-2024	70,000	28,120	98,120	3,300		101,420	0
	14	-	-				0				0
	15	-	-				0				0
	16	-	-				0				0
	17	-	-				0				0
	18	-	-				0				0
	19	-	-				0				0
	20	-	-				0				0
	21	-	-				0				0
	22	-	-				0				0
	23	-	-				0				0
	24	-	-				0				0
	25	-	-				0				0
	26	-	-				0				0
	27	-	-				0				0
	28	-	-				0				0
	29	-	-				0				0
	30	-	-				0				0
TOTALS					3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBT2

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name	Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	31	-				0				0
	32	-				0				0
	33	-				0				0
	34	-				0				0
	35	-				0				0
	36	-				0				0
	37	-				0				0
	38	-				0				0
	39	-				0				0
	40	-				0				0
	41	-				0				0
	42	-				0				0
	43	-				0				0
	44	-				0				0
	45	-				0				0
	46	-				0				0
	47	-				0				0
	48	-				0				0
	49	-				0				0
	50	-				0				0
	51	-				0				0
	52	-				0				0
	53	-				0				0
	54	-				0				0
	55	-				0				0
	56	-				0				0
	57	-				0				0
	58	-				0				0
	59	-				0				0
	60	-				0				0
TOTALS				3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBT3

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name	Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	61	-				0				0
	62	-				0				0
	63	-				0				0
	64	-				0				0
	65	-				0				0
	66	-				0				0
	67	-				0				0
	68	-				0				0
	69	-				0				0
	70	-				0				0
	71	-				0				0
	72	-				0				0
	73	-				0				0
	74	-				0				0
	75	-				0				0
	76	-				0				0
	77	-				0				0
	78	-				0				0
	79	-				0				0
	80	-				0				0
	81	-				0				0
	82	-				0				0
	83	-				0				0
	84	-				0				0
	85	-				0				0
	86	-				0				0
	87	-				0				0
	88	-				0				0
	89	-				0				0
	90	-				0				0
TOTALS				3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBT4

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name	Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	91	-				0				0
	92	-				0				0
	93	-				0				0
	94	-				0				0
	95	-				0				0
	96	-				0				0
	97	-				0				0
	98	-				0				0
	99	-				0				0
	100	-				0				0
	101	-				0				0
	102	-				0				0
	103	-				0				0
	104	-				0				0
	105	-				0				0
	106	-				0				0
	107	-				0				0
	108	-				0				0
	109	-				0				0
	110	-				0				0
	111	-				0				0
	112	-				0				0
	113	-				0				0
	114	-				0				0
	115	-				0				0
	116	-				0				0
	117	-				0				0
	118	-				0				0
	119	-				0				0
	120	-				0				0
TOTALS				3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBTS

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name	Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	121	-				0				0
	122	-				0				0
	123	-				0				0
	124	-				0				0
	125	-				0				0
	126	-				0				0
	127	-				0				0
	128	-				0				0
	129	-				0				0
	130	-				0				0
	131	-				0				0
	132	-				0				0
	133	-				0				0
	134	-				0				0
	135	-				0				0
	136	-				0				0
	137	-				0				0
	138	-				0				0
	139	-				0				0
	140	-				0				0
	141	-				0				0
	142	-				0				0
	143	-				0				0
	144	-				0				0
	145	-				0				0
	146	-				0				0
	147	-				0				0
	148	-				0				0
	149	-				0				0
	150	-				0				0
TOTALS				3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBT6

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name	Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	151	-				0				0
	152	-				0				0
	153	-				0				0
	154	-				0				0
	155	-				0				0
	156	-				0				0
	157	-				0				0
	158	-				0				0
	159	-				0				0
	160	-				0				0
	161	-				0				0
	162	-				0				0
	163	-				0				0
	164	-				0				0
	165	-				0				0
	166	-				0				0
	167	-				0				0
	168	-				0				0
	169	-				0				0
	170	-				0				0
	171	-				0				0
	172	-				0				0
	173	-				0				0
	174	-				0				0
	175	-				0				0
	176	-				0				0
	177	-				0				0
	178	-				0				0
	179	-				0				0
	180	-				0				0
TOTALS				3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - LT DEBT7

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

Debt Name		Amount of Issue	Type of Debt Obligation	Debt Resolution Number	Principal Due FY	Interest Due FY	Total Obligation Due FY	Bond Reg./ Paying Agent Fees Due FY	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Funds OTHER THAN Current Year Debt Service Taxes	Amount Paid Current Year Debt Service Levy
	181	-	-				0				0
	182	-	-				0				0
	183	-	-				0				0
	184	-	-				0				0
	185	-	-				0				0
	186	-	-				0				0
	187	-	-				0				0
	188	-	-				0				0
	189	-	-				0				0
	190	-	-				0				0
	191	-	-				0				0
	192	-	-				0				0
	193	-	-				0				0
	194	-	-				0				0
	195	-	-				0				0
	196	-	-				0				0
	197	-	-				0				0
	198	-	-				0				0
	199	-	-				0				0
	200	-	-				0				0
	201	-	-				0				0
	202	-	-				0				0
	203	-	-				0				0
	204	-	-				0				0
	205	-	-				0				0
	206	-	-				0				0
	207	-	-				0				0
	208	-	-				0				0
	209	-	-				0				0
	210	-	-				0				0
TOTALS					3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

LONG TERM DEBT SCHEDULE - GRAND TOTALS

GENERAL OBLIGATION BONDS, TIF BONDS, REVENUE BONDS, LOANS, LEASE-PURCHASE PAYMENTS

	Principal Due FY 2025	Interest Due FY 2025	Total Obligation Due FY 2025	Bond Reg./ Paying Agent Fees Due FY 2025	Reductions due to Refinancing or Prepayment of Certified Debt	Paid from Sources OTHER THAN Budget Year Debt Service Levy	Amount Paid Budget Year Debt Service Levy
GO - TOTAL	1,960,000	792,565	2,752,565	6,050	0	2,422,949	335,666
NON GO - TOTAL	1,123,262	246,292	1,369,554	8,476	0	1,378,030	0
GRAND - TOTAL	3,083,262	1,038,857	4,122,119	14,526	0	3,800,979	335,666

NOTICE OF PUBLIC HEARING -- PROPOSED BUDGET
Fiscal Year July 1, 2024 - June 30, 2025

City of: **STORM LAKE**

The City Council will conduct a public hearing on the proposed Budget at: City Council Chambers 620 Erie St. Storm Lake, Iowa Meeting Date: 4/15/2024 Meeting Time: 05:00 PM

At the public hearing any resident or taxpayer may present objections to, or arguments in favor of, any part of the proposed budget. This notice represents a summary of the supporting detail of revenues and expenditures on file with the City Clerk and County Auditor.

City budgets are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult <https://dom.iowa.gov/local-budget-appeals>.

The Budget Estimate Summary of proposed receipts and expenditures is shown below. Copies of the the detailed proposed Budget may be obtained or viewed at the offices of the Mayor, City Clerk, and at the Library.				
The estimated Total tax levy rate per \$1000 valuation on regular property				
13.60000				
The estimated tax levy rate per \$1000 valuation on Agricultural land is				
3.00375				
At the public hearing, any resident or taxpayer may present objections to, or arguments in favor of, any part of the proposed budget.				
Phone Number (712) 732-8000			City Clerk/Finance Officer's NAME Brian T. Oakleaf	
		Budget FY 2025	Re-estimated FY 2024	Actual FY 2023
Revenues & Other Financing Sources				
Taxes Levied on Property	1	4,902,609	4,272,141	4,814,264
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
Net Current Property Taxes	3	4,902,609	4,272,141	4,814,264
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	3,247,465	1,779,143	818,193
Other City Taxes	6	3,646,940	3,230,840	3,501,118
Licenses & Permits	7	124,500	179,695	240,660
Use of Money and Property	8	2,100	7,195	384,558
Intergovernmental	9	6,436,651	5,930,554	6,272,316
Charges for Fees & Service	10	18,123,444	15,610,158	15,531,884
Special Assessments	11	0	0	0
Miscellaneous	12	38,175	32,700	119,805
Other Financing Sources	13	9,137,582	0	5,934,298
Transfers In	14	21,013,519	10,762,008	14,908,442
Total Revenues and Other Sources	15	66,672,985	41,804,434	52,525,538
Expenditures & Other Financing Uses				
Public Safety	16	4,199,753	3,844,373	3,707,436
Public Works	17	2,120,229	1,983,870	2,026,122
Health and Social Services	18	33,000	23,000	18,252
Culture and Recreation	19	2,011,863	1,761,081	1,565,248
Community and Economic Development	20	1,134,847	1,184,137	546,582
General Government	21	894,948	754,210	682,498
Debt Service	22	2,758,615	2,246,547	2,236,177
Capital Projects	23	3,123,200	3,525,649	7,491,187
Total Government Activities Expenditures	24	16,276,455	15,322,867	18,273,502
Business Type / Enterprises	25	29,196,126	15,644,544	15,973,584
Total ALL Expenditures	26	45,472,581	30,967,411	34,247,086
Transfers Out	27	21,013,519	10,762,008	14,908,442
Total ALL Expenditures/Transfers Out	28	66,486,100	41,729,419	49,155,528
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out	29	186,885	75,015	3,370,010
Beginning Fund Balance July 1	30	22,948,113	22,873,098	19,503,088
Ending Fund Balance June 30	31	23,134,998	22,948,113	22,873,098

RESOLUTION NO. 43-R-2023-2024

RESOLUTION ADOPTING THE 2024-2025 FISCAL YEAR BUDGET FOR THE CITY OF STORM LAKE, IOWA

Be it resolved by the Council of the City of Storm Lake, Iowa:

Whereas the proposed budget has been published as required by law, and

Whereas the City Council has held a public hearing as required by law, and

Whereas all transfer of funds must be approved by resolution of the City Council.

NOW THEREFORE BE IT RESOLVED that the annual budget for the fiscal year ending June 30, 2025, as set forth in the Budget Summary and in the detailed budget in support thereof showing the revenue estimates, transfers and appropriation expenditures and allocations to program activities for said fiscal year be adopted.

ADOPTED BUDGET SUMMARY

City Name: STORM LAKE
Fiscal Year July 1, 2024 - June 30, 2025

	GENERAL	SPECIAL REVENUES	TIF SPECIAL REVENUES	DEBT SERVICE	CAPITAL PROJECTS	PERMANENT	PROPRIETARY	BUDGET 2025	RE-ESTIMATED 2024	ACTUAL 2023
Revenues & Other Financing Sources										
Taxes Levied on Property	1 3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
Less: Uncollected Property Taxes-Levy Year	2 0	0		0	0			0	0	0
Net Current Property Taxes	3 3,000,197	1,573,412		329,000	0			4,902,609	4,272,141	4,814,264
Delinquent Property Taxes	4 0	0		0	0			0	0	0
TIF Revenues	5		3,247,465					3,247,465	1,779,143	818,193
Other City Taxes	6 510,101	3,130,173		6,666	0			3,646,940	3,230,840	3,501,118
Licenses & Permits	7 124,500	0					0	124,500	179,695	240,660
Use of Money and Property	8 2,100	0	0	0	0	0	2,100	2,100	7,195	384,558
Intergovernmental	9 416,936	2,088,841	0	0	243,000		3,687,874	6,436,651	5,930,554	6,272,316
Charges for Fees & Service	10 1,602,512	0		0	0	0	16,520,932	18,123,444	15,610,158	15,531,884
Special Assessments	11 0	0		0	0		0	0	0	0
Miscellaneous	12 0	0			0	38,175	0	38,175	32,700	119,805
Sub-Total Revenues	13 5,656,346	6,792,426	3,247,465	335,666	243,000	38,175	20,208,806	36,521,884	31,042,426	31,682,798
Other Financing Sources:										
Total Transfers In	14 1,837,864	916,750	0	2,658,046	1,827,000	0	13,773,859	21,013,519	10,762,008	14,908,442
Proceeds of Debt	15 0	0	0	0	0		9,137,582	9,137,582	0	5,934,298
Proceeds of Capital Asset Sales	16 0	0	0	0	0	0	0	0	0	0
Total Revenues and Other Sources	17 7,494,210	7,709,176	3,247,465	2,993,712	2,070,000	38,175	43,120,247	66,672,985	41,804,434	52,525,538
Expenditures & Other Financing Uses										
Public Safety	18 3,179,864	1,009,889	0			10,000		4,199,753	3,844,373	3,707,436
Public Works	19 400,091	1,720,138	0			0		2,120,229	1,983,870	2,026,122
Health and Social Services	20 33,000	0	0			0		33,000	23,000	18,252
Culture and Recreation	21 1,774,210	208,323	0			29,330		2,011,863	1,761,081	1,565,248
Community and Economic Development	22 390,731	490,843	253,273			0		1,134,847	1,184,137	546,582
General Government	23 840,177	54,771	0			0		894,948	754,210	682,498
Debt Service	24 0	0	0	2,758,615		0		2,758,615	2,246,547	2,236,177
Capital Projects	25 0	0	0		3,123,200	0		3,123,200	3,525,649	7,491,187
Total Government Activities Expenditures	26 6,618,073	3,483,964	253,273	2,758,615	3,123,200	39,330		16,276,455	15,322,867	18,273,502
Business Type Proprietary: Enterprise & ISF	27						29,196,126	29,196,126	15,644,544	15,973,584
Total Gov & Bus Type Expenditures	28 6,618,073	3,483,964	253,273	2,758,615	3,123,200	39,330	29,196,126	45,472,581	30,967,411	34,247,086
Total Transfers Out	29 529,900	4,086,177	2,865,989	348,276	0	0	13,183,177	21,013,519	10,762,008	14,908,442
Total ALL Expenditures/Fund Transfers Out	30 7,147,973	7,570,141	3,119,262	3,106,891	3,123,200	39,330	42,379,303	66,486,100	41,729,419	49,155,528
Excess Revenues & Other Sources Over	31									
(Under) Expenditures/Transfers Out	32 346,237	139,035	128,203	-113,179	-1,053,200	-1,155	740,944	186,885	75,015	3,370,010
Beginning Fund Balance July 1	33 2,750,039	3,461,911	-128,203	113,179	1,053,200	513,516	15,184,471	22,948,113	22,873,098	19,503,088
Ending Fund Balance June 30	34 3,096,276	3,600,946	0	0	0	512,361	15,925,415	23,134,998	22,948,113	22,873,098

PASSED AND APPROVED this 15th day of April 2024.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Staff Summary

04/15/2024

Agenda Item # F.5.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Brian Oakleaf Finance Director

SUBJECT: **Motion Setting Public Hearing On Amending Fiscal Year 2023-2024 Budget**

BACKGROUND:

The City is required to amend the budget anytime expenses are estimated to exceed the prior authorized budget authority as set by City Council.

Prior to adoption of the budget amendment, the City must hold a public hearing and publish notice. Passage of this motion will set the official public hearing date for Monday, May 6th, 2024 at 5:00 p.m. and directs the City Clerk to publish notice of the hearing as required by State of Iowa law.

FISCAL IMPACT: The fiscal impact to set the public hearing is the cost of publication.

RECOMMENDATION: Set the public hearing for Monday, May 6th, 2024 at 5:00 P.M.

ATTACHMENTS:

Staff Summary

04/15/2024

Agenda Item # F.6.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Keri Navratil City Manager

SUBJECT: **Resolution No. 44-R-2023-2024 Approving a Grant Agreement with Iowa Economic Development Authority for Well Development Project**

BACKGROUND: The City Council of the City of Storm Lake, Iowa grant application for Community Development Block Grant funding under the Water Sewer Program from the Iowa Economic Development Authority has been approved. The City has a need to make improvements to the City water supply by constructing a new water well.

By approving the agreement, the City agrees to the terms outlined by Iowa Economic Development Authority.

FISCAL IMPACT: N/A

RECOMMENDATION: **Approve Resolution No. 44-R-2023-2024 Approving a Grant Agreement with Iowa Economic Development Authority for Well Development Project**

ATTACHMENTS:

[Resolution No. 44-R-2023-2024 - Storm Lake Approving Grant Agreement 24-WS-005 IEDA CDBG - Corrected.docx](#)

RESOLUTION NO. 44-R-2023-2024

**A RESOLUTION APPROVING A GRANT AGREEMENT WITH IEDA
FOR THE WELL DEVELOPMENT PROJECT**

WHEREAS, the City of Storm Lake has been awarded a grant from the Iowa Economic Development Authority under the Iowa Community Development Block Grant program for the Storm Lake Well Development Project, and;

WHEREAS, the City has an immediate need to conduct a project to construct a new well to ensure a high quality and sufficient supply of water for its residents, and;

WHEREAS, the City Council is in agreement with the terms provided by the Iowa Economic Development Authority for the Community Development Block Grant for the Storm Lake Well Development Project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STORM LAKE, IOWA:

SECTION 1. The City Council approves the contract with the Iowa Economic Development Authority for project number 24-WS-005 which includes a grant award in the amount of \$500,000.00 for the Storm Lake Well Development Project.

