

**CITY OF STORM LAKE
REGULAR COUNCIL MEETING, CITY HALL
COUNCIL CHAMBERS
MAY 20, 2019
5:00 PM**



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

AGENDA

- A. Pledge of Allegiance
- B. **Consideration of Changes in Agenda and Setting the Agenda**
- C. **Disclosure by City Council Members**
- 1. Hear the Public
- 2. Consent Agenda
 - A. **Approve Consent Agenda**
 - B. **Buy Local Information**
 - C. **Motion Authorizing a Noise Variance for Summit Church**
 - D. **Motion Authorizing Fire Department Eligibility (Lieutenant)**
 - E. **SLPD Code Enforcement Summary**
- 3. **King's Pointe Update**
- 4. **Consideration of contract with Bolton & Menk for 2020 Street & Utility Improvements (Oneida Street Reconstruction Project Phase One)**
- 5. **Public Hearing On A Proposed Vacation Of A Part Of Platted Lakeshore Drive (Now Designated North Emerald Drive) Right-Of-Way Adjacent To Lots 1, 2, And 3 In Block 1 Of Whitney Pierce Beach**
- 6. **Ordinance No. 08-O-2018-2019 Vacating The North Emerald Drive**
- 7. **Resolution No. 66-R-2018-2019 For The Proposed Sale Of North Emerald Drive Ten-Foot Wide Strip And Setting A Hearing**
- 8. **Storm Water Infrastructure Maintenance Work Session**
- 9. **Motion to Approve Purchase of Property**
- 10. **City Council Requested Items**
- 11. 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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Staff Summary

5/20/2019

Agenda Item # B.



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

FROM:

SUBJECT: Consideration of Changes in Agenda and Setting the Agenda

BACKGROUND:

FISCAL IMPACT:

RECOMMENDATION:

Staff Summary

5/20/2019

Agenda Item # C.



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

FROM:

SUBJECT: Disclosure by City Council Members

BACKGROUND:

FISCAL IMPACT:

RECOMMENDATION:

Staff Summary

5/20/2019

Agenda Item # A.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, City Clerk

SUBJECT: **Approve Consent Agenda**

BACKGROUND: The Consent Agenda Includes:

- List of bills for approval
- King's Pointe and Sunrise Pointe disbursements for approval
- Approve the May 6, 2019 City Council Minutes
- Approve renewal liquor license for La Juanita, Valetina's Meat Market, and Storm Lake Whitecap (contingent of background and dram shop submittal)
- Approve Authorizing a Noise Variance for Summit Church (see attached staff summary)
- Approve Authorizing Fire Department Eligibility List (LT) (see attached staff summary)
- Approve the Code Enforcement Summary (see attached staff summary)

FISCAL IMPACT: The City will pay the following expenditures:

- List of Bills - \$412,611.80
- King's Pointe & Sunrise Pointe Golf Course Bills - \$78,661.00

The City will receive the following revenues:

- Liquor license renewal - \$1,295.00

RECOMMENDATION: Approve Consent Agenda

ATTACHMENTS:

Description	Type
☐ List of Bills	List of Bills
☐ King's Pointe and Golf Course - List of Bills	List of Bills
☐ Minutes - May 6, 2019	Minutes
☐ La Juanita Application	Application
☐ La Juanita Report	Backup Material

- ▣ Valentina's Meat Market Application
- ▣ Storm Lake Whitecap

Application
Application

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, IOWA, CITY HALL,
MAY 6, 2019 5:00 P.M.**

Present: Mayor Michael Porsch, Council Members Jose Ibarra, Kevin McKinney, and Bruce Engelmann. Absent: Dan Smith.

Staff present: City Manager Keri Navratil, Assistant City Manager David Derragon, City Attorney Phil Havens, Assistant Police Chief Chris Cole, Fire Chief Mike Jones, Building Official Scott Olesen, Library Director Elizabeth Huff, Finance Director Brian Oakleaf, Staff Accountant Tyler Gibbins, and City Clerk Mayra Martinez.

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

Pledge of Allegiance

Agenda – Moved by Council Member Engelmann to approve setting the Agenda as presented. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

Disclosure by City Council Members – none

Hear the Public – none

Mayor Porsch announced the following Proclamations: Proclaimed May 2019 as Mental Health Month, proclaimed May 2019 as Foster Care Month, proclaimed May 15, 2019 as Peace Officers Memorial Day and proclaimed week of May 12, 2019 through May 18, 2019 as Police Week, and proclaimed May 5, 2019 through May 11, 2019 as Municipal Clerks week.

Consent Agenda – Moved by Council Member Ibarra to approve the consent agenda which includes list of bills, King's Pointe and Sunrise Pointe disbursements for approval, April 15, 2019 City Council Minutes, and the May 2, 2019 Special Council minutes, renewal liquor license for Malarky's Pub and Walgreens, approve the Code Enforcement Summary, authorize requests for the 2019 Star Spangled Spectacular for July 3 and 4, 2019, authorize a No Parking Zone variance request from Joe Kucera of Community Education for the 2019 Tornado Classic Softball Tournaments scheduled for Saturday, June 29, 2019 at the Field of Dreams sport complex, authorize additional Street Lights at 13 Kelvin road and Howard Rd & Hwy 110, approve the janitorial services parks facilities update, and the approve grant writing and administrative services from Simmering Cory & Iowa Codification for the Memorial Lift Station Project Community Development Block Grant application. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried

Budget Amendment – Mayor Porsch opened the public hearing for FY2019 Budget Amendment stating this was the time and place for comments. Hearing no comments Mayor then closed the public hearing.

Moved by Council Member McKinney to adopt Resolution No. 62-R-2018-2019 amending the Current Budget for the Fiscal Year Ending June 30, 2019. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 62-R-2018-2019

A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Be it Resolved by the Council of the City of Storm Lake:

Section 1. Following notice published April 26, 2019 and the public hearing held, May 6, 2019 the current budget is amended as set out herein and in the detail by fund type and activity that supports this resolution which was considered at that hearing:

		Total Budget as certified or last amended	Current Amendment	Total Budget after Current Amendment
<u>Revenues & Other Financing Sources</u>				
Taxes Levied on Property	1	4,191,406	0	4,191,406
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
Net Current Property Taxes	3	4,191,406	0	4,191,406
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	785,734	0	785,734
Other City Taxes	6	2,218,636	176,581	2,395,217
Licenses & Permits	7	160,895	-36,452	124,443
Use of Money and Property	8	164,315	95,077	259,392
Intergovernmental	9	3,844,718	1,676,440	5,521,158
Charges for Services	10	14,236,416	233,348	14,469,764
Special Assessments	11	0	0	0
Miscellaneous	12	248,000	0	248,000
Other Financing Sources	13	706,000	4,545,197	5,251,197
Transfers In	14	6,478,884	0	6,478,884
Total Revenues and Other Sources	15	33,035,004	6,690,191	39,725,195
<u>Expenditures & Other Financing Uses</u>				
Public Safety	16	3,766,780	0	3,766,780
Public Works	17	1,466,067	0	1,466,067
Health and Social Services	18	7,500	8,000	15,500
Culture and Recreation	19	2,221,733	0	2,221,733
Community and Economic Development	20	648,843	0	648,843
General Government	21	614,735	62,185	676,920
Debt Service	22	2,315,552	4,545,197	6,860,749
Capital Projects	23	2,991,753	0	2,991,753
Total Government Activities Expenditures	24	14,032,963	4,615,382	18,648,345
Business Type / Enterprises	25	12,366,654	1,995,432	14,362,086
Total Gov Activities & Business Expenditures	26	26,399,617	6,610,814	33,010,431
Transfers Out	27	6,478,884	0	6,478,884
Total Expenditures/Transfers Out	28	32,878,501	6,610,814	39,489,315
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out for Fiscal Year	29	156,503	79,377	235,880
Beginning Fund Balance July 1	30	16,090,244	0	16,090,244
Ending Fund Balance June 30	31	16,246,747	79,377	16,326,124

NOW THEREFORE be it resolved by the City Council of the City of Storm Lake, Iowa, to approve the above said budget amendment for the 2018-2019 Fiscal Year.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Moved by Council Member McKinney to adopt Resolution No. 63-R-2018-2019 authorizing interfund transfers and adjustments. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 63–R-2018-2019

A RESOLUTION AUTHORIZING INTERFUND TRANSFERS AND ADJUSTMENTS

Be it Resolved by the Council of the City of Storm Lake:

Section 1. Whereas, there is a need to transfer resources between funds to provide for operations and fund balancing in amounts not to exceed according to the certified budget for fiscal year 2018-2019 as follows:

- | | | |
|-----|---|--------------|
| (1) | General Fund Operations
From Emergency Levy Fund to General Fund | \$ 90,000.00 |
| (2) | Economic Development
From Water Fund to General Fund | \$100,000.00 |
| (3) | Economic Development
From Sewer Fund to General Fund | \$100,000.00 |
| (4) | Cottage Reserve
From Cottage Fund to Cottage Reserve Fund | \$ 25,000.00 |
| (5) | Marina Fund- Operations
From General Fund to Marina Fund | \$ 15,000.00 |
| (6) | Hotel Property Taxes
From Industrial Park TIF to Hotel Property Tax Fund | \$160,000.00 |
| (7) | 3 rd Addition Phase III Construction
From Water Fund to Water Capital Improvements Fund | \$150,000.00 |
| (8) | 3 rd Addition Phase III Construction | |

	From Sewer Fund to Sewer Capital Improvements Fund	\$150,000.00
(9)	Pro Core 648 Aerifier From Franchise Fee Fund to General Fund	\$ 22,000.00
(10)	Oneida Street to Milwaukee Construction From Franchise Fee Fund to Capital Fund	\$100,000.00
(11)	Michigan Street Parking Lot Construction From Franchise Fee Fund to Capital Fund	\$450,000.00
(12)	4 th & Oats Storm Water Improvement (Local Match) From Franchise Fee Fund to SW Capital Fund	\$ 64,330.00
(13)	Resort Remodel and Refresh (Regatta Grill Remodel) From Industrial Park TIF to Resort Capital Fund	\$100,000.00
(14)	Resort Remodel and Refresh From LOST to Resort Capital Fund	\$ 86,250.00
(15)	Airport Apron/Taxiway Rehab (Local Match) From LOST to Capital Fund	\$ 10,419.20
(16)	Campground Network Upgrades From LOST to General Fund	\$ 10,000.00
(17)	Building Official Vehicle Replacement From LOST to General Fund	\$ 30,660.00
(18)	Expansion Blvd Tornado Siren Upgrades From LOST to General Fund	\$ 5,000.00
(19)	Fire Department Air Bottle Replacement From LOST to General Fund	\$ 4,800.00
(20)	Fire Department Mobile Computers From LOST to General Fund	\$ 15,000.00
(21)	Fire Department SCBA Replacement From LOST to General Fund	\$ 6,000.00
(22)	Fire Department Fire Hose From LOST to General Fund	\$ 2,450.00

(23)	Police In-Car Computer Replacement From LOST to General Fund	\$ 20,100.00
(24)	Information Technology Networking/Servers From LOST to General Fund	\$ 57,324.00
(25)	Information Technology Hardware From LOST to General Fund	\$ 23,950.00
(26)	Library Security Camera Upgrades From LOST to General Fund	\$ 7,500.00
(27)	Library New Flooring From LOST to General Fund	\$ 6,000.00
(28)	Library Public Copier Replacement From LOST to General Fund	\$ 2,857.00
(29)	Marina Capital From LOST to Marina Fund	\$ 50,000.00
(30)	Parks Department Kubota Mower/Blower From LOST to General Fund	\$ 31,400.00
(31)	Parks Department Lake Trail Lighting Replacement From LOST to General Fund	\$ 7,500.00
(32)	Parks Department Vehicle Replacement From LOST to General Fund	\$ 60,000.00
(33)	Russell Street Park Equipment From LOST to General Fund	\$ 15,000.00
(34)	Police Vehicle Replacement (2) From LOST to General Fund	\$ 85,000.00
(35)	Police Body Armor From LOST to General Fund	\$ 12,000.00
(36)	Police In-Car Camera Replacements From LOST to General Fund	\$ 11,000.00

(37)	Police/City Hall Copier Replacement From LOST to General Fund	\$ 18,000.00
(38)	Police Department Boiler Replacement From LOST to General Fund	\$ 36,000.00
(39)	Police Department Winter Gear From LOST to General Fund	\$ 2,400.00
(40)	Street Department Technology Upgrades From LOST to RUT Fund	\$ 10,000.00
(41)	Street Department Gate Replacement From LOST to RUT Fund	\$ 10,000.00
(42)	4 th & Oats Storm Water Improvement Construction (Local Match) From RUT Fund to Storm Water Capital	\$ 40,000.00
(43)	Wheel Loader Replacement From Sewer Fund to RUT Fund	\$ 75,000.00
(44)	7 th & Geneseo Sanitary Sewer Replacement (Local Match) From Sewer Fund to Storm Water Capital	\$ 73,720.00
(45)	WWTP Wetland Project (Local Match) From Sewer Fund to Storm Water Capital	\$148,575.00
(46)	LMI #5 Housing Expenses From General Fund to LMI#5 Fund	\$ 5,748.87
(47)	Auditor Adjustment to Starting Cash- Resort From Resort Operations to General Fund	\$ 283,669.23
(47)	Auditor Adjustment to Starting Cash- OWP From General Fund to OWP Operations	\$ 44,272.28

Section 2. Whereas, there is a need to transfer resources between funds to provide for debt service in amounts not to exceed according to the certified budget for fiscal year 2018-2019 as follows:

(1)	AWAYSIS Bond Payment- \$2.5M Bond From Local Option Sales Tax to Debt Sinking Fund	\$269,444.93
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- (3) ALWAYSIS Bond Payment- \$400k off \$3.825M Bond (\$5.6M Bond)
From Hotel/Motel Fund to Debt Reserve Fund \$ 28,055.00
- (4) ALWAYSIS Bond Payment- \$400k off \$3.825M Bond (\$5.6M Bond)
From Hotel/Motel Debt Reserve Fund to Debt Sinking Fund \$ 28,055.00
- (5) ALWAYSIS Bond Payment- \$1.7M of \$3.825M Bond (\$5.6M Bond)
From TIF Fund to Debt Reserve Fund \$128,932.00
- (6) ALWAYSIS Bond Payment- \$1.7M of \$3.825M Bond (\$5.6M Bond)
From TIF Debt Reserve to Debt Sinking Fund \$128,932.00
- (7) ALWAYSIS Bond Payment- \$3.5M of \$3.825M Bond (\$5.6M Bond)
From OWP Debt Service to Debt Sinking Fund \$219,309.75
- (8) ALWAYSIS Bond Payment- \$375k of \$1.34M Bond (\$2.94M Bond)
From TIF Fund to Debt Reserve Fund \$ 19,974.00
- (9) ALWAYSIS Bond Payment- \$375k of \$1.34M Bond (\$2.94M Bond)
From TIF Debt Reserve to Debt Sinking Fund \$ 19,974.00
- (10) ALWAYSIS Bond Payment- \$965k of \$1.34M Bond (\$2.94M Bond)
From Hotel/Motel Debt Reserve Fund to Debt Sinking Fund \$ 80,126.00
- (11) ALWAYSIS Bond Payment- \$965k of \$1.34M Bond (\$2.94M Bond)
From Hotel/Motel Fund to Debt Reserve Fund \$ 80,126.00
- (12) Mckenna Water Revenue Bond Payment
From TIF Fund to Debt Reserve Fund \$ 13,195.00
- (13) Mckenna Sewer Revenue Bond
From TIF Fund to Debt Reserve Fund \$ 8,975.00
- (14) Bargloff Bond Payment- 2.7M of \$3.39M Bond
From TIF Fund to Bargloff Reserve Fund \$ 41,856.25
- (15) Bargloff Bond Payment- 2.7M of \$3.39M Bond
From Bargloff Reserve Fund to Bargloff Sinking Fund \$ 41,856.25
- (16) ALWAYSIS Bond Payment- \$2.5M Bond
From Hotel Debt Reserve to Debt Sinking Fund \$211,964.65
- (17) Hotel Revenue Bond Payment- \$6.0M Bond

	From Hotel Debt Reserve to Debt Sinking Fund	\$ 71,683.20
(18)	Water Revenue Bond Payment- \$2.34M Water Bond From Water Fund to Water Sinking Fund	\$ 37,384.38
(19)	Water SRF Bond Payment- \$7.5M Water SRF From Water Fund to Water Sinking Fund	\$ 55,513.78
(20)	North Central Storm Water Project- \$1.5M Bond From Sales Tax Increment Financing to SW Debt Service Fund	\$ 49,414.00
(21)	Expansion Blvd Storm Water- \$1.755M Bond From Sales Tax Increment Financing to SW Debt Service Fund	\$ 50,870.64
(22)	Storm Water Revenue Bond- \$1.1M Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.57
(23)	AWAYSIS GO Bond- \$3.545 Bond From Local Option Sales Tax to Debt Service Fund	\$ 66,700.00
(24)	Storm Water SRF Bond Payment- \$750K Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.57
(25)	Storm Water SRF Bond Payment- \$729K Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.56

NOW THEREFORE be it resolved by the City Council of the City of Storm Lake, Iowa, to approve the above said transfers of funds for the 2018-2019 Fiscal Year.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Airport Apron & Connector Taxiway - Moved by Council Member Ibarra to adopt Resolution No. 64-R-2018-2019 approving reduction of \$3,861.50 with Change Order No. 1 and November 28, 2018 as the substantial completion of the rehabilitation of the Airport Apron & Connector Taxiway. Seconded by Council Member McKinney. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 64-R-2018-2019

**RESOLUTION APPROVING CHANGE ORDER NO. TWO AND SUBSTANTIAL
COMPLETION OF THE AIRPORT APRON & CONNECTOR TAXIWAY**

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

Section 1. To approve Change Order No. 1 to the contract with Fahrner Asphalt Sealers LLC, Eau Claire, WI, for the Airport Apron & Connector Taxiway Project, a deduct of \$3,861.50 to the contract quantities to correspond to actual quantities installed.

