

**CITY OF STORM LAKE  
REGULAR COUNCIL SESSION MEETING  
CITY HALL - COUNCIL CHAMBERS  
JUNE 2, 2025  
5:00 PM**



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

**AGENDA**

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

**BY TELEPHONE**

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

Zoom Meeting ID: 933 2006 3301

**BY COMPUTER:**

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

**Open the Meeting**

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

**A. Consideration of Changes in Agenda and Setting the Agenda**

**B. Disclosure by City Council Members**

**C. Hear the Public**

**D. Consent Agenda**

1. Consent Agenda
2. Buy Local Information
3. Motion To Approve BVU fall semester Welcome Back Requests
4. Motion To Approve July 4th Fireworks Permit
5. SLPD City Code Enforcement Summary

**E. Unfinished Business**

**F. New Business**

1. Resolution No. 71-R-2024-2025 Approve Kids' Fest Street Closure
2. Ordinance No. 06-O-2024-2025 Amending City Code Chapter 3-4 Waterworks Maintenance - 3rd Reading
3. Public Hearing on Disposal to Property to the Iowa Department of Transportation
4. Resolution No. 72-R-2024-2025 Approving Disposal of Property to the Iowa Department of Transportation
5. Storm Lake Proud Week Update Presentation
6. Resolution No. 73-R-2024-2025 Allocation of Funds Generated Through Storm Lake Proud Clean Up
7. Work Session - Storm Lake Zoning Code Article 10 - Sign Regulations
8. Public Hearing on an Ordinance Amending City Code Title III, Chapter 10, Section 6(B) for

the Purpose of Changing the Storm Water Service Rate

9. Ordinance No. 07-O-2024-2025 Amending City Code Title III, Chapter 10, Section 6(B) for the Purpose of Changing the Storm Water Service Rate - First Reading
10. Public Hearing on an Ordinance Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate
11. Ordinance No. 08-O-2024-2025 Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate- First Reading
12. Motion to Approve Waterworks Code Section 3-4 Administrative Policy
13. Project Updates

## **G. Adjourn**

### **Meeting Protocol**

If you wish to speak today, please:

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

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

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

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## Staff Summary

6/2/2025

Agenda Item # D.1.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Mayra Martinez, City Clerk

**SUBJECT:** **Consent Agenda**

**BACKGROUND:** The Consent Agenda Includes:

- List of Bills
- King's Pointe & Sunrise Pointe Disbursements
- Approve May 19, 2025, Regular City Council Minutes
- Approve Renewal Liquor Licenses For Pizza Hut, La Juanita Taqueria and Valentina's Meat Market
- Approve Renewal Tobacco Licenses For Walgreens #11330, Hope & Unity Grocery Store LLC, Midtown (Brew #8), Al's Liquor (Brew #9), Beer Thirty Fuels #1, Walmart Store #1526, Hy-Vee Food Store,
- Approve Tax Abatement Application For 1821 W 6th Street Units #7 & #8 - Brashears
- Approve BVU Fall Semester Welcome Back Requests
- Approve July 4th Fireworks Permit
- Approve Buy Local Information
- Approve Storm Lake Police Department City Code Enforcement Update

**FISCAL IMPACT:** City Will Pay The Following Expenditures:

- List of Bills: \$920,395.58
- King's Pointe & Sunrise Pointe Golf Course Bills: \$230,381.18

**RECOMMENDATION:**

**ATTACHMENTS:**

1. 6/2/2025 City Claims Expense Report
2. 6/2/2025 King's Pointe Claims 5.16.2025 to 5.29.2025
3. 05/19/2025 City Council Minutes
4. Pizza Hut Liquor Application 2025
5. La Juanita Taqueria Inc Liquor Application 2025
6. Valentina's Liquor Application 2025
7. Walgreens #11330 Tobacco Application 2025
8. Hope & Unity Grocery Store LLC Tobacco Application 2025
9. Midtown - Brew Oil #8 Tobacco Application 2025
10. Als Liquor - Brew #9 Tobacco Application 2025
11. Tax Abatement Application 1821 W 6th St Units #7 & #8 - Brashears
12. Beer Thirty Fuels #1 Tobacco Application 2025
13. Walmart Store #1526 Tobacco Application 2025
14. Hy-Vee Food Store Tobacco Application 2025



Storm Lake, IA

# Buy Local\_v1

Payment Date Range: 05/22/2025 - 06/04/2025

| Vendor Name                             | Vendor Number | Payable Description                    | Total Payments    |
|-----------------------------------------|---------------|----------------------------------------|-------------------|
| <b>BVC</b>                              |               |                                        |                   |
| Buena Vista County Solid Waste          | 001035        | Commercial Waste                       | 104.52            |
| Essential Ellison LLC                   | 002043        | Extinguisher Services                  | 793.26            |
| Storm Lake Garage Door Service, LLC     | 002067        | Door Repair                            | 86.00             |
| Yards & Etc                             | 001660        | Lawn Mowing/Garbage - Old KFC          | 125.00            |
|                                         |               | <b>BVC Total:</b>                      | <b>1,108.78</b>   |
| <b>Contract/Agreement</b>               |               |                                        |                   |
| 10th Street Townhomes LLLP              | 001620        | FY2025 TIF Rebate Agreement            | 18,355.93         |
| Bolton & Menk, Inc                      | 001024        | Class - Ripke                          | 160.00            |
| Charles Sargent Irrigation Company, Inc | 001209        | Pay #9 of Well 21                      | 37,672.14         |
| I & S Group, Inc                        | 001103        | Inspection Services                    | 47,141.84         |
| SCE, LLC                                | 001344        | Valve Replacements At Water Plant LS   | 32,165.84         |
| Storm Lake Affordable Partners, LLC     | 001417        | FY2025 TIF Rebate Agreement            | 14,897.05         |
| Tyson Storm Lake Holdings, LLC          | 001721        | FY2025 TIF Rebate Agreement            | 167,721.76        |
| Voltmer, Inc                            | 002303        | Tilit Switch                           | 3,000.00          |
|                                         |               | <b>Contract/Agreement Total:</b>       | <b>321,114.56</b> |
| <b>Local</b>                            |               |                                        |                   |
| A & A Automotive                        | 001022        | Running Boards - 2024 GMC              | 1,399.00          |
| Arnold Motor Supply, LLP                | 001007        | Supplies                               | 58.77             |
| Bomgaars Supply, Inc                    | 001151        | Supplies                               | 2,422.70          |
| Dennis R Julius                         | 001064        | Uniform Alteration                     | 11.00             |
| Edwards Storm Lake                      | 001114        | Headlight                              | 1,523.73          |
| Fareway Stores, Inc                     | 001535        | Supplies                               | 33.26             |
| Hy-Vee, Inc                             | 001152        | Supplies                               | 290.32            |
| Iowa Office Supply Inc                  | 001037        | Filters                                | 58.79             |
| King's Pointe Resort                    | 001110        | April 2025 Cottage Services            | 3,295.08          |
| Larson Oil & Distributing Co, Inc       | 001178        | Hydraulic Fluid                        | 1,411.95          |
| Lexi Vander Woude                       | 002640        | 7.5.2025 Shelter Refund - Storm Damage | 110.00            |
| McCrea Eneterprises                     | 001176        | Paint                                  | 686.00            |
| Mike's Lawn Service, Inc                | 001195        | Dirt Project                           | 481.00            |
| North Lake Truck Repair                 | 001177        | Hitch                                  | 425.00            |
| Rent-All, Inc                           | 001210        | Pull Cord                              | 9.00              |
| Rolloff Dumpster Rental of Iowa Inc     | 002114        | 4/18/2025 Disaster Dumpster Rental     | 2,430.00          |
| Smith Concrete Service Inc              | 001134        | Water Break Repairs                    | 1,150.00          |
| Stanton Electric, Inc                   | 001264        | Harmony Gardens - Charger Install      | 859.67            |
| Storm City Auto Parts, Inc              | 001501        | Filters                                | 119.92            |
| Vetter Equipment                        | 001098        | Concrete Saw Repair                    | 276.90            |
| Visual Edge Inc                         | 001063        | Copier Maintenance Agreement           | 346.56            |
| WalMart #01-1526                        | 001153        | Supplies                               | 875.84            |
|                                         |               | <b>Local Total:</b>                    | <b>18,274.49</b>  |
| <b>Non-Local</b>                        |               |                                        |                   |
| 4imprint, Inc                           | 002341        | Stuffed Animals                        | 324.94            |
| ABC Pest Control, Inc                   | 001078        | Pest Control Services                  | 143.33            |
| Ahlers & Cooney, P.C.                   | 001023        | General City Attorney Services         | 6,062.00          |
| AK Athletic Equipment, Inc              | 002637        | Supplemental - Training Mat            | 2,163.00          |
| Baker & Taylor, Inc                     | 001957        | Books                                  | 508.88            |
| Barnes & Noble Booksellers, USA Inc     | 001274        | Books                                  | 63.87             |
| Brodart Co.                             | 001009        | Books                                  | 498.21            |
| Bruce Arant                             | 002639        | Youth Books                            | 30.00             |
| Builders Sharpening & Service LLC       | 001011        | Parts                                  | 242.54            |
| Cavendish Square Publishing LLC         | 002138        | Junior County Books                    | 186.03            |

## Buy Local\_v1

| Vendor Name                                 | Vendor Number | Payable Description                          | Total Payments    |
|---------------------------------------------|---------------|----------------------------------------------|-------------------|
| Central Iowa Distributing, Inc              | 001026        | Cleaning Supplies                            | 1,445.00          |
| Chem-Sult, Inc                              | 001337        | Sodium Chlorite                              | 3,770.17          |
| Core & Main LP                              | 002000        | Testing Supplies                             | 1,554.21          |
| Donaldson Docks, Inc                        | 002178        | Lighthouse Dock Install                      | 2,440.90          |
| Dorsey & Whitney LLP                        | 001954        | TIF Legal Services                           | 8,698.72          |
| EBSCO Industries, Inc                       | 001569        | Annual Wilson Core Subscription              | 2,490.00          |
| Ed M. Feld Equipment Company, Inc           | 001031        | FirePRO 300                                  | 1,481.00          |
| Electric Pump Inc                           | 001032        | FOD LS                                       | 47,784.61         |
| Erik E Mosbe                                | 001318        | Mower Parts                                  | 22.78             |
| Farm & Home Publishers LTD                  | 001644        | Annual County Plat Book                      | 64.00             |
| Foundation Analytical Laboratory, Inc       | 001100        | Testing Services                             | 2,622.00          |
| Fremarek, Inc                               | 002394        | Weed Killer For Lagoons                      | 3,752.05          |
| General Traffic Controls                    | 001128        | Signal Repairs - 4/18/2025 Disaster          | 43,675.00         |
| H-O-H Water Technology, Inc                 | 001400        | Polymer                                      | 11,214.00         |
| Ingram Library Services, Inc                | 001268        | Standing Order Books                         | 185.35            |
| International Association of Electrical Ins | 001654        | FY2026 Membership - Olesen #562890           | 150.00            |
| Iowa Department of Natural Resources        | 001286        | FY2025 Operator Cert - Muniz - Grade 4 Tre   | 240.00            |
| Iowa Lakes Regional Water                   | 001073        | Water Service                                | 72.31             |
| Iowa Stormwater Education Partnership       | 001208        | 2025-2026 ISWEP City Membership              | 4,255.00          |
| Iowa Water Environment Association- R       | 001727        | 2 WW Distribution Licenses - J Tarin, G Muni | 60.00             |
| Kalab Kibret                                | 002638        | 7.20.2025 Shelter Refund - Storm Damage      | 110.00            |
| Kasperbauer Cleaners, Inc                   | 002435        | Entrance Mat Services                        | 42.36             |
| Lincoln Savings Bank                        | 002577        | FY2025 TIF Rebate Agree- FB Storm Lake II    | 209,707.56        |
| Marcus Lumber Company Corp                  | 002011        | Fencing - Around Dumpsters                   | 671.05            |
| Martin's Flag Company Co, Inc               | 001092        | Flags                                        | 597.05            |
| Midwest Tape, LLC                           | 001275        | DVD                                          | 22.49             |
| Mississippi Lime Company                    | 001095        | Quicklime                                    | 21,324.22         |
| Multi-Cultural Books & Videos, Inc          | 001524        | Foreign Language Books                       | 2,175.00          |
| Municipal Supply, Inc                       | 001391        | Smart Points                                 | 35,070.98         |
| Oscar Rosales                               | 002311        | 2025 Kidsfest Performance Agreement          | 425.00            |
| R & R Products, Inc                         | 001299        | Irrigation Parts                             | 92.75             |
| Scholastic Library Publishing, Inc          | 001323        | Program Books - Minus Tax                    | 680.00            |
| SGS, LLC                                    | 002126        | Garbage Services                             | 1,352.62          |
| The Advantage Companies, LLC                | 001004        | 2023 Microfilm of Local Newspaper            | 1,050.00          |
| The Home City Ice Company                   | 002471        | Bag Ice - Campground                         | 299.50            |
| The Magician School                         | 002476        | 2025 Kidsfest Performance Agreement          | 1,200.00          |
| TimeClock Plus, LLC                         | 002339        | Schedule Anywhere License                    | 825.00            |
| Tometich Engineering, Inc                   | 002187        | Construction Engineering                     | 1,089.00          |
| Toyne, Inc                                  | 001277        | Eng 79 Gauge                                 | 184.75            |
| UPS                                         | 001121        | Shipping                                     | 2.53              |
| Vogel Traffic Services, Inc                 | 001736        | Pavement Marking                             | 4,333.65          |
| W. W. Grainger, Inc                         | 001085        | Calculator                                   | 75.00             |
| Ziegler, Inc                                | 001097        | Well #14 - Transfer Switch                   | 547.91            |
|                                             |               | <b>Non-Local Total:</b>                      | <b>428,078.32</b> |
| Payroll/Refunds                             |               |                                              |                   |
| Beth Ann Dawson McPherran                   | 001434        | Homebound Mileage                            | 13.40             |
| Corey J Galvin                              | 002578        | DOT Physical                                 | 163.50            |
| Custodian of Petty Cash                     | 001272        | April 2025 Postage                           | 95.15             |
| Custodian of Petty Cash- Jean Cashman       | 001470        | Postage                                      | 37.10             |
| Friends of the Library                      | 001758        | March / April 2025 Friends CC                | 30.00             |
| Matthew Younie                              | 001650        | Taser Instructor Recert - Younie             | 46.00             |
|                                             |               | <b>Payroll/Refunds Total:</b>                | <b>385.15</b>     |
|                                             |               | <b>Grand Total:</b>                          | <b>768,961.30</b> |

# King's Pointe Resort

## Claims Publication

From 5/16/2025 to 5/29/2025

| Vendor                             | Description | Amount                      |
|------------------------------------|-------------|-----------------------------|
| A.H. Hermell Wholesale             | Supplies    | \$ 638.04                   |
| ACCO Unlimited                     | Supplies    | \$ 7,944.30                 |
| Alliant Energy                     | Utilities   | \$ 1,984.71                 |
| Amazon Capital Services            | Supplies    | \$ 194.06                   |
| ATX Float LLC                      | Supplies    | \$ 8,492.00                 |
| Bomgaars                           | Supplies    | \$ 38.92                    |
| Consolidated Hospitality Supplies  | Supplies    | \$ 4,008.84                 |
| Crescent Electric Supply           | Supplies    | \$ 831.50                   |
| Doll Distribution                  | Beverages   | \$ 925.00                   |
| ECO LAB                            | Supplies    | \$ 1,074.49                 |
| Fastenal                           | Supplies    | \$ 30.78                    |
| Foundation Analytical Lab          | Services    | \$ 51.50                    |
| Globe Tickets                      | Supplies    | \$ 1,267.00                 |
| Grainger                           | Supplies    | \$ 1,821.77                 |
| Guest Supply                       | Supplies    | \$ 1,393.82                 |
| HyVee                              | Supplies    | \$ 691.02                   |
| Johnson Brothers                   | Beverages   | \$ 276.00                   |
| Jones Nursery                      | Supplies    | \$ 638.25                   |
| King's Pointe Resort               | Services    | \$ 184.17                   |
| King's Pointe Resort Payroll- 5/16 | Payroll     | \$ 96,680.00                |
| KTIV Television                    | Advertising | \$ 1,391.00                 |
| Martin Brothers                    | Food        | \$ 11,675.49                |
| Mid American Energy                | Utilities   | \$ 12,380.81                |
| Mood Media                         | Services    | \$ 131.18                   |
| Northern Lights Distribution       | Supplies    | \$ 979.44                   |
| Office Elements                    | Supplies    | \$ 177.33                   |
| Pepsi Beverage Co                  | Beverages   | \$ 3,190.45                 |
| Plumbing & Heating Wholesale       | Supplies    | \$ 174.96                   |
| Quore Systems LLC                  | Services    | \$ 598.50                   |
| S&L Hospitality                    | Agreement   | \$ 8,844.17                 |
| Sceptre Hospitality Resources      | Supplies    | \$ 2,360.50                 |
| Speed's Auto Supply                | Lease       | \$ 29,500.00                |
| Storm City Auto Parts              | Supplies    | \$ 314.83                   |
| Storm Lake Ace Hardware            | Supplies    | \$ 204.79                   |
| Storm Lake Times                   | Advertising | \$ 297.00                   |
| Symmetry Energy Solutions          | Utilities   | \$ 5,062.95                 |
| Sysco Iowa Inc                     | Food        | \$ 17,503.26                |
| TY Inc                             | Supplies    | \$ 1,053.07                 |
| Vestis                             | Services    | \$ 2,640.72                 |
| Visual Edge IT                     | Services    | \$ 403.06                   |
| Watermen                           | Supplies    | \$ 2,331.50                 |
|                                    |             | <b><u>\$ 230,381.18</u></b> |

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM**

**CITY OF STORM LAKE, REGULAR COUNCIL MEETING, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM**

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

Staff Present: City Manager Keri Navratil, Assistant City Manager David Derragon, Police Chief Chris Cole, King's Pointe Manager Amy VonBank, Library Director Elizabeth Huff, Building and Code Compliance Director Scott Olesen, Communications Coordinator Dana Larsen, Public Services Director Brandon Ripke, Development Services Specialist Lee Dutfield, Finance Director Tyler Gibbins, and City Clerk Mayra Martinez.

Media Present: Allison Moore with the Storm Lake Times Pilot (via zoom left at 5:10 pm back on 5:17 pm) and Ryan Thompson with KAYL Radio.

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

**Pledge of Allegiance**

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

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

**Hear the Public**

Mayor Porsch read a proclamation announcing Municipal Clerks Week as May 4<sup>th</sup> – 10<sup>th</sup>, 2025.

**Consent Agenda** - Moved by Council Member Ramos to approve the Consent Agenda which includes list of bills Check #'s 59878, 59879, 82850 through 82892, EFT #'s 1653, 1654, and DFT #'s 2619 through 2650, approve May 5, 2025 City Council Minutes, approve King's Pointe and Sunrise Pointe disbursements, approve renewal liquor licenses for Walgreens #11330, Loyal Order of Moose, approve Buddhist Temple noise variance request, approve Star-Spangled Spectacular July 4th Events Request, approve St. Mary's Catholic Church road closure and parade route event, approve The Bridge of Storm Lake Run For Our Future 5K, 10K, and Half Marathon Request, approve General Drivers and Helpers Union Local No. 554 (Police Union), acknowledge Civil Service minutes with the Firefighter/Fire Inspector Eligibility List, approve the Utility Billing uncollectible accounts, approve Buy Local Information, approve Storm Lake Police Department City Code Enforcement update. Seconded by Council Member Martinez. Vote: All ayes with Council Member McKinney absent. Motion carried.

**Unfinished Business** –

**Car Meet** - Moved by Council Member Martinez to approve to rescind approval of Special Event Permit for Dominic Klaschen for Car Meets. Seconded by Council Member McKeon. Vote: All ayes with Council Member McKinney absent. Motion carried.

**New Business**

**Kids Fest** - Moved by Council Member Ricklefs to approve Kids Fest Outdoor Waterpark Special One-Day Rate request. Seconded by Council Member Ramos. Vote: All ayes with Council Member McKinney absent. Motion carried.

**Fiscal Year 2024-2025 Budget Amendment** - Mayor Porsch opened the public hearing on Fiscal Year 2024-2025 Budget Amendment stating this was the time and place for any comments. Hearing no comments and no objections received prior to this public hearing from the Public or City Council, Mayor Porsch closed the public hearing.

Moved by Council Member McKeon to adopt Resolution No. 69-R-2024-2025 amending the Fiscal Year 2024-2025 Budget. Seconded by Council Member Martinez. Roll call vote: All ayes with Council Member McKinney absent. Motion carried.

REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM

RESOLUTION NO. 69-R-2024-2025

A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2025

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

Section 1. Following notice published May 9<sup>th</sup>, 2025, and the public hearing held, May 19<sup>th</sup>, 2025 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:

| NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |                        |                                           |                       |                                      |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|------------------------|-------------------------------------------|-----------------------|--------------------------------------|
| City of STORM LAKE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |                        |                                           |                       |                                      |
| Fiscal Year July 1, 2024 - June 30, 2025                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  |                        |                                           |                       |                                      |
| The City of STORM LAKE will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2025                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  |                        |                                           |                       |                                      |
| Meeting Date/Time: 5/19/2025 05:00 PM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |  | Contact: Tyler Gibbins |                                           | Phone: (712) 732-8000 |                                      |
| Meeting Location: City Hall Council Chambers<br>620 Erie Street<br>Storm Lake, IA 50588                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |                        |                                           |                       |                                      |
| There will be no increase in taxes. Any residents or taxpayers will be heard for or against the proposed amendment at the time and place specified above. A detailed statement of: additional receipts, cash balances on hand at the close of the preceding fiscal year, and proposed disbursements, both past and anticipated, will be available at the hearing. Budget amendments are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult <a href="https://dom.iowa.gov/local-gov-appeals">https://dom.iowa.gov/local-gov-appeals</a> . |  |                        |                                           |                       |                                      |
| REVENUES & OTHER FINANCING SOURCES                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |                        | Total Budget as Certified or Last Amended | Current Amendment     | Total Budget After Current Amendment |
| Taxes Levied on Property                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | 1                      | 4,902,609                                 | 0                     | 4,902,609                            |
| Less: Uncollected Delinquent Taxes - Levy Year                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | 2                      | 0                                         | 0                     | 0                                    |
| Net Current Property Tax                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | 3                      | 4,902,609                                 | 0                     | 4,902,609                            |
| Delinquent Property Tax Revenue                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  | 4                      | 0                                         | 0                     | 0                                    |
| TIF Revenues                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | 5                      | 3,247,465                                 | 0                     | 3,247,465                            |
| Other City Taxes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  | 6                      | 3,646,940                                 | 0                     | 3,646,940                            |
| Licenses & Permits                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  | 7                      | 124,500                                   | 38,431                | 162,931                              |
| Use of Money & Property                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | 8                      | 2,100                                     | 538,620               | 540,720                              |
| Intergovernmental                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  | 9                      | 6,436,651                                 | -2,511,741            | 3,924,910                            |
| Charges for Service                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | 10                     | 18,123,444                                | 0                     | 18,123,444                           |
| Special Assessments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | 11                     | 0                                         | 0                     | 0                                    |
| Miscellaneous                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | 12                     | 38,175                                    | 185,080               | 223,255                              |
| Other Financing Sources                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | 13                     | 12,003,582                                | 0                     | 12,003,582                           |
| Transfers In                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | 14                     | 28,016,120                                | 348,167               | 28,364,287                           |
| Total Revenues & Other Sources                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | 15                     | 76,541,586                                | -1,401,443            | 75,140,143                           |
| EXPENDITURES & OTHER FINANCING USES                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |                        |                                           |                       |                                      |
| Public Safety                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | 16                     | 4,199,753                                 | 74,856                | 4,274,609                            |
| Public Works                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | 17                     | 2,120,229                                 | 0                     | 2,120,229                            |
| Health and Social Services                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |  | 18                     | 33,000                                    | 0                     | 33,000                               |
| Culture and Recreation                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  | 19                     | 2,011,863                                 | 40,815                | 2,052,678                            |
| Community and Economic Development                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  | 20                     | 1,134,847                                 | 15,000                | 1,149,847                            |
| General Government                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  | 21                     | 894,948                                   | 106,575               | 1,001,523                            |
| Debt Service                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | 22                     | 2,807,609                                 | 0                     | 2,807,609                            |
| Capital Projects                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  | 23                     | 10,125,801                                | 41,100                | 10,166,901                           |
| Total Government Activities Expenditures                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | 24                     | 23,328,050                                | 278,346               | 23,606,396                           |
| Business Type/Enterprise                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | 25                     | 29,196,126                                | -3,453,127            | 25,742,999                           |
| Total Gov Activities & Business Expenditures                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | 26                     | 52,524,176                                | -3,174,781            | 49,349,395                           |
| Transfers Out                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | 27                     | 28,016,120                                | 348,167               | 28,364,287                           |
| Total Expenditures/Transfers Out                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  | 28                     | 80,540,296                                | -2,826,614            | 77,713,682                           |
| Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | 29                     | -3,998,710                                | 1,425,171             | -2,573,539                           |
| Beginning Fund Balance July 1, 2024                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | 30                     | 22,948,113                                | 0                     | 22,948,113                           |
| Ending Fund Balance June 30, 2025                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  | 31                     | 18,949,403                                | 1,425,171             | 20,374,574                           |
| Explanation of Changes: Movement of Capital Improvement Items to actual fiscal years. Includes costs related to 4/18/2025 Storm Damage clean up.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  |                        |                                           |                       |                                      |

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 2024-2025 Fiscal Year.

PASSED AND APPROVED this 19<sup>th</sup> day of May 2025.

Michael Porsch, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

**Inter-Fund Transfers and Adjustments** - Moved by Council Member Ricklefs to adopt Resolution No. 70-R-2024-2025 authorizing Inter-Fund Transfers and Adjustments. Seconded by

REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM

Council Member Ramos. Roll call vote: All ayes with Council Member McKinney absent. Motion carried.

RESOLUTION NO. 70-R-2024-2025  
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 provided as follows:

|                  |                             |     |                                       |     |                                |
|------------------|-----------------------------|-----|---------------------------------------|-----|--------------------------------|
| <b>Fund Key:</b> |                             |     |                                       |     |                                |
| 001              | General Fund                | 172 | Library Misc Memorial Trust           | 603 | Water Plant Debt Service       |
| 003              | Outdoor Water Park Fund     | 177 | Asset Forfeiture/Law Enforcement Fund | 604 | Utility Deposits               |
| 004              | Cottages                    | 178 | Police Dept. Evidence Fund            | 610 | Sewer Fund                     |
| 005              | Tort Insurance Fund         | 200 | Debt Service Fund                     | 611 | Sewer Capital Improvements     |
| 006              | Marina                      | 201 | Storm Water Debt Service Fund         | 612 | Sewer Debt Reserve             |
| 010              | Franchise Fees              | 220 | Outdoor Pool/Storm Water GO           | 613 | FEMA HMGP - Sanitary Sewer     |
| 030              | Outdoor WP Replacement Res  | 222 | Hotel Motel Tax Debt Reserve          | 620 | Storm Water Fund               |
| 040              | Cottage Reserve Fund        | 223 | \$2.5 Bond Sinking Fund               | 621 | Storm Water Capital            |
| 110              | Road Use Tax Fund           | 224 | TIF Debt Reserve Fund                 | 622 | Storm Water Sinking Fund       |
| 112              | Special Levy Fund           | 225 | Awaysis Local Option Sinking          | 670 | Landfill Fund                  |
| 119              | Emergency Levy              | 227 | 5.6M Series Sinking Fund              | 750 | Lodge Operations Fund          |
| 121              | Local Option Sales Tax Fund | 228 | 2.94M Series Sinking Fund             | 753 | Lodge Reserve Fund             |
| 123              | Hotel Motel Tax             | 230 | Hotel/Motel Tax Bonds Fund            | 754 | Lodge Taxes & Insurance        |
| 124              | Mitigation Fund             | 231 | McKenna Water Sinking Fund            | 755 | Hotel Revenue Bonds Fund       |
| 125              | TIF Fund                    | 232 | McKenna Sewer Sinking Fund            | 756 | Hotel Property Tax Fund        |
| 126              | Bargloff TIF                | 233 | Bargloff Reserve Fund                 | 757 | Lodge Replacement Reserve Fund |
| 127              | The Reserves - TIF          | 234 | Bargloff Sinking Fund                 | 822 | Health Benefit Trust Fund      |
| 128              | #4 LMI Housing URA          | 235 | TIF Bonds Fund                        | 824 | 125 Flexible Benefits Fund     |
| 129              | Storm Lake Sub-Division #5  | 299 | Bond Refinancing                      | 825 | Wellness Fund                  |
| 130              | South School Urban Renewal  | 301 | Capital Improvement Projects          | 835 | Employee Internal Fund         |
| 131              | LMI #5 Housing URA          | 500 | Erma Myers Trust Fund                 | 910 | Chapter 411 Pension Fund       |
| 132              | LMI Revolving Fund          | 600 | Water Fund                            | 960 | Lake Improvement Commission    |
| 167              | Restricted Gifts            | 601 | Water Capital Improvements            | 970 | Drainage Districts             |
| 168              | Senior Center Trust Fund    | 602 | Water Bond Reserve                    |     | -                              |

Section 2. Whereas, there is a need to transfer resources between funds to provide for operations, fund balancing, and debt service in amounts not to exceed according to the certified budget for fiscal year 2024-2025 as follows:

| Fund From: | Fund To: | Description (What):            | Amount:       |
|------------|----------|--------------------------------|---------------|
| Fund 001   | Fund 129 | 3rd Addition TIF               | \$ 98,164.58  |
| Fund 004   | Fund 001 | Recreation Programming         | \$ 300,000.00 |
| Fund 010   | Fund 001 | FD Portable Radio Units        | \$ 10,000.00  |
| Fund 010   | Fund 001 | Parks Trails                   | \$ 25,000.00  |
| Fund 010   | Fund 001 | Economic Development           | \$ 290,677.27 |
| Fund 010   | Fund 001 | Housing Study                  | \$ 25,000.00  |
| Fund 010   | Fund 001 | FD Jaws of Life                | \$ 70,000.00  |
| Fund 010   | Fund 001 | Technology                     | \$ 336,200.00 |
| Fund 010   | Fund 001 | LED Lighting Upgrade           | \$ 67,200.00  |
| Fund 010   | Fund 030 | OWP Circulation Pump           | \$ 5,464.10   |
| Fund 010   | Fund 110 | Street Equipment Trailer       | \$ 20,000.00  |
| Fund 010   | Fund 110 | Street Grader Repairs          | \$ 50,000.00  |
| Fund 010   | Fund 110 | Street Mower Replacement (#19) | \$ 100,000.00 |
| Fund 010   | Fund 110 | Street Shop HVAC               | \$ 20,000.00  |
| Fund 010   | Fund 110 | Street Signal Battery Backup   | \$ 70,000.00  |
| Fund 010   | Fund 110 | Street Skidloader Attachments  | \$ 135,000.00 |
| Fund 010   | Fund 110 | Street Toolcat Auger           | \$ 8,500.00   |
| Fund 010   | Fund 757 | KP Lazy River Electic Repairs  | \$ 150,000.00 |

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM**

|          |          |                                        |    |              |
|----------|----------|----------------------------------------|----|--------------|
| Fund 110 | Fund 301 | Memorial Road & Utility Project        | \$ | 404,999.00   |
| Fund 112 | Fund 910 | MFPRSI Transfer                        | \$ | 400,000.00   |
| Fund 112 | Fund 822 | Health Insurance Allocation            | \$ | 150,000.00   |
| Fund 119 | Fund 001 | Close Out Emergency Levy Fund          | \$ | 2,086.95     |
| Fund 121 | Fund 001 | Downtown Holiday Lighting              | \$ | 40,000.00    |
| Fund 121 | Fund 001 | Club Car Replacement                   | \$ | 20,000.00    |
| Fund 121 | Fund 001 | Gator Pro/Sprayer                      | \$ | 65,000.00    |
| Fund 121 | Fund 001 | KP Area Mower                          | \$ | 10,000.00    |
| Fund 121 | Fund 001 | Library Shelving                       | \$ | 40,500.00    |
| Fund 121 | Fund 001 | Parks We-Go-Swing                      | \$ | 45,000.00    |
| Fund 121 | Fund 001 | PD Cameras                             | \$ | 99,000.00    |
| Fund 121 | Fund 001 | PD Supervisor Vehicle Replacement      | \$ | 59,000.00    |
| Fund 121 | Fund 755 | \$1.85M Hotel Rev Bond                 | \$ | 206,735.00   |
| Fund 121 | Fund 201 | \$5.74M Go Bond                        | \$ | 3,934.53     |
| Fund 121 | Fund 225 | \$8.171M GO Bond                       | \$ | 408,127.00   |
| Fund 121 | Fund 227 | \$5.74M Go Bond                        | \$ | 127,710.06   |
| Fund 121 | Fund 301 | Airport Apron Rehab Project Match      | \$ | 27,000.00    |
| Fund 121 | Fund 301 | Memorial Road & Utility Project        | \$ | 1,848,714.73 |
| Fund 121 | Fund 757 | KP Remodel/Refresh                     | \$ | 424,517.00   |
| Fund 123 | Fund 001 | Park Recreation                        | \$ | 100,000.00   |
| Fund 123 | Fund 228 | \$925k Tax GO Bond                     | \$ | 130,500.00   |
| Fund 123 | Fund 301 | Water Recreation Grant Match           | \$ | 56,750.00    |
| Fund 123 | Fund 757 | KP Repairs                             | \$ | 150,000.00   |
| Fund 124 | Fund 227 | \$5.74M GO Bond                        | \$ | 237,680.07   |
| Fund 125 | Fund 001 | Internal Debt Repayment                | \$ | 549,757.00   |
| Fund 125 | Fund 121 | Internal Debt Repayment                | \$ | 508,000.00   |
| Fund 125 | Fund 227 | \$5.74M GO Bond                        | \$ | 276,000.00   |
| Fund 125 | Fund 225 | \$8.171M GO Bond                       | \$ | 196,224.00   |
| Fund 125 | Fund 231 | \$5.805M Urban Renewal GO Bond         | \$ | 435,600.00   |
| Fund 125 | Fund 611 | Internal Debt Repayment                | \$ | 157,000.00   |
| Fund 125 | Fund 756 | Certified Debt of Property Tax         | \$ | 287,958.00   |
| Fund 125 | Fund 757 | Resort Remodel/Refresh                 | \$ | 629,803.00   |
| Fund 126 | Fund 010 | Internal Debt Repayment                | \$ | 50,000.00    |
| Fund 126 | Fund 110 | Internal Debt Repayment                | \$ | 83,714.00    |
| Fund 126 | Fund 234 | \$2.685M (of \$3.39M) GO Bond          | \$ | 314,850.00   |
| Fund 126 | Fund 610 | Internal Debt Repayment                | \$ | 41,072.00    |
| Fund 167 | Fund 001 | Parks We-Go-Swing- Paxton's Donation   | \$ | 40,815.00    |
| Fund 200 | Fund 234 | \$705k Fire Truck (of \$3.39M) GO Bond | \$ | 135,307.00   |
| Fund 200 | Fund 301 | Purchase of New Fire Trucks (2)        | \$ | 2,817,006.00 |
| Fund 220 | Fund 225 | \$8.171 M GO Bond                      | \$ | 200,359.00   |
| Fund 600 | Fund 301 | Memorial Road & Utility Project        | \$ | 193,063.56   |
| Fund 600 | Fund 601 | Shallow Well #23 Project               | \$ | 255,000.00   |
| Fund 600 | Fund 603 | \$2.163M Water Rev Bond                | \$ | 300,213.00   |
| Fund 600 | Fund 603 | \$1.259M Well 22 NT SRF                | \$ | 58,062.50    |
| Fund 600 | Fund 603 | \$1.074M Well 22 SRF                   | \$ | 58,062.50    |
| Fund 600 | Fund 603 | \$4.258M Water Tower NT SRF Bond       | \$ | 113,157.01   |
| Fund 600 | Fund 603 | \$3.63M Water Tower SRF Bond           | \$ | 113,157.01   |
| Fund 603 | Fund 601 | Water Tower #5 SRF Funds               | \$ | 7,401,117.00 |
| Fund 603 | Fund 601 | Well 22 SRF Funds                      | \$ | 1,736,465.00 |
| Fund 610 | Fund 301 | Memorial Road Sewer Bypass CO#1        | \$ | 226,375.00   |
| Fund 610 | Fund 612 | \$1.608M Memorial LS SRF               | \$ | 95,561.00    |
| Fund 610 | Fund 612 | \$4.538M Sewer Rev SRF Bond            | \$ | 438,397.00   |
| Fund 610 | Fund 612 | \$660k Sewer Rev Bond                  | \$ | 43,541.00    |
| Fund 610 | Fund 600 | Trench Kit Distribution Tool           | \$ | 12,500.00    |

REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM

|          |          |                                 |    |                         |
|----------|----------|---------------------------------|----|-------------------------|
| Fund 610 | Fund 611 | Ice House LS Local Match        | \$ | 86,131.94               |
| Fund 610 | Fund 611 | Scout Park LS Local Match       | \$ | 207,120.76              |
| Fund 610 | Fund 301 | Memorial Road & Utility Project | \$ | 1,102,151.02            |
| Fund 620 | Fund 227 | \$5.74M GO Bond                 | \$ | 105,643.00              |
| Fund 620 | Fund 622 | \$729k NCSW SRF Bond            | \$ | 47,781.00               |
| Fund 754 | Fund 757 | Water Damage Insurance Claims   | \$ | 403,423.21              |
| Fund 755 | Fund 223 | \$1.85M Hotel Rev Bond          | \$ | 206,735.00              |
| Fund 835 | Fund 001 | Golf Pass Sales                 | \$ | 3,322.84                |
|          |          |                                 |    | <u>\$ 26,768,905.64</u> |

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 2024-2025 Fiscal Year.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Michael Porsch, Mayor

ATTEST:

Mayra Martinez, City Clerk

**Portable Toilets** - Moved by Council Member Martinez to approve purchase of two portable toilets. Seconded by Council Member Ramos. Vote: All ayes with Council Member McKinney absent. Motion carried.

**Storm Water Service Rate** - Moved by Council Member McKeon to approve setting a Public Hearing for June 2, 2025, at 5:00 pm in the City Hall Council Chambers on an Ordinance amending City Code Title III, Chapter 10, Section 6(B) for the Purpose of Changing the Storm Water Service Rate. Seconded by Council Member Martinez. Vote: All ayes with Council Member McKinney absent. Motion carried.

**Sewer Service Rate** - Moved by Council Member Ramos to approve setting a Public Hearing for June 2, 2025, at 5:00 pm in the City Hall Council Chambers on an Ordinance Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate. Seconded by Council Member Martinez. Vote: All ayes with Council Member McKinney absent. Motion carried.

**City Code Chapter 3-4 Waterworks Maintenance** - Moved by Council Member McKeon to approve second reading of Ordinance No. 06-O-2024-2025 amending City Code Chapter 3-4 Waterworks Maintenance. Seconded by Council Member Ricklefs. Roll call vote: All ayes with Council Member McKinney absent. Motion carried.

**Work Session - Waterworks Code Section 3-4 Administrative Policy** - Tyler Gibbins provided Council with the process of administering the Code for defective service pipes, fixtures, or meters. Non-Emergency items will be provided 60 days total notice from start to repair completion & certification of taxes. Emergency repairs will be completed without prior notice to the property owner and meters will be administered by the municipal infraction process. Council provided concurrence for these proposed actions.

**City Council Requested Items / City Council Updates** – None at this time.

Council Member McKeon asked the status of the giant hole on the corner of Northwestern Drive and 5<sup>th</sup> Street. Brandon Ripke stated that the repair is much bigger than anticipate, that the hole is bigger than anticipated and deeper in the ground and that SCE is contracting to make the repair. The repair work is in motion.

Council Member Martinez had a dog question regarding Kids Fest. She mentioned that last year we did have some issues with dogs. We need to get a message out that dogs and children are not always compatible in a large crowd situation where there is a lot of stimulation. She requested that people keep their dogs at home for this event. The City would like to make Kids Fest an enjoyable day without any incidents.

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, CITY HALL COUNCIL CHAMBERS, MAY 19, 2025, 5:00 PM**

**Adjourn** – Moved by Council Member Ramos to adjourn at 5:40 pm. Seconded by Council Member Martinez. Vote: All ayes with Council Member McKinney absent. Motion carried.

---

Michael Porsch

ATTEST:

---

Mayra A. Martinez, City Clerk



# State of Iowa

Alcoholic Beverages Division

## Applicant

NAME OF LEGAL ENTITY

COMES INVESTMENTS, INC.

NAME OF BUSINESS(DBA)

PIZZA HUT

BUSINESS

(515) 330-1172

ADDRESS OF PREMISES

115 East Milwaukee Avenue

PREMISES SUITE/APT NUMBER

CITY

Storm Lake

COUNTY

Buena Vista

ZIP

50588

MAILING ADDRESS

2045 Grand Avenue

CITY

West Des Moines

STATE

Iowa

ZIP

50265

## Contact Person

NAME

JOE W COMES

PHONE

(515) 205-7753

EMAIL

joe@comesinv.com

## License Information

LICENSE NUMBER

BW0097831

LICENSE/PERMIT TYPE

Special Class C Retail Alcohol License

TERM

12 Month

STATUS

Submitted to Local Authority

EFFECTIVE DATE

July 1, 2025

EXPIRATION DATE

June 30, 2026

LAST DAY OF BUSINESS

SUB-PERMITS

Special Class C Retail Alcohol License

PRIVILEGES



# State of Iowa

Alcoholic Beverages Division

## Status of Business

BUSINESS TYPE

Corporation

## Ownership

### • Individual Owners

| NAME         | CITY  | STATE | ZIP   | POSITION | % OF OWNERSHIP | U.S. CITIZEN |
|--------------|-------|-------|-------|----------|----------------|--------------|
| JOSEPH COMES |       |       |       |          |                | Yes          |
| JOSEPH COMES | Clive | Iowa  | 50325 | OWNER    | 100.00         | Yes          |

## Insurance Company Information

INSURANCE COMPANY

IMT Insurance Co

POLICY EFFECTIVE DATE

July 1, 2025

POLICY EXPIRATION DATE

June 30, 2026

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE  
DATE

OUTDOOR SERVICE EXPIRATION  
DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE  
DATE

TEMP TRANSFER EXPIRATION  
DATE



# State of Iowa

Alcoholic Beverages Division

## Applicant

|                           |                           |                |             |       |
|---------------------------|---------------------------|----------------|-------------|-------|
| NAME OF LEGAL ENTITY      | NAME OF BUSINESS(DBA)     | BUSINESS       |             |       |
| La Juanita Taqueria, Inc. | La Juanita                | (712) 490-9222 |             |       |
| ADDRESS OF PREMISES       | PREMISES SUITE/APT NUMBER | CITY           | COUNTY      | ZIP   |
| 613 Lake Ave.             |                           | Storm Lake     | Buena Vista | 50588 |
| MAILING ADDRESS           | CITY                      | STATE          | ZIP         |       |
| 613 Lake Ave.             | Storm Lake                | Iowa           | 50588       |       |

## Contact Person

|                 |                |                            |
|-----------------|----------------|----------------------------|
| NAME            | PHONE          | EMAIL                      |
| Victor Bautista | (712) 490-2895 | lajuanita50588@outlook.com |

## License Information

|                |                                |          |             |
|----------------|--------------------------------|----------|-------------|
| LICENSE NUMBER | LICENSE/PERMIT TYPE            | TERM     | STATUS      |
| LC0031982      | Class C Retail Alcohol License | 12 Month | In Progress |

|                          |                           |                      |
|--------------------------|---------------------------|----------------------|
| TENTATIVE EFFECTIVE DATE | TENTATIVE EXPIRATION DATE | LAST DAY OF BUSINESS |
| June 6, 2025             | June 5, 2026              |                      |

SUB-PERMITS

Class C Retail Alcohol License

PRIVILEGES



# State of Iowa

Alcoholic Beverages Division

## Status of Business

BUSINESS TYPE

Corporation

## Ownership

### • Individual Owners

| NAME               | CITY    | STATE    | ZIP   | POSITION | % OF OWNERSHIP | U.S. CITIZEN |
|--------------------|---------|----------|-------|----------|----------------|--------------|
| Christina Bautista |         | Nebraska | 68776 | Owner    | 50.00          | Yes          |
| Victor Bautista    |         | Nebraska | 68776 | Owner    | 50.00          | Yes          |
| Horneber Law Firm  | Le Mars | Iowa     | 51031 |          |                |              |

## Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

Auto Owners Insurance Company

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE  
DATE

OUTDOOR SERVICE EXPIRATION  
DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE  
DATE

TEMP TRANSFER EXPIRATION  
DATE



# State of Iowa

Alcoholic Beverages Division

## Applicant

NAME OF LEGAL ENTITY

Valentina's Meat Market LLC

NAME OF BUSINESS(DBA)

Valentinas Meat Market

BUSINESS

(712) 213-5348

ADDRESS OF PREMISES

111 East 6th Street

PREMISES SUITE/APT NUMBER

CITY

Storm Lake

COUNTY

Buena Vista

ZIP

50588

MAILING ADDRESS

641 Iowa 7

CITY

Alta

STATE

Iowa

ZIP

51002

## Contact Person

NAME

mayela morelos

PHONE

(712) 299-7539

EMAIL

mayelamorelos@icloud.com

## License Information

LICENSE NUMBER

LG0001305

LICENSE/PERMIT TYPE

Class B Retail Alcohol License

TERM

12 Month

STATUS

In  
Progress

TENTATIVE EFFECTIVE DATE

July 15, 2025

TENTATIVE EXPIRATION DATE

July 14, 2026

LAST DAY OF BUSINESS

SUB-PERMITS

Class B Retail Alcohol License

PRIVILEGES



# State of Iowa

Alcoholic Beverages Division

## Status of Business

BUSINESS TYPE

Limited Liability Company

## Ownership

### • Individual Owners

| NAME           | CITY | STATE | ZIP   | POSITION | % OF OWNERSHIP | U.S. CITIZEN |
|----------------|------|-------|-------|----------|----------------|--------------|
| Mayela Morelos | Alta | Iowa  | 51002 | owner    | 100.00         | Yes          |

## Insurance Company Information

INSURANCE COMPANY

POLICY EFFECTIVE DATE

POLICY EXPIRATION DATE

DRAM CANCEL DATE

OUTDOOR SERVICE EFFECTIVE DATE

OUTDOOR SERVICE EXPIRATION DATE

BOND EFFECTIVE DATE

TEMP TRANSFER EFFECTIVE DATE

TEMP TRANSFER EXPIRATION DATE



&lt; CITY OF STORM LAKE

## Retail Tobacco License Review

CITY OF STORM LAKE

1306371801

&gt;

### Application Information

#### Legal Ownership Information

|                                                                |                                                 |
|----------------------------------------------------------------|-------------------------------------------------|
| Name of sole proprietor, partnership, corporation, LLC, or LLP | : WALGREEN CO                                   |
| Type of ownership                                              | : Corporation                                   |
| Primary office address                                         | : 300 WILMOT RD MS 3301 DEERFIELD IL 60015-4614 |
| Legal Ownership Phone                                          | : 847-527-4612                                  |
| Legal Ownership Fax                                            | : 847-368-6525                                  |
| Legal Ownership Email                                          | : taxlicenser renewals@walgreens.com            |

#### Application Information

|                             |                                         |
|-----------------------------|-----------------------------------------|
| City/County Permit Number   | : FY24-25-15                            |
| Sales and Use Permit Number | : 111008220                             |
| Location Name               | : WALGREENS #11330                      |
| Location Phone Number       | : 712-732-0005                          |
| Location Address            | : 800 LAKE AVE STORM LAKE IA 50588-2055 |
| Location Mailing Address    | : PO BOX 901 DEERFIELD IL 60015-0901    |
| Renewal                     | : Yes                                   |

Start Date : 01-Jul-2025  
End Date : 30-Jun-2026  
License Fee : 75.00  
Types of Sales : Over the Counter  
Type of Establishment : Drug store  
Types of Products Sold : Cigarettes, Tobacco, Alternative Nicotine Products  
Do you intend to make retail sales to ultimate consumers? : Yes  
Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s) in the next step: : No

## Corporate Officers

| Title                        | Name         | Address                                  |
|------------------------------|--------------|------------------------------------------|
| VICE PRESIDENT AND TREASURER | BROWN, BRIAN | 500 GREENLEAF AVE WILMETTE IL 60091-1914 |

## Suppliers List

McLane Co.