SECTION 2. The approval of the IEDA Grant Agreement is contingent upon final review and approval of the agreement by IEDA.

SECTION 3. The Mayor is authorized to sign the contract with the Iowa Economic Development Authority and all other required documents upon final review by IEDA.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2024.

BY THE CITY COUNCIL OF THE
CITY OF STORM LAKE, IOWA

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Staff Summary

04/15/2024

Agenda Item # F.7.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Keri Navratil City Manager

SUBJECT: **Motion to Approve Agreement for Grant Writing and Administration Services For CDBG Funding for a Well Development Project with Simmering-Cory**

BACKGROUND: The City advertised on October 13th and 20th, 2023 for proposals from qualified firms for grant writing and administration services related to projects eligible for CDBG funding. Advertising occurred in the newspaper and on the City's website.

One proposal was received from Simmering-Cory for Grant Writing and Administrative Services.

For Phase 1 Grant Preparation services, the proposal does not require a fee.

For Phase 2 Grant Administration services, the fee will not exceed \$20,000.

FISCAL IMPACT: Amount to not exceed \$20,000

RECOMMENDATION: Approve Resolution No. 46-R-2023-2024 Approving Administration Agreement with Simmering-Cory for CDBG funding for the Well Development Project

ATTACHMENTS:

[AGREE Storm Lake Well Project Grant Administration Agreement UNSIGNED CM 4.15.2024.pdf](#)

[Resoluion No. 46-R-2023-2024 - Storm Lake Approving Grant Administration Agreement 24-WS-005 IEDA CDBG CM - Corrected.docx](#)

AGREEMENT FOR GRANT ADMINISTRATIVE SERVICES

ARTICLE I. This AGREEMENT made and entered into this ____ day of April, 2024, by and between the City of Storm Lake hereinafter called the OWNER, and Local Government Professional Services, Inc., DBA Simmering-Cory, hereinafter called LGPS, WITNESSETH:

WHEREAS, the OWNER intends to construct improvements as part of a project which is identified as follows and out lined in more detail in a CDBG Application that was submitted and approved the Iowa Economic Development Authority (IEDA)

PROJECT TITLE: Well Development Project
IEDA PROJECT NO.:

The above noted project shall hereinafter be referred to as PROJECT in this agreement; and

WHEREAS, the OWNER has agreed with Iowa Economic Development Authority to perform all services outlined in and required by the Iowa Nonentitlement Community Development Block Grant Contract (hereinafter called STATE CONTRACT) and;

WHEREAS, the OWNER is required by IEDA to utilize a certified grant administrator (CGA) for administration of a CDBG award; and,

WHEREAS, LGPS employs certified grant administrators who will administer the CITY's PROJECT and ensure compliance with State and federal regulations; and,

WHEREAS, the OWNER desires to employ LGPS to assist with completion of certain services outlined in the STATE CONTRACT and to perform professional services associated with the implementation, management, and administration of the Community Development Block Grant PROJECT.

NOW THEREFORE, in consideration of these premises and of the mutual covenants herein set forth, the parties hereto agree as follows:

ARTICLE II. GRANT MANAGEMENT AND ADMINISTRATION.

LGPS agrees to furnish and perform various professional services required for the PROJECT and by the STATE CONTRACT, as follows:

- Day-to-day technical assistance and program management through project completion and close-out.
- Compliance with environmental and SHPO requirements. If an Archeological Phase 1 Site Survey or an Iowa Site File Search is required, the City will contract directly for those services at their expense. Costs for these services may be eligible for reimbursement through grant funds.
- Will provide the necessary publications and forms required for Release of Funds. The cost of publications will be an additional expense outside the cost of the contract for grant administration services and paid directly by the City.
- Required resolutions for procurement and code of conduct.

- State Contract negotiation and program schedule.
- Preparation and submittal of reports and forms as outlined in the State Contract, but not including the audit report. Any required audit report will be the sole responsibility of the CITY.
- Ongoing assistance in establishing and maintaining an overall recordkeeping system.
- Compliance with affirmative action requirements.
- Attendance at all conferences, Council meetings, and State monitoring visits necessary to facilitate the project.
- Assistance with compliance with Fair Housing (any costs related to the publication or distribution of federal notices is outside the cost of the grant administration contract and the responsibility of the City), Equal Opportunity, Excessive Force, RARA, and Citizen Participation regulations.
- Compliance with the Uniform Acquisition and Relocation Act pertaining to easements and land acquisition. Services related to negotiation, appraisal, review appraisal, and legal services are not included and will be procured from other vendors with the cost of such services the responsibility of the CITY.
- Review of contracts and specs to ensure necessary federal and State regulations are included.
- Requisition of grant funds and requisition of SRF loan funds (if the City is using SRF funding).
- Compliance with Davis-Bacon labor standards requirements and monitoring of weekly contractor payroll forms.
- Compliance with minority participation requirements and contractor clearance.
- Preparation of contract and program amendments as needed.
- We will provide the public notice and hearing announcements for mid-project updates as required by IEDA. Any costs related to the publication of the notice is outside of this grant administration contract and the responsibility of the City.
- We will work with the City and their selected engineer on development of the bid package and compliance with federal bid laws. The cost of any required publications is the responsibility of the City and not a part of this grant administration agreement.
- Any additional administrative function, as may be required or requested by the State.

The OWNER agrees to fulfill and take certain City Council actions required to carry out the work and services outlined by the STATE CONTRACT and necessary for completion of the PROJECT.

ARTICLE III. COMPENSATION. The OWNER shall compensate LGPS for services outlined under ARTICLE II in the amount of \$20,000.00.

It is further understood and agreed by both parties, that the payment of fees shall be as follows:

- A. Initial Payment – \$2,000.00 at the time of Release of Funds.
- B. Progress Payments – \$2,000.00 every three (3) months after the Release of Funds.
- C. Final Payment – Balance of contract upon project completion.

ARTICLE IV. EARLY PROJECT TERMINATION. Should the PROJECT not be completed or terminated prior to completion that would result in the OWNER withdrawing the PROJECT from the CDBG Program or terminating the IEDA Grant Agreement before the project is complete the OWNER agrees that LGPS shall be compensated for services provided even if such compensation is not eligible for reimbursement from IEDA in the following amounts:

- A. Termination prior to any attempt to bid the project and prior to construction shall result in the OWNER paying LGPS for 40% of the total value of this agreement.
- B. Termination after any attempt to bid the project but prior to the start of construction (defined as the acceptance and award of a contract for construction) shall result in the OWNER paying LGPS for 60% of the total value of this agreement.

This article shall also apply to projects that are terminated by IEDA for non-compliance or lack of timely achievements on the part of the OWNER.

This article shall not apply if the reason for grant termination is due to an error or omission on the part of LGPS, in which case there shall be no guaranteed payment due to LGPS.

ARTICLE V. STATE AND FEDERAL COMPLIANCE LANGUAGE. As a part of this agreement all parties agree to comply with a set of federal and State of Iowa regulations that are specific to the requirements of HUD and IEDA for the successful implementation of this project. These regulations are commonly referred to as the “Federal Contract Language” and are hereby attached and included in this agreement as Appendix A to the extent that they apply to the services provided under this agreement.

ARTICLE VI. AMENDMENTS. This agreement may be amended by mutual agreement of both parties in the future as needed to update federal language, clarify existing language, or to add or removal services.

ARTICLE VII. TERMINATION. This agreement may be terminated by either party upon providing a minimum of seven (7) days written notice to the other party. For official communication between the parties written notice shall be provided to the other party at the following addresses”

CITY
City of Storm Lake
PO Box 1086
Storm Lake, Iowa 50588

LGPS
Local Government Professional Services
PO Box 244
Storm Lake, Iowa 50588

Notice shall be considered provided upon receipt of the notice by the other party.

ARTICLE VIII. LIMITED LIABILITY. The OWNER shall agree that the maximum liability which may be allocated to LGPS shall be equal to the amount of compensation paid to LGPS at the time of the notification of the claim. In no case shall LGPS be liable for damages in excess of the value of this agreement.

City of Storm Lake

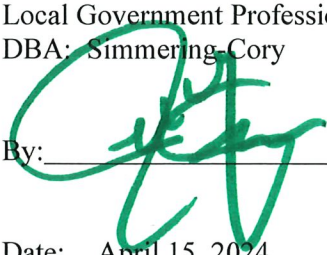
By: _____

Date: _____

Attest:

By: _____

Local Government Professional Services, Inc.
DBA: ~~Simmering~~ Cory

By:  _____

Date: April 15, 2024

APPENDIX A FEDERAL CONTRACT LANGUAGE

The proposed project is funded in part by federal dollars under a HUD Community Development Block Grant. As such all contractors, subcontractors, and project consultants shall comply with the following federal guidelines and provisions.

ACCESS AND MAINTENANCE OF RECORDS.

The contractor must maintain records, including supporting documentation, for three years from the closeout of the grant to the State of Iowa.

At any time during normal business hours and as frequently as is deemed necessary, the contractor shall make available to the Iowa Economic Development Authority, the State Auditor, the General Accounting Office, and the Department of Housing and Urban Development, for their examination, all of its records pertaining to all matters covered by this contract and permit these agencies to audit, examine, make excerpts or transcripts from such records, contract, invoices, payrolls, personnel records, conditions of employment, and all other matters covered by this contract.

CIVIL RIGHTS

The contractor must comply with the following laws and regulations:

1. Title VI of the Civil Rights Act of 1964 (P.L. 88-352).
States that no person may be excluded from participation in, denied the benefits of, or subjected to discrimination under any program or activity receiving federal financial assistance on the basis of race, color, or national origin.
2. Title VIII of the Civil Rights Act of 1968 (Fair Housing Act), as amended.
3. Federal Executive Order 11063, as amended by Executive Order 12259 Equal Opportunity Housing.
4. Iowa Civil Rights Act of 1965.
This Act mirrors the Federal Civil Rights Act.
5. Section 109 of Title 1 of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5309).
Provides that no person shall be excluded from participation in, denied the benefits of, or subjected to discrimination on the basis of race, color, national origin, sex, age, or handicap under any program or activity funded in part or in whole under Title 1 of the Act.
6. The Age Discrimination Act of 1975, as amended (42 U.S.C. 1601 et seq.)
Provides that no person on the basis of age, be excluded from participation in, be denied the benefits of or be subjected to discrimination under any program or activity receiving Federal financial assistance.
7. Section 504 of the Rehabilitation Act of 1973, as amended (P.L. 93-112, 29 U.S.C. 794).
Provides that no otherwise qualified individual shall solely by reason of his/her handicap be excluded from participation in, be denied the benefits of, or be discriminated against under any program or activity receiving Federal financial assistance.

8. Americans with Disabilities Act (P.L. 101-336, 42 U.S.C. 12101-12213).
Provides comprehensive civil rights to individuals with disabilities in the areas of employment, public accommodations, State and local government services, and telecommunications.
9. Section 3 of the Housing and Urban Development Act of 1968, as amended (12 U.S.C. 1701u).
The purpose of Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u)(Section 3) is to ensure that employment and other economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, and consistent with existing Federal, State and local laws and regulations, be directed to low- and very low-income persons, particularly those who are recipients of government assistance for housing, and to business concerns which provide economic opportunities to low- and very low-income persons.

TERMINATION CLAUSE.

All contracts utilizing CDBG funds must contain a termination clause that specifies the following:

1. Under what conditions the clause may be imposed.
2. The form the termination notice must take (e.g., certified letter).
3. The time frame required between the notice of termination and its effective date.
4. The method used to compute the final payment(s) to the contractor.

CERTIFICATION REGARDING GOVERNMENT-WIDE RESTRICTION ON LOBBYING.

All contracts utilizing CDBG funds must contain the following certification concerning restriction of lobbying:

“The Recipient certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the Recipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the Recipient shall complete and submit Standard Form-LLL, “Disclosure Form to Report Federal Lobbying” in accordance with its instruction.
3. The Recipient shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into

this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000.00 and not more than \$100,000.00 for each such failure.”

LEAD-SAFE HOUSING REGULATIONS (As Applicable).

24 CFR Part 35 et. al.

Requirements for Notification, Evaluation and Reduction of Lead-Based Paint Hazards in Federally Owned Residential Properties and Housing Receiving Federal Assistance, Final Rule.

RECYCLED MATERIALS.

The contractor agrees to comply with all the requirements of the Code of Iowa Chapter 8A.315-317 and Iowa Administrative Code Chapter 11-117.6(5) – Recycled Product and Content which states:

When appropriate, specifications shall include requirements for the use of recovered materials and products.

The specifications shall not restrict the use of alternative materials, exclude recovered materials, or require performance standards that exclude products containing recovered materials unless the subrecipient seeking the product can document that the use of recovered materials will impede the intended use of the product.

NOTICE OF AWARDING AGENCY REQUIREMENTS AND REGULATIONS PERTAINING TO REPORTING.

The Contractor must provide information as necessary and as requested by the Iowa Economic Development Authority for the purpose of fulfilling all reporting requirements related to the CDBG program.

SECTION 3 OF THE HOUSING AND URBAN DEVELOPMENT ACT OF 1965 (AS AMENDED).

A. The work to be performed under this contract is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (Section 3). The purpose of Section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by Section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.

B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 75, which implement Section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 75 regulations.

C. The contractor agrees to post copies of a notice advising workers of the Contractor's commitments under Section 3 in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the Section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.

D. The contractor agrees to provide written notice of employment and contracting opportunities to all known Section 3 Workers and Section 3 Businesses

E. The contractor agrees to employ, to the greatest extent feasible, Section 3 workers or provide written justification to the recipient that is consistent with 24 CFR Part 75, describing why it was unable to meet minimum numerical Section 3 worker-hours goals, despite its efforts to comply with the provisions of this clause.

F. The contractor agrees to maintain records documenting Section 3 Workers that were hired to work on previous Section 3 covered projects or activities that were retained by the contractor for subsequent Section 3 covered projects or activities.

G. The contractor agrees to post contract and job opportunities to the Opportunity Portal and will check the Business Registry for businesses located in the project area.

H. The contractor agrees to include compliance with Section 3 requirements in every subcontract for Section 3 projects as defined in 24 CFR part 75, and agrees to take appropriate action, as provided in an applicable provision of the subcontract upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 75. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 75.

I. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 75 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 75.

J. The contractor will certify that they have followed prioritization of effort in 24 CFR part 75.19 for all employment and training opportunities. The contractor will further certify that it meets or exceeds the applicable Section 3 benchmarks, defined in 24 CFR Part 75.23, and if not, shall describe in detail the qualitative efforts it has taken to pursue low- and very low-income persons for economic opportunities.

K. Noncompliance with HUD's regulations in 24 CFR part 75 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.

SECTION 3 BUSINESSES ARE ENCOURAGED TO RESPOND TO THIS PROPOSAL.

A Section 3 business is one that satisfies one of the following requirements:

1. It is at least 51 percent owned and controlled by low- or very low-income persons.
2. Over 75 percent of the labor hours performed for the business over the prior three-month period are performed by Section 3 Workers,* or
3. It is a business at least 51 percent owned and controlled by current public housing residents or residents who currently live in Section 8-assisted housing.

*A Section 3 Worker is defined as any worker who currently fits or when hired within the past five years fit at least one of the following categories, as documented:

1. The worker's income for the previous or annualized calendar year is below the applicable income limit established by HUD.
2. The worker is employed by a Section 3 business concern: or
3. The worker is a Youth Build participant.

Businesses that believe they meet the Section 3 criteria are encouraged to register as a Section 3 Business through HUD's website: <https://hudapps.hud.gov/OpportunityPortal/>

FEDERAL EXECUTIVE ORDERS 11246 and 11375. (All Contracts in Excess of \$10,000.00)

Provides that no one be discriminated in employment.

“During the performance of this contract, the contractor agrees as follows:

1. The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this nondiscrimination clause.
2. The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, or national origin.
3. The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under Section 202 of the Executive Order No. 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
4. The contractor will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.
5. The contractor will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
6. In the event of the contractor's non-compliance with the nondiscrimination clause of this contract or with any of such rules, regulations, or orders, this contract may be canceled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further

Page 5 of 7

Government contracts in accordance with procedures authorized in Executive Order No. 11246 of September 24, 1965, and such other sanctions may be imposed and remedies involved as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

7. The contractor will include the provisions of Paragraphs 1 through 7 in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order No. 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that in the event the contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

ENERGY EFFICIENCY.

Mandatory standards and policies relating to energy efficiency which are contained in the State energy conservation plan issued in compliance with the Energy Policy and Conservation Act. Pub. L 94-163, 89 Stat. 871.

ALL CONTRACTS IN EXCESS OF \$100,000.

In addition to the preceding provisions, contracts in excess of \$100,000 shall require compliance with the following laws and regulations:

1. Section 306 of the Clean Air Acts [42 U.S.C. 1857 (h)].
2. Section 508 of the Clean Water Act [33 U.S.C. 1368].
3. Executive Order 11738.
4. EPA Regulations – 40 CFR, Part 15.