Total cost of Change Order #1 is a deduction of \$3,861.50 to the contract. Total contract cost after change order #1 is \$75,492.00.

Section 2. To approve the Certificate of Substantial Completion for the Airport Apron & Connector Taxiway Project with a substantial completion date of November 28, 2018.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Vacate – Moved by Council Member Ibarra to adopt Resolution No. 65-R-2018-2019 to setting May 20th, 2019 at 5:00 pm public hearing on a proposed vacation of a part of platted Lakeshore Drive (now designated North Emerald Drive) right-of-way adjacent to Lots 1, 2, And 3 In Block 1 Of Whitney Pierce Beach. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 65-R-2018-2019

RESOLUTION SCHEDULING A PUBLIC HEARING ON A PROPOSED VACATION OF A PART OF PLATTED LAKESHORE DRIVE (NOW DESIGNATED NORTH EMERALD DRIVE) RIGHT-OF-WAY ADJACENT TO LOTS 1, 2, AND 3 IN BLOCK 1 OF WHITNEY PIERCE BEACH

WHEREAS, on May 20, 2019, the City of Storm Lake, Iowa will consider an Ordinance on first reading that, if enacted, would officially and permanently close and vacate a part of the

platted Lakeshore Drive (now designated North Emerald Drive) right-of-way adjacent to Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach, which right-of-way part is legally described as follows:

A PART OF PLATTED LAKESHORE DRIVE (NOW NORTH EMERALD DRIVE) ADJACENT TO LOTS ONE THROUGH THREE (1-3), BLOCK ONE (1), WHITNEY PIERCE BEACH, BEING A PART OF GOVERNMENT LOT 3, IN SECTION 5, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5th P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) corner of Lot Three (3), Block One (1) of said Whitney Pierce Beach; Thence South 06° 53' 34" East, along the West line of said Lot Three (3), 29.58 feet; Thence South 81° 37' 33" West, 10.00 feet; Thence North 06° 53' 34" West, 151.05 feet; Thence North 83° 06' 26" East, 10.00 feet to the East line of North Emerald Drive; Thence South 06° 53' 34" East, along said East line, 121.22 feet to the Point of Beginning.

Tract contains 0.04 acres and is subject to all easements of record.

(referred to below as the "North Emerald Drive Ten-Foot Wide Strip");

WHEREAS, the North Emerald Drive Ten-Foot Wide Strip is on the eastern side of the North Emerald Drive right-of-way, so, given the dimensions of the existing road, vacating and closing the North Emerald Drive Ten-Foot Wide Strip will not impede vehicular or pedestrian traffic, and will not prevent access from any residence adjacent thereto except the existing residence and any future residences situated on Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach;

WHEREAS, the owners of said Lots 1, 2, and 3, David Crippin and Glee Crippin, desire to purchase the North Emerald Drive Ten-Foot Wide Strip from the City upon its vacation and the City is willing to sell it to them, so the owners of said Lots 1, 2, and 3 will not be denied access should the sale be consummated; and

WHEREAS, Iowa Code Section 306.11 requires that a hearing on such a proposed vacation and closing be held, with notice of the hearing to be given as set forth in Iowa Code Section 306.12.

These are draft minutes Subject to Final Council Approval

NOW, THEREFORE, be it resolved by the City Council of the City of Storm Lake, Iowa as follows:

1. The City Council of the City of Storm Lake shall hold a hearing to consider vacating and closing the North Emerald Drive Ten-Foot Wide Strip. The hearing on the proposed vacation and closing will be held during the meeting of the City Council in the Council Chambers at City Hall, Storm Lake, Iowa commencing at 5:00 p.m. on May 20, 2019, at which hearing the City Council will hear both those who oppose and those who favor the proposal.

2. Pursuant to Iowa Code Section 306.12, the City Clerk shall publish in the Storm Lake Times notice of the hearing as prescribed by Iowa Code Section 306.13 not less than four days nor more than twenty days prior to the date of the hearing. The City Clerk shall also give such notice by certified mail to those entities or persons who are to receive notice by certified mail pursuant to Iowa Code Section 306.12, if any.

Passed and approved this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Oats and Skewis Purchase of Property - Moved by Council Member Engelman to approve purchase of property from the Storm Lake Community School District for the installation of stormwater improvements at the edge of 4th and Oates utilizing approximately 30,230 square feet of land. Seconded by Council Member Ibarra. Vote : Ayes- Council Member Ibarra and Engelmann; Nay – Council Member Rice and McKinney. Motion failed.

Casino Lift Station Odor Control - Moved by Council Member McKinney setting a public hearing on June 3rd, 2019 at 5:00 pm for the plans, specs and form of contract for the Casino Lift Station Odor Control Project. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

These are draft minutes Subject to Final Council Approval

City Council Requested Items – Council Member McKinney requested that the city hold a work session regarding the rain gardens maintenance plan conquered by Council Ibarra to hold the work session in a future meeting..

Mayor Porsch thanked everyone who participated in the Storm Lake Proud week and the City Crew for helping out on Saturday, and also thanked the media for covering the events.

Adjournment – Moved by Council Member Engelmann to adjourn the meeting at 5:56 pm. Seconded by Council Member McKinney. Vote: All ayes with Council Member Smith absent. Motion carried.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Operating

King's Pointe Resort

From 5/2/2019 to 5/15/2019

Vendor	Description	Amount
Alliant Energy	Utilities	\$356.32
MidAmerican Energy	Utilities	\$9,865.16
Weigand-Omega Management Fee	Services	\$13,587.95
Weigand-Omega Management Inc	Services	\$3,785.07
1000bulbs.com	Supplies	\$138.14
360 Custom Designs, LLC	Services	\$84.00
American Hotel Register Company	Services	\$111.95
American Red Cross	Services	\$37.00
Arnold Motor Supply, LLP	Supplies	\$31.98
Boji Rides - Jane Enfield	Services	\$100.00
Builders FirstSource Inc	Supplies	\$71.51
CenterPoint Energy Services, Inc	Utilities	\$11,421.97
Color-ize	Supplies	\$1,539.47
COUNSEL	Services	\$8.00
ECOLAB	Supplies	\$763.01
GuestSupply	Supplies	\$1,002.72
Hawk-I Plumbing, Inc.	Services	\$10,915.88
Hermel Wholesale	Food	\$1,113.01
HyVee	Food	\$230.17
Jayne Riedell	Reimbursement	\$60.61
Lakeshore Cyclery, Inc.	Services	\$44.98
Mangold Environmental Testing, Inc.	Services	\$78.00
Paul Christian Konobeck	Entertainment	\$500.00
Bottling Group, LLC dba Pepsi Beverages Company	Beverages	\$2,756.94
Pitney Bowes Global Financial Services Inc.	Services	\$32.00
Rex Rimmer	Reimbursement	\$30.00
Russell Lachney	Refund	\$350.00
Steven A. Beeck dba Steve's Window Service	Services	\$80.25
Storm Lake Ace Hardware	Supplies	\$497.29
Sysco Iowa, Inc.	Food	\$4,835.85
UPS	Services	\$15.62
Verizon Wireless	Utilities	\$165.42
Wells Fargo Financial Leasing, Inc.	Services	\$235.18
Martin Brothers	Beverages	\$10,146.72
Doll Distributing	Beverages	\$929.70
City of Storm Lake	Utilities	\$1,063.01
HyVee	Beverages	\$1,105.17
Fintech	Services	\$55.00
Johnson Brothers	Beverages	\$495.95
Authnet Gateway	Services	\$20.00
		<u>\$78,661.00</u>

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, IOWA, CITY HALL,
MAY 6, 2019 5:00 P.M.**

Present: Mayor Michael Porsch, Council Members Jose Ibarra, Kevin McKinney, and Bruce Engelmann. Absent: Dan Smith.

Staff present: City Manager Keri Navratil, Assistant City Manager David Derragon, City Attorney Phil Havens, Assistant Police Chief Chris Cole, Fire Chief Mike Jones, Building Official Scott Olesen, Library Director Elizabeth Huff, Finance Director Brian Oakleaf, Staff Accountant Tyler Gibbins, and City Clerk Mayra Martinez.

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

Pledge of Allegiance

Agenda – Moved by Council Member Engelmann to approve setting the Agenda as presented. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

Disclosure by City Council Members – none

Hear the Public – none

Mayor Porsch announced the following Proclamations: Proclaimed May 2019 as Mental Health Month, proclaimed May 2019 as Foster Care Month, proclaimed May 15, 2019 as Peace Officers Memorial Day and proclaimed week of May 12, 2019 through May 18, 2019 as Police Week, and proclaimed May 5, 2019 through May 11, 2019 as Municipal Clerks week.

Consent Agenda – Moved by Council Member Ibarra to approve the consent agenda which includes list of bills check #'s 73229 through 73333, EFT #'s 335 through 352, PR #'s 59642 through 59649, and DFT #'s 226 through 239, King's Pointe and Sunrise Pointe disbursements for approval, April 15, 2019 City Council Minutes, and the May 2, 2019 Special Council minutes, renewal liquor license for Malarky's Pub and Walgreens, approve the Code Enforcement Summary, authorize requests for the 2019 Star Spangled Spectacular for July 3 and 4, 2019, authorize a No Parking Zone variance request from Joe Kucera of Community Education for the 2019 Tornado Classic Softball Tournaments scheduled for Saturday, June 29, 2019 at the Field of Dreams sport complex, authorize additional Street Lights at 13 Kelvin road and Howard Rd & Hwy 110, approve the janitorial services parks facilities update, and the approve grant writing and administrative services from Simmering Cory & Iowa Codification for the Memorial Lift Station Project Community Development Block Grant application. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried

Budget Amendment – Mayor Porsch opened the public hearing for FY2019 Budget Amendment stating this was the time and place for comments. Hearing no comments Mayor then closed the public hearing.

Moved by Council Member McKinney to adopt Resolution No. 62-R-2018-2019 amending the Current Budget for the Fiscal Year Ending June 30, 2019. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 62-R-2018-2019

A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Be it Resolved by the Council of the City of Storm Lake:

Section 1. Following notice published April 26, 2019 and the public hearing held, May 6, 2019 the current budget is amended as set out herein and in the detail by fund type and activity that supports this resolution which was considered at that hearing:

		Total Budget as certified or last amended	Current Amendment	Total Budget after Current Amendment
<u>Revenues & Other Financing Sources</u>				
Taxes Levied on Property	1	4,191,406	0	4,191,406
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
Net Current Property Taxes	3	4,191,406	0	4,191,406
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	785,734	0	785,734
Other City Taxes	6	2,218,636	176,581	2,395,217
Licenses & Permits	7	160,895	-36,452	124,443
Use of Money and Property	8	164,315	95,077	259,392
Intergovernmental	9	3,844,718	1,676,440	5,521,158
Charges for Services	10	14,236,416	233,348	14,469,764
Special Assessments	11	0	0	0
Miscellaneous	12	248,000	0	248,000
Other Financing Sources	13	706,000	4,545,197	5,251,197
Transfers In	14	6,478,884	0	6,478,884
Total Revenues and Other Sources	15	33,035,004	6,690,191	39,725,195
<u>Expenditures & Other Financing Uses</u>				
Public Safety	16	3,766,780	0	3,766,780
Public Works	17	1,466,067	0	1,466,067
Health and Social Services	18	7,500	8,000	15,500
Culture and Recreation	19	2,221,733	0	2,221,733
Community and Economic Development	20	648,843	0	648,843
General Government	21	614,735	62,185	676,920
Debt Service	22	2,315,552	4,545,197	6,860,749
Capital Projects	23	2,991,753	0	2,991,753
Total Government Activities Expenditures	24	14,032,963	4,615,382	18,648,345
Business Type / Enterprises	25	12,366,654	1,995,432	14,362,086
Total Gov Activities & Business Expenditures	26	26,399,617	6,610,814	33,010,431
Transfers Out	27	6,478,884	0	6,478,884
Total Expenditures/Transfers Out	28	32,878,501	6,610,814	39,489,315
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out for Fiscal Year	29	156,503	79,377	235,880
Beginning Fund Balance July 1	30	16,090,244	0	16,090,244
Ending Fund Balance June 30	31	16,246,747	79,377	16,326,124

NOW THEREFORE be it resolved by the City Council of the City of Storm Lake, Iowa, to approve the above said budget amendment for the 2018-2019 Fiscal Year.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Moved by Council Member McKinney to adopt Resolution No. 63-R-2018-2019 authorizing interfund transfers and adjustments. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 63–R-2018-2019

A RESOLUTION AUTHORIZING INTERFUND TRANSFERS AND ADJUSTMENTS

Be it Resolved by the Council of the City of Storm Lake:

Section 1. Whereas, there is a need to transfer resources between funds to provide for operations and fund balancing in amounts not to exceed according to the certified budget for fiscal year 2018-2019 as follows:

- | | | |
|-----|---|--------------|
| (1) | General Fund Operations
From Emergency Levy Fund to General Fund | \$ 90,000.00 |
| (2) | Economic Development
From Water Fund to General Fund | \$100,000.00 |
| (3) | Economic Development
From Sewer Fund to General Fund | \$100,000.00 |
| (4) | Cottage Reserve
From Cottage Fund to Cottage Reserve Fund | \$ 25,000.00 |
| (5) | Marina Fund- Operations
From General Fund to Marina Fund | \$ 15,000.00 |
| (6) | Hotel Property Taxes
From Industrial Park TIF to Hotel Property Tax Fund | \$160,000.00 |
| (7) | 3 rd Addition Phase III Construction
From Water Fund to Water Capital Improvements Fund | \$150,000.00 |
| (8) | 3 rd Addition Phase III Construction | |

	From Sewer Fund to Sewer Capital Improvements Fund	\$150,000.00
(9)	Pro Core 648 Aerifier From Franchise Fee Fund to General Fund	\$ 22,000.00
(10)	Oneida Street to Milwaukee Construction From Franchise Fee Fund to Capital Fund	\$100,000.00
(11)	Michigan Street Parking Lot Construction From Franchise Fee Fund to Capital Fund	\$450,000.00
(12)	4 th & Oats Storm Water Improvement (Local Match) From Franchise Fee Fund to SW Capital Fund	\$ 64,330.00
(13)	Resort Remodel and Refresh (Regatta Grill Remodel) From Industrial Park TIF to Resort Capital Fund	\$100,000.00
(14)	Resort Remodel and Refresh From LOST to Resort Capital Fund	\$ 86,250.00
(15)	Airport Apron/Taxiway Rehab (Local Match) From LOST to Capital Fund	\$ 10,419.20
(16)	Campground Network Upgrades From LOST to General Fund	\$ 10,000.00
(17)	Building Official Vehicle Replacement From LOST to General Fund	\$ 30,660.00
(18)	Expansion Blvd Tornado Siren Upgrades From LOST to General Fund	\$ 5,000.00
(19)	Fire Department Air Bottle Replacement From LOST to General Fund	\$ 4,800.00
(20)	Fire Department Mobile Computers From LOST to General Fund	\$ 15,000.00
(21)	Fire Department SCBA Replacement From LOST to General Fund	\$ 6,000.00
(22)	Fire Department Fire Hose From LOST to General Fund	\$ 2,450.00

(23)	Police In-Car Computer Replacement From LOST to General Fund	\$ 20,100.00
(24)	Information Technology Networking/Servers From LOST to General Fund	\$ 57,324.00
(25)	Information Technology Hardware From LOST to General Fund	\$ 23,950.00
(26)	Library Security Camera Upgrades From LOST to General Fund	\$ 7,500.00
(27)	Library New Flooring From LOST to General Fund	\$ 6,000.00
(28)	Library Public Copier Replacement From LOST to General Fund	\$ 2,857.00
(29)	Marina Capital From LOST to Marina Fund	\$ 50,000.00
(30)	Parks Department Kubota Mower/Blower From LOST to General Fund	\$ 31,400.00
(31)	Parks Department Lake Trail Lighting Replacement From LOST to General Fund	\$ 7,500.00
(32)	Parks Department Vehicle Replacement From LOST to General Fund	\$ 60,000.00
(33)	Russell Street Park Equipment From LOST to General Fund	\$ 15,000.00
(34)	Police Vehicle Replacement (2) From LOST to General Fund	\$ 85,000.00
(35)	Police Body Armor From LOST to General Fund	\$ 12,000.00
(36)	Police In-Car Camera Replacements From LOST to General Fund	\$ 11,000.00