## Decision

Select the decision of whether you approve or deny this permit application.

Iowa Department of Revenue will be issuing a permit number if this application is approved. However, the local authority has the option to also issue a permit number. If the local authority decides to issue a local permit number, it can be entered in the "Local Permit Number" field. Otherwise, only the state-issued permit number will appear on the permit.

Select a Decision \*

Approve

Deny





&lt; CITY OF STORM LAKE

## Retail Tobacco License Review

CITY OF STORM LAKE

1306371801



### Application Information

#### Legal Ownership Information

|                                                                |                                            |
|----------------------------------------------------------------|--------------------------------------------|
| Name of sole proprietor, partnership, corporation, LLC, or LLP | : HOPE & UNITY GROCERY STORE LLC           |
| Type of ownership                                              | : Limited Liability Company                |
| Primary office address                                         | : 616 MICHIGAN ST STORM LAKE IA 50588-1857 |
| Legal Ownership Phone                                          | : 712-638-9773                             |
| Legal Ownership Email                                          | : bphugs72522@gmail.com                    |

#### Application Information

|                             |                                            |
|-----------------------------|--------------------------------------------|
| City/County Permit Number   | : FY24-25-07                               |
| Sales and Use Permit Number | : 306303614                                |
| Location Name               | : HOPE & UNITY GROCERY STORE LLC           |
| Location Phone Number       | : 712-638-9773                             |
| Location Address            | : 616 MICHIGAN ST STORM LAKE IA 50588-1857 |
| Location Mailing Address    | : 616 MICHIGAN ST STORM LAKE IA 50588-1857 |
| Renewal                     | : Yes                                      |

Start Date : 01-Jul-2025

End Date : 30-Jun-2026

License Fee : 75.00

Types of Sales : Over the Counter

Type of Establishment : Grocery store

Types of Products Sold : Cigarettes, Tobacco, Alternative Nicotine Products

Do you intend to make retail sales to ultimate consumers? : Yes

Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s) in the next step: : No

## Corporate Officers

| Title | Name       | Address                                 |
|-------|------------|-----------------------------------------|
| OWNER | NYEIN, PYU | 707 MAYWOOD DR STORM LAKE IA 50588-1980 |
| OWNER | NICE, BLUE | 697 HYLAND DR STORM LAKE IA 50588-2942  |

## Suppliers List

cigarettes ang tobaccos.

## Decision

Select the decision of whether you approve or deny this permit application.

Iowa Department of Revenue will be issuing a permit number if this application is approved. However, the local authority has the option to also issue a permit number. If the local authority decides to issue a local permit number, it can be entered in the "Local Permit Number" field. Otherwise, only the state-issued permit number will appear on the permit.

Select a Decision \*

|  |  |
|--|--|
|  |  |
|--|--|

< CITY OF STORM LAKE

## Retail Tobacco License Review

CITY OF STORM LAKE

1306371801

>

### Application Information

#### Legal Ownership Information

|                                                                |                                               |
|----------------------------------------------------------------|-----------------------------------------------|
| Name of sole proprietor, partnership, corporation, LLC, or LLP | : BREW OIL LLC                                |
| Type of ownership                                              | : Limited Liability Company                   |
| Primary office address                                         | : 216 E MILWAUKEE ST SPENCER IA<br>51301-4435 |
| Legal Ownership Phone                                          | : 712-262-2921                                |
| Legal Ownership Fax                                            | : 712-262-6235                                |
| Legal Ownership Email                                          | : accounting@brewoil.co                       |

#### Application Information

|                             |                                            |
|-----------------------------|--------------------------------------------|
| Sales and Use Permit Number | : 306901326                                |
| Location Name               | : BREW #8                                  |
| Location Phone Number       | : 712-732-1000                             |
| Location Address            | : 1100 E 5TH ST STORM LAKE IA 50588-2211   |
| Location Mailing Address    | : 216 E MILWAUKEE ST SPENCER IA 51301-4435 |
| Renewal                     | : No                                       |

Start Date : 01-Jul-2025  
End Date : 30-Jun-2026  
License Fee : 75.00  
Types of Sales : Over the Counter  
Type of Establishment : Convenience store/gas station  
Types of Products Sold : Cigarettes, Tobacco, Vapor Products  
Do you intend to make retail sales to ultimate consumers? : Yes  
Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s) in the next step: : No

## Corporate Officers

| Title | Name         | Address                                  |
|-------|--------------|------------------------------------------|
| GM    | SINGH, INDER | 216 E MILWAUKEE ST SPENCER IA 51301-4435 |

## Suppliers List

CORE MARK  
IOWA IMPORTS  
CASH WA  
MAVERICK

## Decision

Select the decision of whether you approve or deny this permit application.

Iowa Department of Revenue will be issuing a permit number if this application is approved. However, the local authority has the option to also issue a permit number. If the local authority decides to issue a local permit number, it can be entered in the "Local Permit Number" field. Otherwise, only the state-issued permit number will appear on the permit.

Select a Decision \*

|  |  |
|--|--|
|  |  |
|--|--|



< CITY OF STORM LAKE

## Retail Tobacco License Review

CITY OF STORM LAKE

1306371801



### Application Information

#### Legal Ownership Information

|                                                                |                                               |
|----------------------------------------------------------------|-----------------------------------------------|
| Name of sole proprietor, partnership, corporation, LLC, or LLP | : BREW OIL LLC                                |
| Type of ownership                                              | : Limited Liability Company                   |
| Primary office address                                         | : 216 E MILWAUKEE ST SPENCER IA<br>51301-4435 |
| Legal Ownership Phone                                          | : 712-262-2921                                |
| Legal Ownership Fax                                            | : 712-262-6235                                |
| Legal Ownership Email                                          | : accounting@brewoil.co                       |

#### Application Information

|                             |                                                    |
|-----------------------------|----------------------------------------------------|
| Sales and Use Permit Number | : 306901426                                        |
| Location Name               | : BREW #9                                          |
| Location Phone Number       | : 712-732-6223                                     |
| Location Address            | : 215 W MILWAUKEE AVE STORM LAKE IA 50588-<br>1865 |
| Location Mailing Address    | : 216 E MILWAUKEE ST SPENCER IA 51301-4435         |

Renewal : No

Start Date : 01-Jul-2025

End Date : 30-Jun-2026

License Fee : 75.00

Types of Sales : Over the Counter

Type of Establishment : Liquor store

Types of Products Sold : Cigarettes, Tobacco, Vapor Products

Do you intend to make retail sales to ultimate consumers? : Yes

Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s) in the next step: : No

## Corporate Officers

| Title | Name         | Address                                  |
|-------|--------------|------------------------------------------|
| GM    | SINGH, INDER | 216 E MILWAUKEE ST SPENCER IA 51301-4435 |

## Suppliers List

CORE MARK  
IOWA IMPORTS  
CASH WA  
MAVERICK

## Decision

Select the decision of whether you approve or deny this permit application.

Iowa Department of Revenue will be issuing a permit number if this application is approved. However, the local authority has the option to also issue a permit number. If the local authority decides to issue a local permit number, it can be entered in the "Local Permit Number" field. Otherwise, only the state-issued permit number will appear on the permit.

Select a Decision \*

Select One

First-Year Application for Completed Improvements (must be filed with the City by February 1st of the assessment year for which the exemption is first claimed, not later than the year in which the improvements are first assessed for taxation or the following two assessment years)

Property Address

1821 W 6th Street Units #7 & #8 Storm Lake Iowa 50588

Brief Legal  
Description

1821 West 6th St

What is the  
existing use of the  
property?

Residential

What is the nature  
of the  
improvements  
being completed?

New Construction

Attach copy of any  
issued building  
permit(s).



Townhome floorplan.pdf



Estimated or  
Actual Date of  
Completion

02/15/2025

Estimated or actual  
costs of  
Improvements

\$350,000

Name of Property  
Owner/Title  
Holder:

Brash LLC

Address of Owner  
(if different than  
above):

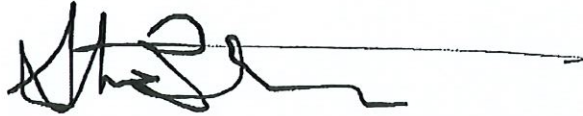
510 Lakeshore Drive

Phone Number (to  
be reached during  
business hours):

7122994684

Email Address: sbrash20@gmail.com

Signature of  
Property Owner



Your signature below indicates your understanding of the City of Storm Lake Urban Revitalization Program and authorizes your desire to apply for tax abatement on this property provided that it qualifies under the terms of the program.

By affixing your signature in the box below, you agree that such signature will be the electronic representation of your signature to be valid and binding upon you for all purposes when you (or your agent) affix below, including on legally binding contracts, just the same as a hand-written signature.

Date 09/09/2024

THIS APPLICATION SUMMARIZES THE URBAN REVITALIZATION PLAN TERMS. FOR COMPLETE INFORMATION, REQUEST A COPY OF THE AMENDED AND RESTATED STORM LAKE URBAN REVITALIZATION PLAN, FROM CITY HALL. IN THE EVENT OF ANY INCONSISTENCY, THE PLAN TERMS SHALL CONTROL.

**City of Storm Lake ONLY**

Check here ☒ if property is **NOT** in an existing Urban renewal Area

Building Permit # 2024365

Check ☐ if application **IS** approved

Check ☐ if application is **NOT** approved

Disapproval reason: \_\_\_\_\_

Authorized by Building Official:  \_\_\_\_\_

Date: 5-13-2025

Authorized by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Attested by City Clerk: \_\_\_\_\_

Date: \_\_\_\_\_

Delivered to Assessor on: \_\_\_\_\_ By: \_\_\_\_\_

City needs to submit application to Buena Vista County Assessor by March 1st annually.

**Buena Vista County Assessor ONLY**

Check here \_\_\_\_ if property **IS** eligible for Tax Abatement

Check here \_\_\_\_ if property is **NOT** eligible for Tax Abatement

Present Value of Structure: \_\_\_\_\_

Assessed Value with Improvements: \_\_\_\_\_

Assessor Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**Return final copy to City of Storm Lake**

CLOSE



## Building Permit

### General/Location

Permit No: 2024365  
Issued Date: 11/05/2024  
Project:  
Project Cost: 350000

Site Address: 1821 W 6th Units 7 & 8  
City/State/Zip: Storm Lake, IA 50588  
Parcel No:

Description: New duplex

### Owner/Contractor

Owner: Brash LLC  
Address: 510 Lakeshore Dr  
City/State/Zip: Lakeside, IA 50588  
Phone:  
Email:

Contractor: Ullom Construction  
Address: 1664 Armstrong Ave  
City/State/Zip: Galva IA 51020  
Phone: 712-260-0559  
Type: General

| Fee                                               | Amount     | Payment Date           | Amount     |
|---------------------------------------------------|------------|------------------------|------------|
| Single Family Housing                             | \$1.00     | 11/05/2024             | \$1,750.28 |
| Tax                                               | \$114.36   |                        |            |
| 3/4" Ally Meter, Smart Point Reader and Couplings | \$1,633.92 |                        |            |
| Single Family Housing                             | \$1.00     |                        |            |
| Total Fee: \$1,750.28                             |            | Total Paid: \$1,750.28 |            |

### THIS PERMIT AUTHORIZES CONSTRUCTION OF IMPROVEMENTS SPECIFIED.

By signing below, the applicant hereby agrees, in consideration of the issuance of this permit, to assume responsibility for and to hold the City harmless in regard to any and all claims of injury or damage arising from the acts or omissions of the applicant or his/her agents while acting under the authority of this permit. The applicant further agrees to comply with the provisions of the Code of the City of Storm Lake, Iowa and 29 CFR Part 1926.650, 651 and 652 as adopted by the Iowa Division of Labor.

The owner agrees to inspections of all installations subject to all pertinent code requirements. Permit not valid unless signed by the Building Official. Permits must be posted and visible on the job site for the duration of the project.

Closure or work in city streets, parking, sidewalks, and alleys require a Right of Way (ROW) Permit. ROW's may take up to 72 hours to process. Apply online at [stormlake.org](http://stormlake.org).

INSPECTIONS REQUIRE 24 HOUR ADVANCED NOTICE.  
Call before you dig: [www.iowaonecall.com](http://www.iowaonecall.com) • 1-800-292-8989

Chris Chambers by CB  
Building Official

11/05/2024  
Date

Date



Department of Revenue

Iowa Retail Permit Application  
for Cigarette/Tobacco/Nicotine/Vapor

tax.iowa.gov

Additional instructions are on the final page.

For period (MM/DD/YYYY) 07/01/2025 through 06/30/ 2026

Use this form to apply for a retail permit to sell cigarettes, tobacco, alternative nicotine, or vapor products at retail. If you need a different, non-retail cigarette or tobacco permit, use form 70-015. If approved, the permit is only valid for the location listed on the permit. You must obtain a separate retail permit for each location you own or operate.

**Business Information:**Legal name/Doing business as (DBA): BEER THIRTY FUELS #1Iowa sales and use tax account number: applied forRetail address: 1101 LAKE AVE City: STORM LAKE State: IA ZIP: 50588Mailing address: 208 E MILWAUKEE AVE City: STORM LAKE State: IA ZIP: 50588Phone: 712-213-2060**Legal Ownership Information:**Type of ownership: Sole Proprietor ☐ Partnership ☐ Corporation ☐ LLC ☒ LLP ☐Name of sole proprietor, partnership, corporation, LLC, or LLP: LS Convenience LLCPrimary office address: 208 E MILWAUKEE AVE City: STORM LAKE State: IA ZIP: 50588Phone: 712-213-2060 Fax: \_\_\_\_\_ Email: \_\_\_\_\_**Retail Information:**Types of Sales: Over-the-counter ☒ Vending machine ☐ Vending machine that assembles cigarettes ☐ Delivery sales of alternative nicotine/vapor products (see instructions) ☐Mobile sales (see instructions) ☐ VIN: \_\_\_\_\_ License plate number: \_\_\_\_\_

Types of Products Sold: (Check all that apply)

Cigarettes ☒ Tobacco ☒ Alternative nicotine products ☐ Vapor products ☒**Type of Establishment: (Select the options that best describe the establishment)**Alternative nicotine/vapor store ☐ Bar ☐ Convenience store/gas station ☒ Drug store ☐  
Grocery store ☐ Hotel/motel ☐ Liquor store ☐ Restaurant ☐ Tobacco store ☐Other (provide description) ☐ \_\_\_\_\_

Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s): \_\_\_\_\_

Do you intend to make retail sales to ultimate consumers? Yes ☒ No ☐

Include with this application a list of your suppliers of cigarettes, tobacco, alternative nicotine and vapor products on a separate sheet.

**Identify partners or corporate officers (up to three) if the business is not a sole proprietorship.**Name: KARAN RANDHAWA Title: OWNERAddress: 2131 210th St.City: EARLY State: IA ZIP: 50535

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor, page 2

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

If this application is approved and a permit is granted, I/we do hereby bind ourselves to a faithful observance of the laws governing the sale of cigarettes, tobacco, alternative nicotine, and vapor products.

**Signature of Authorized Party**

I, the undersigned, declare under penalties of perjury or false certificate, that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete. I declare that I am authorized to act on behalf of the taxpayer, and will only act within my authority.

Printed Name/Title: KAREN RANDELSON

Authorized Signature: [Signature]

Date: 2/6/25 Email: \_\_\_\_\_

Send this completed application and the applicable fee to your local jurisdiction. If your local jurisdiction permits electronic transmission of this application, your email or fax signature will constitute a valid signature. It is up to your local jurisdiction to approve this application and issue the permit. You must have an approved permit issued to you by the local jurisdiction before acting as a retailer in that jurisdiction. You must separately apply in each local jurisdiction in which you plan to act as a retailer. If you have any questions about the status of your application, contact your city clerk (within city limits) or your county auditor (outside city limits). NOTE: A completed application is NOT a valid permit even if submitted to your local jurisdiction with the applicable fee.

**FOR CITY CLERK/COUNTY AUDITOR ONLY – MUST BE COMPLETE**

- Fill in the amount paid for the permit: \$75.00
- Fill in the date the permit was approved by the council or board: \_\_\_\_\_
- Fill in the permit number issued by the city/county: \_\_\_\_\_
- Fill in the name of the city or county issuing the permit: Storm Lake
- New ☐ Renewal ☒

Send completed/approved application to the Iowa Department of Revenue within 30 days of issuance. Make sure the information on the application is complete and accurate. A copy of the permit does not need to be sent; only the application is required. If a permit is being exchanged due to change of location within the same jurisdiction, permittee should complete an application with new location information and application should be sent to the Department as described above. Permittees who exchange a valid permit are not required to pay an additional fee when an exchange application is submitted. It is preferred that applications are sent via email, as this allows for a receipt confirmation to be sent to the local authority.

- Email: [iapledge@iowaabd.com](mailto:iapledge@iowaabd.com)
- Fax: 515-281-7375



Department of Revenue

Iowa Retail Permit Application  
for Cigarette/Tobacco/Nicotine/Vapor

tax.iowa.gov

Additional instructions are on the final page.

For period (MM/DD/YYYY) 07 / 01 / 2025 through 06/30/ 2026

Use this form to apply for a retail permit to sell cigarettes, tobacco, alternative nicotine, or vapor products at retail. If you need a different, non-retail cigarette or tobacco permit, use form 70-015. If approved, the permit is only valid for the location listed on the permit. You must obtain a separate retail permit for each location you own or operate.

**Business Information:**

Legal name/Doing business as (DBA): Walmart Inc. DBA Walmart Store #1526

Iowa sales and use tax account number: 1-11-006719

Retail address: 1831 LAKE AVE City: STORM LAKE State: IA ZIP: 50588

Mailing address: 702 SW 8th Street, Attn: Dept #10901 City: Bentonville State: AR ZIP: 72716-0500

Phone: 712-732-7940

**Legal Ownership Information:**

Type of ownership: Sole Proprietor ☐ Partnership ☐ Corporation ☒ LLC ☐ LLP ☐

Name of sole proprietor, partnership, corporation, LLC, or LLP: Walmart Inc.

Primary office address: 702 SW 8th Street City: Bentonville State: AR ZIP: 72716-0500

Phone: (479) 360-4946 Fax: N/A Email: Complic@wal-mart.com

**Retail Information:**

Types of Sales: Over-the-counter ☒ Vending machine ☐ Vending machine that assembles cigarettes ☐ Delivery sales of alternative nicotine/vapor products (see instructions) ☐

Mobile sales (see instructions) ☐ VIN: \_\_\_\_\_ License plate number: \_\_\_\_\_

Types of Products Sold: (Check all that apply)

Cigarettes ☒ Tobacco ☒ Alternative nicotine products ☒ Vapor products ☐

**Type of Establishment: (Select the options that best describe the establishment)**

Alternative nicotine/vapor store ☐ Bar ☐ Convenience store/gas station ☐ Drug store ☐  
Grocery store ☐ Hotel/motel ☐ Liquor store ☐ Restaurant ☐ Tobacco store ☐

Other (provide description) ☒ Discount Retail Merchandiser with Full Line Grocery

Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s): Yes, List Attached

Do you intend to make retail sales to ultimate consumers? Yes ☒ No ☐

Include with this application a list of your suppliers of cigarettes, tobacco, alternative nicotine and vapor products on a separate sheet. **\*\*Tobacco Supplier is McLane Company, Inc.\*\***

**Identify partners or corporate officers (up to three) if the business is not a sole proprietorship.**

Name: Officer List Attached Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

If this application is approved and a permit is granted, I/we do hereby bind ourselves to a faithful observance of the laws governing the sale of cigarettes, tobacco, alternative nicotine, and vapor products.

**Signature of Authorized Party**

I, the undersigned, declare under penalties of perjury or false certificate, that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete. I declare that I am authorized to act on behalf of the taxpayer, and will only act within my authority.

Printed Name/Title: Sarah Little, Assistant SecretaryAuthorized Signature: *Sarah Little*Date: 4/8/2025 Email: Complic@wal-mart.com

Send this completed application and the applicable fee to your local jurisdiction. If your local jurisdiction permits electronic transmission of this application, your email or fax signature will constitute a valid signature. It is up to your local jurisdiction to approve this application and issue the permit. You must have an approved permit issued to you by the local jurisdiction before acting as a retailer in that jurisdiction. You must separately apply in each local jurisdiction in which you plan to act as a retailer. If you have any questions about the status of your application, contact your city clerk (within city limits) or your county auditor (outside city limits). NOTE: A completed application is NOT a valid permit even if submitted to your local jurisdiction with the applicable fee.