In accordance with the Clean Air and Water Act, the contractor agrees as follows:

1. The Contractor will certify that any facility to be utilized in the performance of any nonexempt contract or subcontract is not listed on the List of Violating Facilities issued by the Environmental Protection Agency pursuant to 40 CFR 15.20.
2. The Contractor agrees to comply with all the requirements of Section 114 of the Clean Air Act, as amended, (42 U.S.C. 1857c-8) and Section 308 of the Federal Water Pollution Control Act, as amended (33 U.S.C. 1318) relating to inspection, monitoring, entry, reports, and information, as well as all other requirements specified in said Section 114 and Section 308, and all regulations and guidelines issued thereunder.
3. The Contractor agrees that as a condition for the award of a Contract, prompt notice will be given of any notification received from the Director, Office of Federal Activities, Environmental Protection Agency, indicating that a facility utilized or to be utilized for the Contract is under consideration to be listed on the Environmental Protection Agency List of Violating Facilities.
4. The Contractor agrees that it will include or cause to be included the criteria and requirements in Paragraphs (1) through (4) of this section in every nonexempt subcontract and

Page 6 of 7

require every subcontractor to take such action as the Government may direct as a means of enforcing such provisions.

ALL CONTRACTS IN EXCESS OF \$2,000.

In addition to the preceding provisions, all construction contracts in excess of \$2,000 must include the Federal Labor Standards Provisions:

1. Davis-Bacon and Related Acts.
2. Contract Work Hours and Safety Standard Act.
3. Copeland Anti-Kickback Act.

BUILD AMERICA, BUY AMERICA

The Grantee must comply with the requirements of the Build America, Buy America (BABA) Act, 41 USC 8301 note, and all applicable rules and notices, as may be amended, if applicable to the Grantee's infrastructure project. Pursuant to HUD's Notice, "Public Interest Phased Implementation Waiver for FY 2022 and 2023 of Build America, Buy America Provisions as Applied to Recipients of HUD Federal Financial Assistance" (88 FR 17001), any funds obligated by HUD on or after the applicable listed effective dates, are subject to BABA requirements, unless excepted by a waiver.

RESOLUTION NO. 46-R-2023-2024

**RESOLUTION APPROVING A GRANT ADMINISTRATION
AGREEMENT WITH SIMMERING-CORY FOR THE STORM LAKE WELL
DEVELOPMENT PROJECT**

WHEREAS, the City of Storm Lake has been awarded a grant from the Iowa Economic Development Authority under the Iowa Community Development Block Grant program for the Storm Lake Well Development Project, and;

WHEREAS, the City has an immediate need to conduct a project to construct a new well to ensure a high quality and sufficient supply of water for its residents, and;

WHEREAS, the City Council has a need to have a professional grant administrator administer the grant per the Iowa Economic Development Authority guidelines;

WHEREAS, the City has previously procured for grant administration services following 2 CFR 200.319 and has selected the firm of Simmering-Cory to assist the City with this grant;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STORM LAKE, IOWA:

SECTION 1. The City Council approves the contract with the Simmering-Cory for grant administration services on IEDA project number 24-WS-005 in the amount of \$20,000.00 for the Storm Lake Well Development Project.

SECTION 2. Approval of the grant administration agreement is contingent upon IEDA approval of the grant agreement.

SECTION 3. The Mayor is authorized to sign the contract with the Simmering-Cory following approval of IEDA's grant agreement approval.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2024.

BY THE CITY COUNCIL OF THE
CITY OF STORM LAKE, IOWA

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Staff Summary

04/15/2024

Agenda Item # F.8.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
[p \(712\) 732-8000](tel:(712)732-8000)
[f \(712\) 732-4114](tel:(712)732-4114)

REPORT TO: Honorable Mayor & Council

FROM: David Derragon Assistant City Manager

SUBJECT: **Resolution No. 45-R-2023-2024 Approving Change Order No. 2 of the Highway 7 & 110 Intersection Upgrade Project**

BACKGROUND: The City, Storm Lake Community School District, Canadian National Railway, Buena Vista County, and Iowa Department of Transportation have collaborated to make safety improvements to this intersection in conjunction with the school district's new Early Elementary School. The proposed improvements entailed the reconstruction of the intersection with the addition of turn lanes and a traffic signal. The construction of the project is effectively complete with the contractor intending to return in the coming weeks to address remaining punch list items.

As many are aware, the project's completion was notably delayed as a result of supply chain procurement constraints, particularly for railroad signal equipment. Additionally, the DOT Rail division and the Canadian National Railway required changes to multiple components of the proposed highway geometry. The proposed change order addresses these required changes. The costs associated with this change order are considered 'participating' within the funding agreements with the DOT.

FISCAL IMPACT: The current estimated value of the contract is \$3,923,844.85 with one previous change order. This change order will result in an estimated \$50,848.05 increase to the contract with 32 working days added. The additional costs associated with this change order are participating within the funding agreements.

RECOMMENDATION: Approve Resolution 45-R-2023-2024 Approving Change Order No. 2 of the Highway 7 & 110 Intersection Upgrade Project.

ATTACHMENTS:

[2024-04-15 120411 Change Order 2.pdf](#)

[Resolution No. 45-2023-2024 - Hwy 7 and 110 - Contract Change Order No. 2.docx](#)

CHANGE ORDER
For Local Public Agency Projects

No.: 2

Non-Substantial: ☒

Mar 20, 2024

Substantial: ☐

Administering Office
Concurrence Date

Accounting ID No. (5-digit number):38231

Project Number: STPN-007-2(35)--2J-11

Contract Work Type: PCC Pavement - Grade & Replace

Local Public Agency: City of Storm Lake, Iowa

Contractor: Godbersen-Smith Construction Co. & Subsid.

Date Prepared: March 4, 2024

You are hereby authorized to make the following changes to the contract documents.

A - Description of change to be made:

7001 / Decrease Line Item #0110 / Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In.
7002 / Decrease Line Item #0310 / Railroad Approach Section, P.C.C..
8007 / New Item / Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In..
8008 / New Item / Railroad Approach Section, HMA.
8009 / New Item / Lighting Poles.
8010 / New Item / Traffic Control (Additional).
8011 / New Item / Railroad Flaggers.
8012 / New Item / {Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) Non-Participating Credit.
8998 / New Item / {Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract).

B - Reason for change:

7001 / Plan change by Project Engineer, decreasing the contract quantity to the actual measured constructed quantity.
7002 / Plan change by Project Engineer, decreasing the contract quantity to the actual measured constructed quantity.
8007 / Plan change by Project Engineer, adding an item for Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In. to address increased unit prices and re-mobilization to the project to complete the paving placement as a result of the delays with the Canadian National Railway Company.
8008 / Plan change by Project Engineer, adding an item for Railroad Approach Section, HMA as a reasonable substitute for Contract Line Item #0310 (Railroad Approach Section, P.C.C.).
8009 / Plan change by Project Engineer, adding an item for Lighting Poles to address the relocation of the existing Light Pole to improve safety. Unit price includes all removals, disposal, trucking, tools, equipment, labor, materials, and mobilization to remove the existing Light Pole and install the new Light Pole.
8010 / Plan change by Project Engineer, adding an item for Traffic Control (Additional) to address the need for additional traffic control devices after the removal of the existing traffic control devices to install Contract Line Item #8009 (Lighting Poles).
8011 / Plan change by Project Engineer, adding an item for Railroad Flaggers to compensate the Prime Contractor for additional flagging expenses as detailed in DS-15074 (Developmental Specifications for Construction or Maintenance Work on Railroad Right-of-Way (Chicago, Central, & Pacific Railroad Company and Cedar River Railroad Company)).
8012 / Plan change by Project Engineer, adding an item for {Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) Non-Participating Credit to compensate the Prime Contractor with Local Funds to offset the value of Contract Line Item #8998 ({Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract)).
8998 / Plan change by Project Engineer, adding an item for {Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) to address the Prime Contractors failure to complete the project within the designated Contract Period.

C - Settlement for cost(s) of change as follows with items addressed in Sections F and/or G:

7001 / Decrease (Contract Line Item #0110 / Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In.) 1,615.000 SY @ \$74.950/SY = \$121,044.25 CR.
7002 / Decrease (Contract Line Item #0310 Railroad Approach Section, P.C.C.) 71.000 SY @ \$155.000/SY = \$11,005.00 CR.
8007 / New Item (Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In.) 1,615.000 SY @ \$82.520/SY = \$133,269.80.
8008 / New Item (Railroad Approach Section, HMA) 71.000 SY @ \$225.500/SY = \$16,010.50.
8009 / New Item (Lighting Poles) 1.000 EACH @ \$28,017.000/EACH = \$28,017.00.
8010 / New Item (Traffic Control (Additional)) 2,000.000 LS @ \$1.000/LS = \$2,000.00.
8011 / New Item (Railroad Flaggers) 2.000 DAY @ \$1,800.000/DAY = \$3,600.00.

8012 / New Item ({Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) Non-Participating Credit) 19.000 DAY @ \$1,500.000/DAY = \$28,500.00.

8998 / New Item ({Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) 19.000 DAY @ \$1,500.000/DAY = \$28,500.00 CR.

D - Justification for cost(s) (See I.M. 6.000, Attachment D, Chapter 2.36, for acceptable justification):

7001-7002 / NA (Contract Unit Price).

8007-8010 / Based on quote from the Prime Contractor and accepted as reasonable by Project Engineer when compared to average unit prices and scope of work involved.

8011 / Developmental Specification DS-15087.

8012 / Standard Specification 1108.08 A. 2. / Based on pre-established damages per day per amount shown on contract.

8998 / Standard Specification 1108.08 A. 2. / Based on pre-established damages per day per amount shown on contract.

Complete documentation located in Doc Express / Project File.

E - Contract time adjustment: ☐ No Working Days added ☒ Working Days added: 32.0 ☐ Unknown at this time

Justification for selection:

Agreement between Prime Contractor and Project Engineer as a reasonable time frame to complete the additional work.

With execution of this document the contract period will be modified to 158.0 Work Days.

F - Items included in contract:

Participating				For deductions enter as "-x.xx"		
Federal-aid	State-aid	Line Number	Item Description	Unit Price .xx	Quantity .xxx	Amount .xx
	x	0110	Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In.	\$74.95	-1,615.000	-\$121,044.25
	x	0310	Railroad Approach Section, P.C.C.	\$155.00	-71.000	-\$11,005.00
				TOTAL		-\$132,049.25

G - Items not included in contract:

Participating					For deductions enter as "-x.xx"		
Federal-aid	State-aid	Change Number	Item Number	Item Description	Unit Price .xx	Quantity .xxx	Amount .xx
	X	8007	2301-1033095	Standard or Slip Form Portland Cement Concrete Pavement, Class C, Class 3 Durability, 9.5 In.	\$82.52	1,615.000	\$133,269.80
	X	8008	2517-4225220	Railroad Approach Section, HMA	\$225.50	71.000	\$16,010.50
	X	8009	2523-0000100	Lighting Poles	\$28,017.00	1.000	\$28,017.00
	X	8010	2528-8445110	Traffic Control (Additional)	\$1.00	2,000.000	\$2,000.00
	x	8011	6000-2528010	Railroad Flaggers	\$2.00	1,800.000	\$3,600.00
	x	8012	6200-1108010	{Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract) Non-Participating Credit	\$1,500.00	19.000	\$28,500.00
	x	8998	6200-1108010	{Price Adjustment} Liquidated Damages (Pre-Established Damages Per Day Per Amount Shown on Contract)	\$1,500.00	-19.000	-\$28,500.00
			Add Row	Delete Row	TOTAL		\$182,897.30

H. Signatures

Signatures will be applied through DocExpress.

Doc Express® Document Signing History

Contract: 11-0072-035 Document: CO 2 (35)

This document is in the process of being signed by all required signatories using the Doc Express® service. Following are the signatures that have occurred so far.

Date	Signed By
03/27/2024	Mark Freier Godbersen-Smith Electronic Signature (Approved by Contractor)
	(Recommended by Engineer / Approved)
	(Approved by PIRC (when applicable))
	(Approved by Administering Office or designee)
	(Approved by FHWA (when applicable))

RESOLUTION NO. 45-R-2023-2024

**RESOLUTION APPROVING CHANGE ORDER NO. 2 FOR THE
HIGHWAY 7 & 110 INTERSECTION PROJECT**

WHEREAS, the plans, specifications, form of contract, estimate of cost, and award bid were filed with the CITY for the construction of certain public improvements described in general as the Highway 7 & 110 Intersection Project; and

WHEREAS, notice of hearing on plans, specifications, form of contract and estimate of cost for said public improvements was published as required by law; and

WHEREAS, on February 7, 2022, the following bid for the construction of certain public improvements described in general as the Highway 7 & 110 Intersection Project, is hereby accepted, the same being the lowest responsible bid received for said work, as follows:

Contractor: Godbersen-Smith Construction, Inc.
Amount of bid: \$3,866,039.85
Portion of bid: All

WHEREAS, on November 21, 2022 Change Order No. 1 was approved in the amount of \$57,805.00 increasing the total contract to \$3,923,844.85 with an additional 6 working days.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STORM LAKE, IOWA;

Section 1. That Change Order No. 2 is hereby approved in the amount of \$50,848.05 increasing the total contract to \$3,974,692.90 with an additional 32 working days.

Section 2. That the Mayor and Clerk are hereby directed to execute Change Order No. 2 for the construction of said public improvements.

PASSED AND APPROVED this 15th day of April, 2024.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Staff Summary

04/15/2024

Agenda Item # F.9.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: David Derragon Assistant City Manager

SUBJECT: **Motion Approving an Amendment to the Professional Services Agreement with Bolton & Menk for the 2024 Memorial Road Street & Utilities Improvements Project**

BACKGROUND: A proposed commercial development is expected to notably increase vehicle traffic within the Memorial Road corridor, particularly at and north of its intersection with Lakeshore Drive (Highway 7). The roadway is currently gravel and does not have the structural capacity to accommodate the anticipated traffic loading. Additionally, this area is prone to inundation during notable rain events.

The proposed project will replace the gravel roadway with a new concrete/curb and gutter roadway. A new storm system will be constructed to minimize flooding events and sanitary sewer will be extended from Lakeshore Drive to serve future development within the corridor. A recent water system assessment revealed the watermain is in a sufficient condition to serve future development and therefore watermain improvements are not intended.

This amendment to the professional services agreement will provide engineering services associated with construction engineering, contract administration, staking, and observation.

FISCAL IMPACT: Estimated \$430,000 for construction engineering services.

RECOMMENDATION: Approve the amendment to the agreement with Bolton & Menk for engineering services for the 2024 Memorial Road Street & Utilities Improvements project.

ATTACHMENTS:

[2024-04-15 131538 Memorial Road Construction Services Amendment.pdf](#)

**CITY OF STORM LAKE, IOWA AND BOLTON & MENK, INC.
AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES**

TASK ORDER NO: 16 – 2024 Memorial Road Street & Utility Improvements

AMENDMENT NO: 1 – Construction Engineering Services

CLIENT: City of Storm Lake, Iowa

CONSULTANT: Bolton & Menk, Inc.

DATE OF THIS AMENDMENT: April 15, 2024

DATE OF TASK ORDER: August 21, 2023

DATE OF AMENDMENT NO. 1 TO MASTER AGREEMENT FOR PROFESSIONAL SERVICES: December 21, 2020

DATE OF MASTER AGREEMENT FOR PROFESSIONAL SERVICES: November 5, 2018

Whereas, Client and Consultant entered into a Master Agreement for Professional Services (“Master Agreement”) and as amended (“Master Amendment”) as dated above; and Consultant agrees to perform and complete the following Services for Client in accordance with the Task Order and this Task Order Amendment (“Amendment”) and the terms and conditions of the Master Agreement and Master Amendment. Client and Consultant agree as follows:

1.0 Scope of Services:

Consultant shall perform the Services listed within Exhibit A of the Task Order and Exhibit A-1 of this Amendment. All terms and conditions of the Task Order, Master Agreement, and Master Amendment are incorporated by reference in this Amendment, except as explicitly modified in writing herein.

2.0 Fees:

Client shall pay Consultant in accordance with Section III of the Master Agreement and as follows:

TASK	DESCRIPTION	Total Cost
4	Construction Engineering Services	\$430,000
TOTALS		\$430,000

Task 4 is an estimated amount associated with construction engineering services. Actual cost will be invoiced in accordance with Section III of the Master Agreement.

3.0 Schedule

The schedule is unchanged from the Task Order.

4.0 Deliverables

The deliverables are unchanged from the Task Order.

5.0 Term

In the event that the Schedule for this Amendment extends beyond the term of the Master Agreement, either intentionally or unintentionally by Amendment Scope or by Amendment extension, then this Amendment shall operate to extend the Master Agreement through the completion of Consultant's obligations under this Amendment or until a new Amendment is executed incorporating this Amendment.