(37)	Police/City Hall Copier Replacement From LOST to General Fund	\$ 18,000.00
(38)	Police Department Boiler Replacement From LOST to General Fund	\$ 36,000.00
(39)	Police Department Winter Gear From LOST to General Fund	\$ 2,400.00
(40)	Street Department Technology Upgrades From LOST to RUT Fund	\$ 10,000.00
(41)	Street Department Gate Replacement From LOST to RUT Fund	\$ 10,000.00
(42)	4 th & Oats Storm Water Improvement Construction (Local Match) From RUT Fund to Storm Water Capital	\$ 40,000.00
(43)	Wheel Loader Replacement From Sewer Fund to RUT Fund	\$ 75,000.00
(44)	7 th & Geneseo Sanitary Sewer Replacement (Local Match) From Sewer Fund to Storm Water Capital	\$ 73,720.00
(45)	WWTP Wetland Project (Local Match) From Sewer Fund to Storm Water Capital	\$148,575.00
(46)	LMI #5 Housing Expenses From General Fund to LMI#5 Fund	\$ 5,748.87
(47)	Auditor Adjustment to Starting Cash- Resort From Resort Operations to General Fund	\$ 283,669.23
(47)	Auditor Adjustment to Starting Cash- OWP From General Fund to OWP Operations	\$ 44,272.28

Section 2. Whereas, there is a need to transfer resources between funds to provide for debt service in amounts not to exceed according to the certified budget for fiscal year 2018-2019 as follows:

(1)	AWAYSIS Bond Payment- \$2.5M Bond From Local Option Sales Tax to Debt Sinking Fund	\$269,444.93
-----	---	--------------

- | | | |
|------|---|--------------|
| (3) | AWAYSIS Bond Payment- \$400k off \$3.825M Bond (\$5.6M Bond)
From Hotel/Motel Fund to Debt Reserve Fund | \$ 28,055.00 |
| (4) | AWAYSIS Bond Payment- \$400k off \$3.825M Bond (\$5.6M Bond)
From Hotel/Motel Debt Reserve Fund to Debt Sinking Fund | \$ 28,055.00 |
| (5) | AWAYSIS Bond Payment- \$1.7M of \$3.825M Bond (\$5.6M Bond)
From TIF Fund to Debt Reserve Fund | \$128,932.00 |
| (6) | AWAYSIS Bond Payment- \$1.7M of \$3.825M Bond (\$5.6M Bond)
From TIF Debt Reserve to Debt Sinking Fund | \$128,932.00 |
| (7) | AWAYSIS Bond Payment- \$3.5M of \$3.825M Bond (\$5.6M Bond)
From OWP Debt Service to Debt Sinking Fund | \$219,309.75 |
| (8) | AWAYSIS Bond Payment- \$375k of \$1.34M Bond (\$2.94M Bond)
From TIF Fund to Debt Reserve Fund | \$ 19,974.00 |
| (9) | AWAYSIS Bond Payment- \$375k of \$1.34M Bond (\$2.94M Bond)
From TIF Debt Reserve to Debt Sinking Fund | \$ 19,974.00 |
| (10) | AWAYSIS Bond Payment- \$965k of \$1.34M Bond (\$2.94M Bond)
From Hotel/Motel Debt Reserve Fund to Debt Sinking Fund | \$ 80,126.00 |
| (11) | AWAYSIS Bond Payment- \$965k of \$1.34M Bond (\$2.94M Bond)
From Hotel/Motel Fund to Debt Reserve Fund | \$ 80,126.00 |
| (12) | Mckenna Water Revenue Bond Payment
From TIF Fund to Debt Reserve Fund | \$ 13,195.00 |
| (13) | Mckenna Sewer Revenue Bond
From TIF Fund to Debt Reserve Fund | \$ 8,975.00 |
| (14) | Bargloff Bond Payment- 2.7M of \$3.39M Bond
From TIF Fund to Bargloff Reserve Fund | \$ 41,856.25 |
| (15) | Bargloff Bond Payment- 2.7M of \$3.39M Bond
From Bargloff Reserve Fund to Bargloff Sinking Fund | \$ 41,856.25 |
| (16) | AWAYSIS Bond Payment- \$2.5M Bond
From Hotel Debt Reserve to Debt Sinking Fund | \$211,964.65 |
| (17) | Hotel Revenue Bond Payment- \$6.0M Bond | |

	From Hotel Debt Reserve to Debt Sinking Fund	\$ 71,683.20
(18)	Water Revenue Bond Payment- \$2.34M Water Bond From Water Fund to Water Sinking Fund	\$ 37,384.38
(19)	Water SRF Bond Payment- \$7.5M Water SRF From Water Fund to Water Sinking Fund	\$ 55,513.78
(20)	North Central Storm Water Project- \$1.5M Bond From Sales Tax Increment Financing to SW Debt Service Fund	\$ 49,414.00
(21)	Expansion Blvd Storm Water- \$1.755M Bond From Sales Tax Increment Financing to SW Debt Service Fund	\$ 50,870.64
(22)	Storm Water Revenue Bond- \$1.1M Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.57
(23)	AWAYSIS GO Bond- \$3.545 Bond From Local Option Sales Tax to Debt Service Fund	\$ 66,700.00
(24)	Storm Water SRF Bond Payment- \$750K Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.57
(25)	Storm Water SRF Bond Payment- \$729K Bond From Storm Water Fund to Storm Water Sinking Fund	\$ 10,208.56

NOW THEREFORE be it resolved by the City Council of the City of Storm Lake, Iowa, to approve the above said transfers of funds for the 2018-2019 Fiscal Year.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

Airport Apron & Connector Taxiway - Moved by Council Member Ibarra to adopt Resolution No. 64-R-2018-2019 approving reduction of \$3,861.50 with Change Order No. 1 and November 28, 2018 as the substantial completion of the rehabilitation of the Airport Apron & Connector Taxiway. Seconded by Council Member McKinney. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 64-R-2018-2019

**RESOLUTION APPROVING CHANGE ORDER NO. TWO AND SUBSTANTIAL
COMPLETION OF THE AIRPORT APRON & CONNECTOR TAXIWAY**

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

Section 1. To approve Change Order No. 1 to the contract with Fahrner Asphalt Sealers LLC, Eau Claire, WI, for the Airport Apron & Connector Taxiway Project, a deduct of \$3,861.50 to the contract quantities to correspond to actual quantities installed.

Total cost of Change Order #1 is a deduction of \$3,861.50 to the contract. Total contract cost after change order #1 is \$75,492.00.

Section 2. To approve the Certificate of Substantial Completion for the Airport Apron & Connector Taxiway Project with a substantial completion date of November 28, 2018.

PASSED AND APPROVED this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Vacate – Moved by Council Member Ibarra to adopt Resolution No. 65-R-2018-2019 to setting May 20th, 2019 at 5:00 pm public hearing on a proposed vacation of a part of platted Lakeshore Drive (now designated North Emerald Drive) right-of-way adjacent to Lots 1, 2, And 3 in Block 1 of Whitney Pierce Beach. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Smith absent. Motion carried.

RESOLUTION NO. 65-R-2018-2019

RESOLUTION SCHEDULING A PUBLIC HEARING ON A PROPOSED VACATION OF A PART OF PLATTED LAKESHORE DRIVE (NOW DESIGNATED NORTH EMERALD DRIVE) RIGHT-OF-WAY ADJACENT TO LOTS 1, 2, AND 3 IN BLOCK 1 OF WHITNEY PIERCE BEACH

WHEREAS, on May 20, 2019, the City of Storm Lake, Iowa will consider an Ordinance on first reading that, if enacted, would officially and permanently close and vacate a part of the

platted Lakeshore Drive (now designated North Emerald Drive) right-of-way adjacent to Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach, which right-of-way part is legally described as follows:

A PART OF PLATTED LAKESHORE DRIVE (NOW NORTH EMERALD DRIVE) ADJACENT TO LOTS ONE THROUGH THREE (1-3), BLOCK ONE (1), WHITNEY PIERCE BEACH, BEING A PART OF GOVERNMENT LOT 3, IN SECTION 5, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5th P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) corner of Lot Three (3), Block One (1) of said Whitney Pierce Beach; Thence South 06° 53' 34" East, along the West line of said Lot Three (3), 29.58 feet; Thence South 81° 37' 33" West, 10.00 feet; Thence North 06° 53' 34" West, 151.05 feet; Thence North 83° 06' 26" East, 10.00 feet to the East line of North Emerald Drive; Thence South 06° 53' 34" East, along said East line, 121.22 feet to the Point of Beginning.

Tract contains 0.04 acres and is subject to all easements of record.

(referred to below as the "North Emerald Drive Ten-Foot Wide Strip");

WHEREAS, the North Emerald Drive Ten-Foot Wide Strip is on the eastern side of the North Emerald Drive right-of-way, so, given the dimensions of the existing road, vacating and closing the North Emerald Drive Ten-Foot Wide Strip will not impede vehicular or pedestrian traffic, and will not prevent access from any residence adjacent thereto except the existing residence and any future residences situated on Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach;

WHEREAS, the owners of said Lots 1, 2, and 3, David Crippin and Glee Crippin, desire to purchase the North Emerald Drive Ten-Foot Wide Strip from the City upon its vacation and the City is willing to sell it to them, so the owners of said Lots 1, 2, and 3 will not be denied access should the sale be consummated; and

WHEREAS, Iowa Code Section 306.11 requires that a hearing on such a proposed vacation and closing be held, with notice of the hearing to be given as set forth in Iowa Code Section 306.12.

These are draft minutes Subject to Final Council Approval

NOW, THEREFORE, be it resolved by the City Council of the City of Storm Lake, Iowa as follows:

1. The City Council of the City of Storm Lake shall hold a hearing to consider vacating and closing the North Emerald Drive Ten-Foot Wide Strip. The hearing on the proposed vacation and closing will be held during the meeting of the City Council in the Council Chambers at City Hall, Storm Lake, Iowa commencing at 5:00 p.m. on May 20, 2019, at which hearing the City Council will hear both those who oppose and those who favor the proposal.

2. Pursuant to Iowa Code Section 306.12, the City Clerk shall publish in the Storm Lake Times notice of the hearing as prescribed by Iowa Code Section 306.13 not less than four days nor more than twenty days prior to the date of the hearing. The City Clerk shall also give such notice by certified mail to those entities or persons who are to receive notice by certified mail pursuant to Iowa Code Section 306.12, if any.

Passed and approved this 6th day of May, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Oats and Skewis Purchase of Property - Moved by Council Member Engelmann to approve purchase of property from the Storm Lake Community School District for the installation of stormwater improvements at the edge of 4th and Oates utilizing approximately 30,230 square feet of land. Seconded by Council Member Ibarra. Vote: Ayes- Council Member Ibarra and Engelmann; Nay – Council Member Rice and McKinney. Motion failed.

Casino Lift Station Odor Control - Moved by Council Member McKinney setting a public hearing on June 3rd, 2019 at 5:00 pm for the plans, specs and form of contract for the Casino Lift Station Odor Control Project. Seconded by Council Member Ibarra. Vote: All ayes with Council Member Smith absent. Motion carried.

These are draft minutes Subject to Final Council Approval

City Council Requested Items – Council Member McKinney requested that the city hold a work session regarding the rain gardens maintenance plan conquered by Council Ibarra to hold the work session in a future meeting.

Mayor Porsch thanked everyone who participated in the Storm Lake Proud week and the City Crew for helping out on Saturday, and also thanked the media for covering the events.

Adjournment – Moved by Council Member Engelmann to adjourn the meeting at 5:56 pm. Seconded by Council Member McKinney. Vote: All ayes with Council Member Smith absent. Motion carried.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Applicant License Application (LC0031982)

Name of Applicant: <u>La Juanita Taqueria, Inc.</u>		
Name of Business (DBA): <u>La Juanita</u>		
Address of Premises: <u>613 Lake Ave.</u>		
City <u>Storm Lake</u>	County: <u>Buena Vista</u>	Zip: <u>50588</u>
Business <u>(712) 732-5173</u>		
Mailing <u>613 Lake Ave.</u>		
City <u>Storm Lake</u>	State <u>IA</u>	Zip: <u>50588</u>

Contact Person

Name <u>Christina</u>	
Phone: <u>(712) 732-5173</u>	Email <u>horneberlaw@horneberlawfirm.com</u>

Classification Class C Liquor License (LC) (Commercial)

Term:12 months

Effective Date: 06/06/2019

Expiration Date: 06/05/2020

Privileges:

Class C Liquor License (LC) (Commercial)

Sunday Sales

Status of Business

BusinessType: <u>Privately Held Corporation</u>	
Corporate ID Number: <u>XXXXXXXXXX</u>	Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

Christina Bautista

First Name: <u>Christina</u>	Last Name: <u>Bautista</u>	
City:	State: <u>Nebraska</u>	Zip: <u>68776</u>
Position: <u>Owner</u>		
% of Ownership: <u>50.00%</u>	U.S. Citizen: <u>Yes</u>	

Victor Bautista

First Name: <u>Victor</u>	Last Name: <u>Bautista</u>	
City:	State: <u>Nebraska</u>	Zip: <u>68776</u>
Position: <u>Owner</u>		
% of Ownership: <u>50.00%</u>	U.S. Citizen: <u>Yes</u>	

Insurance Company Information

Insurance Company: <u>Western National Insurance</u>

Policy Effective Date:	Policy Expiration
Bond Effective	Dram Cancel Date:
Outdoor Service Effective	Outdoor Service Expiration
Temp Transfer Effective	Temp Transfer Expiration Date:

M E M O R A N D U M

TO: MAYRA MARTINEZ

FROM: MARK PROSSER

DATE: April 16, 2019

REFERENCE: LIQUOR LICENSE RENEWAL
LA JUANITA
613 LAKE AVE

Discussion: Per your request I have accessed the department computer for calls of interest to the aforementioned establishment. The calls are as follows:

	5-10-2017 to 03-26-2018	3-27-2018 to 04-13-2019
INCIDENTS		
911 Hang-Up Call	0	1
Accident	0	2
Ambulance Call	0	1
Animal Call	1	0
Bar Check	62	64
Business Security	27	32
Child Abuse Physical	1	0
Citizen Assist	1	2
City/CO Dept Assist	1	0
Criminal Mischief	2	0
Fight	1	1
Forgery	0	2
Found	1	1
Hit and Run	0	1
Interpretation	0	2
Intoxicated Driver	0	1
Keys Locked In Car	1	1
Motorist Assist	1	1
Parking Complaint	0	1
Pedestrian Stop	2	1
PR/Talk/Presentation	13	16
Reckless Driver	1	1
Registration Check	1	0
Street Beat	2	6
Suspicious Activity	0	1

Suspicious Vehicle	0	1
Theft	1	0
Vehicle Stop	7	8
Wants/Warrants Check	0	2
Warrant Service	0	1

ARRESTS

Mittimus	0	1
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Recommendation: Approval of liquor license.