**FOR CITY CLERK/COUNTY AUDITOR ONLY – MUST BE COMPLETE**

- Fill in the amount paid for the permit: \$75.00
- Fill in the date the permit was approved by the council or board: \_\_\_\_\_
- Fill in the permit number issued by the city/county: \_\_\_\_\_
- Fill in the name of the city or county issuing the permit: Storm Lake
- New ☐ Renewal ☒

Send completed/approved application to the Iowa Department of Revenue within 30 days of issuance. Make sure the information on the application is complete and accurate. A copy of the permit does not need to be sent; only the application is required. If a permit is being exchanged due to change of location within the same jurisdiction, permittee should complete an application with new location information and application should be sent to the Department as described above. Permittees who exchange a valid permit are not required to pay an additional fee when an exchange application is submitted. It is preferred that applications are sent via email, as this allows for a receipt confirmation to be sent to the local authority.

- Email: [iapledge@iowaabd.com](mailto:iapledge@iowaabd.com)
- Fax: 515-281-7375

**Additional instructions are on the final page.**

For period (MM/DD/YYYY) 7 / 1 / 2025 through 06/30/ 2026

Use this form to apply for a retail permit to sell cigarettes, tobacco, alternative nicotine, or vapor products at retail. If you need a different, non-retail cigarette or tobacco permit, use form 70-015. If approved, the permit is only valid for the location listed on the permit. You must obtain a separate retail permit for each location you own or operate.

**Business Information:**

Legal name/Doing business as (DBA): Hy-Vee Food Store

Iowa sales and use tax account number: 111004347

Retail address: 1250 N Lake Ave City: Storm Lake State: IA ZIP: 50588

Mailing address: 5820 Westown Pkwy City: West Des Moines State: IA ZIP: 50266

Phone: 712-732-5628

**Legal Ownership Information:**

Type of ownership: Sole Proprietor ☐ Partnership ☐ Corporation ☒ LLC ☐ LLP ☐

Name of sole proprietor, partnership, corporation, LLC, or LLP: Hy-Vee, Inc.

Primary office address: 5820 Westown Pkwy City: West Des Moines State: IA ZIP: 50266

Phone: 515-267-2800 Fax: \_\_\_\_\_ Email: knylen@hy-vee.com

**Retail Information:**

Types of Sales: Over-the-counter ☒ Vending machine ☐ Vending machine that assembles cigarettes ☐ Delivery sales of alternative nicotine/vapor products (see instructions) ☐  
Mobile sales (see instructions) ☐ VIN: \_\_\_\_\_ License plate number: \_\_\_\_\_

Types of Products Sold: (Check all that apply)

Cigarettes ☒ Tobacco ☒ Alternative nicotine products ☒ Vapor products ☒

**Type of Establishment: (Select the options that best describe the establishment)**

Alternative nicotine/vapor store ☐ Bar ☐ Convenience store/gas station ☐ Drug store ☐  
Grocery store ☒ Hotel/motel ☐ Liquor store ☐ Restaurant ☐ Tobacco store ☐  
Other (provide description) ☐ \_\_\_\_\_

Do you have other permits issued under Iowa Code chapter 453A at this retail location? If yes, provide permit number(s): No

Do you intend to make retail sales to ultimate consumers? Yes ☒ No ☐

Include with this application a list of your suppliers of cigarettes, tobacco, alternative nicotine and vapor products on a separate sheet.

**Identify partners or corporate officers (up to three) if the business is not a sole proprietorship.**

Name: See Attached. Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

If this application is approved and a permit is granted, I/we do hereby bind ourselves to a faithful observance of the laws governing the sale of cigarettes, tobacco, alternative nicotine, and vapor products.

**Signature of Authorized Party**

I, the undersigned, declare under penalties of perjury or false certificate, that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete. I declare that I am authorized to act on behalf of the taxpayer, and will only act within my authority.

Printed Name/Title: Andrew Schroeder - SVP Accounting, ControllerAuthorized Signature: Andrew SchroederDate: 4/1/2025Email: knylen@hy-vee.com

Send this completed application and the applicable fee to your local jurisdiction. If your local jurisdiction permits electronic transmission of this application, your email or fax signature will constitute a valid signature. It is up to your local jurisdiction to approve this application and issue the permit. You must have an approved permit issued to you by the local jurisdiction before acting as a retailer in that jurisdiction. You must separately apply in each local jurisdiction in which you plan to act as a retailer. If you have any questions about the status of your application, contact your city clerk (within city limits) or your county auditor (outside city limits). NOTE: A completed application is NOT a valid permit even if submitted to your local jurisdiction with the applicable fee.

**FOR CITY CLERK/COUNTY AUDITOR ONLY – MUST BE COMPLETE**

- Fill in the amount paid for the permit: \$75.00
- Fill in the date the permit was approved by the council or board: \_\_\_\_\_
- Fill in the permit number issued by the city/county: \_\_\_\_\_
- Fill in the name of the city or county issuing the permit: Storm Lake
- New ☐ Renewal ☒

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- Email: [iapledge@iowaabd.com](mailto:iapledge@iowaabd.com)
- Fax: 515-281-7375

## Staff Summary

6/2/2025

Agenda Item # D.2.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Mayra Martinez, City Clerk

**SUBJECT:** Buy Local Information

**BACKGROUND:** In 2011 during a Study Session discussion Council asked staff to look at putting together some analysis information regarding the amount of purchases made locally. We have pulled that information together and a provided a summary of purchases identified in the current list of bills to be approved that are purchased locally (within the City of Storm Lake), within Buena Vista County, and outside of Buena Vista County are presented here for Council's review. This information is presented for both the City & King's Pointes' 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.

|                       |                        |                     |
|-----------------------|------------------------|---------------------|
| <b>FISCAL IMPACT:</b> | Buena Vista County     | \$1,108.78          |
|                       | Contract/Agreement     | \$321,114.56        |
|                       | Local                  | \$18,274.49         |
|                       | Non-Local              | \$428,078.32        |
|                       | Payroll / UB           | <u>\$151,819.43</u> |
|                       | Refunds,               |                     |
|                       | Payroll Tax & Ins      |                     |
|                       | <b>Total Expenses:</b> | <b>\$920,395.58</b> |

**RECOMMENDATION:**

**ATTACHMENTS:**

1. 6/2/2025 Project Report

Summary

| Project Summary                      |                                           |               |                   |                   |                |                |                  |
|--------------------------------------|-------------------------------------------|---------------|-------------------|-------------------|----------------|----------------|------------------|
| Project Number                       | Project Name                              | Total Budget  | Date Range Budget | Beginning Balance | Total Activity | Ending Balance | Budget Remaining |
| <a href="#">0P1.131538</a>           | Memorial Road Street & Utility Impro...   | 4,126,579.75  | 4,126,579.75      | 4,201,654.40      | 0.00           | 4,201,654.40   | -75,074.65       |
| <a href="#">0T5.128791</a>           | Runway 17/35 Lighting Replacement         | 403,870.58    | 403,870.58        | 403,403.34        | 0.00           | 403,403.34     | 467.24           |
| <a href="#">22-26698</a>             | Storm Lake WTP- Well No. 21               | 1,795,006.50  | 1,795,006.50      | 1,534,471.02      | 41,789.29      | 1,576,260.31   | 218,746.19       |
| <a href="#">22-27926</a>             | Storm Lake WTP- Well #22                  | 2,601,908.10  | 2,601,908.10      | 1,308,740.93      | 13,270.70      | 1,322,011.63   | 1,279,896.47     |
| <a href="#">23-092</a>               | King's Pointe Remodel/Refresh             | 446,537.52    | 446,537.52        | 426,545.09        | 0.00           | 426,545.09     | 19,992.43        |
| <a href="#">23-29446</a>             | WWTP UV Disinfection Building             | 275,138.00    | 0.00              | 191,768.00        | 0.00           | 191,768.00     | 83,370.00        |
| <a href="#">23-29447</a>             | College & 3rd St Lift Station Replacem... | 1,628,435.00  | 1,628,435.00      | 160,005.00        | 0.00           | 160,005.00     | 1,468,430.00     |
| <a href="#">24-31153</a>             | WWTP Blower Project (EECBG)               | 129,600.00    | 129,600.00        | 78,626.50         | 0.00           | 78,626.50      | 50,973.50        |
| <a href="#">24-31751</a>             | Storm Lake WTP- Well #23                  | 74,000.00     | 74,000.00         | 71,592.50         | 13,976.54      | 85,569.04      | -11,569.04       |
| <a href="#">24-31828</a>             | WTP Prelim Engineering Report             | 83,000.00     | 83,000.00         | 4,700.00          | 240.00         | 4,940.00       | 78,060.00        |
| <a href="#">24X.136745</a>           | Apron Expansion Improvements              | 285,900.00    | 285,900.00        | 20,900.00         | 0.00           | 20,900.00      | 265,000.00       |
| <a href="#">FEMA HMGP (HMA) 4483</a> | FEMA HMGP (HMA) 4483                      | 4,632,415.50  | 4,632,415.50      | 280,268.45        | 0.00           | 280,268.45     | 4,352,147.05     |
| <a href="#">IA0091</a>               | SL Elevated Water Storage- Tower #5       | 7,384,100.15  | 7,384,100.15      | 5,491,523.33      | 15,537.45      | 5,507,060.78   | 1,877,039.37     |
| <a href="#">P11.120411</a>           | Highway 7/110 Traffic Lane/Signalizat...  | 4,776,040.38  | 1,491.46          | 5,110,572.89      | 0.00           | 5,110,572.89   | -334,532.51      |
| Report Total:                        |                                           | 28,642,531.48 | 23,592,844.56     | 19,284,771.45     | 84,813.98      | 19,369,585.43  | 9,272,946.05     |

| Group Summary                 |               |                   |                   |                |                |                  |
|-------------------------------|---------------|-------------------|-------------------|----------------|----------------|------------------|
| Group                         | Total Budget  | Date Range Budget | Beginning Balance | Total Activity | Ending Balance | Budget Remaining |
| Airport Projects              | 689,770.58    | 689,770.58        | 424,303.34        | 0.00           | 424,303.34     | 265,467.24       |
| ARPA Project                  | 1,795,006.50  | 1,795,006.50      | 1,534,471.02      | 41,789.29      | 1,576,260.31   | 218,746.19       |
| King's Pointe Resort Projects | 446,537.52    | 446,537.52        | 426,545.09        | 0.00           | 426,545.09     | 19,992.43        |
| Sanitary Sewer Projects       | 6,665,588.50  | 6,390,450.50      | 710,667.95        | 0.00           | 710,667.95     | 5,954,920.55     |
| Street Construction           | 8,902,620.13  | 4,128,071.21      | 9,312,227.29      | 0.00           | 9,312,227.29   | -409,607.16      |
| Water Project                 | 10,143,008.25 | 10,143,008.25     | 6,876,556.76      | 43,024.69      | 6,919,581.45   | 3,223,426.80     |
| Report Total:                 | 28,642,531.48 | 23,592,844.56     | 19,284,771.45     | 84,813.98      | 19,369,585.43  | 9,272,946.05     |

| Type Summary               |               |                   |                   |                |                |                  |
|----------------------------|---------------|-------------------|-------------------|----------------|----------------|------------------|
| Group                      | Total Budget  | Date Range Budget | Beginning Balance | Total Activity | Ending Balance | Budget Remaining |
| Construction               | 16,139,145.25 | 11,089,458.33     | 13,104,876.33     | 69,036.53      | 13,173,912.86  | 2,965,232.39     |
| Federal/State Grant        | 7,787,970.73  | 7,787,970.73      | 5,894,926.67      | 15,537.45      | 5,910,464.12   | 1,877,506.61     |
| Grant                      | 4,632,415.50  | 4,632,415.50      | 280,268.45        | 0.00           | 280,268.45     | 4,352,147.05     |
| Professional Service Study | 83,000.00     | 83,000.00         | 4,700.00          | 240.00         | 4,940.00       | 78,060.00        |
| Report Total:              | 28,642,531.48 | 23,592,844.56     | 19,284,771.45     | 84,813.98      | 19,369,585.43  | 9,272,946.05     |

## Staff Summary

6/2/2025

Agenda Item # D.3.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Chris Cole, Police Chief

**SUBJECT:** **Motion To Approve BVU fall semester Welcome Back Requests**

**BACKGROUND:** Attached is the annual Buena Vista University Welcome Back request. Also included is the Walk to end Alzheimer's request. These requests are similar in past years and have not caused any issues.

**FISCAL IMPACT:** None

**RECOMMENDATION:** Approve Request

**ATTACHMENTS:**

1. [20250522084832305](#)

May 21, 2025

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

Dear Chief Cole:

Buena Vista University is preparing for the Fall 2025 semester to welcome our new and returning students to campus and planning many upcoming events. To ensure our events are successful, we are requesting the assistance of the city. The following is an overview of the schedule.

We are requesting noise variances for the following times:

Friday, August 22

8:00am - 12:00pm Noise Ordinance- Speakers to be playing music on central campus during new student move in  
2:00pm Music playing for the New Student Processional from Fieldhouse to Schaller Chapel

Saturday, August 24

2:00pm- 6:00pm Request to close Grand Ave. in front of Pierce/White Residence Halls, Victory Bell, and Arch for Beaver Olympics (lawn games, inflatables, etc.) and Noise Ordinance for music playing and PA system will also be in use

Sunday, August 25

7:00pm- 10:00pm Noise Ordinance- Welcome Back Concert featuring the Mud Dogs playing in central campus between the Fieldhouse and Science Center. Set up to begin at 7pm with sound check and concert from 8pm to 10pm

Friday, September 26

7:00pm- 11:00pm Noise Ordinance- Homecoming Concert on the South Forum Lawn

Saturday, October 4

8:00am- 11:00am Noise Ordinance- Walk to End Alzheimer's in Leslie Rollins Stadium music and ceremony over PA system and Road Closure for walk route. See map attached to email.

Buena Vista University will inform the University neighbors of the date and time of these events through a flier delivered to their homes, allowing residents to prepare accordingly. We will distribute the notices at least a week prior to the start of the semester.

We appreciate the city council's consideration of the above requests and if additional information is needed, please contact Sami Kay, Director of Community & Student Engagement at 712.749.2444

Thank you for your help making this year's activities a success for the Buena Vista University and Storm Lake community.

Sincerely,

**Sami Kay**  
**Director | Community & Student Engagement**  
712.749.2444  
kays@bv.u.edu  
610 West 4th St., Storm Lake, Iowa 50588



## Staff Summary

6/2/2025

Agenda Item # D.4.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Glenn Schlessner, Fire Chief

**SUBJECT:** **Motion To Approve July 4th Fireworks Permit**

**BACKGROUND:** Approving the annual fireworks display permit for the 2025 Star Spangled Spectacular celebration.

**FISCAL IMPACT:** None

**RECOMMENDATION:** Approve permit.

**ATTACHMENTS:**

1. [05222025\\_PERMIT](#)



**Public Safety  
Police & Fire  
PERMIT**

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

Event: July 4, 2025 Fireworks Display

Issued To:

Name: Matt & Linda Ricklefs

Organization: 2025 Star Spangled Spectacular

Address: P.O. Box 457 Storm Lake, IA 50588

Phone: 712-732-8000

Date(s) of Event: July 4, 2025

Time(s) of Event: Dusk

Expiration of Permit: Midnight

Location / Area  
of Use:

South end of Chautauqua Park jetty, subject to approval by the Iowa DNR.

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: Glenn M. Schlessner, Sr.

Please Print

Date: 05/22/2025

Signature:

Title: Fire Chief

## Staff Summary

6/2/2025

Agenda Item # D.5.



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

**REPORT TO:** Honorable Mayor & Council  
**FROM:** Chris Cole, Police Chief  
**SUBJECT:** SLPD City Code Enforcement Summary  
**BACKGROUND:** 5-19-2025 to 05-26-2025

Tall Grass and Weeds – 30  
Accumulate Junk – 2  
Accumulate Trash – 1  
Misc CCE – 4  
Total: 37  
Citations: 0

White Summons: 2

**FISCAL IMPACT:** None

**RECOMMENDATION:** None

**ATTACHMENTS:**

None

## Staff Summary

6/2/2025

Agenda Item # F.1.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Dana Larsen, Communications Coordinator

**SUBJECT:** **Resolution No. 71-R-2024-2025 Approve Kids' Fest Street Closure**

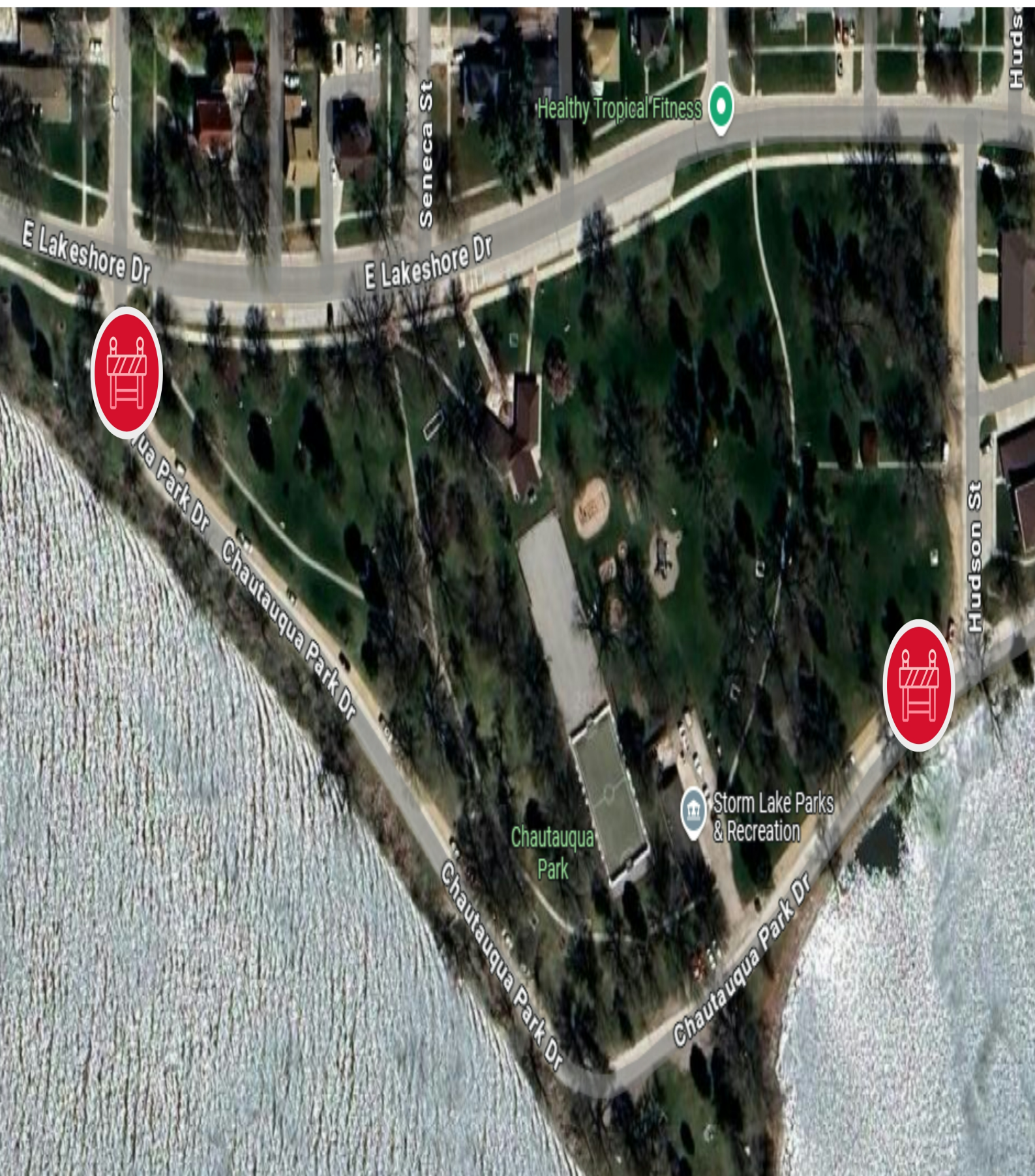
**BACKGROUND:** Kids' Fest will be held in Chautauqua Park on Sunday, June 8. For safety during this busy event, Chautauqua Park Road would be closed from the Lakeshore Drive intersection to the Hudson Street intersection from 11 AM to 4 PM to allow for the event and a short time for setup before and cleanup following.

**FISCAL IMPACT:** None.

**RECOMMENDATION:** Approve Resolution No. 71-R-2024-2025 allowing for the road closure for Kids' Fest.

**ATTACHMENTS:**

1. Proposed closure map
2. Resolutio No. 71-R-2024-2025 - Resolution Temporarily Closing Street -Kids' Fest



Street Closure - Sunday, June 8 for Kids' Fest  
11 AM - 4 PM

**RESOLUTION NO. 71-R-2024-2025**

**RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN  
CONNECTION WITH A SPECIAL EVENT KNOWN AS “KIDS’ FEST”**

WHEREAS, Iowa Code Section 364.12(2) states "a city shall keep all public grounds, streets, sidewalks, alleys, bridges, culverts, overpasses, underpasses, grade crossing separations and approaches, public ways, squares, and commons open, in repair and free from nuisance;" and

WHEREAS, Iowa Code Section 364.12(2)(a) states "public ways and grounds may be temporarily closed by resolution;" and

WHEREAS, a request has been submitted for a temporary street closure in connection with a special event known as “Kids’ Fest,” and the City finds it is necessary and in the best interests of the attendees and public to temporarily close the following streets and any associated parking spaces from 11:00 a.m. to approximately 4 p.m. on the dates listed below, in conjunction with the special event known as “Kids’ Fest:”

Chautauqua Park Road from the Lakeshore Drive intersection to the Hudson Street Intersection, on June 8, 2025.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Iowa Code Section 364.12(2)(a), the City Council of the City of Storm Lake, Iowa does hereby temporarily close the street as stated above.

Dated this date: June 2, 2025

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

## Staff Summary

6/2/2025

Agenda Item # F.2.



**REPORT TO:** Honorable Mayor & Council

**FROM:** Keri Navratil, City Manager  
Scott Olesen, Building Official  
Tyler Gibbins, Finance Director  
Nelda Kirkholm, Deputy City Clerk

**SUBJECT:** **Ordinance No. 06-O-2024-2025 Amending City Code Chapter 3-4  
Waterworks Maintenance - 3rd Reading**

**BACKGROUND:** The updates to City Code Chapter 3-4 strengthens the City Code to ensure that water service lines, curb stops, water meters and fixtures are repaired timely. The new additions define that water leaks are emergency maintenance and will need to be repaired immediately.

**FISCAL IMPACT:** Attorney Fees are estimated to be approximately \$1,500 to meet with staff and draft an appropriate ordinance.