6.0 Other Matters

Beginning January 1, 2024, the fee schedule in Section III.A.1 shall be replaced with the following schedule. The rates shall apply for Services for the period through December 31, 2024. Hourly rates may be adjusted by Consultant on an annual basis thereafter to reflect reasonable changes in operating costs. Adjusted rates will become effective on January 1st of each subsequent year.

Employee Classification	2024 Hourly Billing Rates
Senior Project Manager	\$180-261
Project Manager	\$145-231
Senior Project Engineer	\$140-216
Project Engineer	\$130-201
Design Engineer	\$115-176
Graduate Engineer	\$120-156
Senior Planner	\$110-231
Planner	\$85-161
Senior Landscape Architect	\$145-216
Landscape Architect	\$130-161
Landscape Designer	\$75-134
Licensed Project Surveyor	\$160-191
Graduate Surveyor	\$125-191
Survey Technician	\$80-189
Senior Technician	\$120-206
Technician	\$85-176
Specialist*	\$95-226
Practice Expert**	\$170-311
Senior Principal	\$200-320
Principal	\$165-286
Administrative/Corporate Specialists	\$50-176
GPS/Robotic Survey Equipment	NO CHARGE
CAD/Computer Usage	NO CHARGE
Routine Office Supplies	NO CHARGE
Routine Photocopying/Reproduction	NO CHARGE
Field Supplies/Survey Stakes & Equipment	NO CHARGE
Mileage	NO CHARGE

¹ No separate charges will be made for GPS or robotic total stations on Bolton & Menk, Inc. survey assignments; the cost of this equipment is included in the rates for survey technicians.

*Specialized role not classified above otherwise, incl. graphic design, project communication, funding support, etc.

**Highly specialized and industry expertise unique to the market or area of discipline.

7.0 Project Managers

The project managers are unchanged from the Task Order.

CITY OF STORM LAKE, IOWA

By: _____

Printed Name: Michael Porsch

Title: Mayor

BOLTON & MENK, INC.

By: 

Printed Name: Joshua A. Pope, P.E.

Title: Work Group Leader

ATTACHMENTS TO THIS TASK ORDER:

Exhibit A-1 – Resident Project Representative

EXHIBIT A-1

RESIDENT PROJECT REPRESENTATIVE

The Consultant will furnish a Resident Project Representative (RPR), assistants and other field staff to assist Consultant in observing performance of the Work of the Contractor.

Through more extensive on-site observations of the Work in progress and field checks of materials and equipment by the RPR and assistants, Consultant assists the Client in monitoring the progress and quality of the work; but, it is agreed that the furnishing of such services will not make Consultant responsible for or give Consultant control over construction means, methods, techniques, sequences or procedures or for safety precautions or programs, or responsibility for Contractor's failure to perform the Work in accordance with the Contract Documents.

The duties and responsibilities of the RPR are limited to those of Consultant in the construction Contract Documents, and are further limited and described as follows:

A. General

RPR is Consultant's agent at the site, will act as directed by and under the supervision of Consultant, and will confer with Consultant regarding RPR's actions. RPR's dealings in matters pertaining to the on-site work shall in general be with Consultant and Contractor keeping Client advised as necessary. RPR's dealings with subcontractors shall only be through or with the full knowledge and approval of Contractor. RPR shall generally communicate with Client with the knowledge of and under the direction of Consultant.

B. Duties And Responsibilities of RPR

1. Schedules: Review the progress schedule, prepare a schedule of Shop Drawing submittals and review the schedule of values prepared by Contractor and consult with Consultant concerning acceptability.
2. Conferences and Meetings: Attend meetings with Contractor, such as preconstruction conferences, progress meetings, job conferences and other project related meetings, and prepare and circulate copies of minutes thereof.
3. Liaison:
 - a. Serve as Consultant's liaison with Contractor, working principally through Contractor's superintendent and assist in understanding the intent of the Contract Documents; and assist Consultant in serving as Client's liaison with Contractor when Contractor's operations affect Client's on-site operations.
 - b. Assist in obtaining from Client additional details or information, when required for proper execution of the Work.
4. Shop Drawings and Samples:
 - a. Record date of receipt of Shop Drawings and samples.
 - b. Receive samples which are furnished at the site by Contractor, and notify Consultant

of availability of samples for examination.

- c. Advise Consultant and Contractor of the commencement of any Work requiring a Shop Drawing or sample if the submittal has not been approved by Consultant.
5. Review of Work, Rejection of Defective Work, Inspections and Tests:
 - a. Conduct on-site observations of the Work in progress to assist Consultant in determining if the Work is in general proceeding in accordance with the Contract Documents.
 - b. Report to Consultant whenever RPR believes that any Work is unsatisfactory, faulty or defective or does not conform to the Contract Documents, or has been damaged, or does not meet the requirements of any inspection, test or approval required to be made; and advise Consultant of Work that RPR believes should be corrected or rejected or should be uncovered for observation, or requires special testing, inspection or approval.
 - c. Verify that tests, equipment and systems startups and operating and maintenance training are conducted in the presence of appropriate personnel, and that Contractor maintains adequate records thereof; and observe, record and report to Consultant appropriate details relative to the test procedures and startups.
 - d. Accompany visiting inspectors representing public or other agencies having jurisdiction over the Project, record the results of these inspections and report to Consultant.
6. Interpretation of Contract Documents: Report to Consultant when clarifications and interpretations of the Contract Documents are needed and transmit to Contractor clarifications and interpretations as issued by Consultant.
7. Modifications: Consider and evaluate Contractor's suggestions for modifications in Drawings or Specifications and report with RPR's recommendations to Consultant. Transmit to Contractor decisions as issued by Consultant.
8. Records:
 - a. Maintain orderly files for correspondence, reports or job conferences, Shop Drawings and samples, reproductions of original Contract Documents including all Work Directive Changes, Addenda, Change Orders, Field Orders, additional Drawings issued subsequent to the execution of the Contract, Consultant's clarifications and interpretations of the Contract Documents, progress reports, and other Project related documents.
 - b. Keep a diary or log book, recording Contractor hours on the job site, weather conditions, data relative to questions of Work Directive Changes, Change Orders or changed conditions, list of job site visitors, daily activities, decisions, observations in general, and specific observations in more detail as in the case of observing test procedures.

- c. Record names, addresses and telephone numbers of all Contractors, subcontractors and major suppliers of materials and equipment.

9. Reports:

- a. Furnish Consultant periodic reports as required of progress of the Work and of Contractor's compliance with the progress schedule and schedule of Shop Drawing and sample submittals.
 - b. Consult with Consultant in advance of scheduled major tests, inspections or start of important phases of the Work.
 - c. Draft proposed Change Orders and Work Directive Changes, obtaining backup material from Contractor and recommend to Consultant Change Orders, Work Directive Changes, and Field Orders.
 - d. Report immediately to Consultant and Client upon the occurrence of any accident.
10. Payment Requests: Review applications for payment with Contractor for compliance with the established procedure for their submission and forward with recommendations to Consultant, noting particularly the relationship of the payment requested to the schedule of values, Work completed and materials and equipment delivered at the site but not incorporated in the Work.
11. Certificates, Maintenance and Operation Manuals: During the course of the Work, verify that certificates, maintenance and operation manuals and other data required to be assembled and furnished by Contractor are applicable to the items actually installed and in accordance with the Contract Documents, and have this material delivered to Consultant for review and forwarding to Client prior to final payment for the Work.

12. Completion:

- a. Conduct final inspection in the company of Consultant, Client, and Contractor and prepare a final list of items to be completed or corrected.
- b. Observe that all items on final list have been completed or corrected and make recommendations to Consultant concerning acceptance.
- c. Assist in preparation of Record Drawings and provide copies of documentation requested by Client for occupation of the Project.

C. Limitations of Authority

It is agreed that Resident Project Representative's responsibility and obligations do not include the following actions nor shall RPR be directed to or be empowered to:

- 1. Authorize any deviation from the Contract Documents or substitution of materials or equipment, unless authorized by Consultant.

2. Exceed limitations of Consultant's authority as set forth in the Contract Documents.
3. Undertake any of the responsibilities of Contractor, subcontractor or Contractor's superintendent.
4. Advise on, issue directions relative to or assume control over any aspect of the means, methods, techniques, sequences or procedures of construction unless such advice or directions are specifically required by the Contract Documents.
5. Advise on, issue directions regarding or assume control over safety precautions and programs in connection with the Work.
6. Accept Shop Drawing or sample submittals from anyone other than Contractor.
7. Authorize Client to occupy the Project in whole or in part.
8. Participate in specialized field or laboratory tests or inspections conducted by others except as specifically authorized by Consultant.

Staff Summary

04/15/2024

Agenda Item # F.10.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Chris Cole Police Chief

SUBJECT: **Work Session To Discuss The Need For A City Ordinance Establishing Regulations For After-hours Businesses That Permit Alcohol Consumption Beyond 2 AM.**

BACKGROUND:

The purpose of this work session is to highlight to the City Council the need for a new city ordinance establishing regulations for after-hours businesses that permit alcohol consumption beyond 2 AM.

Over the past years, the Storm Lake Police Department has observed a trend of escalating crimes and violence associated with after-hours establishments allowing alcohol consumption past 2 AM.

These businesses often draw large crowds after the bars close at 2AM and operate without liquor licenses, rendering them unregulated. Consequently, after-hours establishments have become focal points for criminal activities, including large fights, drug-related incidents, public intoxication, property damage, shootings, and various liquor law violations.

The increase in calls linked to after-hours businesses has imposed a significant risk to our staff and a burden on our resources. Officers are frequently dispatched to address disturbances and ensure public safety in these areas, only after the incident has escalated and spun out of control.

Incidents of violence and disorderly conduct pose substantial risks to patrons, police officers, and the surrounding community.

In response to these concerns, we recommend the implementation of a new city ordinance specifically addressing after-hours businesses that allow alcohol to be consumed after 2AM..

This ordinance proposes regulations, including a permitting process, background checks, insurance coverage, and consent for police and fire department officials to enter the premises to conduct inspections to ensure compliance with state and city codes.

Additionally, the ordinance outlines enforcement measures and penalties for non-compliance, including a permit revocation process for those violating the ordinance.

By imposing regulations on these establishments, we hope to reduce the occurrence of violent incidents, safeguard our officers, and uphold the integrity of our community.

The Police Department fully supports the enactment of this ordinance to protect the well-being of our residents and maintain peace and order within our city.

FISCAL IMPACT: None

RECOMMENDATION: Discuss Proposal

ATTACHMENTS:

[Ordinance - After Hours Businesses \(02294332x7F7E1\) DRAFT KN Edit.docx](#)
[Memo After Hours Business and Underage Guests \(02337586x7F7E1\).pdf](#)

ORDINANCE NO.

AN ORDINANCE AMENDING TITLE IV OF THE STORM LAKE, IOWA CITY CODE BY ADDING NEW CHAPTER 4-11 REGULATING AFTER HOURS BUSINESSES

4-11-1: PURPOSE; FINDINGS:

The purpose of this chapter is to provide for the reasonable regulation of existing After Hours businesses within the city of Storm Lake. The city council finds that the existence of After Hours businesses, which allow the on-premises consumption of alcohol during early morning hours, in the city of Storm Lake has caused detrimental effects on the health, safety, welfare, and quality of life of residents, and visitors. Based on these findings and intentions, the city council has enacted the following regulations for After Hours businesses in the city of Storm Lake.

4-11-2: DEFINITIONS

AFTER HOURS BUSINESS. Any business open during any time between the hours of 2:00 a.m. to 6:00 a.m. any day of the week and where patrons are allowed to bring their own beer and wine onto the business premises. The term does not include events at hotels or motels or spontaneous social gatherings on residential properties.

APPLICANT. Any person, as defined by this Ordinance, applying for a license to operate an After Hours business.

BUSINESS PREMISES OR LICENSED PREMISES. All buildings and properties including parking lots owned or leased for the benefit of the operation of the after hours business.

HOTEL or MOTEL. Any building or structure, equipped, used, advertised as, or held out to the public to be an inn, hotel, motel, motor inn, or place where regular sleeping accommodations are furnished transient guests for hire, which is licensed by the Iowa Department of Inspections and Appeals.

PERSON. Any individual, association, partnership, corporation, club, or other legal entity.

4-11-3: LICENSE REQUIRED

(A) No person shall operate an After Hours business in the city without first applying for and paying the license fee to procure an After Hours business license.

(B) This Ordinance shall not apply to hotels or motels.

(C) A license to conduct an After Hours business may be issued by the City Clerk to a person who meets all requirements and conditions set forth in this Ordinance.

4-11-4: APPLICATION REQUIREMENTS

A person shall apply to the City Clerk for an original or renewal After Hours business license at least sixty (60) days prior to the date the person plans to begin operating an After Hours business.

The applicant shall provide information required by this Section upon a form to be provided by the City Clerk along with the documents specified below and payment of the application fee in the amount set in the Schedule of Fees adopted by the City Council.

- A. The Applicant's full legal name, and any other names used by the Applicant in the preceding five (5) years.
- B. The Applicant's current mailing address.
- C. Proof of the Individual's age completing the application on behalf of the Applicant. No Person under the age of twenty-one (21) years shall be eligible for a license.
- D. The business name, mailing address, location (if different from the mailing address), and phone number.
- E. The name and business address of the Applicant's registered agent (if applicable).
- F. A statement as to whether the Individual has ever had a license for an After Hours Business, or its equivalent as defined in this Ordinance, denied, revoked, or suspended in any other city, county, or state, and if so, the date(s) and jurisdiction(s) of the denial, revocation, or suspension.
- G. A statement as to whether the Applicant has ever owned a business that operated after hours that has been declared by a court of law to be a nuisance or was closed by order of a court of law.
- H. Personal injury coverage in the amount of \$1 million.
- I. General liability insurance in the amount of \$2 million.
- J. A copy of the Sales Tax Permit for the proposed business, from the Iowa Department of Revenue.
- K. Applicant shall provide a written consent for the City to conduct a background check on each Person who signed the application.
- L. Applicant shall provide a written consent for members of the Storm Lake Fire and Police Departments to enter the business premises without warrant at any time to inspect for violations of the provisions of state law and City ordinances, including, but not limited to, compliance with the laws of this Ordinance, Iowa Code chapter 123 alcoholic beverages licensing laws, and other applicable fire, building, and health code regulations.

After an Application is received, the City Clerk shall determine whether the application is complete. The City Clerk shall transmit the application to the Fire Department and Building Code Enforcement to conduct an inspection of the premises with the owner's cooperation. The Applicant shall permit the City's Fire Department and Building Code Compliance officers to enter and examine the premises to confirm compliance with City Code standards. The City Clerk shall also forward the Application to the Police Chief to conduct its review.

The Applicant shall immediately supplement any information provided in the application if any changes, errors, or omissions would cause the original application to be false or incomplete. This obligation to supplement continues after a license is issued.

4-11-5 POLICE DEPARTMENT REVIEW. Each application for an original or renewal After Hours Business license shall be provided to the Police Chief for review. Upon receipt, the Police Chief, or designee, shall conduct a background check and an investigation as to the truth of the

facts averred in the application documents. The Police Chief or designee shall forward the results to the City Clerk along with a recommendation for approval or disapproval. No approval of the license may occur until the City Clerk has received the results of the investigation.

4-11-6 LICENSE ISSUANCE

The City Clerk shall issue a license under the following conditions:

- A. The application is complete and all information and documents required in section 4-11-3 have been provided.
- B. The application fee is paid.
- C. The Police Chief or designee has recommended approval.
- D. The premises for which an after hours business license is sought must be located within an area where such business is permitted and conforms to City zoning requirements.
- E. The premises for which an after hours business license is sought meets all applicable laws, ordinances, resolutions, and health and fire regulations.
- F. No license shall be approved for any Applicant that has previously had a liquor license revoked or suspended for any reason within one (1) year of the date of application for After Hours business license.
- G. No license shall be approved for a period of one (1) year from the date on which any Applicant has had any premises or business found to be a nuisance under Chapter 8-1.
- H. No license shall be approved to any applicant who:
 - a. Within one (1) year of the date of application, has violated the state alcoholic beverages laws and regulations for which corrective action has been taken, including suspension or revocation of liquor licenses;
 - b. Within five (5) years of the date of application, has been convicted of crimes relating to illegal drug use, possession or sale;
 - c. Within five (5) years of the date of application, has been convicted of a felony or serious misdemeanor.
 - d. Within one (1) year of the date of application, has had an After Hours business license or renewal license revoked, suspended, or denied.

These requirements apply to all of the following:

- a. Each of the officers, directors and partners of the person;
- b. Tenants operating the premises on behalf of the Applicant;
- c. A person who directly or indirectly owns or controls 10% or more of any class of stock of the person;
- d. A person who directly or indirectly has an interest of 10% or more in the ownership or profits of the person.

4-11-7 RENEWAL.