Applicant License Application ()

Name of Applicant: <u>Mayela Morelos</u>		
Name of Business (DBA): <u>Valentina's Meat Market</u>		
Address of Premises: <u>111 East 6th Street</u>		
City <u>Storm Lake</u>	County: <u>Buena Vista</u>	Zip: <u>50588</u>
Business <u>(712) 213-5348</u>		
Mailing <u>1212 Erie Street</u>		
City <u>Storm Lake</u>	State <u>IA</u>	Zip: <u>50588</u>

Contact Person

Name <u>Mayela or Silvino Morelos</u>	
Phone: <u>(712) 299-7543</u>	Email <u>mayelamorelos@icloud.com</u>

Classification Class C Beer Permit (BC)

Term:12 months

Effective Date: 06/04/2019

Expiration Date: 01/01/1900

Privileges:

Class B Wine Permit

Class C Beer Permit (BC)

Sunday Sales

Status of Business

BusinessType: <u>Sole Proprietorship</u>	
Corporate ID Number: <u>XXXXXXXXXX</u>	Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

Mayela Morelos

First Name: Mayela

Last Name: Morelos

City:

State: Iowa

Zip: 50588

Position: Owner

% of Ownership: 50.00%

U.S. Citizen: Yes

Silvino Morelos

First Name: Silvino

Last Name: Morelos

City:

State: Iowa

Zip: 50588

Position: Owner

% of Ownership: 50.00%

U.S. Citizen: No

Insurance Company Information

Insurance Company:

Insurance Company:

Policy Effective Date:

Policy Expiration

Bond Effective

Dram Cancel Date:

Outdoor Service Effective

Outdoor Service Expiration

Temp Transfer Effective

Temp Transfer Expiration Date:

Applicant License Application ()

Name of Applicant: <u>Storm Lake Whitecaps, LLC</u>		
Name of Business (DBA): <u>Storm Lake Whitecaps</u>		
Address of Premises: <u>Memorial Park, Ball Diamond</u>		
City <u>Storm Lake</u>	County: <u>Buena Vista</u>	Zip: <u>50588</u>
Business <u>(712) 368-5146</u>		
Mailing <u>204 Ontario Street</u>		
City <u>Storm Lake</u>	State <u>IA</u>	Zip: <u>50588</u>

Contact Person

Name <u>Joe Kucera</u>	
Phone: <u>(712) 368-5146</u>	Email <u>jkucera@slcsd.org</u>

Classification Class B Beer (BB) (Includes Wine Coolers)

Term:6 months

Effective Date: 05/24/2019

Expiration Date: 01/01/1900

Privileges:

Class B Beer (BB) (Includes Wine Coolers)

Outdoor Service

Sunday Sales

Status of Business

BusinessType: <u>Limited Liability Company</u>	
Corporate ID Number: <u>XXXXXXXXXX</u>	Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

Joseph Kucera

First Name: <u>Joseph</u>	Last Name: <u>Kucera</u>	
City: <u>STORM LAKE</u>	State: <u>Iowa</u>	Zip: <u>50588</u>
Position: <u>Director</u>		
% of Ownership: <u>100.00%</u>	U.S. Citizen: <u>Yes</u>	

Insurance Company Information

Insurance Company: <u>Illinois Union Insurance Company</u>	
Policy Effective Date: <u>05/24/2019</u>	Policy Expiration <u>11/24/2019</u>
Bond Effective	Dram Cancel Date:
Outdoor Service Effective	Outdoor Service Expiration
Temp Transfer Effective Date	Temp Transfer Expiration Date:

Staff Summary

5/20/2019

Agenda Item # B.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, City Clerk

SUBJECT: **Buy Local Information**

BACKGROUND: Early 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 for both the City and 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:

Calculated Expenses	
Payroll/Refunds/ Insurance	\$177,065.74
Contracts/Agreements	\$40,524.15
Local Businesses	\$122,409.49
Buena Vista County Business	\$2,262.94
Non-Local Business	\$70,349.51
Total Expenses	\$412,611.83
Please see attachment for supporting documents	

RECOMMENDATION: Review Buy Local Information

ATTACHMENTS:

Description	Type
☐ List of Bills	List of Bills
☐ Project Activity Report	List of Bills



Storm Lake, IA

My Buy Local_v1

Payment Date Range: 05/09/2019 - 05/22/2019

Vendor Name	Buy Local Info	Payable Description	Total Payments
BVC			
Mike's Electronics Inc	BVC	UPS	825.70
Control Systems Specialists, LLC	BVC	HVAC Services	411.67
Mike's Electronics Inc	BVC	Lime Slaker Services	259.83
Buena Vista County Recorder	BVC	April 2019 Recording Fees	162.00
Buena Vista County Solid Waste	BVC	Recycling Services	110.24
Mike's Electronics Inc	BVC	Well 4 Services	335.00
RR Electric LLC	BVC	Light Replacement	67.98
Buena Vista County Solid Waste	BVC	Recycling	67.08
Buena Vista County Recorder	BVC	March 2019 Recording Fee	12.00
Buena Vista County Solid Waste	BVC	Recycling Services	11.44
BVC Total:			2,262.94
Contract/Agreement			
Bolton & Menk, Inc	Contract/Agreement	Design Services through 4/19/2019	17,409.00
I & S Group, Inc	Contract/Agreement	Memorial LS Improvements	12,800.00
Bolton & Menk, Inc	Contract/Agreement	General Engineering Services	2,702.00
Local Government Professionals Services, LLC	Contract/Agreement	10th Installment of 2nd Milestone	2,500.00
Bolton & Menk, Inc	Contract/Agreement	Data Collection & Bidding Services through 4/19/2019	2,249.50
Local Government Professionals Services, LLC	Contract/Agreement	2019 Housing Grant Application Writing	1,000.00
I & S Group, Inc	Contract/Agreement	Water/Sewer Engineering Services through 4/19/2019	1,863.65
Contract/Agreement Total:			40,524.15
Local			
MidAmerican Energy Company	Local	Electric Services	50,584.78
King's Pointe Resort	Local	Heat Pump Replacement	10,915.88
Star Energy, LLC	Local	Fuel	8,716.38
Loews Custom Carpets Inc	Local	FY2019 Meeting Room Flooring Replacement	6,919.80
Jim Bartholomew	Local	April 2019 Airport Contract	10,586.30
Alliant Energy	Local	Gas Services	5,098.79
Rebnord Technologies, Inc	Local	IT Service Agreement	3,983.33
Verizon Wireless Services LLC	Local	Cell Phone Service	2,539.73
Long Lines	Local	Phone Service	2,084.39
Philip E Havens	Local	Legal Services	2,024.58
Genesis Development	Local	Janitorial Services	2,000.00
Mangold Environmental Testing, Inc	Local	Testing Services	1,970.30
Vanish LLC	Local	April 2019 Towing Services	1,688.00
Rust Publishing NWIA, LLC	Local	April 2019 Employment Advertising	1,282.76
Reding's Gravel & Excavating Co., Inc	Local	Rock	1,068.12
The Storm Lake Times	Local	April 2019 Publications	1,027.62
Garbage Hauling Service Inc	Local	Garbage Service	943.95
Reding's Gravel & Excavating Co., Inc	Local	Rock for Campground	772.28
Edwards Storm Lake	Local	Brake Repairs	727.04
Mangold Environmental Testing, Inc	Local	Testing Services	1,112.65
Rebnord Technologies, Inc	Local	Lift Station UPS	350.00
Wiese Plumbing & Heating, Inc	Local	Faucet Valve at Campgrounds	334.99
Crescent Electric Supply Company	Local	Lights	315.74
Color-ize Inc	Local	Bulletin Board	309.57
Rebnord Technologies, Inc	Local	CATV Wire Repairs	300.00
King's Pointe Resort	Local	Meeting Services	282.00
Edwards Storm Lake	Local	Break Repairs	234.26
Dianne Johnson	Local	Bd & Disp of Cats/Dogs	225.00
Iowa Office Supply Inc	Local	Checks	206.59
Color-ize Inc	Local	Notice to Abate	206.00
Crescent Electric Supply Company	Local	Supplies	172.17
Central Bank	Local	Services	169.97

My Buy Local_v1

Payment Date Range: 05/09/2019 - 05/22/2019

Vendor Name	Buy Local Info	Payable Description	Total Payments
A & A Automotive	Local	Mower Tire	168.98
Mangold Environmental Testing, Inc	Local	Testing Services	163.20
Graham Tire	Local	New Tire	159.95
Storm Lake Hydraulics Co, Inc	Local	Hyd Hose & Supplies	147.87
Kelly Johnson	Local	April 2019 Punches	144.00
A & A Automotive	Local	Tire Replacement	143.94
Graffix Inc	Local	Uniform- Ramos	142.50
A & A Automotive	Local	Battery	131.31
Mangold Environmental Testing, Inc	Local	SW Testing	129.51
Graffix Inc	Local	Uniform- Ramos	126.00
JNB Acquisition Corporation	Local	Copier Maintenance Agreement	123.39
Qwest Corporation	Local	Phone Services	113.89
Casey's General Store #3679	Local	SL Proud Supplies	111.92
Reding's Gravel & Excavating Co., Inc	Local	April 2019 Scale Transactions	108.00
Dennis R Julius	Local	Entrance Mat Services	102.95
Rasmussen's Ford Inc	Local	Replace Sash Molding	99.64
Mangold Environmental Testing, Inc	Local	Testing Services	97.75
Rasmussen's Ford Inc	Local	Tire Rotation	94.77
McCrea Eneterprises	Local	Stain & Brushes	90.75
Stanton Electric, Inc	Local	Backhoe Wire Repairs	85.11
Villager Restaurant	Local	Safety Bingo Supplies	79.64
Fastenal Company	Local	Safety Vests	75.80
Crescent Electric Supply Company	Local	LED Light Bulbs	75.61
Buena Vista Regional Medical Center	Local	4/17/2019 CDL Testing- Mason	71.00
The Storm Lake Times	Local	Budget Amendment Publication	61.26
Dennis R Julius	Local	Laundry Services	59.25
Fastenal Company	Local	Drill Bits	55.61
Vetter Equipment	Local	Fittings & Supplies	55.40
North Lake Truck Repair	Local	Clamp & Gasket	54.22
King's Pointe Resort	Local	5/1/2019 Meet the Mayor	51.36
Graham Tire	Local	Tire Repairs	46.00
Crescent Electric Supply Company	Local	Supplies	80.28
Iowa Office Supply Inc	Local	Office Supplies	36.87
JNB Acquisition Corporation	Local	Copier Maintenance Agreement	33.84
Vetter Equipment	Local	Mower Blades	33.58
Fastenal Company	Local	Supplies	28.35
JNB Acquisition Corporation	Local	Copier Maintenance Agreement	26.85
Graham Tire	Local	Tire Repairs	25.00
JNB Acquisition Corporation	Local	Copier Maintenance Agreement	45.69
Mangold Environmental Testing, Inc	Local	Testing Services	21.25
JNB Acquisition Corporation	Local	Copier Maintenance Agreement	21.16
Fastenal Company	Local	Safety Vests	18.40
Iowa Office Supply Inc	Local	Phone Rest	15.94
Fastenal Company	Local	Supplies	5.94
O'Reilly Automotive Inc	Local	Lights	5.62
Fastenal Company	Local	Supplies	2.91
Crescent Electric Supply Company	Local	Supplies Returned	-315.74
		Local Total:	122,409.49
Non-Local			
Ryan Stalert	Non-Local	Design Services (Partial) Library Meeting Room	8,736.00
Hach Company	Non-Local	Chlorine Analyzer	7,369.89
Mississippi Lime Company	Non-Local	Lime	5,345.17
Hach Company	Non-Local	FY2019 WIMS Users	5,255.99
Mississippi Lime Company	Non-Local	Lime	10,479.28
Hawkins, Inc	Non-Local	Chemicals	4,695.74
Iowa Department of Transportation	Non-Local	Paint	3,854.20
H-O-H Water Technology, Inc	Non-Local	Polymer	3,666.75
Winther, Stave & Co., LLP	Non-Local	FY2018 Audit Services	5,500.00
Rice Signs LLC	Non-Local	Signs	1,245.78
Praxair Inc	Non-Local	Carbon Dioxide	1,189.80

My Buy Local_v1

Payment Date Range: 05/09/2019 - 05/22/2019

Vendor Name	Buy Local Info	Payable Description	Total Payments
State Hygienic Laboratory	Non-Local	Testing Services	1,080.00
Mitchell Nasers	Non-Local	Lime Hauling Servivces through 5/11/2019	1,068.99
Utility Equipment Co	Non-Local	Hydrant Markers	916.76
BSN Sports, Inc	Non-Local	Baseball Field Supplies	750.96
US Peroxide, LLC	Non-Local	Facility & Maintenance Service	750.00
Telvent DTN, Inc	Non-Local	Weather Service Subscription through 8/14/20	750.00
General Traffic Controls, Inc	Non-Local	Traffic Signal Equipment	734.00
Karl Chevrolet, Inc	Non-Local	Controller Installation	598.00
Sliefert Masonry, Inc	Non-Local	Water Hole Track Patching	560.00
Midwest Fence & Gate Company	Non-Local	Services Call	498.88
Petersen Manufacturing	Non-Local	Concrete Bench	493.65
Vessco, Inc	Non-Local	Pumpheads	434.42
Heartland Backflow, Inc	Non-Local	Backflow Device Testing- Campground/Golf Cc	355.00
Twin Rivers Media, LLC	Non-Local	Campground Advertising	300.00
United States Plastic Corp	Non-Local	PVC Pipe	276.79
Iowa Department of Transportation	Non-Local	Trash Bags & Gloves	249.00
Tyler Technologies, Inc	Non-Local	Coverison Services	218.75
James M. Sweeney & Assosicates, Inc	Non-Local	Background Checks	209.00
David A Parker	Non-Local	Harness	205.00
Central Iowa Distributing, Inc	Non-Local	Cleaning Supplies	190.00
M & T Fire & Safety, Inc	Non-Local	Battery Charger with Power Supply	150.00
Dale Vitito	Non-Local	Earpiece	133.84
Digital Ally Inc	Non-Local	Chest Cam	125.00
R & R Products, Inc	Non-Local	Rear Tires & Wheels	107.67
ABC Pest Control, Inc	Non-Local	Pest Control Services	100.00
Alpha Wireless Communications	Non-Local	Missing PTT Paddle Repairs	99.00
Language Line Services, Inc	Non-Local	Translation Services	97.50
Cintas First Aid & Safety	Non-Local	First Aid Supplies	93.04
Salus LLC	Non-Local	April 2019 Memberships	80.00
Central Iowa Distributing, Inc	Non-Local	Cleaning Supplies	76.50
Alpha Wireless Communications	Non-Local	Leather Case	72.00
Iowa DNR / Operator Certification	Non-Local	FY2019 Operator Certification Water- Hamer	1,020.00
Ahlers & Cooney, P.C.	Non-Local	Collective Bargaining Services	45.00
Cintas First Aid & Safety	Non-Local	First Aid Supplies	44.26
UnityPoint Clinic- Occupational Medicine	Non-Local	Testing Services	42.00
Steven A Beeck	Non-Local	Window Cleaning Servivces	37.00
Secretary of State	Non-Local	2019 Notary Renewal- Cole	30.00
Foundation Analytical Laboratory, Inc	Non-Local	Effluent Testing	18.90
Non-Local Total:		70,349.51	
Payroll/Refunds			
Municipal Fire & Police Retirement System	Payroll/Refunds	MFPRSI for Military Leave- Munden	7,642.89
Jessica Meyer	Payroll/Refunds	Shield Training- Johnston, IA	212.96
Rhonda Hayes	Payroll/Refunds	Training- Iowa City	157.14
Chris Cole	Payroll/Refunds	5/4/2019 Investigation Supplies	68.97
Custodian of Petty Cash- Jean Cashman	Payroll/Refunds	Petty Cash Reimbursement Drawer 3B	61.95
Ashley Ronk	Payroll/Refunds	Shield Training- Johnston, IA	39.00
Payroll/Refunds Total:		8,182.91	
Grand Total:		243,729.00	



Storm Lake, IA

Project Activity vs Budget Report

By Project Number

Date Range: 05/09/2019 - 05/22/2019

Project Number	Project Name	Group	Type	Status				
01112-0019	WasteWater Treatment Facility Wetlands	National Resiliency Disaster Grant Projects	Federal/State Grant	Active				
Expenses			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100001-02	WWTP Engineering	195,000.00	11,470.59	163,502.74	0.00	163,502.74	31,497.26	
			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100001-03	WWTP Legal/Admin	10,635.00	625.59	6,688.12	312.50	7,000.62	3,634.38	
GL Account Number	GL Account Name	Post Date	Description	Vendor Name	Item Number		Activity	
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...	2019-SC-0032		312.50	
01112-0019 Total:		205,635.00	12,096.18	170,190.86	312.50	170,503.36	35,131.64	
Project Number	Project Name	Group	Type	Status				
01112-0020	10th & Ontario StormWater Improvements	National Resiliency Disaster Grant Projects	Federal/State Grant	Active				
Expenses			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100002-01	10th & Ontario Construction	1,432,754.21	84,279.67	1,276,540.83	0.00	1,276,540.83	156,213.38	
			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100002-02	10th & Ontario Engineering	313,500.00	18,441.18	313,555.12	0.00	313,555.12	-55.12	
			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100002-03	10th & Ontario Legal/Admin	7,500.00	441.18	3,553.12	312.50	3,865.62	3,634.38	
GL Account Number	GL Account Name	Post Date	Description	Vendor Name	Item Number		Activity	
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...	2019-SC-0032		312.50	
01112-0020 Total:		1,753,754.21	103,162.03	1,593,649.07	312.50	1,593,961.57	159,792.64	
Project Number	Project Name	Group	Type	Status				
01112-0021	4th & Oats StormWater Improvements	National Resiliency Disaster Grant Projects	Federal/State Grant	Active				
Expenses			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100003-02	4th & Oats Engineering	137,000.00	8,058.82	83,446.96	0.00	83,446.96	53,553.04	
			Date Range	Beginning		Ending	Budget	
Account Key	Account Name	Total Budget	Budget	Balance	Total Activity	Balance	Remaining	
62100003-03	4th & Oats Legal & Admin	15,500.00	911.77	12,253.12	312.50	12,565.62	2,934.38	
GL Account Number	GL Account Name	Post Date	Description	Vendor Name	Item Number		Activity	