**RECOMMENDATION:** ~~First Reading - May 5, 2025~~  
~~Second Reading - May 19, 2025~~  
Third Reading - June 2, 2025

### ATTACHMENTS:

1. Summary - City Code Chapter 3-4 Amendments (Water Line Repair Lien) (04.10.25)
2. Ordinance No. 06-O-2024-2025 - Ordinance Amending City Code Chapter 3-4 \_Waterworks Maintenance (04.10.25) (1)

## AMENDMENTS TO STORM LAKE MUNICIPAL CODE

### TITLE III, CHAPTER 4, WATERWORKS

#### **AMENDMENT:**

#### **Section 3-4-15 Maintenance Of Service Pipes**

All service pipes and fixtures of every kind from the street water main to the premises, including but not limited to the corporation cocks at the mains, the water service lines, and the stop cocks, shall be installed and maintained at the expense of the property owners ~~and a~~Any leaks or other defects in the same shall be promptly repaired by the property owner. If leaks or other defects are m, or if not promptly repaired by the property owner, the water shall be turned off until such repairs have been made, and the expense incurred ~~thereby for discontinuing and restarting water service~~ shall be charged to against and paid by such owner. The provisions of this section shall include properties registered as rental properties within the City and the owners thereof. and must be paid before the water shall again be turned on.

The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation or maintenance of said water service pipes and fixtures.

Stop cock locations shall not be in sidewalks, driveways, or any type of concrete improvement. Stop cocks shall be placed within and as close as otherwise practical to the boundary lines of the property owner's property. Exact stop cock location shall be as determined by the City.

In the event the City should discontinue and abandon the use of an existing water main and relocate the new water main on the opposite side of the street, the City will install, at the City's expense, that portion of the service pipe from the abandoned water main to the newly-installed water main.

#### **NEW SECTION:**

#### **3-4-15A Failure to Maintain**

When any portion of the service pipes and fixtures from the street water main to the premises which is the responsibility of the property owner, including but not limited to the corporation cocks at the mains, the water service lines, and the stop cocks, becomes defective or creates a nuisance and the owner fails to correct such defect or nuisance following notice, the City shall discontinue water service, pursuant to Section 3-4-15, and may correct the defective condition or abate the nuisance at the property owner's cost, following notice to the property owner.

In the event the City makes corrections to the service pipes or fixtures to correct a defect or nuisance, the City shall charge the property owner the costs thereof. All charges incident to the City's correction or maintenance shall be charged at the amounts provided for by section 3-4-9, and such charges shall be the property owner's obligation to pay. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner.

The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the correction or maintenance work required.

## **NEW SECTION:**

### **3-4-15B Emergency Maintenance**

(A) In the event the state or condition of a property's service pipes or fixtures of any kind from the street water main to the premises threaten life, safety, property, or infrastructure so as to constitute an emergency, as determined by the City Manager, the City may undertake the necessary emergency maintenance required to abate the threat.

1. The City shall make a reasonable attempt to notify the property owner of its intent to conduct such necessary emergency maintenance.

2. The City may charge the property owner the costs for any necessary emergency maintenance to the service pipes or fixtures at the amounts provided for by section 3-4-9, and such charges shall be the property owner's obligation to pay.

3. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner. The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

(B) Emergencies Enumerated. The following circumstances may constitute an emergency for purposes of this section, but shall not be limited hereto:

1. A curb stop in disrepair resulting in the City's inability to shut off water supply to the property.

2. Water lines or meters in disrepair at any time during which a resolution of the City Council declaring a public emergency water shortage, pursuant to section 3-5-4, is in effect, and imposing water conservation measures pursuant to section 3-5-5.

3. Water lines or fixtures of any kind from the street water main to the premises in disrepair and threatening or causing unnecessary discharge into the municipal stormwater system.

## AMENDMENT:

### 3-4-19 Owners To Protect Meters

(A) The property owner or occupant of premises where a meter or remote control meter reading device is installed shall be held responsible for its care and protection from freezing or hot water and from other damage or interference from any person. (Every hot water heater and hot water storage tank must have a check valve on the supply pipe line and a suitable relief valve on the discharge line of such heater or tank.)

(B) In case of any damage to the meter or remote control meter reading device, or in case of its stoppage or imperfect working, he shall give immediate notice to the office of the City Clerk.

(C) In all cases where the meters or remote control meter reading devices are broken or damaged by negligence of owners or occupants of the premises, or by freezing, hot water or other damage except ordinary wear and tear, the necessary repairs to the meter or remote control meter reading device shall be made by the City after first giving notice thereof to the property owner, and the costs of such repairs paid for by such property owner.

(D) When a meter or remote control meter reading device becomes inoperative, damaged, or fails as a result of ordinary wear and tear, or otherwise, the property owner shall give immediate notice to the office of the City Clerk. The meter or remote control meter reading device shall be repaired or replaced in accordance with section 3-4-16.

(E) All charges incident to any repair or replacement by the City of a property's meter or remote control meter shall be charged at the amounts provided for by section 3-4-9. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner.

~~(A)(F) or occupant, and in case payment thereof is neglected or refused, the water supply shall be turned off and shall not be turned on until full payment has been made, together with a fee, in the amount set by Council Resolution, for turning on the water again and a fee, in the amount set by Council Resolution, for posting the disconnect notice (door tag). Damaged meters or remote control meter reading devices may be repaired by the City without first giving notice thereof to the owner of the premises served by such meter or remote control reading device. (Every hot water heater and hot water storage tank must have a check valve on the supply pipe line and a suitable relief valve on the discharge line of such heater or tank.)~~ No one shall in any way interfere with the proper registration of a water meter or remote control meter reading device, and no one except an authorized employee of the Water Department shall break a seal of a meter or remote control meter reading device or shall remove, relocate or alter a remote meter; provided, however, that the City Administrator-Manager or City Clerk may grant written permits to licensed plumbers in case of emergency to break such seal for draining pipes or stopping water leaks.

~~(B)~~(G) The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

~~(C)~~—Any failure to adhere to the requirements of this section for the protection and maintenance of a property's meter and remote control meter reading device, if applicable, shall be a violation of this Chapter and subject to enforcement under section 3-4-30.

(H)

4903-8149-7652-1\11149-1000

**ORDINANCE NO. 06-O-2024-2025**

**AN ORDINANCE AMENDING TITLE III, CHAPTER 4, WATERWORKS, OF THE 1994 RECODIFICATION OF THE MUNICIPAL CODE OF THE CITY OF STORM LAKE, IOWA, REGARDING MAINTENANCE OF WATER UTILITY INFRASTRUCTURE WITHIN THE CORPORATE LIMITS OF STORM LAKE, IOWA**

WHEREAS, Title III, Chapter 4, Waterworks, of the 1994 Recodification of the Municipal Code of the City of Storm Lake (“City Code”), Iowa regulates the operation and maintenance of the water system of the City of Storm Lake, Iowa (“City”); and

WHEREAS, the City Council of the City of Storm Lake, Iowa (“City Council”) has determined the provisions of City Code chapter 3-4 require amendments to better effectuate the City’s operation and maintenance of its water system; and

WHEREAS, the City Council hereby determines the amendments to City Code chapter 3-4 set forth herein are in the public's best interests and serve the health and welfare of the community.

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

**SECTION ONE.** Title III, Chapter 4, Waterworks, of the 1994 Recodification of the Municipal Code of the City of Storm Lake, Iowa, is hereby amended by repealing and replacing Section 3-4-15, Maintenance Of Service Pipes, as follows:

**Section 3-4-15 Maintenance Of Service Pipes**

All service pipes and fixtures of every kind from the street water main to the premises, including but not limited to the corporation cocks at the mains, the water service lines, and the stop cocks, shall be installed and maintained at the expense of the property owner. Any leaks or other defects in the same shall be promptly repaired by the property owner. If leaks or other defects are not promptly repaired by the property owner, the water shall be turned off until such repairs have been made, and the expense incurred for discontinuing and restarting water service shall be charged to and paid by such owner. The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation or maintenance of said water service pipes and fixtures.

Stop cock locations shall not be in sidewalks, driveways, or any type of concrete improvement. Stop cocks shall be placed within and as close as otherwise practical

to the boundary lines of the property owner's property. Exact stop cock location shall be as determined by the City.

In the event the City should discontinue and abandon the use of an existing water main and relocate the new water main on the opposite side of the street, the City will install, at the City's expense, that portion of the service pipe from the abandoned water main to the newly-installed water main.

**SECTION TWO.** Title III, Chapter 4, Waterworks, of the 1994 Recodification of the Municipal Code of the City of Storm Lake, Iowa, is hereby amended by adding a new Section 3-4-15A therein, as follows:

### **3-4-15A Failure to Maintain**

When any portion of the service pipes and fixtures from the street water main to the premises which is the responsibility of the property owner, including but not limited to the corporation cocks at the mains, the water service lines, and the stop cocks, becomes defective or creates a nuisance and the owner fails to correct such defect or nuisance following notice, the City shall discontinue water service, pursuant to Section 3-4-15, and may correct the defective condition or abate the nuisance at the property owner's cost, following notice to the property owner.

In the event the City makes corrections to the service pipes or fixtures to correct a defect or nuisance, the City shall charge the property owner the costs thereof. All charges incident to the City's correction or maintenance shall be charged at the amounts provided for by section 3-4-9, and such charges shall be the property owner's obligation to pay. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner.

The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the correction or maintenance work required.

**SECTION THREE.** Title III, Chapter 4, Waterworks, of the 1994 Recodification of the Municipal Code of the City of Storm Lake, Iowa, is hereby amended by adding a new Section 3-4-15B therein, as follows:

### **3-4-15B Emergency Maintenance**

(A) In the event the state or condition of a property's service pipes or fixtures of any kind from the street water main to the premises threaten life, safety, property, or infrastructure so as to constitute an emergency, as determined by the City Manager, the City may undertake the necessary emergency maintenance required to abate the threat.

1. The City shall make a reasonable attempt to notify the property owner of its intent to conduct such necessary emergency maintenance.
2. The City may charge the property owner the costs for any necessary emergency maintenance to the service pipes or fixtures at the amounts provided for by section 3-4-9, and such charges shall be the property owner's obligation to pay.
3. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner.
4. The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

(B) Emergencies Enumerated. The following circumstances may constitute an emergency for purposes of this section, but shall not be limited hereto:

1. A curb stop in disrepair resulting in the City's inability to shut off water supply to the property.
2. Water lines or meters in disrepair at any time during which a resolution of the City Council declaring a public emergency water shortage, pursuant to section 3-5-4, is in effect, and imposing water conservation measures pursuant to section 3-5-5.
3. Water lines or fixtures of any kind from the street water main to the premises in disrepair and threatening or causing unnecessary discharge into the municipal stormwater system.

**SECTION FOUR.** Title III, Chapter 4, Waterworks, of the 1994 Recodification of the Municipal Code of the City of Storm Lake, Iowa, is hereby amended by repealing and replacing Section 3-4-19, Owners To Protect Meters, as follows:

#### **3-4-19 Owners To Protect Meters**

- (A) The property owner of the premises where a meter or remote control meter reading device is installed shall be held responsible for its care and protection from freezing or hot water and from other damage or interference from any person. (Every hot water heater and hot water storage tank must have a check valve on the supply pipe line and a suitable relief valve on the discharge line of such heater or tank.)
- (B) In case of any damage to the meter or remote control meter reading device, or in case of its stoppage or imperfect working, the property owner shall give immediate notice to the office of the City Clerk.

(C) In all cases where the meters or remote control meter reading devices are broken or damaged by negligence of owners or occupants of the premises, or by freezing, hot water or other damage except ordinary wear and tear, the necessary repairs to the meter or remote control meter reading device shall be made by the City after first giving notice thereof to the property owner, and the costs of such repairs paid for by such property owner.

(D) When a meter or remote control meter reading device becomes inoperative, damaged, or fails as a result of ordinary wear and tear, or otherwise, the property owner shall give immediate notice to the office of the City Clerk. The meter or remote control meter reading device shall be repaired or replaced in accordance with section 3-4-16.

(E) All charges incident to any repair or replacement by the City of a property's meter or remote control meter shall be charged at the amounts provided for by section 3-4-9. Should such charges become delinquent, the City may assess the costs thereof to the property, following notice to the property owner.

(F) No one shall in any way interfere with the proper registration of a water meter or remote control meter reading device, and no one except an authorized employee of the Water Department shall break a seal of a meter or remote control meter reading device or shall remove, relocate, or alter a remote meter; provided, however, that the City Manager or City Clerk may grant written permits to licensed plumbers in case of emergency to break such seal for draining pipes or stopping water leaks.

(G) The provisions of this section shall include properties registered as rental properties within the City and the owners thereof.

(H) Any failure to adhere to the requirements of this section for the protection and maintenance of a property's meter and remote control meter reading device, if applicable, shall be a violation of this Chapter and subject to enforcement under section 3-4-30.

**SECTION FIVE.** Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion hereof.

**SECTION SIX.** Repealer. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION SEVEN.** Effective. This Ordinance shall be in full force and effect, from and after its passage, adoption, and approval and publication as required by law, unless a subsequent effective date is set out hereinabove.

**SECTION EIGHT.** When this ordinance is in effect, it shall automatically supplement, amend, and become a part of the said Recodification of the Municipal Code of the City of Storm Lake, Iowa.

PASSED on its first consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED on its second consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Requirement of consideration and vote at two (2) prior Council meetings suspended the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED AND APPROVED on its third consideration this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_  
Micheal Porsch, Mayor

\_\_\_\_\_ No action taken by Mayor.

\_\_\_\_\_ Vetoed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A, Martinez, City Clerk

\_\_\_\_\_ Repassed and adopted over the veto this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_ Veto affirmed this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by failure of vote taken to repass.

\_\_\_\_\_ Veto affirmed no timely vote taken to repass over veto.

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

## Staff Summary

6/2/2025

Agenda Item # F.3.



**REPORT TO:** Honorable Mayor & Council

**FROM:** David Derragon, Assistant City Manager

**SUBJECT:** **Public Hearing on Disposal to Property to the Iowa Department of Transportation**

**BACKGROUND:** On September 7, 2021, the City Council of the City of Storm Lake and the Iowa Department of Transportation entered into a Cooperative Agreement for Primary Road Project, Agreement No. 2022-16-011 (“Cooperative Agreement”), concerning improvements to Iowa 7 in Buena Vista County. Article 3 of the agreement requires right-of-way acquired for improvements to Highway 7 be acquired in the name of the State of Iowa. The City acquired the following interests as part of the Cooperative Agreement for the Highway 7 & 110 Intersection Upgrade project:

*That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5th P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11.*

The item has been reviewed by Bolton and Menk, City Engineer, and Ahlers & Cooney, City Attorney.

Resolution No. 68-R-2024-2025 setting the Public Hearing is attached.

**FISCAL IMPACT:** Legal Fees estimated at \$650

**RECOMMENDATION:** Open Hearing  
Take Public Comments

Close Hearing

**ATTACHMENTS:**

1. Res No. 68-R-2024-2025

## RESOLUTION NO. 68-R-2024-2025

### RESOLUTION SETTING PUBLIC HEARING ON DISPOSAL OF PROPERTY TO THE IOWA DEPARTMENT OF TRANSPORTATION

WHEREAS, on September 7, 2021, the City Council of the City of Storm Lake (the "City") and the Iowa Department of Transportation entered into a Cooperative Agreement for Primary Road Project, Agreement No. 2022-16-011 ("Cooperative Agreement"), concerning improvements to Iowa 7 in Buena vista County, Iowa; and

WHEREAS, Article 3 of the agreement requires right-of-way acquired for improvements to Highway 7 be acquired in the name of the State of Iowa; and

WHEREAS, the City acquired the following interests as part of the Cooperative Agreement for the Highway 7 & 110 Intersection Upgrade project:

That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5th P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11. See the General Location below.

| GENERAL<br>LOCATION<br>GRANTOR(S)          | ¼ ¼<br>SECTIONS<br>LOTS,<br>BLOCKS | SEC-TWP-<br>RNG | TYPE OF<br>INSTRUMENT | DATE FILED | INSTRUMENT<br>NO. |
|--------------------------------------------|------------------------------------|-----------------|-----------------------|------------|-------------------|
| Storm Lake<br>Community<br>School District | NW ¼ SW ¼,<br>SW ¼ SW ¼            | 33-T91N-R37W    | Warranty Deed         | 02-10-2022 | 220383            |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼, SE<br>¼ SE ¼            | 32-T91N-R37W    | Warranty Deed         | 04-20-2022 | 221070            |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼                          | 32-T91N-R37W    | Warranty Deed         | 04-20-2022 | 221069            |

\*\*\*Only that part commencing at the SE corner of said Section 32; thence North 00°19'25" East, along the east line of the SE ¼ of said Section 32, a distance of 1686.50 feet; thence North 89°40'35" West, a distance of 55.00 feet to the point of beginning; thence North 81°55'07" West, a distance of 93.51 feet to a point on the northerly right of way line of Primary Road Iowa 7 (Milwaukee Avenue); thence South 67°34'36" East, a distance of 100.00 feet; thence North 00°19'25" East, a distance of 25.00 feet to the point of beginning. Containing 1,158 square feet

WHEREAS, it is appropriate pursuant to Iowa Code Section 364.7 to publish a Notice of the proposed conveyance and of the hearing and to receive and consider objections and petitions.

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

That this Council meet at 5:00 P.M. on June 2, 2025, for the purpose of taking action on the matter of the transfer of highway right-of-way acquired for Iowa 7 improvements under the Cooperative Agreement to the Iowa Department of Transportation.

That the City Clerk is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said City, said publication to be not less than four (4) clear days nor more than twenty (20) days before the date of said public meeting.

The notice of the proposed action shall be in substantially the following form:

**(One publication required)**

**NOTICE OF PUBLIC HEARING OF THE CITY COUNCIL OF THE  
CITY OF STORM LAKE IN THE STATE OF IOWA, ON THE MATTER  
OF DISPOSAL OF PROPERTY TO THE IOWA DEPARTMENT OF  
TRANSPORTATION AND THE HEARING THEREON**

PUBLIC NOTICE is hereby given that the Council of the City of Storm Lake in the State of Iowa, will hold a public hearing at its meeting on June 2, 2025, at 5:00 P.M., at Storm Lake City Council Chambers, City Hall, 620 Erie St., Storm Lake, Iowa, at which meeting the Council proposes to take action on the transfer of highway right-of-way acquired by the City and pursuant to a Cooperative Agreement dated September 7, 2021, to the Iowa Department of Transportation across certain real property owned by the City, which is legally described as follows:

That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5th P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11. See the General Location below.

| GENERAL<br>LOCATION<br>GRANTOR(S)          | ¼ ¼<br>SECTIONS<br>LOTS,<br>BLOCKS | SEC-TWP-<br>RNG | TYPE OF<br>INSTRUMENT | DATE FILED | INSTRUMENT<br>NO. |
|--------------------------------------------|------------------------------------|-----------------|-----------------------|------------|-------------------|
| Storm Lake<br>Community<br>School District | NW ¼ SW ¼,<br>SW ¼ SW ¼            | 33-T91N-R37W    | Warranty Deed         | 02-10-2022 | 220383            |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼, SE<br>¼ SE ¼            | 32-T91N-R37W    | Warranty Deed         | 04-20-2022 | 221070            |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼                          | 32-T91N-R37W    | Warranty Deed         | 04-20-2022 | 221069            |

\*\*\*Only that part commencing at the SE corner of said Section 32; thence North 00°19'25" East, along the east line of the SE ¼ of said Section 32, a distance of 1686.50 feet; thence North 89°40'35" West, a distance of 55.00 feet to the point of beginning; thence North 81°55'07" West, a distance of 93.51 feet to a point on the northerly right of way line of Primary Road Iowa 7 (Milwaukee Avenue); thence South 67°34'36" East, a distance of 100.00 feet; thence North 00°19'25" East, a distance of 25.00 feet to the point of beginning. Containing 1,158 square feet

At the time set for the public hearing, interested individuals will be given the opportunity to express their views, both orally and in writing, on the proposed conveyance. After the public hearing, the Council may make a final determination to accept or reject the proposal as submitted, or upon condition that certain terms be changed, or the Council may defer action on the proposal until a subsequent meeting.

The proposed transfer may be subject to conditions as may be stated either in the resolution of the City Council, or documents entered into between the parties.

This notice is given by order of the City Council of the City of Storm Lake in the State of Iowa, as provided by Section 364.7 of the City Code of Iowa.

Dated this 5th day of May, 2025.

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Mayra A. Martinez, City Clerk  
City of Storm Lake in the State of Iowa

(End of Notice)

PASSED AND APPROVED May 5, 2025.

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Michael Porsch, Mayor

ATTEST:

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Mayra A. Martinez, City Clerk

## Staff Summary

6/2/2025

Agenda Item # F.4.



**REPORT TO:** Honorable Mayor & Council

**FROM:** David Derragon, Assistant City Manager

**SUBJECT:** **Resolution No. 72-R-2024-2025 Approving Disposal of Property to the Iowa Department of Transportation**

**BACKGROUND:** On September 7, 2021, the City Council of the City of Storm Lake and the Iowa Department of Transportation entered into a Cooperative Agreement for Primary Road Project, Agreement No. 2022-16-011 (“Cooperative Agreement”), concerning improvements to Iowa 7 in Buena Vista County. Article 3 of the agreement requires right-of-way acquired for improvements to Highway 7 be acquired in the name of the State of Iowa. The City acquired the following interests as part of the Cooperative Agreement for the Highway 7 & 110 Intersection Upgrade project:

*That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5th P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11.*

The required Public Hearing was held on June 2, 2025.

Approving the attached resolution will allow disposal of the property to the Iowa Department of Transportation.

The item has been reviewed by Bolton and Menk, City Engineer, and Ahlers & Cooney, City Attorney.

**FISCAL IMPACT:** Legal fees estimated at \$650

**RECOMMENDATION:** Move to Approve Resolution No. 72-R-2024-2025 Approving Disposal of Property to the Iowa Department of Transportation

**ATTACHMENTS:**

1. Resolution No 72-R-2024-2025 Approving Disposal of Property To IA DOT
2. Special QC to City of Storm Lake (DOT Hwy 7)

**RESOLUTION NO. 72-R-2024-2025**

**RESOLUTION APPROVING DISPOSAL OF PROPERTY TO  
THE IOWA DEPARTMENT OF TRANSPORTATION**

WHEREAS, pursuant to notice published as required by law, the City of Storm Lake, Iowa City Council on June 2, 2025 held a hearing on the proposal to convey the disposal of property and the extent of objections received from residents or property owners as to said proposed transaction has been fully considered; and, accordingly the following action is now considered to be in the best interests of the City and residents thereof:

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

Section 1. That pursuant to the Cooperative Agreement for Primary Road Project, Agreement No. 2022-16-011, the disposal of property described herein shall be conveyed by the City to the Iowa Department of Transportation.

Section 2. The Mayor and City Clerk are authorized to sign all documents necessary to effectuate said transfer.

Section 3. The Mayor and City Clerk are further authorized to take all actions necessary to complete the above-described transaction, including execution of ancillary documents.

Section 4. The property area is legally described in **Exhibit A**.

PASSED AND APPROVED, this 2<sup>nd</sup> day of June, 2025.