- A. A license shall remain valid for a period of one (1) year from the date of issuance, unless the license has otherwise been suspended or revoked. A license may be renewed only by making application as provided in this Ordinance and paying the applicable renewal fee.

- B. An application for renewal shall be filed at least ninety (90) days before the expiration date.
- C. Renewal license applications are evaluated and granted upon the same standards, conditions, and requirements as original applications.
- D. After Hours Business licenses are not transferrable.

4-11-8 GROUNDS FOR REVOCATION, SUSPENSION, OR CIVIL PENALTY.

- A. An After Hours Business licensee may be required to pay a civil penalty and/or have the license suspended for a period not to exceed one year, or revoked, for violations of this Ordinance.
- B. Upon complaint or a reasonable suspicion that there are grounds for revocation or suspension, the City Manager may cause the matter to be investigated. If the city Manager finds that a violation has occurred, the City Manager shall give notice to the licensee of intent to suspend or revoke the license.
- C. Notice of the City's intent to suspend, revoke, or deny renewal of a license shall be served upon the licensee by personal service or by certified mail, return receipt requested. The suspension or revocation shall become effective seven (7) days after notice is served or mailed, unless an appeal is timely filed.
- D. Grounds for suspension, revocation, or civil penalty, are as follows:
 - a. Misrepresentation of any material fact in the license application by the applicant/licensee or their respective employees or agents;
 - b. Violation of any provision of state law or city ordinance pertaining to the operation of the business by the licensee or their employees or agents;
 - c. Failure to pass any health, fire, or safety code inspections;
 - d. Any change in ownership or interest in the business which was not previously reported and approved by the City;
 - e. Any event which would have resulted in disqualification from approval of license when originally issued or renewed; or
 - f. Any sale or other purported transfer of the license.

4-11-9 APPEAL. Any applicant or licensee aggrieved by the refusal of the City Clerk to Issue or renew a license, or by suspension or revocation of a license by the City Manager, has the right to appeal the decision to the City Council of the City of Storm Lake, Iowa. Such appeal shall be requested by submitting a written request to the City Clerk within ten (10) days of the action which is appealed. The City Council shall consider the appeal at the first regularly scheduled meeting following the filing of the appeal before which meeting sufficient time exists to give the public the required notice of the existence of the appeal hearing on the agenda. At the appeal hearing, the appellant shall be entitled to present their appeal orally or in writing. The City Council shall act on the appeal within twenty-one (21) days of the hearing and shall either uphold or reverse the action of the City Clerk or City Manager, and direct any further action from staff as is necessary to implement the order.

4-11-10 EFFECT OF REVOCATION

- A. Any licensee whose license is revoked shall not thereafter be permitted to hold a license in the city for a period of one (1) year from the date of revocation.
- B. A spouse or business associate holding 10% or more of the capital stock or ownership interest in the business of a person whose license has been revoked shall not be issued a license and no license shall be issued which covers any business in which the person has a financial interest for a period of two years from the date of revocation.
- C. If a license is revoked, the premises covered by the license shall not be re-licensed as an after hours business for one year from the date of revocation.

4-11-11 MUNICIPAL INFRACTION. A violation of any provision of this Chapter shall constitute a Municipal Infraction subject to the penalties and alternative relief authorized by Title I, Chapter 20 of this Code and by Section 364.22 of the Code of Iowa.

4-11-12 APPLICATION TO EXISTING BUSINESSES

All businesses meeting the definition of After Hours Business herein as of the effective date of this Ordinance are granted a temporary license to continue operation for a period of one-hundred and eighty (180) days following the Ordinance's effective date. All After Hours Businesses shall be subject to the requirements of this Ordinance following expiration of the temporary license period.

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. 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 4. This ordinance shall be in effect following its final passage, approval and publication as provided by law.

TO: Keri Navratil, City Manager
Honorable Mayor and Storm Lake City Council

FROM: Maria E. Brownell

DATE: April 11, 2024

RE: After Hours Business Ordinance – Underage Guests

This memo is in response to an inquiry by the City Council as to whether Storm Lake’s proposed new after-hours business ordinance may prohibit the business from allowing guests under the age of 18.

The question implicates general restrictions on minors’ ability to move freely within the city, a regulation akin to a curfew law. In general, a curfew ordinance may not unreasonably infringe upon any person’s constitutional rights in a protected liberty interest, and must be a reasonable exercise of the City’s power to legislate for the public’s safety and welfare.¹ Under Iowa law, an ordinance that restricts a minor’s rights to move freely within the city must have a rational relationship between the goals of the ordinance and the means chosen.² In general, “an ordinance which restricts minors’ rights to an extent greater than it restricts adults’ rights may be sustained if the...municipality demonstrates that it protects minors’ peculiar vulnerability, accounts for their lesser ability to make sound judgments, and reflects society’s deference to the guiding role of parents.”³ For example, an ordinance intended to “help stem the tide of juvenile vandalism, crime and drug usage,” was upheld by the Iowa Supreme Court as constitutional.⁴ On the other hand, the Court found a similar local curfew ordinance unconstitutionally overbroad because the ordinance was not tailored to its intended purpose while protecting rights under the First Amendment of the United States Constitution.⁵

Therefore, any provision in the proposed ordinance that would restrict minors on after-hours business premises must be drafted to achieve the City’s goals of public safety, health, and welfare related to regulation of this type of business activity, and it must also be narrowly tailored to achieve that end without infringing fundamental rights under the First Amendment.

¹ *City of Panora v. Simmons*, 445 N.W.2d 363, 368-69 (Iowa 1989).

² *Id.*

³ *City of Maquoketa v. Russell*, 484 N.W.2d 179, 185-86 (Iowa 1992)

⁴ *City of Panora*, at 367.

⁵ *City of Maquoketa*, 484 N.W.2d at 186.

Staff Summary

04/15/2024

Agenda Item # F.11.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Keri Navratil City Manager

SUBJECT: **Stray Animal Work Session**

BACKGROUND: This is a follow-up work session from April 8.

FISCAL IMPACT: Unknown

RECOMMENDATION: N/A

ATTACHMENTS:

[City Code 8-3 Dogs.pdf](#)

[City Code 8-4 Cats.pdf](#)

[City Code 8-9 Dangerous and Vicious Animals.pdf](#)

[Iowa Code Chapter 351.pdf](#)

[Iowa Code Chapter 717B.pdf](#)

[Dr. Johnson Letter.pdf](#)

Chapter 8-3

DOGS

Sections:

8-3-1	Definitions
8-3-2	License
8-3-3	Immunization
8-3-4	Kennel Dogs
8-3-5	Dogs Disturbing The Peace
8-3-6	Impounding
8-3-7	Municipal Infraction
Section 8-3-1	Definitions

For use within this Chapter the following are defined:

(A) "DOGS" includes both male and female dogs whether altered or not;

(B) "AT LARGE" refers to any dog running otherwise than upon the premises of its owner when the dog is not attached to a leash held by a competent person, restrained within a motor vehicle, or in an animal hospital or kennel;

(C) "OWNER" includes any person, firm or corporation owning, harboring, sheltering or keeping a dog.

Section 8-3-2 License

Every owner of a dog which is unlicensed or whose license has expired shall procure a dog license from the City Police. The annual license fee shall be in the amount set by Council Resolution. A penalty, in the amount set by Council Resolution, shall be assessed for failure to pay the license fee when due. A license granted pursuant to this provision shall be valid for a period of one year.

Upon payment of the license fee, the City Police shall issue to the owner a license which shall contain the name of the owner, his/her place of residence, and a description of the dog. The City Police shall keep a duplicate of each license issued as a public record.

Upon issuance of the license, the City Police shall deliver to the owner a metal tag stamped with the number of the license and the year for which it is issued. The license tag shall be securely fastened to a collar or harness which shall be worn by the dog for which the license is issued. Any dog found running at large without the license tag attached to its collar or harness shall be deemed unlicensed.

(Ord. No. 269495, Amended, 04/03/95)

(Ord. 06-O-2008-2009, Amended, 12/15/2008; Ord. 12-O-2004-2005, Amended, 12/06/2004)

Section 8-3-3 Immunization

The Mayor may order the immunization of all dogs against rabies, whenever in his/her discretion, public health or safety requires. It shall be a violation of this Ordinance for any dog to run at large unless immunized whenever such immunization has been ordered until the Mayor has found the public health and safety no longer requires such immunization. A tag shall be issued by the City Police whenever the Mayor has ordered immunization of dogs, to evidence such immunization and this tag shall be worn by such dogs.

Section 8-3-4 Kennel Dogs

Kennel dogs which are kept or raised solely for the bona fide purpose of sale and which are kept under constant restraint are not subject to the provisions of this Chapter.

Section 8-3-5 Dogs Disturbing The Peace

(A) It shall be unlawful for an owner of a dog to allow or permit such dog to pass upon the premises of another.

(B) It shall be unlawful for an owner of a dog to allow or permit such dog to run at large.

(C) It shall be unlawful for an owner of a dog to allow or permit such dog to cause serious annoyance or disturbance to any person by frequent and habitual howling, yelping, barking or otherwise; or by running after or chasing persons, bicycles, automobiles or other vehicles.

(D) The provisions of Subsections (A) and (B) shall not apply to dogs being run by an employee of the City or by a person, including the person's employee, under contract with the City of Storm Lake for the purpose of controlling and minimizing the presence of geese in the City parks or other property owned by the City.

(Ord. 08-O-2006-2007, Amended, 05/07/2007)

Section 8-3-6 Impounding

(A) Any unlicensed dog found at large, or any licensed dog found at large in violation of the provisions of this Chapter, shall be seized and impounded.

(B) The owners of such licensed dogs shall be notified that upon payment of impounding costs such dogs will be returned. If the impounded licensed dogs are not recovered by their owners within five (5) days after notice, the dogs shall be disposed of by the Chief of Police.

(C) Impounded unlicensed dogs may be recovered by the owner, upon proper identification by payment of license fee and impounding costs. If such dogs are not claimed within five (5) days after impounding, they shall be disposed of by the Chief of Police.

Section 8-3-7 Municipal Infraction

A violation of any of the provisions of this Chapter shall constitute a Municipal infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 20 of this Code and by Section 364.22 of the

Code of Iowa.

Chapter 8-4

CATS

Sections:

8-4-1	Definitions
8-4-2	License
8-4-3	Immunization
8-4-4	Kennel Cats
8-4-5	Cats Disturbing The Peace
8-4-6	Impounding
8-4-7	Municipal Infraction
Section 8-4-1	Definitions

For use within this Chapter the following are defined:

(A) "AT LARGE": Refers to any cat running otherwise than upon the premises of its owner when the cat is not attached to a leash held by a competent person, restrained within a motor vehicle, or in any animal hospital or kennel.

(B) "CATS": Includes both male and female cats whether altered or not.

(C) "OWNER": Any person, firm or corporation owning, harboring, sheltering or keeping a cat.

Section 8-4-2 License

Every owner of a cat which is unlicensed or whose license has expired shall procure a cat license from the City Police. The annual license fee shall be in the amount set by Council Resolution. A penalty, in the amount set by Council Resolution, shall be assessed for failure to pay the license fee when due. A license granted pursuant to this provision shall be valid for a period of one year.

Upon payment of the license fee, the City Police shall issue to the owner a license which shall contain the name of the owner, his/her place of residence, and a description of the cat. The City Police shall keep a duplicate of each license issued as a public record.

Upon issuance of the license, the City Police shall deliver to the owner a metal tag stamped with the number of the license and the year for which it is issued. The license tag shall be securely fastened to a collar which shall be worn by the cat for which the license is issued. Any cat found running at large without the license tag attached to its collar shall be deemed unlicensed.

(Ord. No. 259495, Amended, 04/03/95)

(Ord. 06-O-2008-2009, Amended, 12/15/2008; Ord. 12-O-2004-2005, Amended, 12/06/2004)

Section 8-4-3 Immunization

The Mayor may order the immunization of all cats against rabies, whenever in his/her discretion, public health or safety requires. It shall be a violation of this Chapter for any cat to run at large unless immunized whenever such immunization has been ordered until the Mayor has found the public health and safety no longer requires such immunization. A tag shall be issued by the City Police whenever the Mayor has ordered immunization of cats, to evidence such immunization and this tag shall be worn by such cats.

Section 8-4-4 Kennel Cats

Kennel cats which are kept or raised solely for the bona fide purpose of sale and which are kept under constant restraint are not subject to the provisions of this Chapter.

Section 8-4-5 Cats Disturbing The Peace

(A) It shall be unlawful for an owner of a cat to allow or permit such cat to pass upon the premises of another.

(B) It shall be unlawful for an owner of a cat to allow or permit such cat to run at large.

(C) It shall be unlawful for an owner of a cat to allow or permit such cat to cause serious annoyance or disturbance to any person by frequent and habitual howling, whining, meowing or otherwise.

Section 8-4-6 Impounding

(A) Any unlicensed cat found at large, or any licensed cat found at large in violation of the provisions of this Chapter, shall be seized and impounded.

(B) The owners of such licensed cats shall be notified that upon payment of impounding costs such cats will be returned. If the impounded licensed cats are not recovered by their owners within five (5) days after notice, the cats shall be disposed of by the Chief of Police.

(C) Impounded unlicensed cats may be recovered by the owner, upon proper identification by payment of the license fee and impounding costs. If such cats are not claimed within five (5) days after impounding, they shall be disposed of by the Chief of Police.

Section 8-4-7 Municipal Infraction

A violation of any of the provisions of this Chapter shall constitute a Municipal infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 20 of this Code and by Section 364.22 of the Code of Iowa.

Chapter 8-9

DANGEROUS AND VICIOUS ANIMALS

Sections:

8-9-1	Definitions
8-9-2	Keeping Of Dangerous Animals Prohibited
8-9-3	Dangerous Animal Exceptions
8-9-4	Seizure, Impoundment And Disposition Of Dangerous Animals
8-9-5	Keeping Of Vicious Animals Prohibited
8-9-6	Vicious Animal Exception
8-9-7	Seizure, Impoundment And Disposition Of Vicious Animals
8-9-8	Restrictions Of Keeping Of Potentially Vicious Animals
8-9-9	Complaint, Procedures And Restrictions Of Potentially Vicious Animals

Section 8-9-1 Definitions

Unless otherwise expressly stated or the context clearly indicates a different intention, the following terms shall, for the purpose of this Chapter, have the meanings in this Section:

(A) "DANGEROUS ANIMAL":

1. Any animal which is not naturally tame or gentle, and which is of a wild nature or disposition, and which is capable of killing, inflicting serious injury upon, or causing disease among, human beings or domestic animals and having known tendencies as a species to do so;
2. Any animals declared to be dangerous by the Board of Health of the County or the City Administrator or his/her designee;
3. The following animals which shall be deemed to be dangerous animals per se:

Lions,tigers, jaguars, leopards, cougars, lynx and bobcats;
Wolves, coyotes and foxes;
Badgers, wolverines, weasels, skunks and mink;
Raccoons;
Bears;
Monkeys and chimpanzees;
Bats;
Alligators and crocodiles;
Scorpions;
Snakes that are venomous or constrictors;
Gila monsters;

(B) "POTENTIALLY VICIOUS ANIMAL": Any animal, except for a dangerous animal per se, as listed above, which:

1. When unprovoked, chases or approaches a person upon the streets, sidewalks or any public or private property in a menacing fashion or apparent attitude of attack, or
2. With a known propensity, tendency or disposition to attack unprovoked, to cause injury, or to

otherwise threaten the safety of human beings or domestic animals.

(C) "VICIOUS ANIMAL": Any animal, except for a dangerous animal per se as listed above which:

1. Has inflicted serious injury on a human being unless the animal was on its owner's premises and either
 - a. The animal was being provoked, teased or tormented; or
 - b. The victim was trespassing and was more than seven (7) years of age; or
2. Has attacked, and killed or caused disabling injury to other domestic animal without provocation while off the owner's premises; or
3. Is owned or harbored primarily or in part for the purpose of fighting in contests or any animal trained for such fighting.

As used herein, serious injury includes any one bite which breaks the skin of the victim.

Section 8-9-2 Keeping Of Dangerous Animals Prohibited

No person shall keep, shelter, or harbor any dangerous animal as a pet, nor act as a temporary custodian for such animal, nor keep, shelter, or harbor such animal for any other purpose or in any other capacity within the City of Storm Lake, except as provided in Section 8-9-3 of this Code.

Section 8-9-3 Dangerous Animal Exceptions

The prohibition contained in Section 8-9-2 of this Code shall not apply to the keeping of dangerous animals in the following circumstances:

- (A) The keeping of dangerous animals in a public zoo, bona fide educational or medical institution, humane society, or museum where they are kept as live specimens for the public to view, or for the purpose of instruction, research or study.
- (B) The keeping of dangerous animals for exhibition to the public by a bona fide traveling circus, carnival, exhibit or show.
- (C) The keeping of dangerous animals in a bona fide, licensed veterinary hospital for treatment.
- (D) The keeping of dangerous animals by a wildlife rescue organization with appropriate permit from the Iowa Conservation Commission.
- (E) Any dangerous animals under the jurisdiction of and in the possession of the Iowa Conservation Commission, pursuant to Chapters 481A or 481B of the Iowa Code.