Project Activity vs Budget Report

Date Range: 05/09/2019 - 05/22/2019

621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...	2019-SC-0032	312.50		
01112-0021 Total:			152,500.00	8,970.59	95,700.08	312.50	96,012.58	56,487.42
Project Number	Project Name	Group		Type		Status		
16-19284	4th & Barton Storm Water Improvements	National Resiliency Disaster Grant Projects		Federal/State Grant		Active		
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100004-02	4th & Barton SW Improvements		118,500.00	6,970.59	62,813.50	603.00	63,416.50	55,083.50
GL Account Number	GL Account Name	Post Date	Description	Vendor Name		Item Number		Activity
621-8065-09-6499	Contractual Services	05/20/2019	Environmental Report through 4/30/2019	I & S Group, Inc		56181		603.00
Account Key	Account Name		Total Budget	Date Range	Beginning		Ending	Budget
62100004-03	4th & Barton Legal/Admin		7,500.00	441.18	3,553.12	312.50	3,865.62	3,634.38
GL Account Number	GL Account Name	Post Date	Description	Vendor Name		Item Number		Activity
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...		2019-SC-0032		312.50
16-19284 Total:			126,000.00	7,411.77	66,366.62	915.50	67,282.12	58,717.88
Project Number	Project Name	Group		Type		Status		
35665	1st & Mae Street	National Resiliency Disaster Grant Projects		Federal/State Grant		Active		
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100006-01	1st & Mae SW Construction		674,382.59	39,669.56	608,824.64	0.00	608,824.64	65,557.95
Account Key	Account Name		Total Budget	Date Range	Beginning		Ending	Budget
62100006-02	1st & Mae SW Engineering		180,000.00	10,588.24	108,490.69	0.00	108,490.69	71,509.31
Account Key	Account Name		Total Budget	Date Range	Beginning		Ending	Budget
62100006-03	1st & Mae SW Legal/Admin		13,500.00	794.12	9,553.13	312.50	9,865.63	3,634.37
GL Account Number	GL Account Name	Post Date	Description	Vendor Name		Item Number		Activity
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...		2019-SC-0032		312.50
35665 Total:			867,882.59	51,051.92	726,868.46	312.50	727,180.96	140,701.63
Project Number	Project Name	Group		Type		Status		
8406	7th & Geneseo St Sanitary Sewer Improvements	National Resiliency Disaster Grant Projects		Federal/State Grant		Active		
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100008-01	7th & Geneseo Construction		348,446.35	20,496.84	348,446.35	0.00	348,446.35	0.00
Account Key	Account Name		Total Budget	Date Range	Beginning		Ending	Budget
62100008-02	7th & Geneseo Engineering		45,360.00	2,668.24	45,360.00	0.00	45,360.00	0.00
Account Key	Account Name		Total Budget	Date Range	Beginning		Ending	Budget

Project Activity vs Budget Report
Date Range: 05/09/2019 - 05/22/2019

62100008-03	7th & Geneseo Legal/Admin		16,500.00	970.59	12,553.13	312.50	12,865.63	3,634.37
GL Account Number	GL Account Name	Post Date	Description		Vendor Name	Item Number		Activity
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone		Local Government Professionals S...	2019-SC-0032		312.50
8406 Total:			410,306.35	24,135.67	406,359.48	312.50	406,671.98	3,634.37
Project Number	Project Name	Group			Type		Status	
FY2019 Fire Truck	FY2019 Fire Truck Bond Tracking	Operating Projects			Construction		Active	
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
00100001-01	Fire Truck Construction		0.00	0.00	301,214.42	0.00	301,214.42	-301,214.42
FY2019 Fire Truck Total:			0.00	0.00	301,214.42	0.00	301,214.42	-301,214.42
Project Number	Project Name	Group			Type		Status	
P11.106893	Richland Street Rehabilitation	Street Construction			Construction		Active	
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
30100001-01	Richland St Construction		464,969.30	25,831.63	464,969.30	0.00	464,969.30	0.00
				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
30100001-02	Richland St Engineering		45,000.00	2,500.00	75,253.25	0.00	75,253.25	-30,253.25
P11.106893 Total:			509,969.30	28,331.63	540,222.55	0.00	540,222.55	-30,253.25
Project Number	Project Name	Group			Type		Status	
P11.112742	North Central SW Phase II	National Resiliency Disaster Grant Projects			Federal/State Grant		Active	
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100007-01	NCSW Ph II Construction		1,595,092.00	93,828.94	1,595,092.00	0.00	1,595,092.00	0.00
				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100007-02	NCSW Ph II Engineering		273,000.00	16,058.82	251,849.25	0.00	251,849.25	21,150.75
				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
62100007-03	NCSW Ph II Admin/Legal		7,500.00	441.18	3,706.13	312.50	4,018.63	3,481.37
GL Account Number	GL Account Name	Post Date	Description		Vendor Name	Item Number		Activity
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone		Local Government Professionals S...	2019-SC-0032		312.50
P11.112742 Total:			1,875,592.00	110,328.94	1,850,647.38	312.50	1,850,959.88	24,632.12
Project Number	Project Name	Group			Type		Status	
P11.113934	3rd Addition Phase III	Economic Development			Construction		Active	
Expenses				Date Range	Beginning		Ending	Budget
Account Key	Account Name		Total Budget	Budget	Balance	Total Activity	Balance	Remaining
12500001-01	3rd Addition Ph III Construction		465,050.20	25,836.13	168,110.60	0.00	168,110.60	296,939.60

Project Activity vs Budget Report

Date Range: 05/09/2019 - 05/22/2019

Account Key	Account Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
12500001-02	3rd Addition Ph III- Engineering	50,500.00	2,805.56	16,786.50	0.00	16,786.50	33,713.50
P11.113934 Total:		515,550.20	28,641.69	184,897.10	0.00	184,897.10	330,653.10
Project Number	Project Name	Group	Type	Status			
P11.115917	Memorial Park Water Quality	National Resiliency Disaster Grant Projects	Federal/State Grant	Active			
Expenses							
Account Key	Account Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
62100005-02	Memorial Park WQ Engineering	45,668.00	1,574.76	43,239.50	0.00	43,239.50	2,428.50
			Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
62100005-03	Memorial Park WQ Legal/Admin	7,500.00	258.62	3,553.13	312.50	3,865.63	3,634.37
GL Account Number	GL Account Name	Post Date	Description	Vendor Name	Item Number	Activity	
621-8065-09-6499	Contractual Services	05/20/2019	10th Installment of 2nd Milestone	Local Government Professionals S...	2019-SC-0032	312.50	
P11.115917 Total:		53,168.00	1,833.38	46,792.63	312.50	47,105.13	6,062.87
Project Number	Project Name	Group	Type	Status			
P11.117908	Michigan Street Parking Lot Reconstruction	Street Construction	Construction	Active			
Expenses							
Account Key	Account Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
30100003-02	Michigan St Parking Engineering	82,390.00	5,149.38	42,740.50	2,249.50	44,990.00	37,400.00
			Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
GL Account Number	GL Account Name	Post Date	Description	Vendor Name	Item Number	Activity	
301-6900-08-6799	Undesignated Capital	05/20/2019	Data Collection & Bidding Services through 4/30/19	Bolton & Menk, Inc	0232583	2,249.50	
P11.117908 Total:		82,390.00	5,149.38	42,740.50	2,249.50	44,990.00	37,400.00
Project Number	Project Name	Group	Type	Status			
T51.115389	Rehabilitate Connector Apron	Airport Projects	Federal/State Grant	Active			
Expenses							
Account Key	Account Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
30100002-01	Apron Rehab- Construction	79,353.50	0.00	75,492.00	0.00	75,492.00	3,861.50
			Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
30100002-02	Apron Rehab- Engineering	28,700.00	0.00	28,451.50	0.00	28,451.50	248.50
T51.115389 Total:		108,053.50	0.00	103,943.50	0.00	103,943.50	4,110.00

Summary

Project Summary

Project Number	Project Name	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
01112-0019	WasteWater Treatment Facility Wetlan...	205,635.00	12,096.18	170,190.86	312.50	170,503.36	35,131.64
01112-0020	10th & Ontario StormWater Improvem...	1,753,754.21	103,162.03	1,593,649.07	312.50	1,593,961.57	159,792.64
01112-0021	4th & Oats StormWater Improvements	152,500.00	8,970.59	95,700.08	312.50	96,012.58	56,487.42
16-19284	4th & Bartion Storm Water Improvemen...	126,000.00	7,411.77	66,366.62	915.50	67,282.12	58,717.88
35665	1st & Mae Street	867,882.59	51,051.92	726,868.46	312.50	727,180.96	140,701.63
8406	7th & Geneseo St Sanitary Sewer Impro...	410,306.35	24,135.67	406,359.48	312.50	406,671.98	3,634.37
FY2019 Fire Truck	FY2019 Fire Truck Bond Tracking	0.00	0.00	301,214.42	0.00	301,214.42	-301,214.42
P11.106893	Richland Street Rehabilitation	509,969.30	28,331.63	540,222.55	0.00	540,222.55	-30,253.25
P11.112742	North Central SW Phase II	1,875,592.00	110,328.94	1,850,647.38	312.50	1,850,959.88	24,632.12
P11.113934	3rd Addition Phase III	515,550.20	28,641.69	184,897.10	0.00	184,897.10	330,653.10
P11.115917	Memorial Park Water Quality	53,168.00	1,833.38	46,792.63	312.50	47,105.13	6,062.87
P11.117908	Michigan Street Parking Lot Reconstruct...	82,390.00	5,149.38	42,740.50	2,249.50	44,990.00	37,400.00
T51.115389	Rehabilitate Connector Apron	108,053.50	0.00	103,943.50	0.00	103,943.50	4,110.00
Report Total:		6,660,801.15	381,113.18	6,129,592.65	5,352.50	6,134,945.15	525,856.00

Group Summary

Group	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
Airport Projects	108,053.50	0.00	103,943.50	0.00	103,943.50	4,110.00
Economic Development	515,550.20	28,641.69	184,897.10	0.00	184,897.10	330,653.10
National Resiliency Disaster Grant Proje...	5,444,838.15	318,990.48	4,956,574.58	3,103.00	4,959,677.58	485,160.57
Operating Projects	0.00	0.00	301,214.42	0.00	301,214.42	-301,214.42
Street Construction	592,359.30	33,481.01	582,963.05	2,249.50	585,212.55	7,146.75
Report Total:	6,660,801.15	381,113.18	6,129,592.65	5,352.50	6,134,945.15	525,856.00

Type Summary

Group	Total Budget	Date Range Budget	Beginning Balance	Total Activity	Ending Balance	Budget Remaining
Construction	1,107,909.50	62,122.70	1,069,074.57	2,249.50	1,071,324.07	36,585.43
Federal/State Grant	5,552,891.65	318,990.48	5,060,518.08	3,103.00	5,063,621.08	489,270.57
Report Total:	6,660,801.15	381,113.18	6,129,592.65	5,352.50	6,134,945.15	525,856.00

Staff Summary

5/20/2019

Agenda Item # C.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mark Prosser, Public Safety Director

SUBJECT: **Motion Authorizing a Noise Variance for Summit Church**

BACKGROUND: Attached is a Noise Variance request for an outdoor event in Sunset Park sponsored by Summit Church of Alta, IA for Thursday, 5-30-2019 from 3:00pm until 9:00pm.

The event is consistent with previous requests.

I will issue the Variance upon receiving a consensus in the affirmative by the city council.

FISCAL IMPACT: None

RECOMMENDATION: Pass Motion

ATTACHMENTS:

Description	Type
□ Application	Application

City of Storm Lake
PO Box 1086
Storm Lake, Iowa 50588
712-732-8000
cityclerk@stormlake.org
www.stormlake.org

City of Storm Lake

Park Event / Rental Registration Application

Please complete this form for all events requested to be held within the Storm Lake Park System

Name of Requesting Party: Summit Church Phone #: 712-200-2200
Mailing Address: 1000 South Main St Email: renato.jimenez@SummitIowa.com
City: Iowa State: IA Zip: 51002
Cell Phone: 712-660-3157
2nd Contact: _____ Position/Relationship: _____
Email: _____ Cell Phone: _____

Requested Park: Sunset Event Date: May 30, 2014
Event Type: Outreach event - music & songs Event Start Time: 8:00 pm
Event End Time: 9:00 pm

Please answer the following questions regarding your proposed events:

Will there be amplified noise such as music, spoken word through a microphone or karaoke? (Use of amplified noise will require a noise variance)

Yes

Do you have horses involved in the event? (All animal feces must be managed and removed from public property)

NO

Will you be selling food or drink as part of event? (Sale of food requires a permit from the BV County Sanitarian 712-749-2555, please provide a copy of this permit to the City. You may be required to have a solicitor license.

NO

☐ Check this box if you will be charging admission to this event.

Will you be using an open shelter, the band shell, or the Chautauqua Park Shelter House? (These facilities are available for rent and have a rental fee associated with them - please fill out the rental agreement in addition to this document.)

Yes

Will you be erecting a tent? If YES attach a map of the park showing the location of the tent, size, and staking layout.

NO

How many people will be attending the event? Provide your best estimate on attendance.

200

Do you have electrical needs?

Yes

Identify:

Speaker

Will there be alcohol at the event?

NO

Will alcohol be sold at the event?

NO

Do you have a liquor license?

NO

Will you have inflatables at the event? If yes you will be required to provide liability insurance to the City.

NO

Are you requesting Street closures?

NO

Which Streets?

Starting Time:

Ending Time:

Will there be fireworks involved with this event? If Yes please contact the Fire Chief at 712-732-8010.

NO

Are you requesting security services provided by Storm Lake Public Safety? SLPS may require security services.

Signature Field

[Signature]

Date:

5-14-14



Print Form

Great Lawn & Bandshell Reservation Form
City of Storm Lake
City Hall, 620 Erie Street
712-732-8000
712-732-4114 (f)
cityhall@stormlake.org

Name: Summit Church

Address: 1000 South Main St

Phone Number: 712-200-2200

City: Alta IA

Cell Phone: 712-660-3157

State: IA Zip: 51002

E-mail Address: rena.to.jimenez@SummitTelecom

☐ Great Lawn Area

Rental Date:

\$200.00 Rental
(per slot)

Plus \$150.00 Deposit

☒ Band Shell

Rental Date: May 30, 19

\$25.00 Rental
(per slot)

Plus \$50.00 Deposit

By signing this rental agreement form you agree to the terms and rules of this rental agreement. You hereby agree that you will only have exclusive right to the an area of the Great Lawn or Band Shell for the rental period. You agree to have the Great Lawn or Band Shell clean ready for the next person to use at the end of the rental period. You agree not to attach anything to the Great Lawn or Band Shell structure by any means other than masking tape and to remove all items by the end of your rental period. You agree that you will not drive on or over any sidewalk, trail, or grass within the parks and to limit vehicles to the authorized parking areas of the park. You also agree to pick up all trash in and around the Great Lawn and/or Band Shell and to dispose of the garbage in a proper garbage facility provided within the park. If at the time you arrive there are persons utilizing the Great Lawn area or Band Shell please kindly ask them to move to another location. If they refuse to leave or the rental facility is not clean you may contact the Buena Vista County Communications Center at 712-749-2525 for assistance - please provide them with your name and the rental facility you are renting. Signs indicating your rental will be posted at the facility the day of the rental. You agree to pay for any damages or clean up expenses that occur as a result of your rental including those that might exceed your damage deposit.

You agree that all tents, stakes, or any other items that are driven or placed into the ground of the Great Lawn shall be done by the Storm Lake Parks Department or will have prior written approval of the Storm Lake Parks Departments.

You agree and understand that once the facility is rented there is no refund for cancellation.

Renter Signature: [Signature]

Date: 5-14-19

This Section - City of Storm Lake Use Only

Payment Rec'd Date: 5-15-19

Rental Taken By: guth

Payment Method 2500

Deposit Payment Method

Administrative Checklist

☒ Cash Receipt #:

☐ Cash

☐ Put on Rental Calendar

☐ Check Check #:

☐ Check Check #:

☐ Put on Web Calendar

☐ Credit Card Card Type:

☐ Returned Date:

☐ Parks Dept. Notified



**Public Safety
Police & Fire
PERMIT**

401 East Milwaukee Avenue
Storm Lake, Iowa
Phone: 712-732-8010
Email: publicsafety@stormlake.org

Event: Summit Church Event

Issued To:

Name: Renato Jimenez

Organization: Summit Church

Address: 1000 South Main Street, Alta, IA 51002

Phone: 712-660-3157

Date(s) of Event: Thursday, 5-30-2019

Time(s) of Event: 3:00pm until 9:00pm

Expiration of Permit: 5-31-2019

Location / Area
of Use:

Sunset Park - Band Shell

Type of Permit

☒ Noise Variance (8-7-4)

☐ Ride/Run/Walk (9-13-4)

☐ Parade (9-13-4)

☐ Public Demonstration (8-7-4)

☐ Street Closing

☐ Fireworks (8-2-1(I2A))

☐ Authorized Burn (7-2-2-B)

☐ Other

Authorized by: Mark A. Prosser

Date: 5-21-2019

Please Print

Signature:

Title: Public Safety Director

Staff Summary

5/20/2019

Agenda Item # D.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mark Prosser, Public Safety Director

SUBJECT: **Motion Authorizing Fire Department Eligibility (Lieutenant)**

BACKGROUND: In March of 2018 the Civil Service Commission granted permission for testing for the rank of Lieutenant within the fire department in the case that a promotional opportunity opened up for our full time fire fighter.