---

Michael Porsch, Mayor

ATTEST:

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Mayra Martinez, City Clerk

## EXHIBIT A

That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5th P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11. See the General Location below.

| GENERAL<br>LOCATION<br><b>GRANTOR(S)</b>   | <b>¼ ¼ SECTIONS<br/>LOTS, BLOCKS</b> | <b>SEC-TWP-RNG</b> | <b>TYPE OF<br/>INSTRUMENT</b> | <b>DATE FILED</b> | <b>INSTRUMENT NO.</b> |
|--------------------------------------------|--------------------------------------|--------------------|-------------------------------|-------------------|-----------------------|
| Storm Lake<br>Community School<br>District | NW ¼ SW ¼, SW ¼<br>SW ¼              | 33-T91N-R37W       | Warranty Deed                 | 02-10-2022        | 220383                |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼, SE ¼<br>SE ¼              | 32-T91N-R37W       | Warranty Deed                 | 04-20-2022        | 221070                |
| Ballou Holdings,<br>LLC                    | NE ¼ SE ¼                            | 32-T91N-R37W       | Warranty Deed                 | 04-20-2022        | 221069                |

\*\*\*Only that part commencing at the SE corner of said Section 32; thence North 00°19'25" East, along the east line of the SE ¼ of said Section 32, a distance of 1686.50 feet; thence North 89°40'35" West, a distance of 55.00 feet to the point of beginning; thence North 81°55'07" West, a distance of 93.51 feet to a point on the northerly right of way line of Primary Road Iowa 7 (Milwaukee Avenue); thence South 67°34'36" East, a distance of 100.00 feet; thence North 00°19'25" East, a distance of 25.00 feet to the point of beginning. Containing 1,158 square feet

# CERTIFICATE

STATE OF IOWA

)

) SS

COUNTY OF BUENA VISTA

)

I, the undersigned City Clerk of the City of Storm Lake, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this \_\_\_\_ day of \_\_\_\_\_, 2025.

City Clerk, City of Storm Lake, Iowa



Prepared by & Return to: Maura Miller, Right of Way Bureau, 800 Lincoln Way, Ames, IA 50010, 515-239-1029  
Address Tax Statements: **Tax Exempt-IA Code Sec. 427.1** (Iowa DOT. ROW Property Management, 800 Lincoln Way, Ames, IA 50010)

**CITY OF STORM LAKE, IOWA  
QUITCLAIM DEED  
TO THE STATE OF IOWA  
IOWA DEPARTMENT OF TRANSPORTATION**

The City of Storm Lake, Iowa, by Michael Porsch, Mayor, acting for the City of Storm Lake, Iowa, by authority of Iowa Code Section 306.42, hereby quitclaims, grants and conveys unto the **STATE OF IOWA, for the use and benefit of the Iowa Department of Transportation**, all its right, title and interest, however acquired, in all land used as street and highway right of way, all roadway, and all right of way and roadway appurtenances thereto, and any bridges, culverts or structures that may be situated thereon, to the following described roadway situated in Buena Vista County, Iowa, to-wit:

That portion of the IA 7 and IA 110 right of way, located in Sections 32 and 33 of Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., City of Storm Lake, Buena Vista County, Iowa acquired for project STPN-007-2(35)--2J-11. See the General Location below.

Title and interest to the above described roadway has never been conveyed by title instruments to the State of Iowa. All available descriptions, plats, maps, or engineering drawings will be transmitted in accord with Iowa Code Section 306.42(1).

| <u>GRANTOR(S)</u>                    | GENERAL LOCATION                     |                    |                               |                       |                           |
|--------------------------------------|--------------------------------------|--------------------|-------------------------------|-----------------------|---------------------------|
|                                      | <u>¼ ¼ SECTIONS<br/>LOTS, BLOCKS</u> | <u>SEC-TWP-RNG</u> | <u>TYPE OF<br/>INSTRUMENT</u> | <u>DATE<br/>FILED</u> | <u>INSTRUMENT<br/>NO.</u> |
| Storm Lake Community School District | NW ¼ SW ¼, SW ¼ SW ¼                 | 33-T91N-R37W       | Warranty Deed                 | 02-10-2022            | 220383                    |
| Ballou Holdings, LLC                 | NE ¼ SE ¼, SE ¼ SE ¼                 | 32-T91N-R37W       | Warranty Deed                 | 04-20-2022            | 221070                    |
| Ballou Holdings, LLC                 | NE ¼ SE ¼                            | 32-T91N-R37W       | Warranty Deed                 | 04-20-2022            | 221069                    |

\*\*\*Only that part commencing at the SE corner of said Section 32; thence North 00°19'25" East, along the east line of the SE ¼ of said Section 32, a distance of 1686.50 feet; thence North 89°40'35" West, a distance of 55.00 feet to the point of beginning; thence North 81°55'07" West, a distance of 93.51 feet to a point on the northerly right of way line of Primary Road Iowa 7 (Milwaukee Avenue); thence South 67°34'36" East, a distance of 100.00 feet; thence North 00°19'25" East, a distance of 25.00 feet to the point of beginning. Containing 1,158 square feet

This transfer is subject to the rights of all utilities in possession of any right of way and all rights of ingress and egress whether excepted, reserved, or granted by the transferring authority to land or to owners of land adjacent to the above described roadway.

This deed and transfer is exempt from transfer tax as the grantor is a political subdivision of the State of Iowa. Iowa Code Section 428A.2(6).

The Grantee for itself, its successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree, as a covenant running with the land, that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this deed for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provisions of similar services or benefits, the Grantee shall maintain and operate such facilities and services in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

That in the event of breach of any of the above nondiscrimination covenants, the City of Storm Lake Council, acting for the City of Storm Lake, Iowa shall have the right to re-enter said land and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of the City of Storm Lake, Iowa, and its assigns.

Should Grantee elect to dispose of these premises in the future, Grantee acknowledges that these premises were acquired for highway purposes and therefore any future disposal shall be in accordance with Iowa Code 306.23 in regard to the disposal of highway right of way.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra Martinez, City Clerk

STATE OF IOWA, BUENA VISTA COUNTY, ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Michael Porsch and Mayra Martinez, to me personally known who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Storm Lake, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation; and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, as contained in the Resolution adopted by the City Council, under Roll Call No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and that Michael Porsch and Mayra Martinez acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

\_\_\_\_\_  
Notary Public. (Sign in Ink)

(AFFIX NOTARIAL SEAL ABOVE ▲)

Approved as to form: \_\_\_\_\_  
\_\_\_\_\_, City Attorney

## Staff Summary

6/2/2025

Agenda Item # F.5.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Kim Woltman, Program Manager  
David Derragon, Assistant City Manager

**SUBJECT:** Storm Lake Proud Week Update Presentation

**BACKGROUND:** Storm Lake Proud Week was May 4th through May 10th. We offered tickets for purchase for the citizens to bring their unwanted items to the Buena Vista County Recycle Center. There were 141 tickets sold for \$15 per ticket; the total was \$2,115. If desired, funds collected will be donated to the organization of your choice. Last year's donation was \$1,617.

The partnership we had with Buena Vista County Recycling Center went very well. We utilized Sun Chaser Elite dumpsters, and they did a fantastic job emptying the dumpsters and making sure we had dumpsters available.

Totals from the week were:  
500 Appliances, 108 TVs, 108 Tires and 19.57 tons of debris. The cost to have all of these placed at the Recycle Center was \$4,418.71.

4 staff members per day in 4 hour shifts for a total of 16 hours per day for staff time for 5 days equals 80 hours for the week of staff time.  
(80 hours x \$75 per hour = \$6,000)

There was a great turn out of volunteers. We would not have accomplished all the projects without them. Here is the list of the organizations and their projects:

Farm Credit Services of America – Ditch clean up Vestal to C49

ISG – Stain wood carvings

Imagine the Possibilities – Circle Park and Frank Starr shoreline clean up; Clean rain gardens, plant flowers in Circle Park; pick up trash in downtown

Storm Lake Public 1st graders with assistance from Central Bank and Hometown Pride Committee– Plant 8 large round planters and 2 rectangle planters on Lake Avenue; Provided sidewalk chalk art

Central Bank – Painting of picnic tables at campground

LDS Church Young Men’s group – Pick up trash in alleyways and in the downtown area

Citizens Community Credit Union – Paint bandshell benches

Boy Scouts – Clean up West 10th Playground and rake and clean up branches

Salud and PFLAG – Lighthouses clean up

Caring Paws – Paint trail light bases

C&B Operations – Paint inside of bathrooms at Campground

iJAG – Pick up debris along Radio Road and from Frank Starr Park to Casino Beach

Hope Haven employees – Clean beach at Chautauqua Park

**FISCAL IMPACT:**

Financial Summary:

Revenue:

|                          |                    |
|--------------------------|--------------------|
| Tickets Sold (\$15 each) | \$ <u>2,115.00</u> |
|--------------------------|--------------------|

Expenses:

|                |             |
|----------------|-------------|
| Recycle Center | \$ 4,418.71 |
|----------------|-------------|

|                     |                    |
|---------------------|--------------------|
| SunChaser Dumpsters | \$ <u>2,000.00</u> |
|---------------------|--------------------|

|       |                    |
|-------|--------------------|
| Total | \$ <u>6,418.71</u> |
|-------|--------------------|

|                       |                    |
|-----------------------|--------------------|
| Staff Labor Allocated | \$ <u>6,000.00</u> |
|-----------------------|--------------------|

**RECOMMENDATION:** Information only. Allocation of funds are at the discretion of Council.

**ATTACHMENTS:**

None

## Staff Summary

6/2/2025

Agenda Item # F.6.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** David Derragon, Assistant City Manager  
Kim Woltman, Program Manager

**SUBJECT:** **Resolution No. 73-R-2024-2025 Allocation of Funds Generated Through Storm Lake Proud Clean Up**

**BACKGROUND:** Funds collected during Storm Lake Proud Clean Up have been allocated at the discretion of City Council to an organization.

**FISCAL IMPACT:** \$2,115

**RECOMMENDATION:** Move to approve Resolution No.73-R-2024-2025 allocating funds to (Council's discretion)

**ATTACHMENTS:**

1. Resolution No. 73-R-2024-2025 - Resolution Authorizing Donation Of Funds - SL Proud

**RESOLUTION NO. 73-R-2024-2025**

**A RESOLUTION AUTHORIZING THE DONATION OF FUNDS TO [NONPROFIT ORGANIZATION NAME]**

**WHEREAS**, the City of Storm Lake recognizes the valuable contributions of nonprofit organizations in enhancing the well-being, health, and quality of life of its residents; and

**WHEREAS**, [Nonprofit Organization Name], a duly registered 501(c)(3) nonprofit organization, provides essential services and programs that align with the City's goals and public interest; and

**WHEREAS**, the City Council finds that supporting [Nonprofit Organization Name] will serve a public purpose and benefit the community as a whole;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF [CITY NAME], IOWA:**

1. That the City of Storm Lake hereby authorizes the donation of \$2,115 to [Nonprofit Organization Name] for the purpose of supporting the program and initiative.
2. That the City Clerk is directed to ensure that proper documentation of the donation is maintained, and that the funds are disbursed in accordance with applicable laws and regulations.
3. That this resolution shall take effect immediately upon its adoption.

**PASSED AND APPROVED** this 2<sup>nd</sup> of June, 2025

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

## Staff Summary

6/2/2025

Agenda Item # F.7.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Lee Dutfield, Development Services Specialist

**SUBJECT:** **Work Session - Storm Lake Zoning Code Article 10 - Sign Regulations**

**BACKGROUND:** On March 17, 2025, Lee Dutfield provided the Mayor and City Council with a summary of the Ad Hoc Downtown Signage Committee's recommendations. It was suggested by the committee to update the current sign ordinance (Article 10- Sign Regulations) by adding and removing language that takes into consideration new technologies, corrects outdated content and improves accuracy, clarity and coherence. The purpose of the recommended changes is to bring the document into line with current standards and practices best suited for our community. The committee's changes are reflected in the attached draft version of Article 10 - Sign Regulations.

**FISCAL IMPACT:** N/A

**RECOMMENDATION:** Review the recommended changes to Storm Lake Zoning Code Article 10-Sign Regulations and provide direction.

**ATTACHMENTS:**

1. [Article 10 Sign Regulations Draft 25](#)

## SIGN REGULATIONS

# 10

## ARTICLE TEN – SIGN REGULATIONS

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### 1001 Purpose

The Sign Regulations provide standards for communicating information in the environment of the City of Storm Lake and its jurisdiction. The regulations recognize the need to protect public health, safety, and welfare; to maintain the city's attractive appearance; to preserve historic signage; to provide for adequate business identification, advertising, and communication of information; and to encourage the fair enforcement of sign regulations. It is the intent of this article to regulate signs by their physical characteristics and does not attempt to regulate design or copy content of any permitted sign.

### 1002 Definition of Terms

The following definitions shall be used for terms contained in this chapter that are not otherwise defined in the Storm Lake Municipal Code or in this Zoning Ordinance.

1. ~~Abandoned Sign: A sign, including sign face and supporting structure, which refers to a discontinued business, profession, commodity, service, or other activity or use formerly occupying the site; or which contains no sign copy on all sign faces for a continuous period of six months.~~ A sign face which advertises a business, profession, owner, lessor, product, commodity, service or activity no longer conducted on the premises where such sign is displayed and located.
2. Air-Activated Sign: A sign, all or any part of, which is designed to be moved by action or forced air so as to make the sign appear to be animated or otherwise have motion.
3. A-Frame Sign: Also known as “sandwich boards”, or “sidewalk signs” are freestanding signs not attached to any building or wall and have a maximum area of 6 square feet with a maximum height of 3-feet and a 2-foot width and have locking arms or other stabilizing devices to be of sufficient weight to resist wind gusts.
- ~~2.4.~~ Attached Sign: A sign, which is structurally connected to a building or depends upon that building for support.
- ~~3.5.~~ Auxiliary Design Elements: Terms that describe secondary characteristics of a sign, including its method of illumination and other features within the bounds of its basic shape.
- ~~4.6.~~ Awning and Awning Sign: A temporary or movable shelter supported entirely from the exterior wall of a building and composed of non-rigid materials, except for a supporting framework. An awning sign is a message printed on such a shelter.
- ~~5.7.~~ Back-lit Sign: A sign with an indirect source of light or light source located in the interior of

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the sign, which illuminates a sign by shining through a translucent surface.

8. ~~Banner Sign: Material with a printed message or graphic secured or mounted from a structure in such a way as to allow wind movement.~~ A sign intended for temporary display composed of fabric, vinyl, mesh or other flexible substrate that is fastened to the exterior of a building, exterior structure, or wall, and secured or mounted so to limit the movement of the sign caused by movement of the atmosphere.
- 6.9. Bag Sign: A sign designed to temporarily cover an existing monument sign or pole sign.
- 7.10. Building Marker: An historic or commemorative plaque, or a building name or cornerstone carved into a masonry surface.
- 8.11. Business Center Identification Sign: A sign that identifies a building or group of commercial buildings in single ownership or control, sharing parking and access.
- 9.12. Canopy: A projecting non-movable structure cantilevered or suspended from a building, supported by the main structural members to which it is attached, and used only as a roof or fixed shelter.
- 10.13. Canopy Sign: A sign, which is attached or made an integral part of a canopy.
- 11.14. Clearance: The distance from the bottom of a sign face elevated above grade and the grade below.
- 12.15. Detached Sign: A sign, which is self-supporting and structurally independent from any building.
- 13.16. Directional Sign: A sign that serves only to designate the location or direction of any area or place.
17. Double-Faced Sign: A sign consisting of no more than two parallel faces supported by a single structure.
18. Electronic Message Board: A digital sign that is electronically or electrically controlled that displays a message center, graphics or read board composed of a series of lights that may be changed through electronic means including but not limited to LED, LCD, or one line scrolling displays.
19. Feather Sign: A temporary sign constructed of cloth, canvas, plastic, fabric or similar lightweight, non-rigid material and supported by a single vertical pole mounted into the ground or on a portable structure.
- 14.20. Flashing Sign: Any illuminated sign that has artificial light or color which is not maintained at a constant intensity, lumens and or color when such sign is in use. A sign providing public service information, such as time, weather, date, temperature, safety information, or similar information shall not be considered a flashing sign.

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- ~~15-21.~~ Frontage: The length of a property line of any one premises abutting and parallel to a public street, private way, or court.
- ~~22.~~ Ground Sign: A detached on-premise sign built on a freestanding frame, mast, or pole(s) with a clearance no greater than 3 feet.
- ~~16-23.~~ Human Billboard: Also known as a “sign walker” or “human signs” are signs displayed by a person either holding or wearing a sign.
- ~~17-24.~~ Illumination: Lighting sources installed for the primary purpose of lighting a specific sign or group of signs.
- ~~18-25.~~ Marquee: A permanent roofed structure attached to and supported by a building and extending over public right-of-way.
- ~~26.~~ Maximum Permitted Sign Area: The maximum permitted combined area of all signs allowed on a specific property. Window signs and A-Frame signs do not count towards the maximum permitted combined area of all signs allowed.
- ~~19-27.~~ Memorial Sign: A permanent sign, tablet or plaque that is dedicated to honoring a person, event, structure or site and serves as a remembrance or tribute. A Memorial Sign may be incorporated with landscape features such as a rock, tree, planter bed, fountain, decorative wall, or other natural landscape.
- ~~20-28.~~ Monument Sign: An on-premise freestanding sign with the appearance of a solid base. The width of such base shall be at least 75 percent of the width of the sign. A free-standing sign which is anchored to the ground similar to a ground sign, but which has a monolithic or columnar line and which maintains essentially the same contour grade to top with the base of the sign being a minimum of at least 75 percent of the width of the widest component of the sign. Said sign may be double side (back-to-back) perpendicular or parallel to the adjoining roadway but in no case shall consist of more than 2 sign faces.
- ~~21-29.~~ Moving Sign: A sign, which conveys its message through rotating, changing, or animated elements.
- ~~22-30.~~ Nonconforming Sign: A sign that was legally erected prior to the adoption of this chapter but which violates the regulations of this chapter.
- ~~23-31.~~ Pole Sign: An on-premise sign built on a freestanding frame, mast, or pole(s) with a clearance greater than 3 feet, and where the support encompasses less than 75% of the width of the sign.
- ~~24-32.~~ Portable Sign: Any sign supported by frames or posts rigidly attached to bases not permanently attached to the ground or a building and capable of being moved from place to place.
- ~~25-33.~~ Premise Identification Sign: Any sign which pertains to the use of a premises and which contains information about the owner or operator of that use; the type of business being conducted or the principal brand name of a commodity sold on the premises; and other

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information relative to the conduct of the use.

- ~~26-34.~~ Premises: A tract of one or more lots or sites that are contiguous and under common ownership or control.
- ~~35.~~ Projecting Signs: A sign other than a wall sign ~~that is attached to and projects from a building face~~ which projects perpendicular to the wall surface of a building or structure, and is supported by a wall of the building or structure.
- ~~36.~~ Projecting Image Sign: A sign which involves an image projected on the face of a wall, structure, sidewalk, or other surface, from a distant electronic device, such that the image does not originate from the plane of the wall, structure, sidewalk or other surface.
- ~~27-37.~~ Projecting Blade Sign: A sign projecting perpendicular to a building façade, allowing it to be visible from both sides
- ~~28-38.~~ Residential Sign: A small detached or attached sign located on a residential premise, conveying a message communicated by the owner of the property.
- ~~29-39.~~ Roof Sign: Any sign or part of sign erected upon, against, or directly above a roof or on top of or above the parapet or cornice of a building.
- (a) Integral Roof Sign: A roof sign positioned between an eave line and the peak or highest point on a roof, substantially parallel to the face of a building.
  - (b) Above-Peak Roof Sign: A roof sign positioned above the peak of a roof or above a parapet or cornice.
- ~~40.~~ Sidewalk Graphics: Also known as “sidewalk stickers”, “outdoor floor graphics”, “street graphics”, or “asphalt graphics” are printed designs that are made of durable, non-skid vinyl or other similar material with adhesive backing that is temporarily applied to exterior surfaces such as sidewalks, pavement, concrete and asphalt
- ~~41.~~ Sign: A symbolic, visual device fixed upon a building, vehicle, structure, or parcel of land which is intended to convey information about a product, business, activity, place, person, institution, candidate, or political idea.
- ~~30-42.~~ Sign Copy: Words, letters, logos, figures, symbols, illustrations, or patterns that form a message or otherwise call attention to a business, product, service, or activity, or to the sign itself.
- ~~31-43.~~ Sign Type: A functional description of the use of an individual sign. Includes owner identification, advertising, directional, electronic message, and temporary.
- ~~32-44.~~ Street Facade: Any separate external face of a building, including parapet walls and omitted wall lines, oriented to and facing a public street, private way, or court. Separate faces oriented in the same direction or within 45 degrees of one another are considered part of the same street facade.
- ~~33.~~ Temporary Signs: A sign, flag, banner, pennant, sandwich board, or valance constructed of

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lightweight materials which is not permanently attached to building or land, and which is intended for display for a limited period of time. Any portable, attached or other sign, banner, pennant, streamer, inflatable sign, air activated sign, or advertising display constructed of cloth, canvas, plastic vinyl, corrugated plastic, cardboard, wallboard or other weather sensitive materials with or without frames.

~~34.45.~~ Wall Sign: A sign attached to and parallel with the side of a building. All flat signs of solid face construction placed against a building or other structure and attached to the exterior front, rear or side wall of any building or other structure. Such signs may extend no more than twelve (12) inches from the surface of the building or structure to which they are attached. Wall signs are also known as "flush mounted signs".

~~35.46.~~ Window Sign: A sign posted, painted, placed, adhered, affixed on or installed inside a window or door, or a sign that is located on the interior of a structure that is exposed to public view from the exterior of the structure through a window or glass door. for the purpose of viewing from outside the premises.

~~36.47.~~ Zone Lot: A parcel of land in single ownership that is large enough to meet the minimum zoning requirements of its zoning district and can provide such yards and other open spaces that are required by the site development regulations.

### 1003 General Sign and Street Graphics Regulations

#### a. Compliance

Each sign or part of a sign erected within the zoning jurisdiction of the City of Storm Lake must comply with the provisions of this chapter and of other relevant provisions of the City of Storm Lake's Municipal Code.

#### b. Resolution of Conflicting Regulations

This chapter is not meant to repeal or interfere with enforcement of other sections of the City of Storm Lake's Municipal Code. In cases of conflicts between Code sections, State or Federal Regulations, the more restrictive regulations shall apply.

#### c. Prohibited Signs

The following signs are prohibited in all zoning districts.

~~1.~~ — Signs painted on or attached to rocks, trees, or other natural objects This does not apply to Memorial Signs.

~~2.1.~~ Signs or sign structures which resemble or conflict with traffic control signs or devices, which mislead or confuse persons traveling on public streets, or which create a traffic hazard.

~~3.2.~~ Signs on public property or public right-of-way, unless specifically authorized by the Zoning Administrator.