Section 8-9-4 Seizure, Impoundment And Disposition Of Dangerous Animals

(A) In the event that a dangerous animal is found at large and unattended upon public property, park property, public right-of-way, or the property of someone other than its owner, thereby creating a hazard to person or property, such animal, may, in the discretion of the City Administrator or his/her designee, or the Chief of Police, be destroyed if it cannot be confined or captured. The City of Storm Lake shall be under no duty to attempt the confinement or capture of a dangerous animal found at large, nor shall it have a duty to notify the owner of such animal prior to its destruction.

(B) Upon the complaint of any individual that a person is keeping, sheltering, or harboring a dangerous animal on premises in the City of Storm Lake, the City Administrator shall cause the matter to be investigated, and if after investigation, the facts indicate that the person named in the complaint is keeping, sheltering or harboring a dangerous animal in the City, the City Administrator shall order the person named in the complaint to safely remove such animal from the City of Storm Lake, permanently place the animal with an organization or group allowed under Section 8-9- 3 of this Code to possess dangerous animals, or destroy the animal, within three (3) days of the receipt of such order. Such order shall be contained in a notice to remove dangerous animal, which notice shall be given in writing to the person keeping, sheltering or harboring the dangerous animal, and shall be served personally or by certified mail. Such order and notice to remove dangerous animal shall not be required where such dangerous animal has previously caused serious physical harm or death to any person in which case the City Administrator shall cause the animal to be immediately seized and impounded or killed if seizure or impoundment are not possible without risk of serious physical harm or death to any person.

(C) The order to remove a dangerous animal issued by the City Administrator may be appealed to the City Council. In order to appeal such order, written notice of appeal must be filed with the City Clerk within three (3) days after receipt of the order contained in the notice to remove dangerous animal. Failure to file such written notice of appeal shall constitute a waiver of right to appeal the order of the City Administrator.

(D) The notice of appeal shall state the grounds for such appeal and shall be delivered personally or by certified mail to the City Clerk. The hearing of such appeal shall be scheduled within seven (7) days of the receipt of notice of appeal. The hearing may be continued for good cause. After such hearing, the City Council may affirm or reverse the order of the City Administrator. Such determination shall be contained in a written decision and shall be filed with the City Clerk within three (3) days after the hearing, or any continued session thereof.

(E) If the City Council affirms the action of the City Administrator, the City Council shall order in its written decision that the individual or entity owning, sheltering, harboring, or keeping such dangerous animal, remove such animal from the City, permanently place such animal with an organization or group allowed under Section 8-9-3 of this Chapter to possess dangerous animals, or destroy it. The decision and order shall immediately be served upon the person or entity against whom rendered in the same manner as the notice of removal. If the original order of the City Administrator is not appealed and is not complied with within three (3) days of its issuance, the City Administrator or his/her designee is authorized to seize and impound such dangerous animal. An animal so seized shall be impounded for a period of seven (7) days. If at the end of the impoundment period, the individual or entity against whom the decision and order of the City Administrator or City Council was issued has not petitioned the Buena Vista County District Court for a review of said order, the City Administrator shall cause the animal to be disposed of by sale, permanently place such animal with an organization or group allowed under Section 8-9-3 of this Chapter to possess dangerous animals, or destroy such animal in a humane manner. Failure to comply with an order of the City Administrator issued pursuant thereto and not appealed, or of the City Council after appeal, shall constitute a Municipal infraction.

Section 8-9-5 Keeping Of Vicious Animals Prohibited

No person shall keep, shelter or harbor for any reason within the City a vicious animal so defined herein, except as provided in Section 8-9-6 of this Code.

Section 8-9-6 Vicious Animal Exception

The prohibition contained in Section 8-9-5 of this Code shall not apply to the keeping of vicious animals in the following circumstances:

(A) Animals under the control of a law enforcement or military agency.

(B) The keeping of guard dogs. However, guard dogs must be kept within a structure of fixed enclosure at all times, and any guard dog found at large may be processed as a vicious animal pursuant to the provisions of Section 8-9-5 and 8-9-7 of this Code. Any premises guarded by a guard dog shall be prominently posted with a sign containing the wording "guard dog", "vicious dog", or words of similar importance, and the owner of such premises shall inform the Chief of Police that a guard dog is on duty at such premises.

Section 8-9-7 Seizure, Impoundment And Disposition Of Vicious Animals

(A) The City Administrator or his/her designee, in his/her discretion or upon receipt of a complaint alleging that a particular animal is a vicious animal as defined herein, may initiate proceedings to declare such animal a vicious animal. A hearing on the matter shall be conducted by the City Administrator or his/her designee. The person, firm or corporation owning, keeping, sheltering, or harboring the animal in question shall be given not less than three (3) days written notice of the time and place of said hearing. Said notice shall set forth the description of the animal in question and the basis for the allegation of viciousness. The notice shall also set forth that if the animal is determined to be vicious, the owner will be required to remove it from the City or allow it to be destroyed. The notice shall be served upon any adult residing at the premises where the animal is located, or may be posted on those premises if no adult is present to accept service.

(B) If, after hearing, the City Administrator or his/her designee determines that an animal is vicious, the City Administrator or his/her designee shall order the person, firm, or corporation owning, sheltering, harboring or keeping the animal to remove it from the City, or to cause it to be destroyed in a humane manner. The order shall immediately be served upon the individual or entity against whom issued in the same manner as the notice of hearing. If the order is not complied with within three (3) days of its issuance, the City Administrator or his/her designee is authorized to seize and impound the animal. An animal so seized shall be impounded for a period of seven (7) days. If at the end of the impoundment period, the individual or entity against whom the order of the City Administrator or his/her designee was issued has not appealed such order to the City Council, the City Administrator or his/her designee shall cause the animal to be destroyed.

(C) The order to remove or destroy vicious animal issued by the City Administrator or his/her designee shall be appealed to the City Council. In order to appeal such order, written notice of appeal must be filed with the City Clerk within three (3) days after receipt of the order to remove or destroy the vicious animal. Failure to file such written notice of appeal shall constitute a waiver of right to appeal the order of the City Administrator or his/her designee.

(D) The notice of appeal shall state the grounds for such appeal and shall be delivered personally or by certified mail to the City Clerk. The hearing of such appeal shall be scheduled within seven (7) days of the receipt of notice of appeal. The hearing may be continued for good cause. After such hearing, the City Council may affirm or reverse the order of the City Administrator or his/her designee. Such determination shall be contained in a written decision and shall be filed with the City Clerk within three (3) days after the hearing, or any continued session thereof.

(E) If the City Council affirms the action of the City Administrator or his/her designee, the City Council shall order in its written decision that the individual or entity owning, sheltering, harboring, or keeping such vicious animal, shall remove such animal from the City or cause it to be destroyed in a humane manner. The decision and order shall immediately be served upon the person or entity against whom rendered in the same manner as the order to remove or destroy. If the original order of the City Administrator or his/her designee is not appealed and is not complied with within three (3) days or the order of the City Council after appeal is not complied with within three (3) days of its issuance, the City Administrator or his/her designee is authorized to seize and impound such vicious animal. An animal so seized shall be impounded for a period of seven (7) days. If at the end of the impoundment period, the individual or entity against whom the decision and order of the City Administrator or his/her designee and/or the City Council was issued has not petitioned the Buena Vista County District Court for a review of said order, the City Administrator or his designee shall cause the animal to be destroyed in a humane manner.

(F) Failure to comply with an order of the City Administrator or his/her designee issued pursuant hereto and not appealed, or of the City Council after appeal, shall constitute a Municipal infraction.

(G) Any animal found at large which displays vicious tendencies may be processed as a vicious animal pursuant to the foregoing, unless the animal is so vicious that it cannot safely be apprehended, in which case the City Administrator or his/her designee may immediately destroy it.

(H) Any animal which is alleged to be vicious and which is under impoundment or quarantine at the animal shelter shall not be released to the owner, but shall continue to be held at the expense of the owner pending the outcome of the hearing. All costs of such impoundment or quarantine shall be paid by the owner if the animal is determined to be vicious. If the animal is not determined to be vicious, all costs of such impoundment or quarantine shall be paid by the City.

Section 8-9-8 Restrictions Of Keeping Of Potentially Vicious Animals

No person shall keep, shelter or harbor for any reason within the City a potentially vicious animal as defined herein after such animal has been determined to be potentially vicious as provided in Section 8-9-9, unless the terms and conditions imposed by the hearing officer, or the City Council, as appropriate, for keeping such animal within the City have been strictly complied with.

Section 8-9-9 Complaint, Procedures And Restrictions Of Potentially Vicious Animals

(A) The City Administrator, or his/her designee, in his/her discretion or upon receipt of a complaint alleging that a particular animal is a potentially vicious animal as defined herein, may initiate proceedings to declare such animal a potential vicious animal. A hearing on the matter shall be conducted by the Administrator or his/her designee. The person owning, keeping, sheltering or harboring the animal in question shall be given not less than three (3) days written notice of the time and place of said hearing.

Said notice shall set forth the description of the animal in question and the basis for the allegation that the animal is potentially vicious. The notice shall also set forth that if the animal is determined to be potentially vicious, the owner will be required to comply with certain restrictions with regard to the animal and if such restrictions are not followed, the owner will be required to remove it from the City or allow it to be destroyed. The notice shall be served upon an adult residing at the premises where the animal is located or may be posted on those premises if no adult is present to accept service.

(B) If, after hearing, the City Administrator or his/her designee determines that an animal is potentially vicious, the City Administrator or his/her designee may order that the owner comply with some or all of the following restrictions with regard to the animal, as appropriate, as a condition of the animal owner's continued right to maintain the animal within the City limits.

1. The animal may be required to be muzzled at all times when upon public property.
2. The animal may be required to be restrained by a chain leash at all times when the animal is outside the owner's home, and which chain leash should be not more than six feet (6') in length if the animal is on public property.
3. The owner may be required to fence the owner's premises or a portion thereof with chain link or other type fence reasonably calculated to restrain the animal and keep it in good state of repair whenever the animal is outside on the owner's premises.

(C) An order determining an animal to be potentially vicious and imposing restrictions upon the continued existence of that animal within the City limits may be appealed to the same extent and subject to the same procedural requirements and safeguards as are contained in Section 8-9-7 relating to vicious animals.

(D) Failure to comply with an order of the City Administrator or his/her designee issued pursuant hereto and not appealed, or the City Council after appeal, shall constitute a Municipal infraction. Further, failure to comply with regard to a particular animal shall qualify that animal as a vicious animal, notwithstanding the basic definition of vicious animal as contained in Section 8-9-1, and subject the owner and the animal involved to all of the provisions of this Chapter relating to vicious animals.

CHAPTER 351

DOGS AND OTHER ANIMALS

Referred to in [§331.381](#)

351.1	through 351.24	Repealed by 94 Acts, ch 1173, §42.	351.37	Dogs running at large — impoundment — disposition.
351.25	Dog as property.		351.38	Owner's duty.
351.26	Right and duty to kill untagged dog.		351.39	Confinement.
351.27	Right to kill tagged dog.		351.40	Quarantine.
351.28	Liability for damages.		351.41	Not a limitation on power of municipalities and counties.
351.29	Construction clause.		351.42	Exempt dogs.
351.30	through 351.32	Reserved.	351.43	Penalty.
351.33	Rabies vaccination.		351.44	Reserved.
351.34	Condition for license.	Repealed by 94 Acts, ch 1173, §42.	351.45	Tampering with a rabies vaccination tag — penalties.
351.35	How and when.		351.46	Tampering with an electronic handling device — penalties.
351.36	Enforcement.			

351.1 through 351.24 Repealed by 94 Acts, ch 1173, §42.

351.25 Dog as property.

All dogs under six months of age, and all dogs over said age and wearing a collar with a valid rabies vaccination tag attached to the collar, shall be deemed property. Dogs not provided with a rabies vaccination tag shall not be deemed property.

[C24, 27, 31, 35, 39, §5447; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §351.25]

[94 Acts, ch 1173, §32](#)

Referred to in [§351.45](#)

351.26 Right and duty to kill untagged dog.

It shall be lawful for any person, and the duty of all peace officers within their respective jurisdictions unless such jurisdiction shall have otherwise provided for the seizure and impoundment of dogs, to kill any dog for which a rabies vaccination tag is required, when the dog is not wearing a collar with rabies vaccination tag attached.

[C24, 27, 31, 35, 39, §5448; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §351.26]

[94 Acts, ch 1173, §33](#)

Referred to in [§351.45](#)

351.27 Right to kill tagged dog.

It shall be lawful for any person to kill a dog, wearing a collar with a rabies vaccination tag attached, when the dog is caught in the act of chasing, maiming, or killing any domestic animal or fowl, or when such dog is attacking or attempting to bite a person.

[C73, §1485; C97, §2340; S13, §2340; C24, 27, 31, 35, 39, §5449; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §351.27]

[94 Acts, ch 1173, §34; 2007 Acts, ch 111, §1](#)

351.28 Liability for damages.

The owner of a dog shall be liable to an injured party for all damages done by the dog, when the dog is caught in the action of worrying, maiming, or killing a domestic animal, or the dog is attacking or attempting to bite a person, except when the party damaged is doing an unlawful act, directly contributing to the injury. [This section](#) does not apply to damage done by a dog affected with hydrophobia unless the owner of the dog had reasonable grounds to know that the dog was afflicted with hydrophobia and by reasonable effort might have prevented the injury.

[C73, §1485; C97, §2340; S13, §2340; C24, 27, 31, 35, 39, §5450; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §351.28]

[83 Acts, ch 117, §1](#)

351.29 Construction clause.

A holding that one or more sections of [this chapter](#) are unconstitutional shall not be held to invalidate the remaining sections.

[C24, 27, 31, 35, 39, §5451; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §351.29]

[2019 Acts, ch 59, §107](#)

351.30 through 351.32 Reserved.**351.33 Rabies vaccination.**

Every owner of a dog shall obtain a rabies vaccination for such animal. It shall be unlawful for any person to own or have a dog in the person's possession, six months of age or over, which has not been vaccinated against rabies. Dogs kept in kennels and not allowed to run at large shall not be subject to these vaccination requirements.

[C66, 71, 73, 75, 77, 79, 81, §351.33]

Referred to in [§351.35](#), [351.36](#), [351.42](#), [351.43](#)

351.34 Condition for license. Repealed by 94 Acts, ch 1173, §42.**351.35 How and when.**

The rabies vaccination required by [section 351.33](#) shall be an injection of antirabies vaccine approved by the state department of agriculture and land stewardship, and the frequency of revaccination necessary for approved vaccinations shall be as established by such department. The vaccine shall be administered by a licensed veterinarian and shall be given as approved by the state department of agriculture and land stewardship. The veterinarian shall issue a tag with the certificate of vaccination, and such tag shall at all times be attached to the collar of the dog.

[C66, 71, 73, 75, 77, 79, 81, §351.35]

Referred to in [§351.36](#), [351.42](#), [351.43](#), [351.45](#)

351.36 Enforcement.

Local health and law enforcement officials shall enforce the provisions of [sections 351.33](#), [351.35](#), [this section](#), and [sections 351.37 through 351.43](#) relating to vaccination and impoundment of dogs. Such public officials shall not be responsible for any accident or disease of a dog resulting from the enforcement of the provisions of said sections.

[C66, 71, 73, 75, 77, 79, 81, §351.36]

[2018 Acts, ch 1026, §121](#)

Referred to in [§351.42](#), [351.43](#)

351.37 Dogs running at large — impoundment — disposition.

1. A dog shall be apprehended and impounded by a local board of health or law enforcement official if the dog is running at large and the dog is not wearing a valid rabies vaccination tag or a rabies vaccination certificate is not presented to the local board of health or law enforcement official.

2. The local board of health or law enforcement official shall provide written notice to the owner if the local board of health or law enforcement official can reasonably determine the owner's name and current address by accessing a tag or other device that is on or a part of the dog. The notice shall be sent within two days after the dog has been impounded. The notice shall provide that if the owner does not redeem the dog within seven days from the date that the notice is delivered, the dog may be humanely destroyed or otherwise disposed of in accordance with law. For purposes of [this section](#), notice is delivered when the local board of health or law enforcement official mails the notice which may be by regular mail. An owner may redeem a dog by having it immediately vaccinated and paying the cost of impoundment.

3. If the owner of the impounded dog fails to redeem the dog within seven days from the date of the delivery of the notice to the dog's owner as provided in [this section](#), the dog

may be disposed of in accordance with law. If the dog is destroyed, it must be destroyed by euthanasia as defined in [section 162.2](#).