Subsequently the rank of lieutenant opened up due to retirements and the chief would like to proceed with promoting Fire Fighter Fevold.

Testing was conducted and a promotional eligibility list was approved by the Civil Service Commission at their May 1, 2019 meeting.

The attached list is submitted for final council approval.

FISCAL IMPACT: None

RECOMMENDATION: Pass Motion

ATTACHMENTS:

Description	Type
☐ Resolution	Resolution

ELIGIBILITY LIST - Fire LT.

NAME	ID #
Josh Fevold	708


COMMISSIONER

Civil Service - 5-1-2019


COMMISSIONER

City Council - 5-20-2019


COMMISSIONER

Expires - 5-20-2021

5-1-2019
DATE

Staff Summary

5/20/2019

Agenda Item # E.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mark Prosser, Public Safety Director

SUBJECT: **SLPD Code Enforcement Summary**

BACKGROUND: 4-30-2019 through 5-14-2019

Total Contacts	55
----------------	----

Junk Vehicles	15
Accumulated Trash	12
Accumulated Brush	1
Accumulated Junk	21
Accumulated Used Tires	3
Parking on Hard Surface	2
No House Number	1

Citations	8
-----------	---

FISCAL IMPACT: None

RECOMMENDATION: No Action Required

Staff Summary

5/20/2019

Agenda Item # 3.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **King's Pointe Update**

BACKGROUND: King's Pointe Management will provide an update to City Council regarding hotel operations.

FISCAL IMPACT: N/A

RECOMMENDATION: No action necessary.

Staff Summary

5/20/2019

Agenda Item # 4.



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

REPORT TO: Honorable Mayor and City Council

FROM: David Derragon, Assistant City Manager

SUBJECT: **Consideration of contract with Bolton & Menk for 2020 Street & Utility Improvements (Oneida Street Reconstruction Project Phase One)**

BACKGROUND: The City of Storm Lake is eligible to apply for Federal Transportation allocations which are administered by the Northwest Iowa Planning and Development Commission. NWIDPC is comprised of 9 counties and the associated cities in northwest Iowa. The organization requires an application process for determining funding priorities within the region. In 2016, the City was successful in a grant application for the Oneida Street Project for funding in FY 2020.

As approved in the application, this project provides for the reconstruction of Oneida Street from Hwy 7 (Milwaukee Avenue) to East Railroad Street in the City. Project includes removal and replacement of a 70+ year old collector street in a 100 foot right of way with a new roadway designed to carry the current traffic loading. The roadway is beyond its useful life and requires substantial patching and other repairs yearly. The corridor has heavy commercial and industrial users along its west side with dependence on good infrastructure to serve its clients. The roadway is also a main north-south corridor that connects the schools with the main residential areas of the community. Businesses located along the roadway include service companies such as a feed mill with scales that service Hillshire and Tyson Foods and the School transportation fleet facility. The project will consist of complete removal and replacement of approximately 2,200 feet of 31 foot wide roadway with replacement using a 31 foot wide PCC pavement, 8" thick on a modified subgrade with subdrains. The total project cost is approximately \$1,800,000 with the city applying for 60% STP funding for the roadway portion of the project. Other improvements to be financed by the city include

storm sewer, water main and sanitary sewer improvements along with the engineering costs. Not easements or right of way acquisition is anticipated with the project.

Through a Request for Qualifications process earlier this year, the Council selected Bolton & Menk as our engineering firm for general infrastructure needs. In that process it was noted that specific projects would have separate agreements. The attached agreement with Bolton & Menk for this project is in the amount of \$388,300.

FISCAL IMPACT:

At the time of application, the total project cost is expected to be \$1,800,000. Of this amount, \$1,193,700 will be local match money funded from Road Use, Franchise Fee, and LOST funds. The City of Storm Lake is received STP funds in the amount of \$594,300 with this application. Knowing that inflation will affect final cost, any increase the final bid cost will be included in the FY 2021 budget.

RECOMMENDATION:

Staff recommends that Council approve the agreement with Bolton & Menk for the 2020 Street & Utility Improvements (Oneida Street Reconstruction Project Phase One).

ATTACHMENTS:

Description		Type
☐	Agreement	Contract

WORK ORDER NO. 1

Project: 2020 Street & Utility Improvements Storm Lake, Iowa

This Work Order is entered into this 20th day of May, 2019 by and between the CITY OF STORM LAKE, Iowa, 620 Erie Street, P.O. Box 1086, Storm Lake, Iowa 50588 (the “City”) and BOLTON & MENK, INC., 218 11th Street SW Plaza, Spencer, Iowa 51301 (the “Consultant”).

RECITALS

WHEREAS, the City and the Consultant entered into a Professional Services Agreement on the 5th day of November, 2018; and

WHEREAS, the Professional Services Agreement provides that project specific engineering services would be authorized as Additional Services and be documented by separate work orders; and

WHEREAS, this Work Order outlines the services to be performed by the Consultant; the approved compensation for the Project; and the Project schedule.

NOW, THEREFORE, in consideration of the mutual agreements herein contained and intending to be legally bound hereby, the City and the Consultant hereby agree as follows:

ARTICLE ONE SERVICES TO BE PERFORMED BY THE CONSULTANT

The City hereby retains Consultant for the purposes of advising and consulting the City for the services described on Exhibit A attached hereto and made a part hereof.

ARTICLE TWO CONSULTANT’S COMPENSATION

The City agrees to compensate the Consultant for services furnished according to Exhibit B attached hereto and made a part hereof.

ARTICLE THREE SCHEDULE OF PERFORMANCE

The Consultant shall perform the services for the Project on a schedule according to Exhibit D attached hereto and made a part hereof.

Subject to the terms and conditions of this Work Order, all of the terms and conditions of the Professional Services Agreement dated the 5th day of November, 2018 will remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Work Order as of the date first above written.

CITY: CITY OF STORM LAKE

CONSULTANT: BOLTON & MENK, INC.

By: _____
Michael Porsch, Mayor

By: Wesley W. Brown
Wesley W. Brown, P.E., Principal Engineer

By: _____
Mayra Martinez, City Clerk

By: Joshua A. Pope
Joshua A. Pope, P.E., Client Service Manager

EXHIBIT A

SERVICES TO BE PERFORMED BY CONSULTANT

Project Limits: 2020 Street & Utility Improvements entailing Oneida Street from E. Milwaukee Avenue to E. Railroad Street (as denoted in Exhibit C).

Project Scope: Project consists of the following improvements within the project limits. Design and construction engineering to be performed in accordance with federal aid funding standards.

1. Street and sidewalk surfacing reconstruction
2. Watermain and water service replacement
3. Storm sewer replacement/drainage improvements

- ☐ Preliminary Engineering Report
- ☒ Topographic and Boundary Survey
- ☒ Detailed Design, Plan and Specification Preparation
- ☒ Bidding Services
- ☒ Construction Engineering and Administration
- ☐ _____
- ☐ _____
- ☐ _____
- ☐ _____
- ☐ _____

EXHIBIT B

CONSULTANT'S COMPENSATION FOR PROJECT

TASK	DESCRIPTION	Total Cost
1	DOT Development Progress	\$189,700
2	Construction Engineering Services	\$185,720
3	Geotechnical Exploration and Materials Testing	\$12,880
TOTALS		\$388,300

Task 1 shall be invoiced on a fixed design fee basis, subject only to adjustments for a change in scope of services performed that are agreed upon in writing by the City and the Consultant.

Task 2 is an estimated amount for construction staking, contract administration, and 1100 hours of construction observation. Actual costs will be invoiced in accordance with Section III.A.1 of the Professional Services Agreement. Scope and limitation of resident project representative services are further defined within Exhibit E.

Task 3 is an estimated amount for geotechnical engineering sub-consultant costs for soil borings and construction testing. Actual costs will be invoiced in accordance with Section III.A.3 of the Professional Services Agreement.

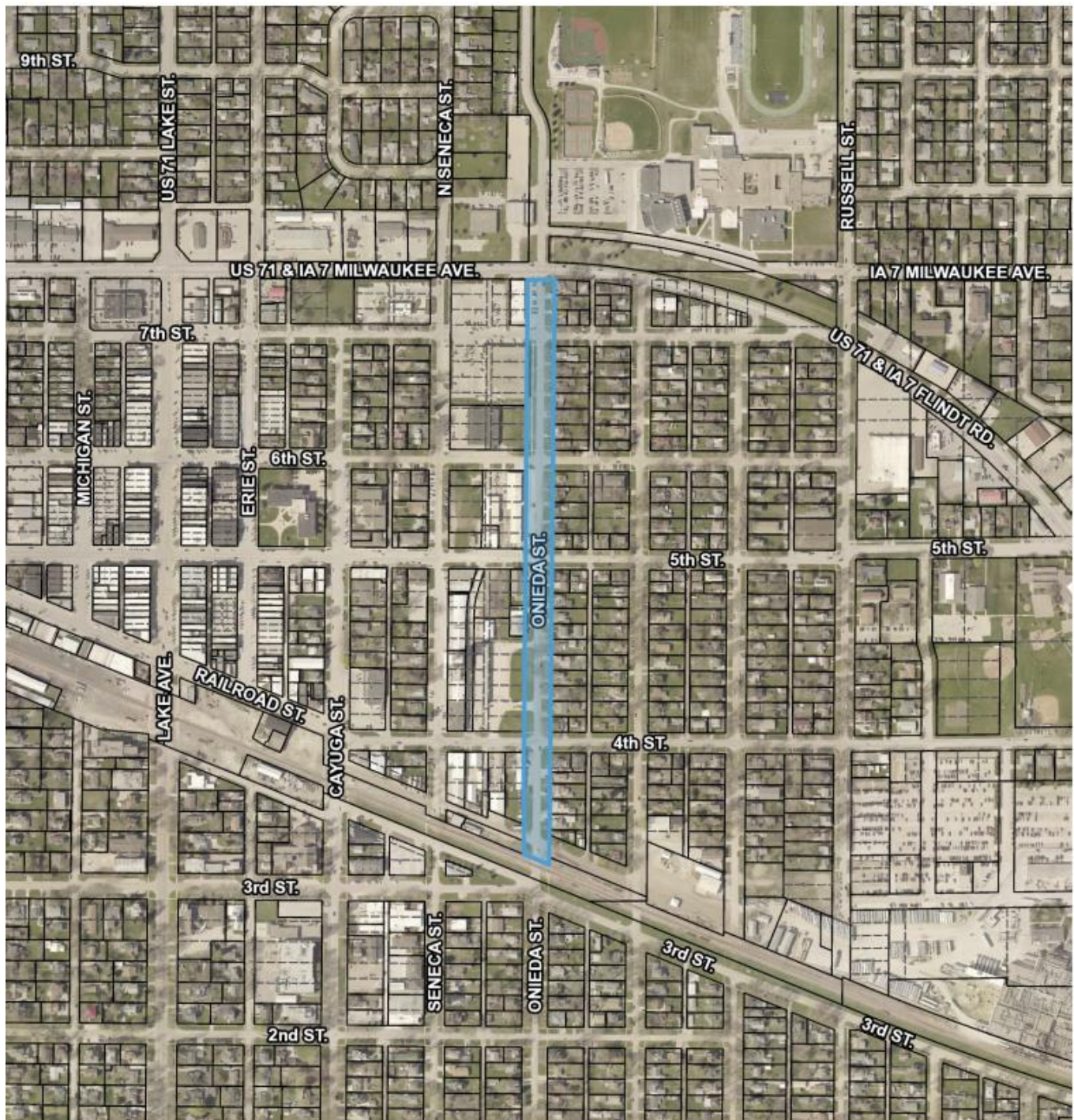
Costs do not include services associated with potential easement acquisition.

Costs do not include permitting application fees that are required by the permitting agency(ies).

Costs do not include services associated with environmental/cultural resources studies.

EXHIBIT C

PROJECT LOCATION MAP



0 500 Feet



**BOLTON
& MENK**

Real People. Real Solutions.

Disclaimer:

This drawing is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, information, and data located in various city, county, and state offices, and other sources affecting the area shown, and is to be used for reference purposes only. The City of Storm Lake is not responsible for any inaccuracies herein contained.

© Bolton & Menk, Inc - Web GIS 5/2/2019 1:34 PM



2020 Street Improvements

EXHIBIT D

SCHEDULE OF PERFORMANCE FOR PROJECT

May 2019	• Authorization of engineering for design, bidding, and construction services
June – July 2019	• Preliminary design tasks
August – September 2019	• Final design tasks
October 2019	• Submit plans and specifications to IDOT for project certification
November 2019	• Construction permit applications submitted
January 2020	• DOT Letting
January/February 2020	• Award project and construction agreement
May – November 2020	• Construction
Spring 2021	• Final project closeout

EXHIBIT E

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

5/20/2019

Agenda Item # 5.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Public Hearing On A Proposed Vacation Of A Part Of Platted Lakeshore Drive (Now Designated North Emerald Drive) Right-Of-Way Adjacent To Lots 1, 2, And 3 In Block 1 Of Whitney Pierce Beach**

BACKGROUND: David and Glee Crippin are formally requesting that the process for purchasing Lakeshore Drive Ten-Foot Wide Strip. The total amount of request is 1,520.0 sq. ft

FISCAL IMPACT: N/A

RECOMMENDATION: Open Public Hearing
Hear Comments
Close Public Hearing

ATTACHMENTS:

Description	Type
Public Hearing Notice	Backup Material
Area Map	Map

NOTICE TO THE PUBLIC

Notice is hereby given to all residents of the City of Storm Lake, Iowa that the City Council will hold a public hearing during the meeting of the City Council commencing at 5:00 p.m. on May 20, 2019, at the Council Chambers at City Hall in Storm Lake, Iowa, for the purpose of considering a proposal to officially and permanently close and vacate a part of the platted Lakeshore Drive (now designated North Emerald Drive) right-of-way adjacent to Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach, which right-of-way part is legally described as follows:

A PART OF PLATTED LAKESHORE DRIVE (NOW NORTH EMERALD DRIVE) ADJACENT TO LOTS ONE THROUGH THREE (1-3), BLOCK ONE (1), WHITNEY PIERCE BEACH, BEING A PART OF GOVERNMENT LOT 3, IN SECTION 5, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5th P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) corner of Lot Three (3), Block One (1) of said Whitney Pierce Beach; Thence South 06° 53' 34" East, along the West line of said Lot Three (3), 29.58 feet; Thence South 81° 37' 33" West, 10.00 feet; Thence North 06° 53' 34" West, 151.05 feet; Thence North 83° 06' 26" East, 10.00 feet to the East line of North Emerald Drive; Thence South 06° 53' 34" East, along said East line, 121.22 feet to the Point of Beginning.

Tract contains 0.04 acres and is subject to all easements of record.

(referred to below as the "North Emerald Drive Ten-Foot Wide Strip").

Following such hearing, the City Council will consider on first reading an ordinance to vacate the North Emerald Drive Ten-Foot Wide Strip.

You may attend the hearing in person or by representative and may speak in favor of or in opposition to the proposal or otherwise express your opinion. Written comments concerning, or objections to, this proposed action to vacate and close the North Emerald Drive Ten-Foot Wide Strip may also be filed with the City Clerk in advance of the hearing. On or before May 20, 2016, at 5:00 p.m., any persons who believe they are entitled under Iowa Code Section 306.11 to claim

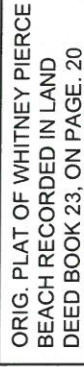
damages because of the vacation and closing proposed as set forth above must file a claim in writing with the City Clerk, City Hall, 620 Erie Street, P.O. Box 1086, Storm Lake, Iowa.