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- ~~4.3.~~ Portable signs except as otherwise permitted by this Article and subject to a temporary permit.
- ~~5.4.~~ Signs which create a safety hazard by obstructing the clear view of pedestrians or vehicles, or which obscure official signs or signals.
- ~~6.5.~~ Abandoned signs. Any abandoned sign ~~face~~ must be removed or replaced with a sign face containing no copy within ~~180 (one hundred eighty)~~ thirty (30) days ~~of date of abandonment, from the date a business, profession, product, commodity, service or activity is no longer conducted on the lessor or owner's premises where such sign is displayed and located. This does not apply to the sign's base, support or sign mount.~~
- ~~7.6.~~ Signs that are not properly maintained and kept in a safe, orderly condition. In addition, all parts and supports shall be properly painted. Any sign or sign structure which is rotted, rusted, deteriorated, defaced, or otherwise altered, shall be repainted, repaired or replaced by the property owner or agent of the owner of the property upon which the sign is located, withing thirty (30) days after written notice by the City of Storm Lake. ~~clean or in substantial good repair, or are not affixed to a sound structure.~~
7. Signs advertising activities that are illegal under Federal, state, or local laws and regulations.
8. Any electronically powered signs that exceed X lumens
9. Flashing or glaring lights, strobe lights, or rotating beams shall be prohibited outside of a building or visible from the outside of a building in all zoning districts except when otherwise legally displayed as emergency lights or warning lights, illuminations of signs shall be designed in a way as to reflect light away from residential properties and motorists' vision.
10. Moving lights which incorporate in any manner any flashing, pulsating, rotating, beacons or moving lights. Except for a special event approved by the City Council.
11. Signs that broadcast or emit any sounds or noise shall be prohibited.
- ~~8.12.~~ All temporary signs except those that are specifically allowed by this article.

d. Exempt Signs

The following signs are permitted in any zoning district and are exempt from other provisions of this chapter.

1. Bulletin boards including electronic message centers for religious assembly or school uses, provided that they have a maximum sign area of ~~20~~ fifty (50) square feet and are not located in a required sign setback.
2. One non-illuminated real estate sign per premises with a maximum size of six square feet per premises. Such signs shall have a maximum height of six feet and shall not be located on public right of way. Such signs shall be removed within 7 days of the

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disposition or buyer taking possession of the premises.

3. Official signs authorized by a government or governmental subdivision that gives traffic, directional, or warning information.
4. Seasonal decorations for display on private or public property.
5. Non-illuminated construction signs with a total size of 100 square feet per premises. Such signs shall be removed within 7 days of the completion of construction.
6. One temporary sign per zoned lot for grand openings or special events, provided that such sign remains in place for a maximum of seven days.
7. Works of graphic art painted or applied to building walls, which contain no advertising or business identification messages and authorized by the Zoning Administrator.
8. Non-illuminated political campaign signs on private property.
9. Residential signs under 2 square feet in size.
10. Neighborhood or subdivision identification signs under 50 square feet.

11. Street numbers, house numbers or address numbers.

~~11.~~

12. Signs which are not visible from a public right-of-way, private way, or court or from a property other than that on which the sign is installed.

13. Window signs in commercial and industrial zones.

1. A-Frame Signs are permitted in the Central Business District, subject to the following requirements:

- (a) Each individual business is allowed one (1) A-Frame sign not to exceed a maximum area of six (6) square feet with a maximum height of 3 feet and 2 foot width and have locking arms or other stabilizing devices to be of sufficient weight to resist wind gusts.
- (b) The A-Frame sign may not be lighted or powered by any means.
- (c) The A-Frame sign must be placed to allow for a minimum of four (4) feet of clearance on the sidewalk.
- ~~13.~~(d) In no case shall the A-Frame sign be displayed when a business is closed.

e. Temporary and Civic Signs

1.2. Temporary signs are permitted in Central Business District, Limited Commercial, Commercial and Industrial zoning districts, subject to the following requirements:

- (a) The total size of such signs does not exceed 40 square feet.

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(b) No more than two such signs are permitted at any single premises. Subject to maximum square footage.

(e) Temporary signs ~~may be present at any single premises for a maximum of 14 consecutive days.~~ Shall be allowed to be displayed for a period of time of no more than thirty (30) days.

2.3. Temporary signs for non-profit civic campaigns or events, or other non-commercial events are permitted in any zoning district and are exempt from other provisions of this Article, subject to the following requirements:

(a)(e) The maximum size of such signs is 10 square feet when located in any residential, and LC Limited Commercial zoning district; and 40 square feet in any other zoning district.

4. Bag Signs are permitted to temporarily cover an existing monument sign or pole sign and shall be allowed for a period of time no longer than thirty (30) days.

f. Portable Signs

1. In no case shall a sign that was designed for or used as a portable type sign be converted for use as a permanent wall, pole or monument sign.
2. No portable sign is allowed to be flashing.
3. Maximum square footage of a portable sign is 32 square feet.
4. No portable sign is allowed on City Right of Way.
5. Portable signs shall be allowed by permit with only 5 permits allowed per year, per business at 2 weeks per occurrence.

g. Buffer Yards

No sign other than on-premise directional signs shall be placed within any buffer yard required by Article 8, Landscaping and Screening Regulations, except buffer yards adjacent to intervening streets.

h. Vision-Clearance Area

No sign may project into or be placed within a vision-clearance area defined by a triangle with legs of 20 feet from the point at which property lines meet the curbs or edges of two intersecting streets, private ways, or courts or an intersecting street, private way, or court and driveway (approach), meet.

### 1004 General Regulations: Basic Design Elements For On-premise Signs

a. Wall Signs and Graphics

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Wall signs and graphics are subject to the following general regulations:

1. ~~A wall sign shall not extend more than 30 inches from the wall to which it is attached.~~
2. A wall sign must be parallel to the wall to which it is attached.
3. A wall sign may not extend beyond the corner of the wall to which it is attached, except where attached to another wall sign, it may extend to provide for the attachment.
4. A wall sign may not extend beyond its building's roofline, or adjacent roofline whichever is higher.
5. A wall sign attached to a building on its front property line may encroach upon public right-of-way by no more than 18 inches. Such a wall sign shall provide minimum clearance of eight feet, six inches.
6. For the purpose of calculating permitted sign areas pursuant to this chapter: signs painted on the walls of buildings shall be considered wall signs.
7. Where permitted, canopy signs are counted as wall signs when calculating total permitted sign area.

b. Projecting Signs and Graphics

Projecting signs and graphics are subject to the following general regulations:

1. The maximum projection of any projecting sign shall be as follows:
  - (a) 3 feet over public sidewalks less than 12 feet wide;
  - (b) 5 feet over public sidewalks 12 feet wide or more, or over private property.
2. A projecting sign may be no closer than two feet from the vertical plane of the inside curb line.
3. Each projecting sign must maintain at least the following vertical clearances:
  - (a) 15 feet over parking lots;
  - (b) 18 feet over driveways.
4. No projecting sign extending three feet or more from a property line may be located within 10 feet of any other projecting sign extending three feet or more from a property line, or 5 feet from adjoining business frontage.
5. Projecting signs must minimize visible support structure and may not expose guy wires, cables, turnbuckles, angle iron, or other similar external support structure.

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6. Projecting signs are not allowed in alleys.

### c. Pole Signs

Pole signs, where permitted, are subject to the following general regulations:

1. Each pole sign must maintain at least the following vertical clearances:
  - (a) 7 feet, 6 inches over private sidewalks;
  - (b) 10 feet if located within vision clearance area (Section 1003(h))
  - (c) 15 feet over parking lots;
  - (d) 18 feet over driveways
2. Permitted pole signs may revolve at a rate not to exceed six revolutions per minute.

### d. Roof Signs

Roof signs are subject to the following regulations:

1. Where permitted, integral roof signs may be used interchangeably with wall signs.
2. Integral roof signs may not exceed the permitted height for pole signs.
3. An integral roof sign must be mounted parallel to the wall of the building that it faces.

## 1005 General Regulations: Other Design Elements

### a. Illumination

1. Lighting, when installed, must be positioned in such a manner that light is not directed onto an adjoining property or onto a public street or highway.

### b. Marquees and Marquee Signs

1. Signs placed on, attached to, or constructed on a marquee are subject to the maximum projection and clearance regulations of projecting signs.

### c. Banners

1. A banner sign projecting from a building may not exceed the wall height of the building.

2. Maximum size of a banner is 120 square feet.

2-3. A banner sign is considered a temporary sign which shall be allowed to be displayed

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for a period of time no longer than sixty (60) days.

d. Clocks

1. For the purposes of this chapter, clocks are not considered a moving sign.

### 1006 Method of Measurement for Regulators

a. Maximum Permitted Sign Area

Maximum permitted sign area for a premise is set forth as a numerical limit or as a function of the frontage of the premises on a street. For properties with frontage on more than one street, the total frontage shall be calculated as the total of all frontages.

b. Sign Area

1. Sign area includes the entire area within the perimeter enclosing the extreme limits of the sign, including individual letters painted or applied, excluding any structure essential for support or service of the sign, or architectural elements of the building.
2. The area of double-faced signs is calculated on the largest face only.
3. The sign area for ground signs, monument signs, and architectural sign bands is calculated as the area enclosing the extreme limits of the letters, symbols, and images.

c. Height

The height of a sign is measured from the average grade level below the sign to the topmost point of the sign or sign structure.

d. Setback

The setback of a sign is measured from the property line to the supporting frame of the sign face, mast, pole or base of the sign; whichever is closest to the property line.

### 1007 Permitted Sign Types and Specific Regulations by Zoning Districts

The following tables set forth permitted sign types and regulations and design standards for signs and graphics for each zoning district.

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Table 10-1: Permitted Sign Types by Zoning District

## SIGN REGULATIONS

| SIGN TYPES                            | RES | R-1 | R-2 | R-3 | R-4 | IN-1,2,3 | PO | LC | CC | CBD | LI | GI |
|---------------------------------------|-----|-----|-----|-----|-----|----------|----|----|----|-----|----|----|
| <b>DETACHED SIGNS</b>                 |     |     |     |     |     |          |    |    |    |     |    |    |
| Residential                           | P   | P   | P   | P   | P   | P        |    | P  | P  |     |    |    |
| Business Identification               | P   | P   | P   | P   | P   | P        |    | P  | P  | P   | P  | P  |
| Ground                                | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| Pole                                  |     |     |     |     |     |          |    | P  | P  | P   | P  | P  |
| Monument                              | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| SIGN TYPES                            | RES | R-1 | R-2 | R-3 | R-4 | IN-1,2,3 | PO | LC | CC | CBD | LI | GI |
| <b>ATTACHED SIGNS</b>                 |     |     |     |     |     |          |    |    |    |     |    |    |
| Awning                                |     |     |     | P   | P   |          |    | P  | P  | P   | P  | P  |
| Banner                                |     |     |     |     |     |          |    | P  | P  | P   | P  | P  |
| Building Marker                       | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| Canopy                                |     |     |     |     |     |          |    | P  | P  | P   | P  | P  |
| Business Identification               | P   | P   | P   | P   | P   | P        |    | P  | P  | P   | P  | P  |
| Marquee                               |     |     |     |     |     | P        |    | P  | P  | P   | P  | P  |
| Projecting                            | P   | P   | P   | P   | P   | P        |    | P  | P  | P   |    |    |
| Roof, Integral                        |     |     |     |     |     |          |    | P  | P  | P   | P  | P  |
| Roof, Above Peak                      |     |     |     |     |     |          |    |    |    |     | P  | P  |
| Wall                                  | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| Window                                |     |     |     |     |     | P        | P  | P  | P  | P   | P  | P  |
| <b>MISCELLANEOUS</b>                  |     |     |     |     |     |          |    |    |    |     |    |    |
| Flag, Non Commercial                  | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| Portable, Civic Uses Only             | P   | P   | P   | P   | P   | P        | P  | P  | P  | P   | P  | P  |
| <b>DESIGN ELEMENTS – ILLUMINATION</b> |     |     |     |     |     |          |    |    |    |     |    |    |
| Back-Lit                              |     |     |     |     |     |          |    | P  | P  |     |    |    |
| Indirect, Civic Use Only              | P   | P   | P   | P   | P   | P        |    | P  | P  | P   | P  | P  |
| Internal, Civic Use Only              | P   | P   | P   | P   | P   | P        |    | P  | P  | P   | P  | P  |

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|                        |  |  |  |  |  |   |  |   |   |   |   |   |
|------------------------|--|--|--|--|--|---|--|---|---|---|---|---|
| Neon                   |  |  |  |  |  |   |  |   | P | P | P | P |
| Electronic Information |  |  |  |  |  | P |  | P | P | P | P | P |
| Moving                 |  |  |  |  |  |   |  |   |   |   |   | P |
| Rotating               |  |  |  |  |  |   |  |   |   |   |   | P |

**Table 10-2: Numbers, Dimensions and Locations of Signs by Zoning District**

| SIGN TYPES                                    | RES | R-1 | R-2 | R-3 | R-4 | IN-1,2,3 | PO  | LC | CC* | CBD*** | LI* | GI* |
|-----------------------------------------------|-----|-----|-----|-----|-----|----------|-----|----|-----|--------|-----|-----|
| <b>DETACHED SIGNS</b>                         |     |     |     |     |     |          |     |    |     |        |     |     |
| Number Permitted Per Premise                  | 1   | 1   | 1   | 1   | 1   | 1        | 1   | 1  | NA  | 1      | NA  | NA  |
| Per Feet of Frontage                          | NA  | NA  | NA  | NA  | NA  | C        | NA  | C  | F   | H      | G   | G   |
| Maximum Size (SqFt)                           | 100 | A   | A   | B   | B   | 200      | 100 | D  | 200 | 200    | 200 | 200 |
| Maximum Height (Ft) of structure above ground | 25  | 10  | 10  | 10  | 10  | 15       | 10  | 15 | 35  | 20     | 35  | 35  |
| Front Yard Setback (Ft)                       | 25  | 5   | 5   | 10  | 10  | 5        | 5   | 10 | 0   | 0      | 0   | 0   |
| Side Yard Setback (Ft)                        | 10  | 10  | 10  | 10  | 10  | 5        | 5   | 10 | 5   | 0      | 0   | 0   |
| <b>ATTACHED SIGNS</b>                         |     |     |     |     |     |          |     |    |     |        |     |     |
| Maximum Size (SqFt)                           | 100 | *   | *   | **  | **  | E        | NA  | E  | 300 | 200    | 200 | 200 |
| Max % of Street Façade                        | NA  | NA  | NA  | NA  | NA  | 20       | NA  | 20 | 20  | 20     | 25  | 25  |

- A:** Total of all signs attached or detached cannot exceed 32 square feet for civic uses. Total of all signs attached or detached cannot exceed 2 square feet for residential uses including home occupations
- B:** Total of all signs attached or detached cannot exceed 48 square feet for project identification signs for multi-family or mobile home development and for non-residential uses when permitted  
Total of all signs attached or detached cannot exceed 2 square feet for residential uses including home occupations
- C:** Square feet of signage per linear foot of frontage: 1 square foot with a maximum of 75 square feet.
- D:** Total of all signs attached and detached cannot exceed 100 square feet for non-residential premises only, 75 square feet for premises with primary residential use, for project identification signs for multi-family developments, 2 square feet for residential uses, including home occupations.
- E:** Total of all signs attached and detached cannot exceed 100 square feet for non-residential premises only, 75 square feet for premises with primary residential use, for project identification signs for multi-family developments, 2 square feet for residential uses, including home occupations.
- F:** 1 sign allowed per 300 feet of frontage, if frontage of premises is 50 feet or less only one sign is allowed with a maximum of 100 square feet.

## SIGN REGULATIONS

*G: 1 sign per 200 feet of frontage*

*H: For premises with frontage of 25 feet or less, one detached sign up to 90 square feet is allowed, for premises with frontage of more than 25 feet may use 3 square feet per lineal feet of frontage to a maximum of 200 square feet for a detached sign.*

*\* Maximum total square feet of all signs is 500 square feet. Allowed 2 square feet signage per linear foot of frontage.*

*\*\* Maximum total square feet of all signs is 600 square feet. Allowed 2 square feet signage per linear foot of frontage.*

*\*\*\* Maximum total square feet of all signs is 400 square feet.*

### 1008 General Permit Procedures

a. Applicability

Any installation, modification, or expansion of any sign, which is not exempt from the provisions of this Article, shall be subject to the following permit procedure prior to installation.

b. Maintenance of Valid Sign Permit

The owner/tenant of a property containing signs requiring a permit under this ordinance shall at all times maintain in force a sign permit for such property. Sign permits shall be issued for individual zoned lots or business frontages. A sign permit may be revoked if the sign is not maintained in good condition.

c. Sign Permit Applications

All applications for sign permits shall be submitted to the Zoning Administrator in accordance with application specifications established by the Zoning Administrator.

d. Action

Within ten working days of the submission of a complete application for a sign permit, the Zoning Administrator shall either:

1. Issue the sign permit, if the sign conforms to the provisions of this Article.
2. Reject the sign permit if the sign(s) that is the subject of the application fails in any way to conform to the requirements of this Article.

e. Permit Expiration

If a sign is not constructed in accordance with an approved permit within six months of the date of approval, such permit shall lapse.

f. Assignment of Sign Permits

A current and valid sign permit shall be freely assignable to a successor as owner of the

## SIGN REGULATIONS

property or holder of a business license for the same premises.

### 1009 Nonconforming Signs

- a. All permanent signs in place and lawfully established on the effective date of this Ordinance shall be considered as legal nonconforming signs. The copy of such a sign may be changed from time to time, provided that the sign area shall not be enlarged beyond the sign area in existence on the effective date.
- b. Any nonconforming sign which presently is or becomes structurally damaged or deteriorated, more than 50% of its replacement cost, shall be either removed or altered so as to comply with this Article.
- c. As an exception to 1009(a) portable signs or parts of which are being used as permanent signs shall not be considered legal non-conforming signs and shall be removed six months from effective date of this ordinance.

## Staff Summary

6/2/2025

Agenda Item # F.8.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Tyler Gibbins, Finance Director

**SUBJECT:** **Public Hearing on an Ordinance Amending City Code Title III, Chapter 10, Section 6(B) for the Purpose of Changing the Storm Water Service Rate**

**BACKGROUND:** The proposed rate increase for storm water, as discussed during the fiscal year 2025-2026 budget work sessions, will help fund the increasing operational costs, capital projects, and debt services for the Storm Water Self-Supported Enterprise Fund.

The proposed rate increase will raise the existing Equivalent Residential Unit rate from \$4.00 per ERU per month to \$5.00 per ERU per month. Typical residential units will see a \$1.00 per month increase. Commercial and Industrial users will see an increase of \$1.00 per ERU charged. Equivalent Residential Units are charged based on impervious surface area divided by 2,750 sq. ft., the typical residential amount of impervious surface area as determined by the existing City Code.

**FISCAL IMPACT:** This rate increase will generate \$107,400 of additional revenue for Storm Water Utility Fund.

**RECOMMENDATION:** Open the Public Hearing  
Hear Comments  
Close the Public Hearing

**ATTACHMENTS:**

1. Notice of Public Hearing
2. Ordinance No. -2024-2025



## NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Storm Lake, Iowa will hold a public hearing on an Ordinance Amending City Code Title III, Chapter 10, Section 6(B) for the Purpose of Changing the Storm Water Service Rate.

This public hearing will be held by the City Council at City Hall on June 2nd, 2025, at 5:00pm. At said time and place, any person(s) interested is invited to appear to present their objections to or arguments for the rate increase recommendations.

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Mayra A. Martinez, City Clerk  
City of Storm Lake, Iowa

**ORDINANCE NO. ??-O-2024-2025**

AN ORDINANCE AMENDING TITLE III, CHAPTER 10, SECTION 6(B) OF THE 1994 RECODIFICATION OF THE MUNICIPAL CODE OF THE CITY OF STORM LAKE, IOWA FOR THE PURPOSE OF CHANGING THE STORM WATER SERVICE RATE

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

Section 1. Title III, Chapter 10, Section 6(B) of the Municipal Code of the City of Storm Lake, Iowa is hereby amended to read as follows:

- (B) RATES. The rates for the service charge shall be established in accordance with Section 13.18.030 and is on a fiscal year basis, the estimated storm water utility system actual costs, less other projected revenue, divided by the estimated total number of ERUs connected to the City storm water utility system. The rate of service charge shall be \$5.00 per ERU effective July 1, 2025.

All ERU records for all properties within the City of Storm Lake shall be kept on file in the City Clerk's office and shall be available during normal office hours for examination.

Section 2. This ordinance shall be in full force and effect from and after its final passage, approval, and publication as provided by law.

PASSED on its first consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED on its second consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Requirement of consideration and vote at two (2) prior Council meetings suspended the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED AND APPROVED on its third consideration this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_  
Micheal Porsch, Mayor

\_\_\_\_\_ No action taken by Mayor.

\_\_\_\_\_ Vetoed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A, Martinez, City Clerk

\_\_\_\_\_ Repassed and adopted over the veto this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_ Veto affirmed this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by failure of vote taken to repass.

\_\_\_\_\_ Veto affirmed no timely vote taken to repass over veto.

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk



## Staff Summary

6/2/2025

Agenda Item # F.9.



**REPORT TO:** Honorable Mayor & Council

**FROM:** Tyler Gibbins, Finance Director

**SUBJECT:** **Ordinance No. 07-O-2024-2025 Amending City Code Title III, Chapter 10, Section 6(B) for the Purpose of Changing the Storm Water Service Rate - First Reading**

**BACKGROUND:** The proposed rate increase for storm water, as discussed during the fiscal year 2025-2026 budget work sessions, will help fund the increasing operational costs, capital projects, and debt services for the Storm Water Self-Supported Enterprise Fund. The Storm Water Fund manages 96 lane miles of street sweeping, over 745 Storm Water Intakes, and 64 Storm Water Quality Controls, such as the East and North Central Storm Water retention basins.

The last rate increase for Storm Water Rates were June 1, 2013.

The proposed draft ordinance will modify the Storm Water Utility Rates effective July 1st, 2025. Residents and businesses will see the rate increase, if adopted for the first time on the bills they receive at the beginning of August which are due August 15th, 2025.

The proposed rate increase will raise the existing Equivalent Residential Unit rate from \$4.00 per ERU per month to \$5.00 per ERU per month. Typical residential units will see a \$1.00 per month increase. Commercial and Industrial users will see an increase of \$1.00 per ERU charged. Equivalent Residential Units are charged based on impervious surface area divided by 2,750 sq. ft., the typical residential amount of impervious surface area as determined by the existing City Code.

**FISCAL IMPACT:** Currently, we are billing 8,950 ERU's per month. This rate increase will generate \$8,950 per month in additional revenue for Storm Water

Utility Fund and \$107,400 annually.

**RECOMMENDATION:** First Reading - June 2nd, 2025  
Second Reading - June 16th, 2025  
Third Reading - July 7th, 2025

**ATTACHMENTS:**

1. Ordinance No. 07-2024-2025 Storm Water Rate

**ORDINANCE NO. 07-O-2024-2025**

AN ORDINANCE AMENDING TITLE III, CHAPTER 10, SECTION 6(B) OF THE 1994 RECODIFICATION OF THE MUNICIPAL CODE OF THE CITY OF STORM LAKE, IOWA FOR THE PURPOSE OF CHANGING THE STORM WATER SERVICE RATE

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

Section 1. Title III, Chapter 10, Section 6(B) of the Municipal Code of the City of Storm Lake, Iowa is hereby amended to read as follows:

- (B) RATES. The rates for the service charge shall be established in accordance with Section 13.18.030 and is on a fiscal year basis, the estimated storm water utility system actual costs, less other projected revenue, divided by the estimated total number of ERUs connected to the City storm water utility system. The rate of service charge shall be \$5.00 per ERU effective July 1, 2025.

All ERU records for all properties within the City of Storm Lake shall be kept on file in the City Clerk's office and shall be available during normal office hours for examination.

Section 2. This ordinance shall be in full force and effect from and after its final passage, approval, and publication as provided by law.

PASSED on its first consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED on its second consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Requirement of consideration and vote at two (2) prior Council meetings suspended the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED AND APPROVED on its third consideration this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_  
Micheal Porsch, Mayor

\_\_\_\_\_ No action taken by Mayor.

\_\_\_\_\_ Vetoed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

\_\_\_\_\_ Repassed and adopted over the veto this \_\_\_\_\_ day of \_\_\_\_\_,  
2025.

\_\_\_\_\_ Veto affirmed this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by failure of vote  
taken to repass.

\_\_\_\_\_ Veto affirmed no timely vote taken to repass over veto.

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

## Staff Summary

6/2/2025

Agenda Item # F.10.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Tyler Gibbins, Finance Director

**SUBJECT:** **Public Hearing on an Ordinance Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate**

**BACKGROUND:** The proposed rate increases will ensure that the City can make payments on the bonds needed for major improvements at the Wastewater Treatment Plant, Lift Stations, and cover the City's matching portion of future grant applications. Additionally, funds will ensure that adequate revenues exist within the utility to fund other maintenance and repairs needed by the self-supporting sewer fund.

The proposed rate increase is a one-year 10% increase for FY2026.

**FISCAL IMPACT:** This rate increase will generate \$403,000 of additional revenue for Sewer Fund.

**RECOMMENDATION:** Open the Public Hearing  
Hear Comments  
Close the Public Hearing

**ATTACHMENTS:**

1. Notice of Public Hearing
2. Ordinance No -2024-2025

## NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Storm Lake, Iowa will hold a public hearing on an Ordinance Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate.

This public hearing will be held by the City Council at City Hall on June 2nd, 2025, at 5:00pm. At said time and place, any person(s) interested is invited to appear to present their objections to or arguments for the rate increase recommendations.

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Mayra A. Martinez, City Clerk  
City of Storm Lake, Iowa

**ORDINANCE NO. ??-O-2024-2025**

**ORDINANCE AMENDING CHAPTER 3-3 OF TITLE III OF THE CITY CODE OF THE CITY OF STORM LAKE, IOWA, TITLED “SEWER RATES”, TO PROVIDE FOR NEW RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SEWER RATES AND NEW MINIMUM RATES**

WHEREAS, the City’s sewer rates, set out in Section 3-3-4 in Chapter 3-3 of the City Code, for annual periods from 2016 through the present, need to be adjusted to reflect current costs and expenses.

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

**SECTION 1: AMENDMENTS TO SECTION 3-3-4:** Chapter 3-3 of Title III of the City Code of the City of Storm Lake, Iowa, is hereby amended by striking Sections 3-3-4 of such Chapter and substituting in lieu thereof the following new Sections 3-3-4:

**Section 3-3-4 Rate Schedule**

(A) Each user shall pay for the services provided by the City based on the user’s use of the treatment works as determined by water meter(s) acceptable to the City.

(B) Each contributor shall pay a base user charge of **thirty dollars and six cents (\$30.06)** per month per water meter utilized by such contributor and which charge shall be in addition to the charges set forth in subsections (D) and (E) which follow.

If a single meter shall serve more than one dwelling unit, commercial user, or industrial user, the base user charge shall be increased by a factor equal to the total number of such units or users being served. As used herein, a dwelling unit includes separate apartments, condominiums, mobile homes, or distinct portions of a duplex or multi-family dwelling, but it does not include dormitory rooms, hotel or motel rooms, or boarding rooms without separate kitchen and bath facilities.

(C) Amount of hydraulic loading subject to user charge:

1. In addition to the base rate, all residential contributors shall pay monthly user charges which shall be based on all water used by that contributor for that month at the rate set forth in subparagraph (D). If a residential contributor uses water for lawn watering which is not returned to the collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expense, and in a manner acceptable to the City.

2. In addition to the base rate, all industrial and commercial contributors, which shall include all contributors who do not qualify as residential contributors, shall pay monthly user charges which shall be based on all water used by that contributor for that month at the rate set forth in subparagraph (D). If a commercial or industrial contributor has a consumptive use of water, or in some other manner uses water which is not returned to the wastewater collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expense, and in a manner acceptable to the City.

(D) Each contributor shall pay a user service charge for operation and maintenance including replacement and debt service of **five dollars and seventy-eight cents (\$5.78)** per one thousand (1,000) gallons of water (or wastewater) used as determined in Subsection (A) of this Section 3-3-4.

(E) For those contributors who contribute wastewater the strength of which is greater than normal domestic sewage, a surcharge in addition to the normal user charge shall be paid. The surcharge for operation and maintenance including replacement is:

**\$.51 per pound BOD in excess of the BOD concentration in normal domestic wastewater;**

**Effective July 1, 2025, \$.54 per pound BOD in excess of the BOD concentration in normal domestic wastewater;**

**\$.41 per pound TSS in excess of the TSS concentration in normal domestic wastewater;**

**Effective July 1, 2025, \$.43 per pound TSS in excess of the TSS concentration in normal domestic wastewater;**

**\$1.94 per pound ammonia nitrogen in excess of the ammonia nitrogen concentration in normal domestic wastewater.**

**Effective July 1, 2025, \$2.04 per pound ammonia nitrogen in excess of the ammonia nitrogen concentration in normal domestic wastewater.**

(F) Any user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge from the City's treatment works, or any user which discharges any substance which singly or by interaction with other substances causes identifiable increases in the cost of operation, maintenance, or replacement of the treatment works, shall pay for such increased costs. The charge to each such user shall be as determined by the responsible plant operating personnel and approved by the City Council.

(G) The user charge rates established in this Section apply to all users of the domestic wastewater treatment facility located within the City limits. User charge rates for contributors outside of the City limits whose rates are not established by contract shall be as determined by resolution of the Council, but they shall not be less than the user charge rates established for users located within the City limits. User charge rates for contributors located outside the City limits which are presently established by contract shall be honored for the duration of the contract but no renewal or modification of that contract shall be made which does not provide that the contributor shall pay user charge rates at least equal to those charged to users located within the City limits.

**SECTION 2. REPEALER:** All ordinances or parts of ordinances of the City of Storm Lake, Iowa in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 3. SAVINGS CLAUSE:** If any section, provision, sentence, clause, phrase, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase, or part thereof not adjudged invalid or unconstitutional.

**SECTION 4. EFFECTIVE DATE:** This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED on its first consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED on its second consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Requirement of consideration and vote at two (2) prior Council meetings suspended the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED AND APPROVED on its third consideration this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_

Micheal Porsch, Mayor

\_\_\_\_\_ No action taken by Mayor.

\_\_\_\_\_ Vetoed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A, Martinez, City Clerk

\_\_\_\_\_ Repassed and adopted over the veto this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_ Veto affirmed this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by failure of vote taken to repass.

\_\_\_\_\_ Veto affirmed no timely vote taken to repass over veto.

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk



## Staff Summary

6/2/2025

Agenda Item # F.11.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Tyler Gibbins, Finance Director

**SUBJECT:** **Ordinance No. 08-O-2024-2025 Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate- First Reading**

**BACKGROUND:** The proposed rate increases will ensure that the City can make payments on the bonds needed for major improvements at the Wastewater Treatment Plant, Lift Stations, and cover the City's matching portion of future grant applications. Additionally, funds will ensure that adequate revenues exist within the utility to fund other maintenance and repairs needed by the self-supporting sewer fund.

While rates are not and should not be based on the same service in other cities (the cost of service can vary from city to city based on the type or plant, needed improvements, and /or the quality of raw water or type of sanitary sewer received), city staff realize that some may want to know where the City of Storm Lake rate is in comparison to other communities. According to the City of Ames, Iowa 2024 annual Water & Sewer Rate Study, this rate increase would put the City of Storm Lake at \$55.98 for bill amounts at 600 cubic feet of use, 52% under the highest rate of \$83.03 in Oskaloosa, Iowa, a community with similar population to Storm Lake at 11,448 in 2023.

The proposed draft ordinance will modify the Sewer Utility Rates effective July 1st, 2025. Residents and businesses will see the rate increase, if adopted for the first time on the bills they receive at the beginning of August which are due August 15th, 2025.

**FISCAL IMPACT:** The proposed rate increase will raise the current base user charge to \$30.06 per month and the user service charge to \$5.78 per thousand

gallons of water used as determined in subsection A.

**RECOMMENDATION:** First Reading - June 2nd, 2025  
Second Reading - June 16th, 2025  
Third Reading - July 7th, 2025

**ATTACHMENTS:**

1. Notice of Public Hearing
2. Ordinance No 08-O-2024-2025

## NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Storm Lake, Iowa will hold a public hearing on an Ordinance Amending City Code Title III, Chapter 3, Section 4 for the Purpose of Changing the Sewer Service Rate.

This public hearing will be held by the City Council at City Hall on June 2nd, 2025, at 5:00pm. At said time and place, any person(s) interested is invited to appear to present their objections to or arguments for the rate increase recommendations.

---

Mayra A. Martinez, City Clerk  
City of Storm Lake, Iowa

**ORDINANCE NO. 08-O-2024-2025**

**ORDINANCE AMENDING CHAPTER 3-3 OF TITLE III OF THE CITY CODE OF THE CITY OF STORM LAKE, IOWA, TITLED “SEWER RATES”, TO PROVIDE FOR NEW RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SEWER RATES AND NEW MINIMUM RATES**

WHEREAS, the City’s sewer rates, set out in Section 3-3-4 in Chapter 3-3 of the City Code, for annual periods from 2016 through the present, need to be adjusted to reflect current costs and expenses.

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

**SECTION 1: AMENDMENTS TO SECTION 3-3-4:** Chapter 3-3 of Title III of the City Code of the City of Storm Lake, Iowa, is hereby amended by striking Sections 3-3-4 of such Chapter and substituting in lieu thereof the following new Sections 3-3-4:

**Section 3-3-4 Rate Schedule**

(A) Each user shall pay for the services provided by the City based on the user’s use of the treatment works as determined by water meter(s) acceptable to the City.

(B) Each contributor shall pay a base user charge of **thirty dollars and six cents (\$30.06)** per month per water meter utilized by such contributor and which charge shall be in addition to the charges set forth in subsections (D) and (E) which follow.

If a single meter shall serve more than one dwelling unit, commercial user, or industrial user, the base user charge shall be increased by a factor equal to the total number of such units or users being served. As used herein, a dwelling unit includes separate apartments, condominiums, mobile homes, or distinct portions of a duplex or multi-family dwelling, but it does not include dormitory rooms, hotel or motel rooms, or boarding rooms without separate kitchen and bath facilities.

(C) Amount of hydraulic loading subject to user charge:

1. In addition to the base rate, all residential contributors shall pay monthly user charges which shall be based on all water used by that contributor for that month at the rate set forth in subparagraph (D). If a residential contributor uses water for lawn watering which is not returned to the collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expense, and in a manner acceptable to the City.

2. In addition to the base rate, all industrial and commercial contributors, which shall include all contributors who do not qualify as residential contributors, shall pay monthly user charges which shall be based on all water used by that contributor for that month at the rate set forth in subparagraph (D). If a commercial or industrial contributor has a consumptive use of water, or in some other manner uses water which is not returned to the wastewater collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expense, and in a manner acceptable to the City.

(D) Each contributor shall pay a user service charge for operation and maintenance including replacement and debt service of **five dollars and seventy-eight cents (\$5.78)** per one thousand (1,000) gallons of water (or wastewater) used as determined in Subsection (A) of this Section 3-3-4.

(E) For those contributors who contribute wastewater the strength of which is greater than normal domestic sewage, a surcharge in addition to the normal user charge shall be paid. The surcharge for operation and maintenance including replacement is:

**\$.51 per pound BOD in excess of the BOD concentration in normal domestic wastewater;**

**Effective July 1, 2025, \$.54 per pound BOD in excess of the BOD concentration in normal domestic wastewater;**

**\$.41 per pound TSS in excess of the TSS concentration in normal domestic wastewater;**

**Effective July 1, 2025, \$.43 per pound TSS in excess of the TSS concentration in normal domestic wastewater;**

**\$1.94 per pound ammonia nitrogen in excess of the ammonia nitrogen concentration in normal domestic wastewater.**

**Effective July 1, 2025, \$2.04 per pound ammonia nitrogen in excess of the ammonia nitrogen concentration in normal domestic wastewater.**

(F) Any user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge from the City's treatment works, or any user which discharges any substance which singly or by interaction with other substances causes identifiable increases in the cost of operation, maintenance, or replacement of the treatment works, shall pay for such increased costs. The charge to each such user shall be as determined by the responsible plant operating personnel and approved by the City Council.

(G) The user charge rates established in this Section apply to all users of the domestic wastewater treatment facility located within the City limits. User charge rates for contributors outside of the City limits whose rates are not established by contract shall be as determined by resolution of the Council, but they shall not be less than the user charge rates established for users located within the City limits. User charge rates for contributors located outside the City limits which are presently established by contract shall be honored for the duration of the contract but no renewal or modification of that contract shall be made which does not provide that the contributor shall pay user charge rates at least equal to those charged to users located within the City limits.

**SECTION 2. REPEALER:** All ordinances or parts of ordinances of the City of Storm Lake, Iowa in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 3. SAVINGS CLAUSE:** If any section, provision, sentence, clause, phrase, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase, or part thereof not adjudged invalid or unconstitutional.

**SECTION 4. EFFECTIVE DATE:** This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED on its first consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED on its second consideration the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Requirement of consideration and vote at two (2) prior Council meetings suspended the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

PASSED AND APPROVED on its third consideration this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF STORM LAKE, IOWA

By: \_\_\_\_\_

Micheal Porsch, Mayor

\_\_\_\_\_ No action taken by Mayor.

\_\_\_\_\_ Vetoed this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Porsch, Mayor

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk

\_\_\_\_\_ Repassed and adopted over the veto this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_ Veto affirmed this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by failure of vote taken to repass.

\_\_\_\_\_ Veto affirmed no timely vote taken to repass over veto.

ATTEST:

\_\_\_\_\_  
Mayra A. Martinez, City Clerk



## Staff Summary

6/2/2025

Agenda Item # F.12.



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

**REPORT TO:** Honorable Mayor & Council

**FROM:** Keri Navratil, City Manager  
Scott Olesen, Building Official  
Nelda Kirkholm, Deputy City Clerk  
Tyler Gibbins, Finance Director

**SUBJECT:** **Motion to Approve Waterworks Code Section 3-4 Administrative Policy**

**BACKGROUND:** This policy is provided as guidance in how the City of Storm Lake Waterworks code section 3-4 shall be administered to ensure a fair and equitable process. Staff may recommend changes to the policy from time to time. All changes shall be reviewed by the City Manager and provided to the City Council for their review.

### **Notice to Property Owners:**

Following identification of a defective service pipe or fixture that is not determined to be an emergency, a notice the property owner, as shown by records of the County Auditor, will include:

- a. A description of the defective service pipe or fixture.
- b. A location of the defective service pipe or fixture.
- c. 15 days to complete the necessary repairs.
- d. A statement that if a remedy is not completed by the 15-day period, a notice to abate shall be given.

### **Notice to Abate:**

Following the initial notice provided to the property owner, should the property owner not make the necessary repairs or make arrangements to do so within the 15-day request, a notice to abate will be sent to the property owner which includes:

- a. A description of the defective service pipe or fixture.

- b. A location of the defective service pipe or fixture.
- c. 15 days to complete the necessary repairs or make arrangements thereof.
- d. A statement that if the described defective service pipe or fixture is not completed as directed and no request for hearing is made within the time prescribed, the City will make the necessary repairs and assess the cost against such person.
- e. A property owner's rights to appeal.

**Request for a Hearing and Appeal:**

Should the property owner dispute the defective service pipes for fixtures at any time following notification:

- a. A request for a hearing may be made in writing and delivered to City Hall in advance of the previously mentioned, 30-day notice to abate the defective service pipes or fixtures.
- b. A hearing held by the City Manager or designee shall make a decision about whether the defective service pipe or fixture exists and order it abated within 10 days.
- c. Should the property owner dispute the findings of the City Manager or designee, an appeal of the decision may be made in writing and delivered to the City Clerk by certified mail or personal delivery within 3 business days.
- d. A hearing of such appeal shall be scheduled within 7 business days of receipt of the notice to appeal for consideration by the City Council. Following the decision of the City Council, the findings may affirm or reverse the order of the City Manager. If defective service pipes or fixtures are found to exist, the property owner shall be ordered to abate within 10 days.

**Abatement, Collection, and Payment Installments:**

If a property owner neglects or fails to abate defective service pipes or fixtures:

- a. The City shall make the necessary repairs, keeping account of the expenses incurred and paying the itemized expenses on behalf of the City.
- b. The City shall mail a statement of the total expenses incurred to the property owner.
- c. If the statement is not paid within 30 days, the City shall certify the costs to the county auditor and shall be collected with, and in the same manner, as general property taxes.

**Emergency Repairs:**

If it is determined that an emergency exists by reasons in City Code section 3-4-15B, the City may perform any action required without

prior notice. Persons identified as owners of defective service pipes or fixtures, as shown by the record of the County Auditor, will be given proper notice of assessment of costs including their rights to appeal.

**Water Meters:**

Any failure to adhere to the protection and maintenance of a property's meter and remote control device, shall constitute a municipal infraction and follow the court process as outlined in Section 364.22 of the Code of Iowa.

Property owners of defective service pipes or fixtures will be given a 30-day opportunity to make arrangements for repairs or appeal the findings. Following the 30-day period, the City will make the repairs and provide the costs to the property owner which are due in 30 days. If the property owner does not pay for the costs related to repairs, the costs will be certified on their property taxes for collection.

**FISCAL IMPACT:** N/A

**RECOMMENDATION:** Approve the Waterworks Code Section 3-4 Administrative Policy.

**ATTACHMENTS:**

1. [Administrative Policy](#)

# **City of Storm Lake**

## **Water Code 3-4**

### **Administrative Policy**

#### **I. Purpose**

This policy is provided as guidance in how the City of Storm Lake Waterworks code section 3-4 shall be administered to ensure a fair and equitable process. Staff may recommend changes to the policy from time to time. All changes shall be reviewed by the City Manager and provided to the City Council for their review.

#### **II. Emergency Repairs**

If it is determined that an emergency exists by reasons determined under City Code Section 3-4-15B, the City may perform any action which may be required without prior notice. The City shall assess the costs as provided in City Code Section 3-4-15B(A)3, after giving notice to the property owner under the applicable provisions of Section IV and hearing as provided in Section V of this Administrative Policy.

#### **III. Notice to Property Owner**

Whenever the City Manager or designee finds a portion of the service pipes or fixtures from the street water main to the premises to be defective, not determined an emergency in accordance with City Code Section 3-4-15B, they shall provide the property owner as shown by the records of the county auditor, a notice via regular US mail and certified mail with the following information:

- a. A description of the defective service pipe or fixture.
- b. A location of the defective service pipe or fixture.
- c. 15 days to complete the necessary repairs.
- d. A statement that if a remedy is not completed by the 15-day period, a notice to abate shall be given.

#### **IV. Notice to Abate**

Whenever the City Manager or designee finds a portion of the service pipes or fixtures from the street water main to the premises to be defective, not determined an emergency in accordance with City Code Section 3-4-15B, they shall cause to be served upon the property owner as shown by the records of the county auditor, a written notice to abate the defective service pipes or fixtures. Said notice shall be delivered via US mail and certified mail and contain:

- a. A description of the defective service pipe or fixture.
- b. A location of the defective service pipe or fixture.
- c. 15 days to complete the necessary repairs or make arrangements thereof.
- d. A statement that if the described defective service pipe or fixture is not completed as directed and no request for hearing is made within the time prescribed, the City will make the necessary repairs and assess the cost against such person.
- e. A property owner's rights to appeal.

## **V. Request for Hearing and Appeal**

Any person ordered to abate defective service pipes or fixtures may have a hearing with the City Manager or designee ordering the abatement as to whether defective service pipes or fixtures exist. A request for a hearing must be made in writing and delivered to City Hall within the time stated in the notice, or it will be conclusively presumed that defective service pipes or fixtures exist, and it must be abated as ordered.

At the conclusion of the hearing, the City Manager or designee shall make a written decision as to whether defective service pipes or fixtures exist. If they find that defective service pipes or fixtures exist, they must order it abated within 10 days. An appeal from this decision may be made by filing a written notice with the City Clerk or designee by certified mail or personal delivery at City Hall within three (3) business days.

The hearing of such appeal shall be scheduled within seven (7) business days of the receipt of notice of appeal for consideration by the City Council.

After such hearing, the City Council may affirm or reverse the order of the City Manager. The findings of the Council shall be conclusive and, if defective service pipes or fixtures are found to exist, it shall be ordered abated within 10 days.

## **VI. Abatement, Collection, Payment Installments**

If the person notified to abate defective service pipes or fixtures neglects or fails to abate as directed, the City may perform the required action to abate, keeping an accurate account of the expense incurred. The itemized expense account shall be filed with the Director of Finance or designee who shall pay such expenses on behalf of the municipality.

The Director of Finance or designee shall mail a statement of the total expense incurred, as outlined in City Code Section 3-4-9, to the property owner who has failed to abide by the notice to abate, and if the amount shown by the statement has not been paid within thirty (30) days, they shall certify the costs to the county auditor and it shall then be collected with, and in the same manner, as general property taxes.

## **VII. Water Meters**

Any failure to adhere to the requirements of section 3-4-19 for the protection and maintenance of a property's meter and remote control meter reading device, if applicable, shall be a violation of this Chapter 3-4 and subject to enforcement under section 3-4-30.

*Section 3-4-30: "A violation of any of the provisions of this Chapter shall constitute a Municipal Infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 20 of this Code and by Section 364.22 of the Code of Iowa."*

## Staff Summary

6/2/2025

Agenda Item # F.13.



City of Storm Lake  
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Storm Lake, IA 50588  
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**REPORT TO:** Honorable Mayor & Council

**FROM:** Keri Navratil, City Manager  
David Derragon, Assistant City Manager  
Scott Olesen, Building Official  
Brandon Ripke, Public Services Superintendent  
Tyler Gibbins, Finance Director

**SUBJECT:** **Project Updates**

**BACKGROUND:** City Staff will provide information and updates to City Council regarding various projects currently under construction or projects scheduled to begin.

**FISCAL IMPACT:**

**RECOMMENDATION:**

**ATTACHMENTS:**

None