[C66, 71, 73, 75, 77, 79, 81, §351.37]

[2002 Acts, ch 1130, §1](#); [2017 Acts, ch 54, §76](#)

Referred to in [§351.36](#), [351.42](#), [351.43](#)

351.38 Owner's duty.

It shall be the duty of the owner of any dog, cat or other animal which has bitten or attacked a person or any person having knowledge of such bite or attack to report this act to a local health or law enforcement official. It shall be the duty of physicians and veterinarians to report to the local board of health the existence of any animal known or suspected to be suffering from rabies.

[C66, 71, 73, 75, 77, 79, 81, §351.38]

Referred to in [§351.36](#), [351.42](#), [351.43](#)

351.39 Confinement.

If a local board of health receives information that an animal has bitten a person or that a dog or animal is suspected of having rabies, the board shall order the owner to confine such animal in the manner it directs. If the owner fails to confine such animal in the manner directed, the animal shall be apprehended and impounded by such board, and after ten days the board may humanely destroy the animal. If such animal is returned to its owner, the owner shall pay the cost of impoundment. [This section](#) shall not apply if a police service dog or a horse used by a law enforcement agency and acting in the performance of its duties has bitten a person.

[C66, 71, 73, 75, 77, 79, 81, §351.39]

[2001 Acts, ch 19, §1](#); [2001 Acts, ch 176, §68](#)

Referred to in [§351.36](#), [351.42](#), [351.43](#)

351.40 Quarantine.

If a local board of health believes rabies to be epidemic, or believes there is a threat of epidemic, in its jurisdiction, it may declare a quarantine in all or part of the area under its jurisdiction and such declaration shall be reported to the department of health and human services. During the period of quarantine, any person owning or having a dog in the person's possession in the quarantined area shall keep such animal securely enclosed or on a leash for the duration of the quarantine period.

[C66, 71, 73, 75, 77, 79, 81, §351.40]

[2023 Acts, ch 19, §1110](#)

Referred to in [§351.36](#), [351.42](#), [351.43](#)

Section amended

351.41 Not a limitation on power of municipalities and counties.

[This chapter](#) does not limit the power of any city or county to prohibit dogs and other animals from running at large, whether or not they have been vaccinated for rabies, and does not limit the power of any city or county to provide additional measures for the restriction of dogs and other animals for the control of rabies and for other purposes.

[C66, 71, 73, 75, 77, 79, 81, S81, §351.41; [81 Acts, ch 117, §1065](#)]

Referred to in [§351.36](#), [351.42](#), [351.43](#)

351.42 Exempt dogs.

Dogs that are under the control of the owner or handlers and which are in transit, or are to be exhibited shall be exempt from the vaccination provisions of these sections if they are within the state for less than thirty days. Dogs assigned to a research institution or a like facility shall be exempt from the provisions of [sections 351.33](#) and [351.35](#), [sections 351.36 through 351.41](#), [this section](#), and [section 351.43](#).

[C66, 71, 73, 75, 77, 79, 81, §351.42]

[2018 Acts, ch 1026, §122](#)

Referred to in [§351.36](#), [351.43](#)

351.43 Penalty.

Any person who violates or refuses to comply with the provisions of [section 351.33](#) or [sections 351.35 through 351.42](#) is guilty of a simple misdemeanor.

[C66, 71, 73, 75, 77, 79, 81, §351.43]

[2018 Acts, ch 1026, §123](#); [2022 Acts, ch 1021, §87](#)

Referred to in [§351.36](#), [351.42](#)

351.44 Reserved.**351.45 Tampering with a rabies vaccination tag — penalties.**

1. A person commits the offense of tampering with a rabies vaccination tag if all of the following apply:

a. The person knowingly removes, damages, or destroys a rabies vaccination tag as described in [section 351.35](#).

b. The rabies vaccination tag is attached to a collar worn by a dog, including as provided in [sections 351.25](#) and [351.26](#).

2. a. For a first conviction, the person is guilty of a simple misdemeanor.

b. For a second or subsequent conviction, the person is guilty of a serious misdemeanor.

3. [This section](#) shall not apply to an act taken by any of the following:

a. The owner of the dog, an agent of the owner, or a person authorized to take action by the owner.

b. A peace officer as defined in [section 801.4](#).

c. A veterinarian licensed as provided in [chapter 169](#).

d. An animal shelter or pound as defined in [section 162.2](#).

[2020 Acts, ch 1111, §1](#)

351.46 Tampering with an electronic handling device — penalties.

1. A person commits the offense of tampering with an electronic handling device if all of the following apply:

a. The person knowingly removes, disables, or destroys an electric device designed and used to maintain custody or control of the dog or modify the dog's behavior.

b. The electronic device is attached to or worn by the dog or attached to an item worn by the dog, including but not limited to a collar, harness, or vest.

2. a. For a first conviction, the person is guilty of a simple misdemeanor.

b. For a second or subsequent conviction, the person is guilty of a serious misdemeanor.

3. [This section](#) shall not apply to an act taken by any of the following:

a. The owner of the dog, an agent of the owner, or a person authorized to take action by the owner.

b. A peace officer as defined in [section 801.4](#).

c. A veterinarian licensed as provided in [chapter 169](#).

d. An animal shelter or pound as defined in [section 162.2](#).

[2020 Acts, ch 1111, §2](#)

CHAPTER 717B

MISTREATMENT OF ANIMALS

Referred to in §162.10D, 165B.2, 331.307, 331.308, 364.22, 364.22A, 670.4, 701.1, 717F4, 717F5

Injury to livestock, see [chapter 717](#)

717B.1	Definitions.	717B.6	Destruction and disposition of wild animals.
717B.2	Animal abuse — penalties.		
717B.3	Animal neglect — penalties.	717B.7	Repealed by 2002 Acts, ch 1130, §10.
717B.3A	Animal torture — penalties.		
717B.3B	Animal mistreatment — court order — evaluation and treatment.	717B.8	Abandonment of cats and dogs — penalties.
717B.4	Dispositional proceedings.	717B.9	Injury or interference with a police service dog.
717B.5	Rescue of threatened animals.		

717B.1 Definitions.

As used in [this chapter](#):

1. “*Animal*” means a nonhuman vertebrate. However, “*animal*” does not include any of the following:

- a. Livestock, as defined in [section 717.1](#).
- b. Preserve whitetail as defined in [section 484C.1](#).
- c. Any game, fur-bearing animal, fish, reptile, or amphibian, as defined in [section 481A.1](#), unless a person owns, confines, or controls the game, fur-bearing animal, fish, reptile, or amphibian.
- d. Any nongame species declared to be a nuisance pursuant to [section 481A.42](#).

2. “*Animal care provider*” means a person designated by a local authority to provide care to an animal which is rescued by the local authority pursuant to [section 717B.5](#).

3. “*Animal mistreatment*” means an act described as animal abuse as provided in [section 717B.2](#), animal neglect as provided in [section 717B.3](#), animal torture as provided in [section 717B.3A](#), abandonment of a cat or dog as provided in [section 717B.8](#), or injury to or interference with a police service dog as provided in [section 717B.9](#).

4. Unless the context otherwise requires, “*book*”, “*list*”, “*record*”, or “*schedule*” kept by a county auditor, assessor, treasurer, recorder, sheriff, or other county officer means the county system as defined in [section 445.1](#).

5. “*Commercial establishment*” means a commercial establishment as defined in [section 162.2](#) that is operating under a valid authorization issued or renewed under [section 162.2A](#).

6. a. “*Convicted*” means the entry of a judgment of conviction under [chapter 901](#) or adjudicated delinquent for an act which is an indictable offense in this state or in another state under [chapter 232](#).

b. “*Convicted*” does not mean a plea, sentence, adjudication, deferred sentence, or deferred judgment which has been reversed or otherwise set aside.

7. “*Department*” means the department of agriculture and land stewardship.

8. “*Dispositional expenses*” means expenses incurred by a local authority in rescuing an animal as provided in [section 717B.5](#), maintaining the animal until the conclusion of a dispositional proceeding as provided in [section 717B.4](#), or disposing of the animal as provided in [section 717B.4](#).

9. “*Euthanasia*” means the same as defined in [section 162.2](#).

10. “*Injury*” means an animal’s disfigurement; the impairment of an animal’s health; or an impairment to the functioning of an animal’s limb or organ, including physical damage or harm to an animal’s muscle, tissue, organs, bones, hide, or skin.

11. “*Law enforcement officer*” means a regularly employed member of a police force of a city or county, including a sheriff, who is responsible for the prevention and detection of crime and the enforcement of the criminal laws of this state.

12. “*Local authority*” means a city as defined in [section 362.2](#) or a county as provided in [chapter 331](#).

13. “*Maintenance*” means to provide on-site or off-site care to neglected animals.

14. “Responsible party” means a person who owns or maintains an animal.

15. “Serious injury” means an injury that constitutes an animal’s protracted or permanent disfigurement, the protracted or permanent impairment of an animal’s health, the protracted or permanent impairment of the functioning of an animal’s limb or organ, or the loss of an animal’s limb or organ.

16. “Threatened animal” means an animal that is abused as provided in [section 717B.2](#), neglected as provided in [section 717B.3](#), or tortured as provided in [section 717B.3A](#).

17. “Veterinarian” means a veterinarian licensed pursuant to [chapter 169](#) who practices veterinary medicine in this state.

[94 Acts, ch 1103, §12; 2000 Acts, ch 1148, §1; 2002 Acts, ch 1119, §200, 201; 2002 Acts, ch 1130, §2; 2013 Acts, ch 90, §201; 2020 Acts, ch 1111, §3, 4](#)

Referred to in [§717D.1](#), [717F.7](#), [717F.10](#)

717B.2 Animal abuse — penalties.

1. A person commits animal abuse when the person intentionally, knowingly, or recklessly acts to inflict injury, serious injury, or death on an animal by force, violence, or poisoning.

2. [This section](#) shall not apply to any of the following:

a. An owner of the animal, or a person acting with the consent of the owner, who euthanizes an animal in a reasonable manner, if at the time of the euthanasia, the animal is in a state of permanent pain or suffering.

b. A person acting to carry out an order issued by a court.

c. A veterinarian practicing veterinary medicine as provided in [chapter 169](#).

d. A person acting in order to carry out another provision of law which allows the conduct.

e. A person taking, hunting, trapping, or fishing for a wild animal as provided in [chapter 481A](#).

f. A person acting to protect the person’s property from a wild animal as defined in [section 481A.1](#).

g. A person acting to protect a person from injury or death caused by a wild animal as defined in [section 481A.1](#).

h. A person reasonably acting to protect the person’s property from damage caused by an unconfined animal.

i. A person reasonably acting to protect a person from injury or death caused by an unconfined animal.

j. A local authority reasonably acting to destroy an animal, if at the time of the destruction, the owner of the animal is absent or unable to care for the animal, and the animal is permanently distressed by disease or injury to a degree that would result in severe and prolonged suffering.

k. A research facility, as defined in [section 162.2](#), if the research facility has been issued or renewed a valid authorization by the department pursuant to [chapter 162](#), and performs functions within the scope of accepted practices and disciplines associated with the research facility.

l. An act required to be carried out by a commercial establishment to care for an animal in its possession or under its control as described in [section 162.10A, subsection 1](#), provided that the commercial establishment complies with applicable standard of care requirements pursuant to [subsections 1 and 2](#) of that section.

3. A person who commits animal abuse that causes injury, other than serious injury or death, to an animal is guilty of a serious misdemeanor.

4. A person who commits animal abuse that causes serious injury or death to an animal is guilty of an aggravated misdemeanor.

5. Notwithstanding [subsection 4](#), a person who commits animal abuse that causes serious injury or death to an animal is guilty of a class “D” felony if the person has previously been convicted of committing animal abuse pursuant to [this section](#), animal neglect punishable as a serious misdemeanor or aggravated misdemeanor pursuant to [section 717B.3](#), animal torture pursuant to [section 717B.3A](#), injury to or interference with a police service dog pursuant

to [section 717B.9](#), bestiality pursuant to [section 717C.1](#), or an act involving a contest event prohibited in [section 717D.2](#).

[94 Acts, ch 1103, §13](#); [2008 Acts, ch 1058, §20](#); [2020 Acts, ch 1111, §5](#)

Referred to in [§162.10A](#), [717B.1](#), [717B.3](#), [717B.3A](#), [717B.3B](#)

717B.3 Animal neglect — penalties.

1. A person commits animal neglect when the person owns or has custody of an animal, confines that animal, and fails to provide the animal with any of the following conditions for the animal's welfare:

a. Access to food in an amount and quality reasonably sufficient to satisfy the animal's basic nutrition level to the extent that the animal's health or life is endangered.

b. Access to a supply of potable water in an amount reasonably sufficient to satisfy the animal's basic hydration level to the extent that the animal's health or life is endangered. Access to snow or ice does not satisfy this requirement.

c. Sanitary conditions free from excessive animal waste or the overcrowding of animals to the extent that the animal's health or life is endangered.

d. Ventilated shelter reasonably sufficient to provide adequate protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a state of good health to the extent that the animal's health or life is endangered. The shelter must protect the animal from wind, rain, snow, or sun and have adequate bedding to provide reasonable protection against cold and dampness. A shelter may include a residence, garage, barn, shed, or doghouse.

e. Grooming, to the extent it is reasonably necessary to prevent adverse health effects or suffering.

f. Veterinary care deemed necessary by a reasonably prudent person to relieve an animal's distress from any of the following:

(1) A condition caused by failing to provide for the animal's welfare as described in [this subsection](#).

(2) An injury or illness suffered by the animal causing the animal to suffer prolonged pain and suffering.

2. [This section](#) does not apply to any of the following:

a. A person issued or renewed an authorization to operate a commercial establishment, or a person acting under the direction or supervision of that person, if all of the following apply:

(1) The animal, as described in [subsection 1](#), was maintained as part of the commercial establishment's operation.

(2) In providing conditions for the welfare of the animal, as described in [subsection 1](#), the person complied with the standard of care requirements provided in [section 162.10A, subsection 1](#), including any applicable rules adopted by the department applying to any of the following:

(a) A state licensee or registrant operating pursuant to [section 162.10A, subsection 2](#), paragraph "a" or "b".

(b) A permittee operating pursuant to [section 162.10A, subsection 2](#), paragraph "c".

b. A research facility, as defined in [section 162.2](#), if the research facility has been issued or renewed a valid authorization by the department pursuant to [chapter 162](#), and performs functions within the scope of accepted practices and disciplines associated with the research facility.

3. A person who commits animal neglect that does not cause injury, serious injury, or death to an animal is guilty of a simple misdemeanor.

4. A person who commits animal neglect that causes injury, other than serious injury or death, to an animal is guilty of a serious misdemeanor.

5. A person who commits animal neglect that causes serious injury or death to an animal is guilty of an aggravated misdemeanor.

6. Notwithstanding [subsection 5](#), a person who commits animal neglect that causes serious injury or death to an animal is guilty of a class "D" felony if the person has been previously convicted of animal abuse pursuant to [section 717B.2](#), animal neglect punishable as a serious misdemeanor or aggravated misdemeanor pursuant to [this section](#), animal

torture pursuant to [section 717B.3A](#), injury to or interference with a police service dog pursuant to [section 717B.9](#), bestiality pursuant to [section 717C.1](#), or an act involving a contest event prohibited in [section 717D.2](#).

94 Acts, ch 1103, §14; 95 Acts, ch 49, §25; 2008 Acts, ch 1058, §21; 2014 Acts, ch 1092, §147; 2020 Acts, ch 1111, §6

Referred to in §162.10A, 717B.1, 717B.2, 717B.3A, 717B.3B

717B.3A Animal torture — penalties.

1. A person is guilty of animal torture if the person intentionally or knowingly inflicts on an animal severe and prolonged or repeated physical pain that causes the animal's serious injury or death.

2. [This section](#) shall not apply to any of the following:

- a. A person acting to carry out an order issued by a court.
- b. A veterinarian practicing veterinary medicine as provided in [chapter 169](#).
- c. A person acting in order to carry out another provision of law which allows the conduct.
- d. A person taking, hunting, trapping, or fishing for a wild animal as provided in [chapter 481A](#).
- e. A person acting to protect the person's property from a wild animal as defined in [section 481A.1](#).
- f. A person acting to protect a person from bodily harm or death caused by a wild animal as defined in [section 481A.1](#).

g. A person acting reasonably to protect the person's property from damage caused by an unconfined animal.

h. A person acting reasonably to protect a person from bodily harm or death caused by an unconfined animal.

i. A local authority acting reasonably to euthanize an animal, if at the time of the euthanasia, the owner of the animal is absent or unable to care for the animal, and the animal is permanently distressed by disease or injury to a degree that would result in severe and prolonged suffering.

j. A research facility, as defined in [section 162.2](#), if the research facility has been issued or renewed a valid authorization by the department pursuant to [chapter 162](#), and the research facility performs functions within the scope of accepted practices and disciplines associated with the research facility.

k. An act required to be carried out by a commercial establishment to care for an animal in its possession or under its control as described in [section 162.10A, subsection 1](#), provided that the commercial establishment complies with applicable standard of care requirements pursuant to [subsections 1 and 2](#) of that section.