<u>Martinez</u>	<u>/s/</u>	<u>Mayra</u>	<u>A.</u>
Martinez, City Clerk		Mayra	A.
	City of Storm Lake, Iowa		

INDEX LEGEND
PLAT OF SURVEY
CITY:STORM LAKE
COUNTY:BUENA VISTA
SUBDIVISION/ADDITION NAME:WHITNEY PIERCE BEACH
LOT:
BLOCK:
PROPRIETOR:CITY OF STORM LAKE
SURVEY PREPARED FOR: DR. DAVID CRIPPEN
SURVEY PREPARED BY: J. SCOTT SHEVEL IOWA PLS NO. 11810
COMPANY NAME: ISG
ADDRESS: 1725 N. LAKE AVE, STORM LAKE, IA. 50588
PHONE: 712-732-7745

CITY:STORM LAKE
COUNTY:BUENA VISTA
SUBDIVISION/ADDITION NAME:WHITNEY PIERCE BEACH
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PHONE: 712-732-7745



ISG GROUP
 Architecture
 Engineering
 Land Surveying
 Environmental
 Planning
 www.is-grp.com

PN: 19-22113
 Drawn: JSS
 Sheet 1 OF 1
 Surveyed by: TB
 Survey Date: 10/4/18
 Revision Date: 5/3/19
 Drawing Name:

Staff Summary

5/20/2019

Agenda Item # 6.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Ordinance No. 08-O-2018-2019 Vacating The North Emerald Drive**

BACKGROUND: David and Glee Crippin are formally requesting that the process for purchasing Lakeshore Drive Ten-Foot Wide Strip. The total amount of request is 1,520.0 sq. ft

FISCAL IMPACT: N/A

RECOMMENDATION: 1st Reading- May 20, 2019
2nd Reading- June 3, 2019
3rd Reading- June 17, 2019

ATTACHMENTS:

Description	Type
☐ Ordinance 08-O-2018-2019	Ordinance
☐ Area Map	Map

ORDINANCE NO. 08-O-2018-2019

AN ORDINANCE PROVIDING FOR THE VACATION OF A PART OF THE RIGHT-OF-WAY OF PLATTED LAKE SHORE DRIVE (NOW NORTH EMERALD DRIVE), ADJACENT TO LOTS 1, 2, AND 3 IN BLOCK 1 OF WHITNEY PIERCE BEACH, IN STORM LAKE, IOWA

BE IT ORDAINED BY THE CITY COUNCIL OF STORM LAKE, IOWA:

Section I. Purpose: The purpose of this Ordinance is to vacate a part of the platted Lake Shore Drive (now designated North Emerald Drive) right-of-way in the City of Storm Lake, Iowa, legally described as:

A PART OF PLATTED LAKESHORE DRIVE (NOW NORTH EMERALD DRIVE) ADJACENT TO LOTS ONE THROUGH THREE (1-3), BLOCK ONE (1), WHITNEY PIERCE BEACH, BEING A PART OF GOVERNMENT LOT 3, IN SECTION 5, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5th P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) corner of Lot Three (3), Block One (1) of said Whitney Pierce Beach; Thence South 06° 53' 34" East, along the West line of said Lot Three (3), 29.58 feet; Thence South 81° 37' 33" West, 10.00 feet; Thence North 06° 53' 34" West, 151.05 feet; Thence North 83° 06' 26" East, 10.00 feet to the East line of North Emerald Drive; Thence South 06° 53' 34" East, along said East line, 121.22 feet to the Point of Beginning.

Tract contains 0.04 acres and is subject to all easements of record.

(the "North Emerald Drive Ten-Foot Wide Strip" hereafter) and thereby relieve the City of Storm Lake, Iowa of responsibility for its maintenance and supervision.

Section II. Facts Found: The City Council of the City of Storm Lake, Iowa hereby makes the following findings:

1. The North Emerald Drive Ten-Foot Wide Strip has an area of approximately 1,520 square feet, has no road or sewer improvements on it other than a gravel surface, and is not needed for the use of the public; therefore, its maintenance at public expense is not justified.
2. Notice of the intended vacation, including the date on which the Council would first consider the vacating ordinance, has been published in the Storm Lake Times on May 10, 2019, which date was not less than four (4) nor more than twenty (20) days from May 20, 2019, the date of the first hearing to consider the vacation. Notice of hearing on the proposed vacation was also mailed by certified mail as required by Iowa Code Section 306.12.

Section III. Vacation: The North Emerald Drive Ten-Foot Wide Strip is hereby declared vacated.

Section IV. Repealer: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section V. Severability Clause: If any section, provision, or part of this Ordinance shall be judged 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 VI. When Effective: This ordinance shall be in effect after its final passage, approval and publication as provided by law.

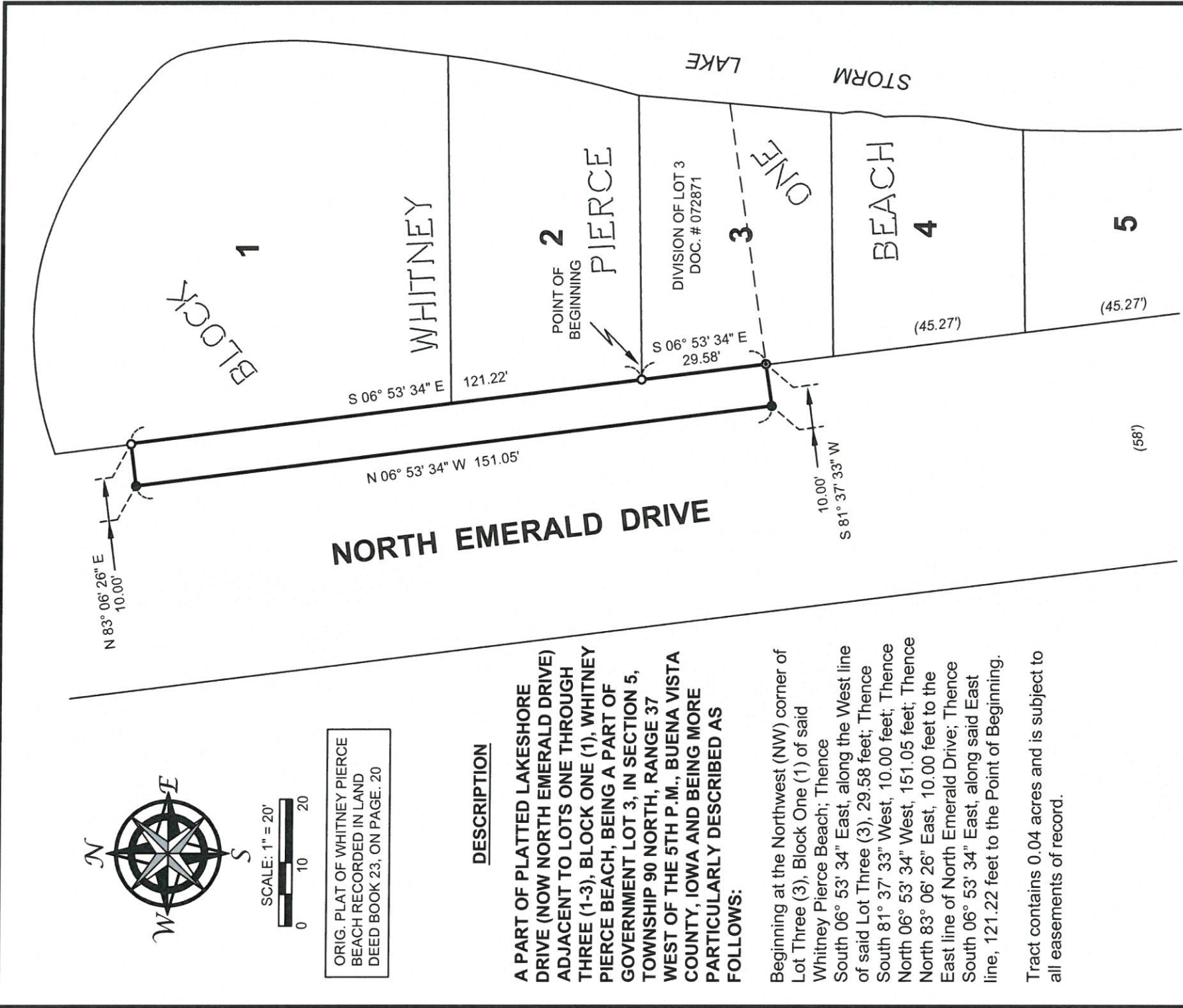
Passed and approved this _____ day of _____, 2019.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

INDEX LEGEND
PLAT OF SURVEY
CITY: STORM LAKE
COUNTY: BUENA VISTA
SUBDIVISION/ADDITION NAME: WHITNEY PIERCE BEACH
LOT:
BLOCK:
PROPRIETOR: CITY OF STORM LAKE
SURVEY PREPARED FOR: DR. DAVID CRIPPEN
SURVEY PREPARED BY: J. SCOTT SHEVEL IOWA PLS NO. 11810
COMPANY NAME: ISG
ADDRESS: 1725 N. LAKE AVE., STORM LAKE, IA. 50588
PHONE: 712-732-7745



I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.



J. Scott Shevel
License Number 11810
Date: 5/13/19
My License renewal date is December 31, 2019
Pages covered by this seal 1

Staff Summary

5/20/2019

Agenda Item # 7.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Resolution No. 66-R-2018-2019 For The Proposed Sale Of North Emerald Drive Ten-Foot Wide Strip And Setting A Hearing**

BACKGROUND: David and Glee Crippin are formally requesting that the process for purchasing Lakeshore Drive Ten-Foot Wide Strip. The total amount of request is 1,520.0 sq. ft

FISCAL IMPACT: N/A

RECOMMENDATION: Approve Resolution NO. 66-R-2018-2019 Set Public Hearing for June 3, 2019 at 5:00 p.m. in City Council Chambers.

ATTACHMENTS:

Description	Type
☐ Resolution No. 66-R-2018-2019	Resolution
☐ Area Map	Map

RESOLUTION NO. 66-R-2018-2019

RESOLUTION PROPOSING DISPOSITION OF PART OF NORTH EMERALD DRIVE RIGHT-OF-WAY TO DAVID CRIPPIN AND GLEE CRIPPIN, SETTING HEARING, AND PROVIDING FOR NOTICE TO THE PUBLIC

WHEREAS, on May 20, 2019, following notice to the public and hearing as prescribed by law, the City Council of the City of Storm Lake, Iowa passed on first reading an ordinance that would vacate a part of the North Emerald Drive right-of-way adjacent to Lots 1, 2, and 3 in Block 1 of Whitney Pierce Beach, which part is legally described as follows:

A PART OF PLATTED LAKESHORE DRIVE (NOW NORTH EMERALD DRIVE) ADJACENT TO LOTS ONE THROUGH THREE (1-3), BLOCK ONE (1), WHITNEY PIERCE BEACH, BEING A PART OF GOVERNMENT LOT 3, IN SECTION 5, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5th P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) corner of Lot Three (3), Block One (1) of said Whitney Pierce Beach; Thence South 06° 53' 34" East, along the West line of said Lot Three (3), 29.58 feet; Thence South 81° 37' 33" West, 10.00 feet; Thence North 06° 53' 34" West, 151.05 feet; Thence North 83° 06' 26" East, 10.00 feet to the East line of North Emerald Drive; Thence South 06° 53' 34" East, along said East line, 121.22 feet to the Point of Beginning.

Tract contains 0.04 acres and is subject to all easements of record.

(the "Real Estate" below).

WHEREAS, the Council anticipates that, at its June 3, 2019 meeting, it will, by ordinance then passed, vacate the Real Estate as part of the right-of-way of North Emerald Drive;

WHEREAS, David Crippin and Glee Crippin (the "Crippins") propose to acquire the Real Estate pursuant to an offer under which the City would convey the Real Estate to the Crippins by special warranty deed in exchange for consideration paid by Crippins of \$3,800.00;

WHEREAS, the Real Estate has an area of approximately 1,520 square feet and is a strip of land approximately ten feet in width extending along the eastern side of the North Emerald Drive right-of-way;

WHEREAS, the Real Estate has no road or sewer improvements on it, other than a gravel surface; and

WHEREAS, the Council is willing to sell the Real Estate to the Crippins on the terms set forth above.

NOW, THEREFORE, be it hereby resolved that, if the Real Estate is first vacated as part of the right-of-way of North Emerald Drive by Ordinance passed as by law provided at the June 3, 2019 meeting of the Council, the City of Storm Lake, Iowa proposes to convey by special warranty deed its interest in the Real Estate to the Crippins for the consideration set forth above. It is further resolved that this proposal shall be scheduled for public hearing at the Council Chambers at City Hall at the regular council meeting scheduled June 3, 2019, at 5:00 p.m. The City Clerk is further directed to have a copy of this Resolution published in the Storm Lake Times on a date not less than four (4) days nor more than twenty (20) days prior to said meeting.

Passed and approved this 20th day of May, 2019.

Michael Porsch, Mayor

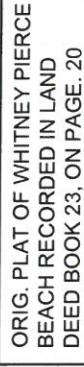
ATTEST:

Mayra A. Martinez, City Clerk

INDEX LEGEND
PLAT OF SURVEY
CITY:STORM LAKE
COUNTY:BUENA VISTA
SUBDIVISION/ADDITION NAME:WHITNEY PIERCE BEACH
LOT:
BLOCK:
PROPRIETOR:CITY OF STORM LAKE
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COMPANY NAME:ISG
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PHONE:712-732-7745

PHONE: 712-732-7745



Drawing Name:

Staff Summary

5/20/2019

Agenda Item # 8.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Storm Water Infrastructure Maintenance Work Session**

BACKGROUND: City Staff will present information regarding current storm water infrastructure and maintenance requirements.

FISCAL IMPACT: N/A

RECOMMENDATION: No action necessary.

Staff Summary

5/20/2019

Agenda Item # 9.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Motion to Approve Purchase of Property**

BACKGROUND: This area of the community has experienced extreme flooding for quite some time as the community developed adding substantial impervious area to the watershed. Of the 250 acres that drains to Radio Park, 144 acres drain to this location, mostly via sub-surface storm sewer pipes.

Severe flooding compounded by E-coli concentrations in the stormwater at this location along 4th Street between Flindt Drive on the east and Russell Street requires stormwater improvements. Work will include bio-retention cells, tree trenches, and rain gardens which will reduce the nutrient loading (e-coli) entering the lake as well as reduce flooding. The project is designed to protect the 10 year storm events (4.5 inches of rainfall). The storm water improvements would be at the edge of 4th and Oates utilizing approximately 30,230 SF (.69 acres) of land.

Per the Federal HUD guidelines, the City obtained an appraisal from Remer Appraisals and review appraisal from Urban Appraisals, which stated the appraised value of the property is \$8.15/SF.

The City owns a 19,961 SF of Skewis Right-of-Way which the baseball fields are currently located. The City of Storm Lake respectfully requests to purchase 12,269 SF of land in the amount of \$99,992.35. The City proposes a land transfer in the amount of 17,961 SF of Skewis Right-of-Way to School District Ownership for the remaining 17,961 SF of property needed to complete the project (maps attached).

FISCAL IMPACT: The total purchase price is \$99,992.35 with the HUD grant funding \$74,994.26 and the City funding \$24,998.09 of the

purchase.

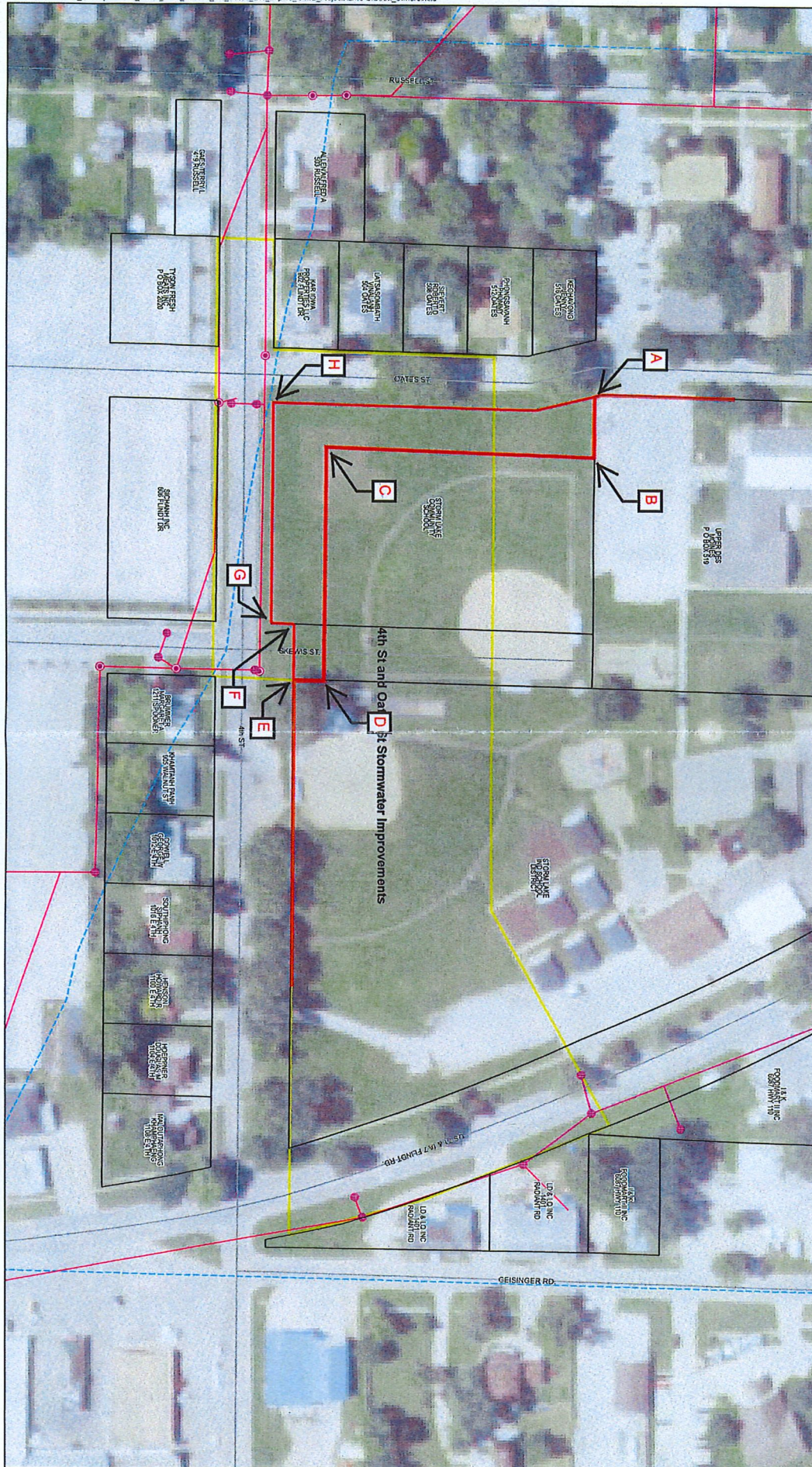
RECOMMENDATION: Approve Purchase of Property

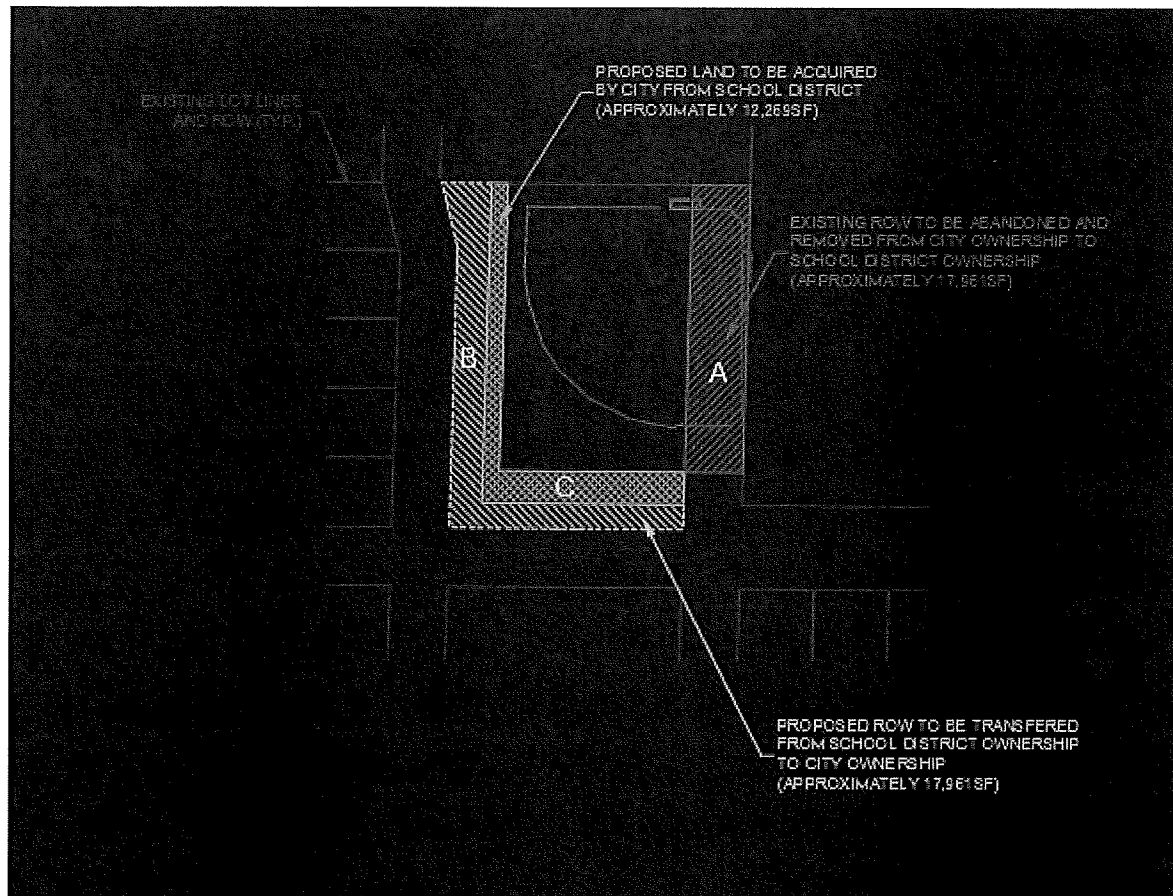
ATTACHMENTS:

Description		Type
	Project Maps	Backup Material
	Real Estate Contract	Backup Material



**4th St and Oates St
Parcel Ownership**





**REAL ESTATE CONTRACT
(SHORT FORM)**

IT IS AGREED between the City of Storm Lake, Iowa, an Iowa municipal corporation ("City"); and the Storm Lake Community School District ("District"):

City owns the following described real estate, referred to below as Lot A:

A PART OF VACATED SKEWIS STREET LYING EAST OF, AND ADJACENT TO, BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) corner of Lot One (1), Block One (1) in said Gaherty and Prichard's Addition; Thence South along the East line of said Block One (1) to a point 60.00 feet North of the Southeast (SE) Corner of Lot Five (5), in said Block One (1); Thence East, 60.00 feet to the East line of Skewis Street; Thence North along said East line to the eastern extension of the North line of said Block One (1); Thence West, along said extended North line, 60.00 feet to the Point of Beginning.

District owns the following described real estate, referred to below as Lot B:

A PART OF LOTS FIVE THROUGH TEN (5-10) IN BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of Lot Five (5), Block One (1), in said Gaherty and Prichard's Addition; Thence North along the East line of said Lot Five (5), 25.00 feet; Thence West, parallel with the North line of Fourth Street, to a point 33.00 feet East of the East line of Oates Street; Thence North parallel with said East line, to the North line of Lot Ten (10); Thence West along said North line to the Northwest (NW) Corner of said Lot Ten (10); Thence southeasterly along the West line of said Lot Ten (10), to the Southwest corner thereof; Thence South along the East line of Oates Street to the North line of Fourth Street; Thence East along said North line to the Point of Beginning.

City and District agree to exchange with one another Lots A and B without additional consideration paid by either party to the other in such exchange. At closing, City shall convey Lot A to District by warranty deed and District shall convey Lot B to City by warranty deed. Other terms and conditions for the exchange are set out in some of the numbered Sections below. The City and the District agree that Lots A and B are of equal value.

In addition, City agrees to sell and District agrees to buy real estate in Buena Vista

County, Iowa, referred to below as Lot C and described as:

A PART OF LOTS FIVE THROUGH TEN (5-10) IN BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of Lot Five (5), Block One (1), in said Gaherty and Prichard's Addition; Thence North along the East line of said Lot Five (5), 25.00 feet to the Point of Beginning; Thence continuing North along said East line, 35.00 feet; Thence West parallel with the North line of Fourth Street to a point 60.00 feet East of the East line of Oates Street; Thence North parallel with said East line, to the North line of Lot Ten (10); Thence West along said North line, 17.00 feet; Thence South, parallel with the East line of Oates Street to a point 25.00 feet North of the North line of Fourth Street; Thence East, parallel with said North line, to the Point of Beginning;

with any easements and appurtenant servient estates, but subject to the following: a. any zoning and other ordinances; b. any covenants of record; and c. any easements of record for public utilities, roads and highways; upon the terms and conditions set out in the numbered Sections below.

The exchange of Lots A and B and the sale of Lot C are part of one transaction and are interdependent and conditioned upon one another.

Section 1. **PRICE FOR LOT C.** The total purchase price for Lot C is Ninety-Nine Thousand Nine Hundred Ninety-Two and 35/100 Dollars (\$99,992.35) of which No and No/100 Dollars (\$0.00) has been paid. The City shall pay the balance to the District at Havens and Havens, 716 Lake Avenue, Storm Lake, IA 50588 or as directed by District, as follows:

The full amount of the purchase price shall be paid at closing upon Sellers' delivery of the warranty deed.

Section 2. **INTEREST ON DELINQUENT AMOUNTS OWED FOR LOT C.** City shall also pay interest at the rate of 4 percent per annum on all delinquent amounts owed for Lot C and any sum reasonably advanced by District to protect its interest in this contract, computed from the date of the delinquency or advance.

Section 3. **REAL ESTATE TAXES ON LOTS A, B, AND C.**

a. Lot A: City shall pay all real estate taxes for Lot A delinquent if not paid April 1, 2019 and October 1, 2019, and two-thirds of the real estate taxes delinquent if not paid April 1, 2020, and any unpaid real estate taxes payable in prior years. District shall pay all subsequent real estate taxes for Lot A. Any proration of real estate taxes on Lot A shall be based upon such taxes for the year currently payable unless the parties state otherwise.

b. Lots B and C: District shall pay all real estate taxes for Lots B and C delinquent if not

paid April 1, 2019 and October 1, 2019, and two-thirds of the real estate taxes delinquent if not paid April 1, 2020, and any unpaid real estate taxes payable in prior years. City shall pay all subsequent real estate taxes for Lots B and C. Any proration of real estate taxes on Lots B and C shall be based upon such taxes for the year currently payable unless the parties state otherwise.

Section 4. SPECIAL ASSESSMENTS.

a. Lot A. City shall pay all special assessments which are a lien on Lot A as of the date of this contract. All other special assessments as to Lot A shall be paid by the District.

b. Lots B and C. District shall pay all special assessments which are a lien on Lots B and C as of the date of this contract. All other special assessments as to Lots B and C shall be paid by the City.

Section 5. POSSESSION / CLOSING. The City shall give the District possession of Lot A on May 1, 2019, provided the District is not in default under this contract. The District shall give City possession of Lots B and C on May 1, 2019, provided the City is not in default under this contract. Closing for both the exchange of Lots A and B and sale of Lot C shall be on May 1, 2019.

Section 6. INSURANCE. Each party shall maintain existing insurance upon the real estate it will transfer at closing until the date of possession. Each transferee of property under this contract shall accept insurance proceeds instead of the transferor replacing or repairing damaged improvements on the property to be conveyed.

Section 7. ABSTRACTS AND TITLES. Each transferor of real estate under this contract, at its expense, shall promptly obtain an abstract of title to the real estate it will transfer under this contract continued through the date of this contract and deliver it to the transferee for examination. It shall show merchantable title in the transferor in conformity with this contract, Iowa law and the Title Standards of the Iowa State Bar Association. Each abstract shall become the property of the transferee when the purchase price is paid in full or the other consideration for the transfer is provided, as the case may be. The transferor shall pay the costs of any additional abstracting and title work due to any act or omission of the transferor, including transfers by or the death of the transferor or its assignees.

Section 8. FIXTURES. All property that integrally belongs to or is part of any real estate being transferred and conveyed pursuant to this contract, whether attached or detached, such as light fixtures, shades, rods, blinds, awnings, windows, storm doors, screens, plumbing fixtures, water heaters, water softeners, automatic heating equipment, air conditioning equipment, wall to wall carpeting, built-in items and electrical service cable, outside television towers and antenna, fencing, gates and landscaping shall be considered a part of real estate being transferred and conveyed and included with such real estate at no additional consideration.

Section 9. DEEDS. Upon payment of purchase price for Lot C, the District shall convey Lot C to the City by warranty deed, free and clear of all liens, restrictions, and encumbrances except as provided herein. Any general warranties of title shall extend only to the date of this contract, with special warranties as to acts of the District continuing up to time of delivery of the

deed. At closing, the City shall convey Lot A to the District by warranty deed and the District shall convey Lot B to the City by warranty deed. Each of the conveyances in the exchange of deeds shall be free and clear of all liens, restrictions, and encumbrances except as provided herein. Any general warranties of title shall extend only to the date of this contract, with special warranties as to acts of the transferor continuing up to time of delivery of the deed to the transferee.

Section 10. REMEDIES OF THE PARTIES.

a. The City and the District are each entitled to utilize any and all remedies or actions at law or in equity available to them in the event of a breach of this agreement by the other party. However, the exchange of Lots A and B may not be severed from the sale of Lot C, except by written agreement of the City and the District.

e. In any action or proceeding relating to this contract the successful party shall be entitled to receive reasonable attorney's fees and costs as permitted by law.

Section 11. TIME IS OF THE ESSENCE. Time is of the essence in this contract.

Section 12. CONSTRUCTION. Words and phrases in this contract shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Section 13. CERTIFICATION. The City and the District each certify that they are not acting, directly or indirectly, for or on behalf of any person, group, entity or nation named by any Executive Order or the United States Treasury Department as a terrorist, "Specially Designated National and Blocked Person" or any other banned or blocked person, entity, nation or transaction pursuant to any law, order, rule or regulation that is enforced or administered by the Office of Foreign Assets Control; and are not engaged in this transaction, directly or indirectly on behalf of, any such person, group, entity or nation. Each party hereby agrees to defend, indemnify and hold harmless the other party from and against any and all claims, damages, losses, risks, liabilities and expenses (including attorney's fees and costs) arising from or related to my breach of the foregoing certification.

Section 14. INSPECTION OF PRIVATE SEWAGE DISPOSAL SYSTEM. The City represents and warrants to the District that Lot A is not served by a private sewage disposal system, and there are no known private sewage disposal systems on Lot A. The District represents and warrants to the City that neither Lot B nor Lot C is served by a private sewage disposal system, and there are no known private sewage disposal systems on Lots B and C.

Section 15. COUNCIL AND BOARD APPROVAL. This contract is subject to and conditioned upon the approval of both the City Council of the City of Storm Lake, Iowa, and the Board of Education of the Storm Lake Community School District. If either such City Council or such Board of Education does not approve this contract, the contract shall be void.

CITY OF STORM LAKE, IOWA

By: _____
Michael Porsch, Mayor

Date: _____

Attest:

Mayra A. Martinez, City Clerk

STORM LAKE COMMUNITY SCHOOL DISTRICT

By: _____
Peter Steinfeld, President, Board of Education

Date: _____

Attest:

Trudy Pedersen, Board Secretary

DESCRIPTION "A"

A PART OF VACATED SKEWIS STREET LYING EAST OF, AND ADJACENT TO, BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) corner of Lot One (1), Block One (1) in said Gaherty and Prichard's Addition; Thence South along the East line of said Block One (1) to a point 60.00 feet North of the Southeast (SE) Corner of Lot Five (5), in said Block One (1); Thence East, 60.00 feet to the East line of Skewis Street; Thence North along said East line to the eastern extension of the North line of said Block One (1); Thence West, along said extended North line, 60.00 feet to the Point of Beginning.

DESCRIPTION "B"

A PART OF LOTS FIVE THROUGH TEN (5-10) IN BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of Lot Five (5), Block One (1), in said Gaherty and Prichard's Addition; Thence North along the East line of said Lot Five (5), 25.00 feet; Thence West, parallel with the North line of Fourth Street, to a point 33.00 feet East of the East line of Oates Street; Thence North parallel with said East line, to the North line of Lot Ten (10); Thence West along said North line to the Northwest (NW) Corner of said Lot Ten (10); Thence southeasterly along the West line of said Lot Ten (10), to the Southwest corner thereof; Thence South along the East line of Oates Street to the North line of Fourth Street; Thence East along said North line to the Point of Beginning.

DESCRIPTION "C"

A PART OF LOTS FIVE THROUGH TEN (5-10) IN BLOCK ONE (1) OF GAHERTY AND PRICHARD'S FIRST ADDITION TO THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of Lot Five (5), Block One (1), in said Gaherty and Prichard's Addition; Thence North along the East line of said Lot Five (5), 25.00 feet to the Point of Beginning; Thence continuing North along said East line, 35.00 feet; Thence West parallel with the North line of Fourth Street to a point 60.00 feet East of the East line of Oates Street; Thence North parallel with said East line, to the North line of Lot Ten (10); Thence West along said North line, 17.00 feet; Thence South, parallel with the East line of Oates Street to a point 25.00 feet North of the North line of Fourth Street; Thence East, parallel with said North line, to the Point of Beginning.

Staff Summary

5/20/2019

Agenda Item # 10.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, City Clerk

SUBJECT: **City Council Requested Items**

BACKGROUND: Future City Council Work Sessions:
Unscheduled Items:
1. None at this time.

Two Council members must concur for item to be considered in any future council meeting.

Scheduled:
1. Downtown - No Parking from 3:00 am to 6:00 am on Lake Ave from Milwaukee to Railroad - May or June
2. Snow Removal Policy for Downtown Parking Lots - May or June

FISCAL IMPACT: No Fiscal Impact at this time.

RECOMMENDATION: Concurrence for each item to be considered for a specified City Council Meeting work session or deny work session consideration for the following items:
1. None at this time.