3. The juvenile court shall have exclusive original jurisdiction in a proceeding concerning a child who is alleged to have committed animal torture, in the manner provided in [section 232.8](#). The juvenile court shall not waive jurisdiction in a proceeding concerning such an offense alleged to have been committed by a child under the age of seventeen.

4. A person who commits animal torture is guilty of an aggravated misdemeanor.

5. Notwithstanding [subsection 4](#), a person who commits animal torture is guilty of a class "D" felony if the person has previously been convicted of committing animal abuse pursuant to [section 717B.2](#), animal neglect punishable as a serious misdemeanor or aggravated misdemeanor pursuant to [section 717B.3](#), animal torture pursuant to [this section](#), injury to or interference with a police service dog pursuant to [section 717B.9](#), bestiality pursuant to [section 717C.1](#), or an act involving a contest event prohibited in [section 717D.2](#).

2000 Acts, ch 1152, §3; 2008 Acts, ch 1058, §22; 2020 Acts, ch 1111, §7

Referred to in §162.10A, 232.8, 717B.1, 717B.2, 717B.3, 717B.3B

717B.3B Animal mistreatment — court order — evaluation and treatment.

1. At the time of a person's conviction for committing a public offense constituting animal mistreatment, a court may enter an order requiring the person to undergo a psychological or psychiatric evaluation and to undergo any treatment that the court determines to be appropriate after due consideration of the evaluation.

2. Notwithstanding [subsection 1](#), the court shall enter an order described in that subsection, if the convicted person is any of the following:

- a. A juvenile.
- b. An adult convicted of animal abuse punishable as an aggravated misdemeanor or class “D” felony pursuant to [section 717B.2](#), animal neglect punishable as an aggravated misdemeanor or class “D” felony pursuant to [section 717B.3](#), or animal torture pursuant to [section 717B.3A](#).

3. The costs of undergoing a psychological or psychiatric evaluation and undergoing any treatment ordered by the court shall be borne by the convicted person, unless the person is a juvenile.

4. An order made under [this section](#) is in addition to any other order or sentence of the court.

5. Any violation of the court order shall be punished as contempt of court pursuant to [chapter 665](#).

[2020 Acts, ch 1111, §8](#)

717B.4 Dispositional proceedings.

1. Upon a petition brought by a local authority, a court in the county where an animal is maintained by a responsible party or a local authority shall determine if the animal is a threatened animal and order its disposition after a hearing.

a. The matter shall be heard within ten days from the filing of the petition for disposition by the local authority.

b. If the animal has been rescued, the court may order that the animal be placed under the custody of the local authority and maintained in the same manner as a rescued animal under [section 717B.5](#).

c. The court may continue the hearing for up to thirty days upon petition by the responsible party. However, the court shall not grant a continuance unless the animal is maintained by the local authority. The responsible party must post a bond or other security with the local authority as a condition of the continuance. The amount of the bond or other security shall be determined by the court, which shall not be more than the amount sufficient to provide maintenance of the animal for thirty days. The court may grant a subsequent continuance upon petition by the responsible party. The continuance shall be for not more than thirty days. The responsible party must post a new bond or security as a condition of the subsequent continuance in the same manner as the original bond or security or as otherwise ordered by the court. However, the court shall order the immediate disposition of the animal if the animal is permanently distressed by disease or injury to a degree that would result in severe or prolonged suffering.

2. The hearing to determine if the animal is a threatened animal for purposes of disposition shall be a civil proceeding. If the case is related to a criminal proceeding, the disposition shall not be part of that proceeding and shall not be considered a criminal penalty imposed on a person found in violation of [this chapter](#).

3. If the court determines that an animal is not a threatened animal, the court shall order that the animal be returned to the custody of the responsible party. If the court determines that an animal is a threatened animal, the court shall order the local authority to dispose of the threatened animal in any manner deemed appropriate for the welfare of the animal. In addition, all of the following apply:

a. The court may order the responsible party to pay an amount which shall not be more than the dispositional expenses incurred by the local authority. The court may also award the local authority court costs, reasonable attorney fees and expenses related to the investigation and prosecution of the case, which shall be taxed as part of the costs of the action.

b. If a bond or other security was posted as a condition for a continuance of a disposition hearing as provided in [this section](#), the local authority may use the posted amount to offset the local authority’s dispositional expenses.

c. If any moneys are realized from the disposition of a threatened animal, the moneys shall be used to offset the local authority’s dispositional expenses before satisfying indebtedness secured by any security interest in or lien on the threatened animal.

d. If the threatened animal is owned by more than one responsible party, the amount required to offset the local authority's dispositional expenses shall be prorated among the responsible parties based on the percentage of interest owned in the threatened animal attributable to the responsible parties as the threatened animal's titleholders. For purposes of this paragraph, a responsible party who does not own an interest in the threatened animal shall be deemed to be an owner holding a percentage interest in the animal equal to the largest percentage interest held by a landowner who is attributed an interest as the threatened animal's titleholder. If the responsible party is a landowner, the local authority may submit the amount to reimburse the local authority for its dispositional expenses to the clerk of the county board of supervisors who shall report the amount to the county treasurer. If the threatened animal is owned by more than one landowner, the amount shall be prorated among the landowners based on the percentage of interest owned in the threatened animal attributable to each landowner as the animal's titleholders. The amount shall be placed upon the tax books, and collected with interest and penalties after due, in the same manner as other unpaid property taxes. The county shall reimburse a city within thirty days from the collection of the property taxes.

4. A threatened animal that is ordered by a court to be destroyed under [this section](#) shall be destroyed only by euthanasia as defined in [section 162.2](#).

[94 Acts, ch 1103, §15; 2002 Acts, ch 1130, §3](#)

Referred to in [§602.6405, 717B.1, 717B.5, 717D.5, 717F.5](#)

717B.5 Rescue of threatened animals.

A local authority may provide for the rescue of an animal as follows:

1. The rescue must be made by a law enforcement officer having cause to believe that the animal is a threatened animal after consulting with a veterinarian licensed pursuant to [chapter 169](#). The law enforcement officer may rescue the animal by entering on public or private property, as provided in [this subsection](#). The officer may enter onto property of a person to rescue the animal if the officer obtains a search warrant issued by a court, or enters onto the premises in a manner consistent with the laws of this state and the United States, including [Article I, section 8, of the Constitution of the State of Iowa](#), or the fourth amendment to the Constitution of the United States.

2. a. If an animal is rescued pursuant to [this section](#), the local authority shall provide for the maintenance of the animal. The local authority may contract with an animal care provider for the maintenance of the animal. The local authority shall provide the responsible party for the animal with notice of the rescue. The notice may be accomplished by doing any of the following:

(1) Delivering written notice to the responsible party's last known address by the United States postal service or personal service.

(2) Posting a notice in a conspicuous place at the location where the animal was rescued.

b. The notice shall state that the animal has been rescued by the local authority pursuant to [this section](#).

3. Within ten days after the date that an animal is rescued, the local authority shall initiate a dispositional proceeding pursuant to [section 717B.4](#).

4. The local authority shall pay the animal care provider for the animal's maintenance regardless of proceeds received from the disposition of the animal or any reimbursement ordered by a court, pursuant to [section 717B.4](#).

[94 Acts, ch 1103, §16; 2002 Acts, ch 1130, §4; 2013 Acts, ch 30, §261](#)

Referred to in [§717B.1, 717B.4](#)

717B.6 Destruction and disposition of wild animals.

A person may humanely destroy a wild animal as defined in [section 481A.1](#), if the wild animal is permanently distressed by injury or disease to a degree that results in severe and prolonged suffering. The destroyed animal shall be subject to disposition as provided by rules adopted by the natural resource commission pursuant to [chapter 17A](#).

[94 Acts, ch 1103, §17](#)

717B.7 Repealed by [2002 Acts, ch 1130, §10](#). See [chapter 717D](#).

717B.8 Abandonment of cats and dogs — penalties.

1. A person commits animal abandonment if the person owns or has custody of a cat or dog and relinquishes all rights in and duties to care for the cat or dog.

2. [This section](#) does not apply to any of the following:

a. The delivery of a cat or dog to another person who will accept ownership and custody of the cat or dog.

b. The delivery of a cat or dog to an animal shelter or pound as defined in [section 162.2](#) that has been issued or renewed a valid authorization by the department under [chapter 162](#).

c. A person who relinquishes custody of a cat at a location in which the person does not hold a legal or equitable interest, if previously the person had taken custody of the cat at the same location and provided for the cat's sterilization by a veterinarian.

3. a. A person who commits animal abandonment that does not cause injury or death to an animal is guilty of a simple misdemeanor.

b. A person who commits animal abandonment that causes injury other than serious injury or death to an animal is guilty of a serious misdemeanor.

c. A person who commits animal abandonment that causes serious injury or death to an animal is guilty of an aggravated misdemeanor.

[94 Acts, ch 1103, §19; 2020 Acts, ch 1111, §9](#)

Referred to in [§717B.1](#)

717B.9 Injury or interference with a police service dog.

1. A person who knowingly, and willfully or maliciously torments, strikes, administers a nonpoisonous desensitizing substance to, or otherwise interferes with a police service dog, without inflicting serious injury on the dog, commits a serious misdemeanor.

2. A person who knowingly, and willfully or maliciously does any of the following commits a class "D" felony:

a. Tortures a police service dog.

b. Injures, so as to disfigure or disable, a police service dog.

c. Sets a booby trap device for purposes of injuring, so as to disfigure or disable, or killing a police service dog.

d. Pays or agrees to pay a bounty for purposes of injury, so as to disfigure or disable, or killing a police service dog.

e. Kills a police service dog.

f. Administers poison to a police service dog.

3. As used in [this section](#), "police service dog" means a dog used by a peace officer or correctional officer in the performance of the officer's duties, whether or not the dog is on duty.

4. [This section](#) does not apply to a peace officer or veterinarian who terminates the life of such a dog for the purpose of relieving the dog of undue pain or suffering, or to a person who justifiably acts in defense of self or another.

[94 Acts, ch 1103, §20; 95 Acts, ch 107, §1](#)

Referred to in [§717B.1](#), [717B.2](#), [717B.3](#), [717B.3A](#)



107 West 16th Street, Storm Lake, IA 50588, 712-732-2033

To: City of Storm Lake
From: Dr. Dianne Johnson DVM – Lake Animal Hospital
Re: Animal Control Rescue and Management
February 19, 2024

Overview

It has come to our attention that there has been a lack of communication and expectation between Lake Animal Hospital and the City of Storm Lake when it comes to the expenses of stray animals brought into the clinic. However, we would like to continue assisting our community with the stray population. Unfortunately, the current relationship with the City is not sustainable because of the financial strain on Lake Animal Hospital to handle and manage the stray population. We hope that a new agreement can be reached with a realistic cost the city is willing and able to pay for the caring of the neglected, abandoned and abused strays.

Lake Animal Hospital should not be solely responsible for the financial responsibilities of the strays brought in by the Storm Lake Police Department (SLPD). As a place of business, we strive to provide the best quality care to our clients and community. To continue to provide quality care, the city needs to be financially responsible for the stray animals brought into us by the SLPD. We have come up with a solution to appease both Lake Animal and the City of Storm Lake.

Sections are as follows:

1. Neglect and abuse cases
2. Hoarding cases
3. Rabies watch
4. Everyday stray sick animals (such as a sick or injured felines or canines)
5. Everyday healthy stray animals
 - 5A. Feline intakes and SNAP testing
 - 5B. Canine intakes
 - 5C. Intake of other breed animals
6. Cost of medical care, treatment and boarding

Section 1: Neglect and Abuse

The city will be held financially responsible for the care and payment to Lake Animal Hospital. If the city so chooses, they may seek restitution from the party and/or parties responsible for neglect or abuse. Lake Animal Hospital can provide an itemized list of services provided.

In the event of neglect or abuse, Lake Animal Hospital will provide food, water, shelter, and the necessary medical care to the animal. Lake Animal will also provide medical treatment to the animal(s), at the expense of the city.

Section 2: Hoarding

In the event of an animal hoarding situation, the city will be responsible for the cost of care and treatment of the animals. The city will also be held responsible for the cost of possible life-saving surgeries or euthanasia. If the city so chooses to seek restitution from the party or parties responsible for hoarding animals, Lake Animal Hospital will provide an itemized list of services provided.

Section 3: Rabies Watch

Any canine or feline brought to us by the police department for biting a human will be quarantined for 10 days and will be given a rabies shot after the 10 days. The city will be held responsible for paying \$300.00 for the quarantine. If the city so chooses to seek restitution from the animal's owner, we can provide them with an itemized invoice. If the city cannot provide payment for rabies watches we will be unable to house rabies watches.

Section 4: Everyday Stray Sick Animals

A stray animal that is unwell brought into Lake Animal Hospital will receive urgent and proper medical care, at the expense of the city. In section 6, there is an approximate cost of what the city will be expected to pay Lake Animal Hospital.

Section 5: Everyday Healthy Stray Animals

Stray animals brought to Lake Animal, will be placed on hold for 7 days and pictures and descriptions of the animal will be placed on the clinic's Facebook page. After these 7 days, the animals become Lake Animal property. The city will be required to pay for vaccination, any SNAP testing required, boarding, and microchipping. If the animal is claimed in those 7 days the owner will be held financially responsible for vaccination, any SNAP testing, and microchip. The owner will also be required to pay a stray pick-up fee to Lake Animal Hospital.

Section 5A: Feline Intakes and SNAP Test

All feline intakes brought to Lake Animal Hospital will be tested for FIV (spread through bites) and FELV, the cost of these tests will be expected to be covered by the City of Storm Lake. All feline intakes will receive age-appropriate vaccinations, at the expense of the city. The only felines that will make the requirement to be seen by us by the police will be any feline that can fit in the palm of the officer's hand or is sick or injured.

- Vaccinations \$20
- 7 days Room/Board (R/B) \$70
- Feline Leukemia (FeLV) and Feline Immunodeficiency (FIV) Viruses \$25
 - Feline Intake Total \$115

The Feline SNAP Test is required by Lake Animal Hospital to ensure the safety of our clients' feline friends. The Feline SNAP test is to test to see if a feline patient has FIV or FELV. Both FIV and FELV are highly contagious amongst felines. First, testing for this will help in the decision to euthanize the feline or not possibly. If the feline is positive for FELV (feline Leukemia) it will be euthanized due to its high mortality rate amongst felines.

If the feline is positive for FIV (feline immunodeficiency virus) the feline will be evaluated by the doctor. The FIV mortality rate is very low because they can live a long life under the right care but will need to be quarantined from healthy cats.

Section 5B: Canine intakes

Canines brought to us by the police department will receive the following: age-appropriate vaccinations (such as Rabies and Distemper), a microchip, and a Heartworm test. Canines if found to have fleas or ticks will also receive flea and tick prevention. The city will be required to pay for these services.

If the canine is claimed in 7 days, the owner of the canine will be expected to pay for those services, and they will receive a stray pick-up fee here at Lake Animal. If the canine does go back to its owner, the city will not be held financially responsible for the canine.

- Distemper Rabies \$20
- Microchip \$20
- Heartworm Test \$25
- 7 days Room/Board (R/B) \$70
 - Canine Intake Total \$135

Section 5C: Intake of other breed animals

The city of Storm Lake will be required to contact Lake Animal Hospital for any other animals including but not limited to rabbits, birds, reptiles, ect. The cost of care for any other animals aside from felines and canines may be subject to change, as some supplies for proper care of these pets will likely need to be purchased. The city of Storm Lake will be required to pay the boarding cost of any other animals that are not dogs or cats.

Section 6: Cost of Medical Care, Treatment and Boarding

The cost of medical care and treatment is subject to change. The cost of all medical services and medications will be paid for by the city of Storm Lake. There will be discounted services, medications, and surgeries.

The city will be responsible in paying for the following and is subject to change:

- Distemper-Rabies \$20
- Microchip \$20
- Canine Heartworm Test \$25
- 7 days Room/Board (R/B) \$70
- Feline Leukemia (FeLV) and Feline Immunodeficiency (FIV) Viruses SNAP Test \$25
- Any life-saving surgeries will be half-price
- Euthanasia \$50
- Any medications needed by any stray animals will be at cost with a markup between 15-25%
- Necessary vaccinations for both canines and felines will be each sold at \$10

Boarding costs of stray animals will be taken care of by the city of Storm Lake. The boarding cost of \$10 per night for the stray animals includes the cost of labor and food attributed to care for the strays.

Staff Summary

04/15/2024

Agenda Item # F.12.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
f (712) 732-4114

REPORT TO: Honorable Mayor & Council

FROM: Mayra Martinez City Clerk

SUBJECT: City Council Requested Items / City Council Updates

BACKGROUND:

FISCAL IMPACT:

RECOMMENDATION:

- Retail Coach Work Session - April 23rd, 2024 at 5:00 pm at Storm Lake City Hall Council Chambers
- Tourism Work session - Pending Date for May

ATTACHMENTS: