

**CITY OF STORM LAKE
REGULAR COUNCIL MEETING, CITY HALL
COUNCIL CHAMBERS
JANUARY 3, 2017
5:00 PM**



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

AGENDA

1. Hear the Public
2. Consent Agenda
 - A. Approve Consent Agenda
 - B. Buy Local Information
3. Motion To Approve Park Application For Pond Hockey Tournament
4. Closed Session Reference Iowa Code Chapter 21.5 (c) Matters of Litigation
5. Action That May Be Deemed Necessary Following Closed Session
6. 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

1/3/2017

Agenda Item # A.



City of Storm Lake
PO Box 1086
Storm Lake, IA 50588
p (712) 732-8000
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REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, Deputy City Clerk

SUBJECT: Approve Consent Agenda

BACKGROUND: The Consent Agenda Includes:

- List of bills for approval
- King's Pointe disbursements for approval
- Sunrise Pointe bills for approval
- Approve the December 19, 2016 City Council Minutes

FISCAL IMPACT: The City will pay the following expenditures:

- List of Bills - \$277,390.41
- King's Pointe Bills - \$127,156.51
- Sunrise Pointe Golf Course Bills - \$1,434.97

RECOMMENDATION: Approve Consent Agenda

ATTACHMENTS:

Description	Type
☐ Minutes - December 19, 2016	Minutes
☐ List of Bills	List of Bills
☐ List of Bills - King's Pointe & Sunrise Pointe	List of Bills

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, IOWA, CITY HALL,
DECEMBER 19, 2016 5:00 P.M.**

Present: Mayor Jon Kruse, Council Members Dan Anderson, Bruce Carlson, Bruce Engelmann, Mike Porsch and Tyson Rice. Absent: None. Staff present: City Manager Jim Patrick, Asst. City Manager Keri Navratil, City Attorney Phil Havens, Public Safety Director Mark Prosser, Fire Chief Mike Jones, Building Official Scott Olesen, Public Works Director Jason Etnyre, Library Director Elizabeth Huff, Water Plant Superintendent Mike Davis, Wastewater Superintendent Mark Streed, Deputy City Clerk Mayra Martinez, and Sue Vossberg City Clerk.

Mayor Kruse called the meeting to order at 5:01pm.

Hear the Public – None

Consent Agenda – Moved by Council Member Porsch to approve the consent agenda which includes the list of bills check #54109 through #54227, minutes from the December 5, 2016 City Council meeting, appointment of Mayra Martinez as City Clerk effective January 3, 2017, liquor license renewal for Little Vientiene, tax abatement application forms for 930 Leona Circle, 109 Kenzy, and 706 Barton Street, and changing the Monday, January 2, 2017 City Council meeting to Tuesday, January 3, 2017. Seconded by Council Member Carlson. Vote: All ayes. Motion carried.

Storm Lake United Quarterly Update – Gary Lalone and Kristi Davis presented to the Council a quarterly update on Storm Lake United's activities, marketing, and recruitment.

Outside Agency Request - The Council held an outside agency question and answer session and the following agencies presented requests for funding to the Council. Witter Gallery – \$18,000; Uppers Des Moines, Inc. - \$8,000; Buena Vista County Historical Society \$2,000.

Fee Resolution – Moved by Council Member Rice to adopt Resolution No. 54-R-2016-2017 approving updating the fee resolution to charge for emergency response and/or cleanup of material for hazardous spills. Seconded by Council Member Anderson. Vote: All ayes. Motion carried.

RESOLUTION NO. 54-R-2016-2017

RESOLUTION SETTING FINES AND FEES

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STORM LAKE, IOWA that the following schedule of fees are approved and effective as of the date of this resolution.

<u>Administration</u>	<u>Fee</u>	<u>Code Section</u>
Administrative Fee	\$30.00	
City Code Subscription (yearly)	\$50.00	
Garbage Truck Permits (per business)	\$100.00	3-1-5
Insufficient Check Fee	\$30.00	
New Friends List	\$10.00	
Peddlers Transient Merchant Permit (1 Day)	\$25.00	4-3-6

Investigation Fee	\$25.00	4-3-4
Peddlers Transient Merchant Permit (1 Week)	\$75.00	4-3-6
Investigation Fee	\$25.00	4-3-4
Transient Merchant Permit (28 days)	\$150.00	
Investigation Fee	\$25.00	
Solicitors Permit (per person)	\$2.00	4-3-6
Solicitors Permit (principal) (1 day)	\$25.00	4-3-6
Investigation Fee (per organization)	\$25.00	4-3-4
Investigation Fee (per Individual soliciting)	\$5.00	
Solicitors Permit (principal) (1 week)	\$75.00	4-3-6
Investigation Fee	\$25.00	4-3-4
Investigation Fee (per Individual soliciting)	\$5.00	
Solicitors Permit (principal) (28 days)	\$150.00	
Investigation fee (per organization)	\$25.00	
Investigation Fee (per Individual soliciting)	\$5.00	
Taxi Permit (Business)	\$100.00	4-5-3
Taxi Permit (per vehicle)	\$10.00	4-5-3
Cancel Permit Fee	\$25.00	
Freedom of Information Requests (FOIA Request)		
Single Sided Copy 8.5x11	\$.30/page	
Duplex copy 8.5x11	\$.40/page	
Single Sided Legal	\$.35/page	
Duplex Legal copy	\$.45/page	
Single Sided Ledger (11x17)	\$.70/page	
Single Sided Ledger with Color Print	\$.90/page	
Duplex Ledger (11x17)	\$.80/page	
Duplex Ledger with Color Print	\$1.00/page	
Large Format Prints (one side only and in color)	\$8.00/page	
CD Cost (for requests that ask for the files digitally on a CD)	\$10.00	
Research Hourly Rate – per hour/per person	\$25.00	
Mailing Costs – 3 pages	\$1.00	
Mailing Costs – 50 pages	\$5.00	
Mailing Costs – 100 pages	\$10.00	
Special City Council Meeting	\$250.00	
Downtown Parking Space Rental Fees (specific lots)		
Per quarter (paid quarterly)	\$75.00	
Per six months (paid bi-annually)	\$112.50	
Annually (paid annually)	\$150.00	

Airport Hangar Rent (monthly fees)

Hangar A	\$75.00
12 Month Lease Discount Rate	\$65.00
Hangar B	\$75.00
12 Month Lease Discount Rate	\$65.00
Hangar C (VT)	\$400.00
Hangar D	\$92.00
12 Month Lease Discount Rate	\$80.00
Hangar E	\$110.00
12 Month Lease Discount Rate	\$95.00
Hangar F	\$156.00

12 Month Lease Discount Rate	\$135.00
FBO Stall	\$173.00
12 Month Lease Discount Rate	\$150.00

Daily Inside Storage/per night	\$30.00
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Building Official

Central Business District Bench & Flower Pot Permit	\$25.00	
Driveway Cut Inspection & Marking Only	\$30.00	
Driveway Cut < 18'	\$80.00	
Driveway Cut 24'	\$95.00	
Driveway Cut 34'	\$120.00	
ROW Temp Closure Permit	\$25.00	
Building Moving Permit (Per Bldg)	\$100.00	5-1-1
Demolition Permit	\$50.00	
Pool Inspection	\$20.00	8-8-11
Re-inspection Fee (after 1 per inspection)	\$35.00	
No Show Fee (per event)	\$50.00	
Rental Registration Fee – Yearly (July 1st – June 30th)		
Base Registration Fee (Structure and 1 unit)	\$15.00	5-8-9
Additional unit in excess of 1 (per unit)	\$7.00	5-8-9
Base Registration Fee (Structure and 1 unit) (proof of training)	\$10.00	5-8-9
Additional unit in excess of 1 (per unit) (proof of training)	\$5.00	5-8-9
Late Registration Fee	\$50.00	5-8-9
Property Maintenance Ordinance Appeal	\$150.00	Zoning
Ord.		
Variance Request	\$150.00	Zoning
Ord.		
Zoning Request	\$200.00	Zoning
Ord.		
Conditional Use	\$300.00	Zoning
Ord.		
Sub-Division Application Fee	\$300.00	
Sidewalk Repair Permit Fee	\$0	

Building & Sign Permit Fees

Building & Sign Permit <\$1,200	\$22.02	5-2-2
Building & Sign Permit \$1,200-2,000		5-2-2
\$22.02 + \$2.88 for each additional \$100.00 over \$1,200		
Building & Sign Permit \$2,001-25,000		5-2-2
\$45.06+ \$9.16 for each additional \$1,000.00 over \$2,000		
Building & Sign Permit \$25,001-50,000		5-2-2
\$255.74 + \$6.22 for each additional \$1,000.00 over \$25,000		
Building & Sign Permit \$50,001-100,000		5-2-2
\$411.24+ \$4.15 for each additional \$1,000.00 over \$50,000		
Building & Sign Permit \$100,001 or more		5-2-2
\$618.74+ \$3.61 for each additional \$1,000.00 over \$100,000		
Portable Sign Permit (14 days)	\$30.00	Zoning
Ord.		

Electrical Fees

For New Residences

5-4-9

Single Dwelling	\$38.00
Duplex Dwelling	\$56.75
Triplex Dwelling	\$75.50
4-Plex Dwelling	\$113.00
Multi Units Between 5 and 12	\$156.75
Over 12 Units	\$156.75 plus \$38.00 each over 12

For New Commercial or Industrial Buildings

First \$5,000.00 at \$8.00 per/\$1,000.00 of cost
Second \$5,000.00 at \$6.75 per/\$1,000.00 of cost
Third \$5,000.00 at \$5.50 per/\$1,000.00 of cost
Fourth \$5,000.00 at \$4.25 per/\$1,000.00 of cost
Fifth \$5,000.00 at \$3.00 per/\$1,000.00 of cost
All over \$25,000.00 at \$1.50 per/\$1,000.00 of cost

For Rewiring, Repairs or Alterations on Residence, Commercial and Industrial Buildings

\$100.00 to \$150.00 electric contract \$6.75
\$151.00 to \$200.00 electric contract \$8.00
\$201.00 to \$250.00 electric contract \$9.25
\$251.00 to \$300.00 electric contract \$10.50
\$301.00 to \$350.00 electric contract \$11.75
\$351.00 to \$400.00 electric contract \$13.00
\$401.00 to \$450.00 electric contract \$14.25
\$451.00 to \$500.00 electric contract \$15.50
\$501.00 to \$1,000.00 electric contract \$23.00
\$1,001.00 to \$2,000.00 electric contract \$28.00
All over \$2,001.00 \$28.00 plus \$1.50 per \$100.00

Plumbing Fees

For New Residences

5-3-10

Single Dwelling	\$38.00
Duplex Dwelling	\$56.75
Triplex Dwelling	\$75.50
4-Plex Dwelling	\$113.00
Multi Units Between 5 and 12	\$156.75
Over 12 Units	\$156.75 plus \$38.00 each over 12

For New Commercial or Industrial Buildings

First \$5,000.00 at \$8.00 per/\$1,000.00 of cost
Second \$5,000.00 at \$6.75 per/\$1,000.00 of cost
Third \$5,000.00 at \$5.50 per/\$1,000.00 of cost
Fourth \$5,000.00 at \$4.25 per/\$1,000.00 of cost
Fifth \$5,000.00 at \$3.00 per/\$1,000.00 of cost
All over \$25,000.00 at \$1.75 per/\$1,000.00 of cost

For Repairs or Alterations on Residence, Commercial and Industrial Buildings

\$100.00 to \$150.00 plumbing contract \$6.75
\$151.00 to \$200.00 plumbing contract \$8.00
\$201.00 to \$250.00 plumbing contract \$9.25
\$251.00 to \$300.00 plumbing contract \$10.50

\$301.00 to \$350.00 plumbing contract \$11.75
 \$351.00 to \$400.00 plumbing contract \$13.00
 \$401.00 to \$450.00 plumbing contract \$14.25
 \$451.00 to \$500.00 plumbing contract \$15.50
 \$501.00 to \$1,000.00 plumbing contract \$23.00
 \$1,001.00 to \$2,000.00 plumbing contract \$28.00
 All over \$2,001.00 \$28.00 plus \$1.50 per \$100.00

Campground

Class A Site	\$25.00
(Lake View, Patio, Water, Sewer, Electric, Cable TV, Fire Pit)	
Class B Site	
(Patio, Water, Sewer, Electric, Cable TV, Fire Pit)	\$23.00
Class C Site	\$23.00
(Lake View, Patio, Water, Sewer, Electric, Fire Pit)	
Class D Site	\$21.00
(Patio, Water, Sewer, Electric, Fire Pit)	
Class E Site	\$19.00
(Water, Sewer, Electric)	
Class F Site	\$16.00
(Electric)	
Class G Site	\$11.00
(Tent)	
Group Discount's	
For Groups of 20 or more sites – 10% (non-holidays)	
For groups of 40 or more sites – 15% (non-holidays)	
Long Term Stay Rate	
Limited to Long Term Stay slots which include Water, Sewer, Electric	
Minimum 30 day stay paid in advance – 10% off	
Bundle of Wood	\$5.00
Extra vehicle/trailer above 2 (per day)	\$2.00
Visitor vehicles (per day/per vehicles)	\$2.00
Non-Campers Dump Station (per event)	\$4.50
Non-Camper Shower (per shower)	\$4.00

Fire Department

False Alarm Fee (after 1)	\$150.00
Liquor License Inspection Fee	\$50.00
Fireworks Display (Mortar sizes from 1-3 inches)	\$150.00
Fireworks Display (Mortar size larger than 3 inches)	\$250.00
Emergency Response and/or Cleanup of Material (per hour)	
Large Fire Apparatus	\$150.00
Fire Commander Vehicle	\$75.00

4-7-16

Golf Course

Single Season Pass	\$149.00
College Season Pass	\$149.00
Junior Season Pass (12 and Under)	\$50.00
Electric Cart Storage	\$275.00
Gas Cart Storage	\$225.00
Locker Rent/yr	\$20.00

Golf Club Rental	\$10.00
Trail Fee (per day)	\$10.00
Pull Cart Rental	\$3.00
Trail Fee (year)	\$150.00
Discount Tickets – per 9 holes (sold in advance with minimum quantity of 50)	\$10.00
Weekday 9 Holes	\$15.00
Weekday 18 Holes	\$19.00
Weekend 9 Holes	\$19.00
Weekend 18 Holes	\$25.00
Cart Rental 9 Holes	\$10.00
Cart Rental 18 Holes	\$20.00
Yearly Cart Rental	\$300.00
Hall Rental – Off Season Rate	\$250.00
Hall Rental – Peak Season Rate (Memorial Day to Labor Day)	\$300.00
Bar Set-Up Fee	\$50.00
Hall Rental - Friday Setup Fee (valid only after 5:00pm Friday with following Sat. rental)	\$100.00
Hall Rental (weekday 4hrs or less)	\$75.00
Group Golf Rates	As Set by the Following Table

# Rounds Per Event	9 Holes	18 Holes
0-25	Regular Rates	Regular Rates
26-50	\$12.00 / Round	\$15.00 / Round
51-99	\$9.00 / Round	\$10.00 / Round
100+	\$8.00 / Round	\$9.00 / Round

Library

Late Borrowing Fees	
Print Materials per day	\$0.10
Audiobooks, DVDs per day	\$1.00
Sale of Designated Library Materials	
Used Book	\$0.25
Used Magazine	\$0.10
Used Audio, VHS, DVD	\$1.00
Earbuds	\$1.50
Printing, Scan, Fax per page	
B&W photocopy or computer print	\$0.20
Color photocopy or computer print	\$0.40
Scan to email or print	\$1.00
Domestic fax	\$1.00
International fax	\$3.00
Replacements per item	
Damaged or missing material	full replacement cost
Library card	\$1.00
Barcode or label	\$1.00
Pocket	\$1.00
Security Card	\$2.00
Single DVD Case	\$2.00
Double DVD Case	\$4.00
Multiple DVD case	\$5.00

Single CD Case	\$2.00	
Double CD Case	\$4.00	
Large CD Case	\$5.00	
CD sleeves	\$1.00	
10-12" dust jacket	\$1.25	
DVD Paper cover	\$2.00	
Missing book cover or page	\$3.00	
3" Book Tape	\$2.00	
4" Book Tape	\$3.00	
Special Processing for damaged or missing material	\$7.00	
Meeting Room		
Fee, non-profit organization	\$10.00	
Fee, profit organization	\$25.00	
Damage Deposit	\$25.00	
Room Rental Damage	Full replacement cost & labor	
Interlibrary Loan		
Postage	\$1.25	

Police

Administrative Fee	\$30.00	
Alarm Business Permit Application	\$75.00	4-7-6
Alarm Business Permit Renewal	\$75.00	4-7-9
False Alarm Equip Malfunction (after 3)	\$75.00	4-7-16
False Alarm	\$75.00	4-7-16
Building Escorts (per car)	\$75.00	5-1-3
Cat License – Not Neutered/Spayed (per year)	\$20.00	8-4-2
Neutered/Spayed (per year)	\$10.00	
Dog License – Not Neutered/Spayed (per year)	\$20.00	8-3-2
Neutered/Spayed (per year)	\$10.00	
Fingerprinting	\$10.00	
Impound/Storage Fee (per day)	\$30.00	8-6-5
Impound Storage Fee – felony related (per day)	\$50.00	
Parking Fine	\$15.00	9-11-4
Police Escort Fee – per hour, per unit	\$75.00	5-1-3
Emergency Response and/or Cleanup of Material (per hour)		
Police Vehicle (per vehicle)	\$75.00	

King's Pointe Outdoor Aquatic Center

Family Season Pass	\$240.00	
(up to 5 family members can be included on Pass, Children 4 and under need not be on pass, as they are free.)		
Up to 4 additions of children 5-12 years old @\$40 each		
On sale each year starting the Second Monday of December		
Holiday Promotion on the Friday after Thanksgiving	\$225.00	
Single Season Pass (children and adults)	\$125.00	
Adult BV Resident Daily Pass (Age 12+)	\$8.00	
Child BV Resident Daily Pass (Age 5-11)	\$6.00	
Children (Age 5-11) Standard Pricing	\$12.00	
Adults (Age 12+) Standard Pricing	\$15.00	
4 and under	free	
Twilight Pricing (after 3:00)		

Age 12+	\$7.50
Age 5-11	\$6.00
Age 0-4	free
Land Lovers	\$5.00
Swim Lessons	\$30.00

Roadway Maintenance

Concrete Breaking (per sq ft)	\$2.50
Concrete Sawing (per ft)	\$3.75
Street Cuts (per sq yard of concrete)	\$37.00

Sewer

Sewer Svc Permit & Connection Fee	\$150.00	3-2-4
Private Wastewater System Permit	\$50.00	3-2-3

Shelter House

Rental Fee - Mon. – Thurs., per side	\$55.00
Rental Fee - Fri., Sat., & Sun., per side	\$80.00
Damage Deposit – per side	\$50.00
AWAYSIS Pavilions – per time slot (3 times available)	\$25.00
Frank Starr Park Open Shelter – per time slot (2 times available)	\$50.00
Campground Open Shelter – per time slot (2 time slots available)	\$50.00
AWAYSIS Great Lawn – per day	\$200.00
Band Shell – per day	\$25.00

Water

Door Tag Fee	\$20.00	3-5-3
Meter Testing Fee (within 2%)	\$50.00	3-4-20
Shut Off – 8 AM to 3 PM	\$50.00	3-4-19 & 3-5-3
Shut Off – After 3 PM	\$75.00	3-4-19 & 3-5-3
Water Svc Permit & Connect Fee	\$150.00	3-4-5
Water Tapping Fee (per inch)	\$65.00	3-4-5
Outside City Limits Hook-up Fee	\$1,500.00	3-4-6
Combined Utility Deposit	\$160.00	

PASSED AND APPROVED this 19th day of December 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Code of Conduct – Moved by Council Member Engelmann to adopt Resolution No. 55-R-2016-2017 approving the Code of Conduct. Seconded by Council Member Porsch. Vote: All ayes. Motion carried.

RESOLUTION NO. 55-R-2016-2017

RESOLUTION ADOPTING CODE OF CONDUCT

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

WHEREAS, the City of Storm Lake, has received a Community Development Block Grant from the Iowa Economic Development Authority; and

WHEREAS, the Iowa Economic Development Authority requires the City of Storm Lake to adopt a Code of Conduct in order to utilize such funds;

THEREFORE, BE IT RESOLVED, by the City Council for the City of Storm Lake that:

Section 1: It hereby adopts and implements the attached Code of Conduct to be utilized by all officers, employees, or agents of the City engaged in the award or administration of contracts funded all, or in part, by the Community Development Block Grant Program.

PASSED AND APPROVED this 19th day of December, 2016

Jon F. Kruse, Mayor

Attest:

Sue Vossberg, City Clerk

CODE OF CONDUCT

PURPOSE

The purpose of this Code of Conduct is to ensure the efficient, fair, and professional administration of federal grant funds in compliance with 24 CFR; Part 85 (85.36(b)(3)) and other applicable federal and state standards, regulations, and laws.

APPLICATION

This Code of Conduct applies to all officers, employees, or agents of the City of Storm Lake engaged in the award or administration of contracts supported by federal grant funds.

REQUIREMENTS

No officer, employee, or agent of the City of Storm Lake shall participate in the selection, award, or administration of a contract supported by federal grant funds, if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when:

- a) the employee, officer, or agent;
- b) any member of his/her immediate family;
- c) his/her partner; or
- d) an organization which employs, or is about to employ any of the above;

has a financial or other interest in the firm selected for award of said contract.

The City of Storm Lake's officers, employees, or agents shall neither solicit nor accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or subcontractors.

REMEDIES

To the extent permitted by federal, state, or local laws or regulations, violation of these standards may cause penalties, sanctions or other disciplinary actions to be taken against the City of Storm Lake's officers, employees, or agents, or the contractors, potential contractors, subcontractors, or their agents.

EFFECTIVE DATE

Passed this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Equal Opportunity Policy Statement – Moved by Council Member Porsch to adopt Resolution No. 56-R-2016-2017 approving the Equal Opportunity Policy Statement. Seconded by Council Member Engemann. Vote: All ayes. Motion carried.

RESOLUTION NO. 56-R-2016-2017

RESOLUTION ADOPTING EQUAL OPPORTUNITY POLICY STATEMENT

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

It is the policy of the City of Storm Lake to provide equal opportunity to all employees, applicants, and program beneficiaries; to provide equal opportunity for advancement of employees; to provide program and employment facilities which are accessible to the handicapped; and to administer its programs in a manner which does not discriminate against any person because of race, creed, color, religion, sex, national origin, sexual orientation, disability, age, political affiliation, familial status or citizenship.

The Mayor and City Council have ultimate responsibility for the overall administration of the affirmative action/equal opportunity program. The total integration of equal opportunity into all parts of personnel and program management is the Mayor and Council's responsibility. The Mayor and Council will review all policies and procedures as they affect equal opportunity and affirmative action and ensure compliance with relevant federal and state statutes.

The right of appeal and recourse is guaranteed by the City of Storm Lake. Any person who feels that he or she has been denied employment, participation, representation, or services in any

program administered by the City of Storm Lake because of race, creed, color, religion, sex, national origin, sexual orientation, disability, age, political affiliation, familial status or citizenship, has the right to file an equal opportunity complaint. Information and assistance relative to equal opportunity complaints shall be provided and may be obtained at City Hall.

This Equal Opportunity Policy of the City of Storm Lake shall be posted in conspicuous places within the facility and distributed to all employees, contractors, and to the chairpersons of all advisory and policy-making groups.

PASSED AND APPROVED on this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Residential Anti-Displacement and Relocation Assistance Plan - Moved by Council Member Anderson to adopt Resolution No. 57-R-2016-2017 approving the Residential Anti-Displacement and Relocation Assistance Plan. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

RESOLUTION NO. 57-R-2016-2017

RESOLUTION ADOPTING THE CITY OF STORM LAKE – RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

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

This Residential Anti-Displacement and Relocation Assistance Plan (RARAP) is prepared by the City of Storm Lake in accordance with the Housing and Community Development Act of 1974, as amended; and HUD regulations at 24 CFR 42.325 and is applicable to CDBG*, UDAG and/or HOME-assisted projects.

*CDBG programs include: Entitlement Community Development Block Grant (CDBG) Program, State CDBG Program, CDBG Small Cities Program, Section 108 Loan Guarantee Program, CDBG Special Purpose Grants Program, and the Neighborhood Stabilization Program (NSP).

Minimize Displacement

Consistent with the goals and objectives of activities assisted under the Act, the City of Storm Lake will take the following steps to minimize the direct and indirect displacement of persons from their homes:

Coordinate code enforcement with rehabilitation and housing assistance programs.

Evaluate housing codes and rehabilitation standards in reinvestment areas to prevent undue financial burden on established owners and tenants.

Stage rehabilitation of apartment units to allow tenants to remain in the building/complex during and after the rehabilitation, working with empty units first.

Arrange for facilities to house persons who must be relocated temporarily during rehabilitation.

Adopt policies to identify and mitigate displacement resulting from intensive public investment in neighborhoods.

Adopt policies which provide reasonable protections for tenants faced with conversion to a condominium or cooperative.

Adopt tax assessment policies, such as deferred tax payment plans, to reduce impact of increasing property tax assessments on lower income owner-occupants or tenants in revitalizing areas.

Establish counseling centers to provide homeowners and tenants with information on assistance available to help them remain in their neighborhood in the face of revitalization pressures.

Where feasible, give priority to rehabilitation of housing, as opposed to demolition, to avoid displacement.

If feasible, demolish or convert only dwelling units that are not occupied or vacant occupiable dwelling units (especially those units which are “lower-income dwelling units” (as defined in 24 CFR 42.305).

Target only those properties deemed essential to the need or success of the project.

Relocation Assistance to Displaced Persons

The City of Storm Lake will provide relocation assistance for lower-income tenants who, in connection with an activity assisted under the CDBG and/or HOME Program(s), move permanently or move personal property from real property as a direct result of the demolition of any dwelling unit or the conversion of a lower-income dwelling unit in accordance with the requirements of 24 CFR 42.350. A displaced person who is not a lower-income tenant, will be provided relocation assistance in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR Part 24.

One-for-One Replacement of Lower-Income Dwelling Units

The City of Storm Lake will replace all occupied and vacant occupiable lower-income dwelling units demolished or converted to a use other than lower-income housing in connection with a project assisted with funds provided under the CDBG and/or HOME Program(s) in accordance with 24 CFR 42.375.

Before entering into a contract committing the City of Storm Lake to provide funds for a project that will directly result in demolition or conversion of lower-income dwelling units, the City of Storm Lake will make public by publication in a newspaper of general circulation and submit to HUD [the State, under the State CDBG and/or HOME Program(s)] the following information in writing:

1. A description of the proposed assisted project;

2. The address, number of bedrooms, and location on a map of lower-income dwelling units that will be demolished or converted to a use other than as lower-income dwelling units as a result of an assisted project;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. To the extent known, the address, number of lower-income dwelling units by size, number of bedrooms, and location on a map of the replacement lower-income housing that has been or will be provided. *NOTE: See also 24 CFR 42.375(d).*
5. The source of funding and a time schedule for the provision of the replacement dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a lower-income dwelling unit for at least 10 years from the date of initial occupancy; and,
7. Information demonstrating that any proposed replacement of lower-income dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom units), or any proposed replacement of efficiency or single-room occupancy (SRO) units with units of a different size, is appropriate and consistent with the housing needs and priorities identified in the HUD-approved Consolidated Plan and 24 CFR 42.375(b).

To the extent that the specific location of the replacement dwelling units and other data in items 4 through 7 are not available at the time of the general submission, the City of Storm Lake will identify the general location of such dwelling units on a map and complete the disclosure and submission requirements as soon as the specific data is available.

Replacement Not Required Based on Unit Availability

Under 24 CFR 42.375(d), the City of Storm Lake may submit a request to HUD (or to the State, if funded by the State) for a determination that the one-for-one replacement requirement does not apply based on objective data that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within the area.

Contacts

The City of Storm Lake (712-732-8000) is responsible for tracking the replacement of lower income dwelling units and ensuring that they are provided within the required period.

The City of Storm Lake (712-732-8000) is responsible for providing relocation payments and other relocation assistance to any lower-income person displaced by the demolition of any dwelling unit or the conversion of lower-income dwelling units to another use.

Conclusions

It has been determined that the activities proposed in the City's CDBG project will not result in the demolition or conversion of any low/moderate income dwelling units, occupied or occupiable, nor will the proposed project result in the displacement or relocation of any persons or households.

Should the scope of the proposed project be amended at a future date to include any kind of residential demolition, conversion, displacement, or relocation activities, this plan will be reviewed and amended.

PASSED AND APPROVED this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Campground Storm Water Improvements – Moved by Council Member Engelmann to approve a Design and Construction Services Agreement with ISG for the Sunrise Campground Storm Water Improvements Project. Cost of agreement not to exceed \$5,700. Seconded by Council Member Carlson. Vote: All ayes. Motion carried.

2017 East Richland Street Rehabilitation Project - Moved by Council Member Anderson to adopt Resolution No. 58-R-2016-2017 approving rejecting bids for the 2017 East Richland Street Rehabilitation Project. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

RESOLUTION NO. 58-R-2016-2017

A RESOLUTION REJECTING BIDS ON THE 2017 EAST RICHLAND STREET PROJECT FROM FLINDT DRIVE TO RADIO ROAD

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

That the bids received by the Iowa DOT on November 15, 2016 for the 2017 East Richland Street Project from Flindt Drive to Radio Road be rejected.

PASSED AND APPROVED this 19th day of December 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Moved by Council Member Porsch to approve Addendum #1 to Professional Services Agreement with Bolton & Menk for the E. Richland Rehabilitation Project. Cost of the addendum is not to exceed \$45,000. Seconded by Council Member Carlson. Vote: All ayes. Motion carried.

North Raccoon River Watershed Management Authority (WMA) – Moved by Council Member Rice to approve the North Raccoon River Watershed Management Authority 28E agreement. Seconded by Council Member Anderson. Vote: All ayes. Motion carried.

East Fourth Street Ballfields 28E Agreement – Moved by Council Member Engelmann to approve revised 28E agreement with Storm Lake Community School District and Storm Lake Youth Baseball Association for the East 4th Street Ballfields. Seconded by Council Member Porsch. Vote: All ayes. Motion carried.

Housing Rehabilitation - Moved by Council Member Porsch to adopt Resolution No. 59-R-2016-2017 approving change order #2 to the contract with R. Wise Construction for the Housing Project #2014-6. Change order is a deduction of \$1,025 to the contract. Seconded by Council Member Engelmann. Vote: All ayes. Motion carried.

RESOLUTION NO. 59-R-2016-2017

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

To approve Change Order #2 to the contract with R. Wise Construction for the Housing Rehabilitation Project #2014-6 with the following changes:

- Sheathing not needed on entire roof. Deduction of \$1,550.00
- Add rear garage door. Addition of \$525.00

Total cost of change order #2 is a deduction of \$1,025 to the contract. Total contract cost after change order #2 is \$24,515.00

PASSED AND ADOPTED this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Moved by Council Member Porsch to adopt Resolution No. 60-R-2016-2017 approving the final acceptance of the contract with R. Wise Construction for the Housing Project #2014-6. Total contract amount \$24,515. Seconded by Council Member Carlson. Vote: All ayes. Motion carried.

RESOLUTION NO. 60-R-2016-2017

RESOLUTION ACCEPTING PUBLIC IMPROVEMENT

WHEREAS, the City Council of the City of Storm Lake, Iowa entered into a construction contract, and the Mayor and Clerk of Storm Lake, Iowa executed the contract with R. Wise Construction Sioux Rapids, IA with regard to the Housing Rehabilitation Project #2014-6, City of Storm Lake, Iowa.

WHEREAS, said contractor has fully completed the said project in accordance with the terms and conditions of said contract and plans and specifications.

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

Section 1. That said public improvement is hereby approved and accepted as having been fully completed in accordance with the plans, specifications and form of contract, upon final inspection approval, and the total final contract price is \$24,515.00.

PASSED AND APPROVED this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Susan Vossberg, City Clerk

Moved by Council Member Engelmann to adopt Resolution No. 61-R-2016-2017 approving change order #1 to the contract with R. Wise Construction for the Housing Project #2014-7. Change Order is an increase of \$500 to the contract. Seconded by Council Member Anderson. Vote: All ayes. Motion carried.

RESOLUTION NO. 61-R-2016-2017

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

To approve Change Order #1 to the contract with R. Wise Construction for the Housing Rehabilitation Project #2014-7 with the following changes:

- Sheathing not needed for roof. Deduction of \$1,700.00
- Install 150 amp panel. Addition of \$2,200.00

Total cost of change order #1 is an addition of \$500 to the contract. Total contract cost after change order #1 is \$17,990.00

PASSED AND APPROVED this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Moved by Council Member Porsch to adopt Resolution No. 62-R-2016-2017 approving the final acceptance of the contract with R. Wise Construction for the Housing Project #2014-7. Total contract amount \$17,990. Vote: All ayes. Motion carried.

RESOLUTION NO. 62-R-2016-2017

RESOLUTION ACCEPTING PUBLIC IMPROVEMENT

WHEREAS, the City Council of the City of Storm Lake, Iowa entered into a construction contract, and the Mayor and Clerk of Storm Lake, Iowa executed the contract with R. Wise Construction Sioux Rapids, IA with regard to the Housing Rehabilitation Project #2014-7, City of Storm Lake, Iowa.

WHEREAS, said contractor has fully completed the said project in accordance with the terms and conditions of said contract and plans and specifications.

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

Section 1. That said public improvement is hereby approved and accepted as having been fully completed in accordance with the plans, specifications and form of contract, upon final inspection approval, and the total final contract price is \$17,990.00.

PASSED AND APPROVED this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Condo Site – Moved by Council Member Porsch to adopt Resolution No. 63-R-2016-2017 approving the Second Amended and Substituted Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Formerly Designated as Sunset View Residential Subdivision in the form set forth in these minutes, which form included changes from the form that was initially submitted for consideration and which form was suggested by the City Attorney at the meeting at the request of the developer of the property made just before the meeting. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

RESOLUTION NO. 63-R-2016-2017

RESOLUTION APPROVING SECOND AMENDED AND SUBSTITUTED DECLARATION OF CONDITIONS, RESTRICTIONS, EASEMENTS AND CHARGES AFFECTING REAL PROPERTY FORMERLY DESIGNATED AS “SUNSET VIEW RESIDENTIAL SUBDIVISION”

WHEREAS, on June 5, 2006, by Resolution No. 100-R-2005-06, the City Council of the City of Storm Lake, Iowa approved a Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Known and Designated as “Sunset View Residential Subdivision” (the “Original Declaration”) and caused it to be filed June 6, 2006, as Document #061599 in the Office of the Buena Vista County, Iowa Recorder;

WHEREAS, the Original Declaration was intended to govern the use of the Sunset View Residential Subdivision (the “Subdivision”) by a developer who was then about to purchase the subdivision for development but failed to complete the development and eventually lost ownership of the Subdivision;

WHEREAS, the City of Storm Lake, Iowa reacquired ownership of the Subdivision before its development and modified the Original Declaration slightly by adopting Resolution No. 19-R-2-15-2016 that approved an Amended and Substituted Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Known and Designated as “Sunset View Residential Subdivision” (the “Amended Declaration”), recorded as Document #151870, which made the requirements and restrictions consistent with a proposed development of a second developer who ultimately did not purchase the Subdivision;

WHEREAS, the City of Storm Lake, Iowa desires to now modify the Amended Declaration slightly to make its requirements and restrictions consistent with the proposed development of FB Storm Lake II, LLC, a developer who has entered into an agreement with the City to purchase and develop the Subdivision;

WHEREAS, the Second Amended and Substituted Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Formerly Designated as “Sunset View Residential Subdivision,” attached as Exhibit 1, (the “Second Amended Declaration”) is the Amended Declaration as so modified and includes an Agreement to be Bound to be executed by FB Storm Lake II, LLC, evidencing its agreement to be bound by the provisions, requirements, and restrictions of the Second Amended Declaration.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Storm Lake, Iowa as follows:

1. The Second Amended Declaration, as set forth in attached Exhibit 1, is hereby approved and adopted, conditioned upon and subject to the due execution of the Agreement to be Bound by the developer named therein.

2. The Mayor and City Clerk are authorized and directed to duly execute the Second Amended Declaration, a copy of which is attached as Exhibit 1, and, once it has been duly executed by the developer named therein, to cause it to be recorded in the Office of the Buena Vista County, Iowa Recorder.

3. The Second Amended Declaration shall be effective only if the Agreement to be Bound, included in the Second Amended Declaration, is duly executed by the developer named therein.

Passed, approved, and adopted this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

Exhibit 1

Prepared by and return to: Philip E. Havens, 716 Lake Avenue, Storm Lake, IA 50588; 712-732-7262

SECOND AMENDED AND SUBSTITUTED DECLARATION OF CONDITIONS,
RESTRICTIONS, EASEMENTS AND CHARGES AFFECTING REAL PROPERTY
FORMERLY DESIGNATED AS
“SUNSET VIEW RESIDENTIAL SUBDIVISION”

I.

PROPERTY SUBJECT TO THIS SECOND AMENDED AND SUBSTITUTED
DECLARATION

The real property which is subject to this Second Amended and Substituted Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Formerly Designated as “Sunset View Residential Subdivision” (hereafter, the “Second Amended Declaration”) shall be a parcel of land designated as the “Sunset View Residential Estates” (hereinafter, the “Parcel”) which is legally described on Exhibit A attached hereto and incorporated by reference. To the extent permitted by law, this Second Amended Declaration amends and replaces the Amended and Substituted Declaration of Conditions, Restrictions, Easements and Charges Affecting Real Property Known and Designated as “Sunset View Residential Subdivision,” filed as Document #151870 in the office of the Buena Vista County, Iowa Recorder. However, the Parcel no longer shall be designated as the “Sunset View Residential Subdivision.”

II.

USES PERMITTED AND PROHIBITED

1. The Parcel shall be developed for residential condominiums and apartments. All units developed in this Parcel shall be subject to and governed by a Horizontal Property Regime declared and filed by the original developers(s)/owner(s) pursuant to Chapter 499B of the Iowa Code. No part of the one lot in said Parcel shall be used for any purpose whatsoever other than for residential purposes and no buildings shall be erected, constructed or maintained on such property that may be used for any purpose other than for multi-family residential use or garage in support of that residential use.

2. No outbuildings, garage, shed, tent, basement, or temporary buildings of any kind shall be erected on said property prior to building of permanent residential condominiums and apartments, nor shall any of such structures be used for residence purposes at any time. No farm or commercial trucks or machinery may be kept or stored on any property or streets set out in

this platting. A temporary sales trailer, designated to facilitate the sale of the condominium units and a temporary construction trailer during building construction are permissible, subject to City code.

3. No boat, mobile home, recreational vehicle, camper or similar equipment shall be parked other than in a garage on any property in the Parcel except to the extent they are so parked for loading or by temporary visitors.

4. No noxious, dangerous or offensive thing, activity or nuisance shall be erected, constructed or maintained, operated or permitted on said property.

5. No livestock shall be kept or maintained on said property except that household pets may be kept provided they are not kept, bred or maintained for any commercial use or purpose. Outside kennels may not be used for housing dogs or other pets.

6. No advertising device shall be erected or displayed upon any of the real property except a "For Sale" sign that may be put up by the owner of an individual unit and the display area of which is of common, commercially reasonable size, and complies with existing codes.

III.

COLLECTIVE PARCEL REQUIREMENTS

1. All residential buildings shall be constructed so that the long axis of the building is parallel to the lake. The overall site plan of the Parcel, including the number of buildings, shall be subject to the approval of the City.

2. The developer of this Parcel shall design a plan to deal with storm water runoff and shall coordinate with the City and/or its consultants in the design of the storm water facilities so that they will be compatible with City facilities. Construction may not commence until the storm water runoff plan is approved by the City.

3. Access to the condominiums and apartments shall be by an access drive or two access drives from Sunrise Road to the western boundary of the Parcel. Two access drives shall be permitted. If only one access drive is constructed or if the two access drives in combination with the parking areas for the condominiums and apartments do not permit through vehicular traffic, then any access drive constructed must include a turn-around or three point turning area suitable to meet City fire code requirements.

4. The developer shall also include plans for a sidewalk from the Parcel to Sunrise Road. Said plans will be subject to the approval of the City.

5. All garages provided in this Parcel shall be located along the golf course side of the condominiums and apartments or underground.

6. The developer may erect a sign identifying the Parcel which otherwise meets the design standards of the East Lakeshore Drive Design Guidelines at a site to be determined in consultation with the City.

7. Lighting for the private access drive serving this condominium and apartment Parcel shall be designed so that it is consistent with the lighting used along Sunrise Road and the Lake Trail.

8. A single developer must develop all of the condominium and apartment units in the Parcel. The developer may contract with one or more contractors and/or subcontractors to construct the condominiums required.

9. All utilities serving the Parcel will be installed underground.

IV.

DESIGN REQUIREMENTS

1. All of the units constructed in the Parcel shall be designed so that their location will meet the front, side and rear setback requirements of the Storm Lake Zoning Ordinance as applied to the East Gateway District.

2. The exterior building materials used in the construction of the condominiums and apartments and the colors used on the exterior of the building shall comply with the East Lakeshore Drive Design Guidelines established for the East Gateway District and shall otherwise be compatible with King's Pointe Resort in Storm Lake, Iowa. Similarly, the architectural design of the buildings and the roof design shall comply with the East Lakeshore Drive Design Guidelines established for the East Gateway District. Compliance with these requirements shall be determined by the Review Architect retained by the City as otherwise provided for in the East Gateway Drive Design Guidelines.

3. All the residential condominiums and apartments shall be designed so that they give due consideration to the accessibility standards set forth in the Americans With Disabilities Act and at a minimum each building shall be equipped with an elevator serving all floors and each of the units shall be designed so that they are ADA adaptable.

4. If and to the extent balconies are part of the design of the condominium and apartment buildings, such balconies shall be cantilevered so that they can be supported without the installation of posts, or if built with support posts, such posts will be masonry, decorative metal or decorative wood. Flat sided dimensional wooden posts are not permitted.

5. Each individual condominium and apartment building shall include space for parking as required by the Storm Lake Zoning Ordinance.

6. Site development for each of the individual condominium and apartment buildings shall include the necessary landscaping so that the site meets the requirements set forth in the East Lakeshore Drive Design Guidelines relating to the species of trees, shrubs and plants to be used as well as placement of same relative to the streets.

7. Refuse areas for the Parcel shall be on the golf course side of the property and shall be fully enclosed or shall be placed underground.

8. For purposes of code set-back requirements, the lake side of the Parcel shall be deemed the front side.

V.

UTILITY EASEMENT

A permanent easement of twenty-five feet (25') in width for sanitary sewer and water lines and their appurtenant structures, as described on attached Exhibit B, incorporated by reference, is also reserved by the City of Storm Lake, Iowa and granted to the public.

VI.

DURATION OF CONDITIONS AND RESTRICTIONS

1. All the above conditions and restrictions set forth in this declaration shall run with the land described on Exhibit A and continue to be in full force and effect until the 18th day of December, 2037, except that the utility easement described in V above shall be perpetual. The conditions and restrictions other than the utility easements shall continue in force for an additional twenty-one (21) years after that if the owners of at least two-thirds (2/3) of all the condominium and apartment units shall agree in writing that such conditions and restrictions, with or without modifications, shall remain in effect for the additional twenty-one (21) year

period and shall have recorded that Agreement with the Buena Vista County Recorder on or before December 18, 2037.

2. Determination by any court that any of the provisions of this declaration are unlawful or void shall not affect the validity of any of the other provisions thereof.

3. As damages are deemed inadequate compensation for any breach of the covenants, conditions or restrictions of this declaration, such breach and the continuance thereof may be enjoined, abated and remedied by appropriate legal proceedings by the declarant, City of Storm Lake, or by an owner of any condominium, apartment or building site on this plat.

Dated this 19th day of December, 2016.

CITY OF STORM LAKE, IOWA

By: _____
Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

STATE OF IOWA, COUNTY OF BUENA VISTA

This record was acknowledged before me on December 20, 2016, by Jon F. Kruse and Sue Vossberg, as Mayor and City Clerk of the City of Storm Lake, Iowa.

Notary Public

AGREEMENT TO BE BOUND

The undersigned, FB Storm Lake II, LLC, agrees that, if the City of Storm Lake, Iowa transfers ownership of Sunset View Residential Estates to FB Storm Lake II, LLC, then, in consideration of such transfer, FB Storm Lake II, LLC, will be bound by the requirements, restrictions, and provisions of this Second Amended And Substituted Declaration Of Conditions, Restrictions, Easements And Charges Affecting Real Property Formerly Designated as "Sunset View Residential Subdivision" (hereafter, "Second Amended Declaration") and shall not amend, modify, or rescind all or any part of the Second Amended Declaration without prior written approval of the City of Storm Lake, Iowa, except as permitted in VI (1) of the Second Amended Declaration.

Dated: _____ FB STORM LAKE II, LLC,
a Missouri limited liability company

By: _____
Shawn Foutch, Manager

STATE OF IOWA, COUNTY OF BUENA VISTA

This record was acknowledged before me on _____, 2016, by Shawn Foutch, as the Manager of FB Storm Lake II, LLC.

Notary Public

EXHIBIT A

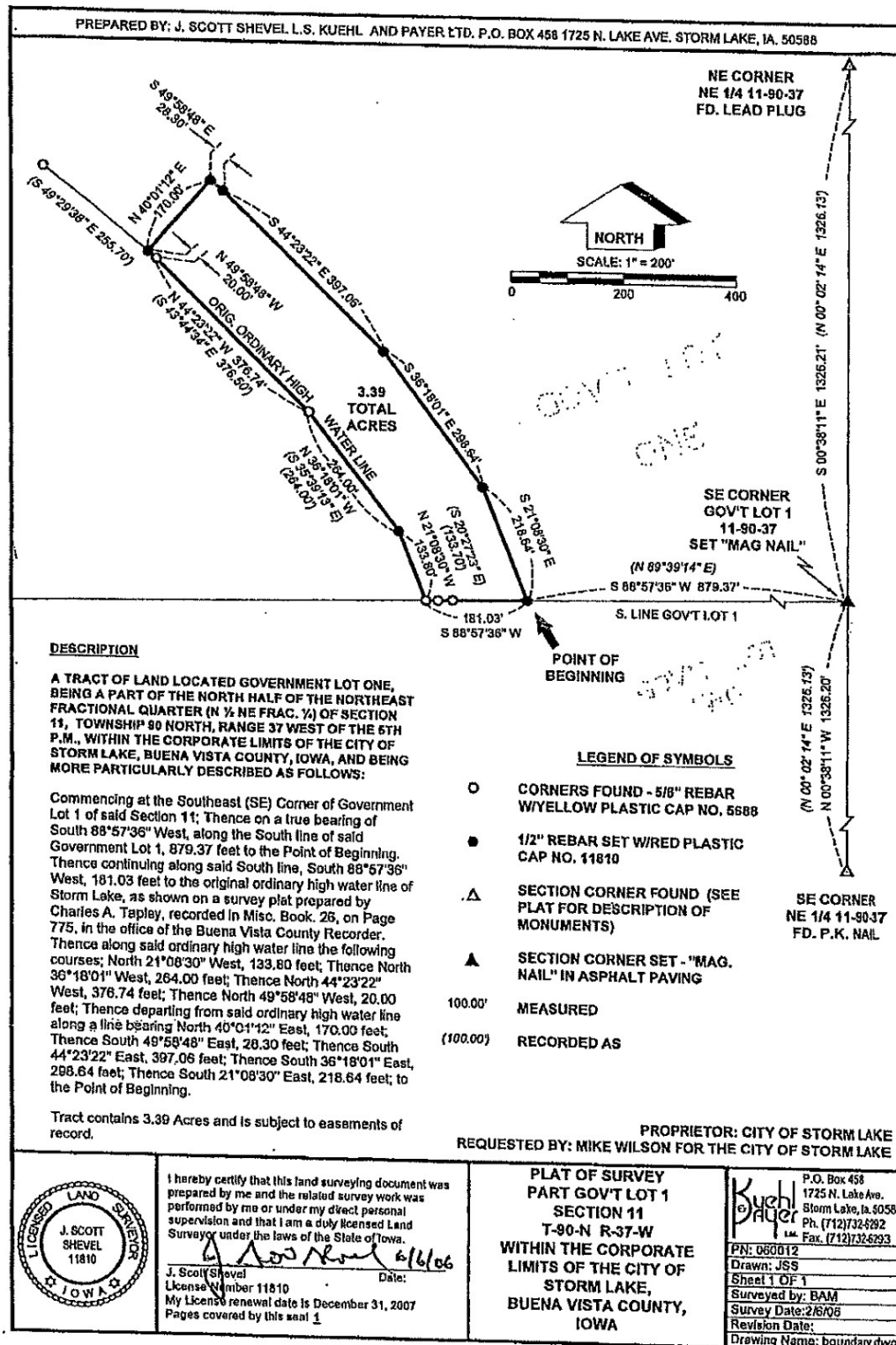


EXHIBIT B

UTILITY EASEMENT DESCRIPTION

AN EASEMENT FOR SANITARY SEWER AND WATER LINES AND THEIR APPURTENANT STRUCTURES LOCATED IN PART OF GOVERNMENT LOT ONE, BEING A PART OF THE NORTH HALF OF THE NORTHEAST FRACTIONAL QUARTER (N ½ NE FRAC. ¼) OF SECTION 11, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., WITHIN THE CORPORATE LIMITS OF THE CITY OF STORM LAKE, BUENA VISTA COUNTY, IOWA. SAID EASEMENT TO BE A CORRIDOR TWENTY-FIVE FEET (25') IN WIDTH, PARALLEL TO AND TWENTY-FIVE FEET (25') NORMAL DISTANT EASTERLY FROM, THE WEST LINE OF THE FOLLOWING DESCRIBED PARCEL:

Commencing at the Southeast (SE) Corner of Government Lot 1 of said Section 11; Thence on a true bearing of South 88°57'36" West, along the South line of said Government Lot 1, 879.37 feet to the Point of Beginning. Thence continuing along said South line, South 88°57'36" West, 181.03 feet to the original ordinary high water line of Storm Lake, as shown on a survey plat prepared by Charles A. Tapley, recorded in Misc. Book. 26, on Page 775, in the office of the Buena Vista County Recorder. Thence along said ordinary high water line the following courses; North 21°08'30" West, 133.80 feet; Thence North 36°18'01" West, 264.00 feet; Thence North 44°23'22" West, 376.74 feet; Thence North 49°58'48" West, 20.00 feet; Thence departing from said ordinary high water line along a line bearing North 40°01'12" East, 170.00 feet; Thence South 49°58'48" East, 28.30 feet; Thence South 44°23'22" East, 397.06 feet; Thence South 36°18'01" East, 298.64 feet; Thence South 21°08'30" East, 218.64 feet; to the Point of Beginning.

Years of Service – Moved by Council Member Porsch to adopt Resolution No. 64-R-2016-2017 approving a Proclamation Honoring Susan Vossberg for service to the City of Storm Lake. Seconded by Council Member Anderson. Vote: All ayes. Motion carried.

RESOLUTION 64-R-2016-2017

RESOLUTION HONORING SUSAN VOSSBERG FOR SERVICE TO THE CITY OF STORM LAKE, IOWA

Proclamation

WHEREAS,	Susan Vossberg has served the City of Storm Lake from October 19, 1987 through January 3, 2017 and;
WHEREAS,	She has made significant contributions to the City by her abilities and dedicated service; and
WHEREAS,	She has been a resource for the City Council, and City Staff; and
WHEREAS,	Susan Vossberg has brought credit to herself and, specifically, to the City of Storm Lake by her many accomplishments and excellent service to the residents of Storm Lake.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Storm Lake that its sincere and deep appreciation be extended to Susan Vossberg; and

BE IT FURTHER RESOLVED that the City Council and staff of the City of Storm Lake extend their warmest wishes in the future.

Passed by the City Council and signed by the Mayor this 19th day of December, 2016.

Jon F. Kruse, Mayor

ATTEST:

Jim Patrick, City Manager

Mr. Patrick, City Manager informed the Council that the city has receive a \$2,500 donation from Precision Pipeline, LLC to put towards the new park on the old Joyce's Greenery lot.

Council Member Porsch thanked the Police Department for the disbursement of \$2,000 donation received from a donor.

Closed Session – Moved by Council Member Porsch to go into closed session at 7:13 pm in reference to Iowa Code Chapter 21.5(C) to discuss litigation matters. Seconded by Council Member Anderson. Vote: All ayes. Motion carried.

Attendance in closed session: Engelmann, Rice, Anderson, Carlson, Porsch, Kruse, Patrick, Navratil, Vossberg, Martinez, and Havens.

Moved by Council Member Porsch to return to open session at 9:34 pm. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

Closed Session – Moved by Council Member Porsch to go into closed session at 9:36 pm in reference to Iowa Code Chapter 21.5(i) to discuss the City Manager evaluation. Seconded by Council Member Carlson. Vote: All ayes. Motion carried.

Attendance in closed session: Engelmann, Rice, Anderson, Carlson, Porsch, Kruse, and Vossberg.

Jim Patrick joined closed session at 10:12pm.

Moved by Council Member Porsch to return to open session at 10:57 pm. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

City Manager Contract – Moved by Council Member Porsch to approve leaving the City Manager's compensation the same as this year. Seconded by Council Member Rice. Vote: All ayes. Motion carried.

Adjournment – Moved by Council Member Engelmann to adjourn the meeting at 10:58 pm.
Seconded by Council Member Rice. Vote: All ayes. Motion carried.

Jon F. Kruse, Mayor

ATTEST:

Sue Vossberg, City Clerk

City of Storm Lake
620 Erie Street PO Box 1086
Storm Lake IA, 505881086

Checks for Approval Report

From: 12/20/16 To 01/03/17
User: tyler.gibbins

UNAVAILABLE

AFLAC	PR Batch 00553.12.2016 Aflac Pretax	88.59
AFLAC	PR Batch 00553.12.2016 Aflac After tax	56.44
AFLAC	PR Batch 00554.12.2016 Aflac Pretax	428.66
AFLAC	PR Batch 00554.12.2016 Aflac After tax	71.78
City of Storm Lake	PR Batch 00554.12.2016 Dental employee/child	6.00
City of Storm Lake	PR Batch 00554.12.2016 Dental insurance employee c	22.88
City of Storm Lake	PR Batch 00554.12.2016 Dental employee/spouse	14.91
City of Storm Lake	PR Batch 00554.12.2016 Dental insurance family	72.16
City of Storm Lake	PR Batch 00554.12.2016 125 Flexible Benefits	532.97
City of Storm Lake	PR Batch 00554.12.2016 Flex- Child Care	91.00
City of Storm Lake	PR Batch 00554.12.2016 Health Insurance Family	1,543.64
City of Storm Lake	PR Batch 00554.12.2016 Health Insurance Single	487.30
City of Storm Lake	PR Batch 00553.12.2016 Dental insurance employee c	1.13
City of Storm Lake	PR Batch 00553.12.2016 Dental employee/spouse	16.17
City of Storm Lake	PR Batch 00553.12.2016 Dental insurance family	24.45
City of Storm Lake	PR Batch 00553.12.2016 125 Flexible Benefits	265.16
City of Storm Lake	PR Batch 00553.12.2016 Flex- Child Care	62.50
City of Storm Lake	PR Batch 00553.12.2016 Health Insurance Family	716.64
Collection Services Center	PR Batch 00553.12.2016 Child Support Payments to I	406.00
Collection Services Center	PR Batch 00554.12.2016 Child Support Payments to I	222.00
Conseco Health Insurance Co	PR Batch 00554.12.2016 Cancer Pre Tax Insurance	41.04
EFTPS	PR Batch 00554.12.2016 Federal Income Tax	9,351.33
EFTPS	PR Batch 00554.12.2016 FICA Employee Portion	3,412.81
EFTPS	PR Batch 00554.12.2016 FICA Employer Portion	3,412.81
EFTPS	PR Batch 00554.12.2016 Medicare Employee Portion	1,337.64
EFTPS	PR Batch 00554.12.2016 Medicare Employer Portion	1,337.64
EFTPS	PR Batch 00553.12.2016 Federal Income Tax	4,519.99
EFTPS	PR Batch 00553.12.2016 FICA Employee Portion	1,502.67
EFTPS	PR Batch 00553.12.2016 FICA Employer Portion	1,502.67
EFTPS	PR Batch 00553.12.2016 Medicare Employee Portion	522.93
EFTPS	PR Batch 00553.12.2016 Medicare Employer Portion	522.93
ICMA Retirement Trust 457	PR Batch 00553.12.2016 ICMA	675.00
ICMA Retirement Trust 457	PR Batch 00553.12.2016 ICMA City Paid	550.01
ICMA Retirement Trust 457	PR Batch 00553.12.2016 ICMA City paid for Police	451.85
ICMA Retirement Trust 457	PR Batch 00554.12.2016 ICMA	1,605.00
Iowa Public Employees	PR Batch 00554.12.2016 IPERS	3,369.98
Iowa Public Employees	PR Batch 00554.12.2016 IPERS City Share	5,057.66
Iowa Public Employees	PR Batch 00553.12.2016 IPERS	1,475.04
Iowa Public Employees	PR Batch 00553.12.2016 IPERS City Share	2,213.77
ITT Hartford AMS RPVA	PR Batch 00553.12.2016 457 Hartford	125.00
ITT Hartford AMS RPVA	PR Batch 00554.12.2016 457 Hartford	350.00
Muni Fire/Police Retire	PR Batch 00554.12.2016 Muni Police/Fire Pension	3,295.74
Muni Fire/Police Retire	PR Batch 00554.12.2016 Muni Police/Fire Pension Ci	9,087.82
Muni Fire/Police Retire	PR Batch 00553.12.2016 Muni Police/Fire Pension	568.15
Muni Fire/Police Retire	PR Batch 00553.12.2016 Muni Police/Fire Pension Ci	1,566.64
Teamsters Local Union 554	PR Batch 00554.12.2016 Union Dues	184.50
Treasurer State Of Iowa	PR Batch 00554.12.2016 State Income Tax	3,493.61
Treasurer State Of Iowa	PR Batch 00553.12.2016 State Income Tax	1,819.18

UNAVAILABLE

Department Total = 68,483.79

Police Department

Alpha Wireless	Portable Radio Repairs	156.75
Buena Vista Regional Medical Center	ID Nametag	5.00
City of Storm Lake	Health Ins Allocations Jan2017	23,897.92
Custodian of Petty Cash	SLPD Postage	15.85

City of Storm Lake
620 Erie Street PO Box 1086
Storm Lake IA, 505881086

Checks for Approval Report

From: 12/20/16 To 01/03/17
User: tyler.gibbins

Custodian of Petty Cash	SLPD Postage	12.45
Decatur Electronics Inc	Radar	864.00
Jack's Uniforms & Equipment	Uniform Platt	122.89
Jack's Uniforms & Equipment	Uniform Pant- Weflen	110.89
MidAmerican Energy Company	Electric Service Oct/Nov 2016	761.87
O'Reilly Auto Parts	Jump Starter	199.99
O'Reilly Auto Parts	Wiper Blades	108.18
Pizza Ranch	Operation Supplies- Less Tax	53.96
Principal Life Ins Co	Insurance Premium Jan 2017	2,376.89
Rasmussen's	Battery	158.24
Rebnord Technologies Inc	Barcode Scanner P-6	399.95

Police Department	Department Total =	29,244.83
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Fire Department

Buena Vista Regional Medical Center	Alvarez Physical	1,032.00
City of Storm Lake	Health Ins Allocations Jan2017	2,193.42
Principal Life Ins Co	Insurance Premium Jan 2017	184.54
Smith Concrete Service Inc	Concrete	457.50
Smith Concrete Service Inc	Concrete	976.00

Fire Department	Department Total =	4,843.46
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Building Official

City of Storm Lake	Health Ins Allocations Jan2017	2,168.17
Custodian of Petty Cash	Washer Fluid	3.38
International Code Council	Code Books	116.36
Principal Life Ins Co	Insurance Premium Jan 2017	140.21

Building Official	Department Total =	2,428.12
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Police Special Revenues

Creative Product Sourcing, Inc	DARE Shirts	206.22
Creative Product Sourcing, Inc	DARE Shirts	38.75

Police Special Revenues	Department Total =	244.97
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Law Enforcement

Digital Ally Inc	WiFi Adapter	160.00
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Law Enforcement	Department Total =	160.00
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Crime Prevention

Keenan John	Coffee with a Cop 12/15/2016	203.26
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Crime Prevention	Department Total =	203.26
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Roadway Maintenance

Bierschbach Equipment & Supply Company, Inc	Supplies	79.20
City of Storm Lake	Health Ins Allocations Jan2017	6,799.17
Fastenal Company	Supplies	57.57
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.05
MidAmerican Energy Company	Nov/Dec 2016 Xmas Lights	707.21

City of Storm Lake
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Checks for Approval Report

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MidAmerican Energy Company	Electric Service Sept/Oct 2016	439.39
NW Iowa Planning & Development Commission	FY2017 3rd Draw	500.00
O'Reilly Auto Parts	Starter Bolt	4.99
Principal Life Ins Co	Insurance Premium Jan 2017	458.10
Reding Gravel & Excavating Co., Inc	Ray Street Repairs	80.10
Smith Concrete Service Inc	Concrete	431.25
Smith Concrete Service Inc	Concrete	345.00
Smith Concrete Service Inc	Concrete	690.00

Roadway Maintenance

Department Total = 11,140.03

Street Lighting

MidAmerican Energy Company	Electric Service Sept/Oct 2016	12,865.09
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Street Lighting

Department Total = 12,865.09

Snow Removal

City of Storm Lake	Health Ins Allocations Jan2017	2,228.08
City of Storm Lake	Fuel Filters #63	107.60
City of Storm Lake	Winter Preperation #59s	872.98
City of Storm Lake	Hydraulic Repairs #113	302.23
Fastenal Company	Supplies	7.48
Principal Life Ins Co	Insurance Premium Jan 2017	124.61

Snow Removal

Department Total = 3,642.98

Airport

Bolton & Menk, Inc	Design Services through 11/30/2016	5,000.00
Culligan	Water Service December 2016	7.95
Iowa Lakes Regional Water	November 2016 Water Service	56.87
MidAmerican Energy Company	Electric Service Sept/Oct 2016	559.06

Airport

Department Total = 5,623.88

Library

Baker & Taylor, Inc	Books	16.86
Baker & Taylor, Inc	Books	117.92
Barnes & Noble Booksellers, Inc	Books	23.99
Barnes & Noble Booksellers, Inc	Books	119.31
Brodart Co	Books	18.60
Central Iowa Distributing, Inc	Cleaning Supplies	87.40
City of Storm Lake	Health Ins Allocations Jan2017	5,668.83
Custodian of Petty Cash Kim Mehlenbacher	November 2016 Postage	176.27
Freese Ruth	Noember 2016 Homebound Deliveries	16.74
Houchen Bindery Ltd	Book Binders	79.60
Ingram Library Services, Inc	Books	21.79
Ingram Library Services, Inc	Books	19.17
Ingram Library Services, Inc	Books	18.91
Ingram Library Services, Inc	Books	20.63
Ingram Library Services, Inc	Books	22.91
Ingram Library Services, Inc	Books	22.37
Ingram Library Services, Inc	Books	22.37
Ingram Library Services, Inc	Books	50.71
Ingram Library Services, Inc	Books	17.41
Ingram Library Services, Inc	Books	20.63

City of Storm Lake
620 Erie Street PO Box 1086
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Checks for Approval Report

From: 12/20/16 To 01/03/17
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Ingram Library Services, Inc	Books	18.83
Ingram Library Services, Inc	Books	25.34
Iowa Office Supply Inc	Paper	36.90
JNB Acquisition Corporation	Copier Maintenance Agreement	21.32
MidAmerican Energy Company	Electric Service Sept/Oct 2016	632.78
Midwest Tape LLC	DVDs	51.52
Midwest Tape LLC	DVDs	100.05
Midwest Tape LLC	DVDs	147.96
Principal Life Ins Co	Insurance Premium Jan 2017	198.90
ProElect/Professional Electronics	Fire Alarm Inspection	315.00
ProElect/Professional Electronics	Fire Alarm Monitoring Fee	150.00
Stanton Electric, Inc	Light Repairs	513.92
Swank Motion Pictures, Inc	FY2017 License	416.00

Library	Department Total =	9,190.94
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Agencies

Witter Gallery Inc	3rd Quarter Reimb FY2017	2,000.00
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Agencies	Department Total =	2,000.00
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Parks Department

A & A Automotive	Transmission Repairs #30- Less Tax	287.60
A & A Automotive	Tires (2)	486.00
A & A Automotive	Tires Repairs	22.95
City of Storm Lake	Health Ins Allocations Jan2017	2,176.00
CNH Industrial America LLC	Fittings & Hyd Parts	112.50
Crescent Electric Supply Co	Flag Pole Supplies	25.55
Crescent Electric Supply Co	Lights	10.51
Fastenal Company	Supplies for Toolcat Plow	16.72
MidAmerican Energy Company	Electric Service Sept/Oct 2016	340.21
Principal Life Ins Co	Insurance Premium Jan 2017	199.68
Smith Concrete Service Inc	Concrete	258.75

Parks Department	Department Total =	3,936.47
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Golf Course

A & A Automotive	Tire Repairs & Replacement	325.30
City of Storm Lake	Health Ins Allocations Jan2017	620.50
MidAmerican Energy Company	Electric Service Sept/Oct 2016	227.40
Principal Life Ins Co	Insurance Premium Jan 2017	72.69
R & R Products, Inc	Bedknife & Supplies	733.15

Golf Course	Department Total =	1,979.04
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Campgrounds

City of Storm Lake	Health Ins Allocations Jan2017	206.92
MidAmerican Energy Company	Electric Service Sept/Oct 2016	4,632.54
Principal Life Ins Co	Insurance Premium Jan 2017	24.23
Smith Concrete Service Inc	Concrete	115.00
Stanton Electric, Inc	GFCI Repairs	158.84
Stanton Electric, Inc	GFCI Repairs	122.24

Campgrounds	Department Total =	5,259.77
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City of Storm Lake
620 Erie Street PO Box 1086
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Checks for Approval Report

From: 12/20/16 To 01/03/17
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UNAVAILABLE

MidAmerican Energy Company	Electric Service Sept/Oct 2016	2,494.45
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UNAVAILABLE	Department Total =	2,494.45
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Shelter House

MidAmerican Energy Company	Electric Service Sept/Oct 2016	151.44
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Shelter House	Department Total =	151.44
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UNAVAILABLE

Smith Concrete Service Inc	Concrete- Water Park	294.00
Smith Concrete Service Inc	Concrete- KP	287.50

UNAVAILABLE	Department Total =	581.50
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Library Memorial

Brodart Co	Books	56.49
Brodart Co	Books	163.67
Brodart Co	Books	165.03

Library Memorial	Department Total =	385.19
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Dohrman Trust

Century Business Products,Inc	Copier Maintenance Agreement (Partial)	15.00
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Dohrman Trust	Department Total =	15.00
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TIF

Certified Testing Services, Inc	Condo Site- Geotech Report	1,150.00
MidAmerican Energy Company	Electric Service Sept/Oct 2016	62.74
Tometich Engineering, Inc	OWP Engineering Services	2,004.00

TIF	Department Total =	3,216.74
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Dredging

City of Storm Lake	Health Ins Allocations Jan2017	158.42
Principal Life Ins Co	Insurance Premium Jan 2017	20.73

Dredging	Department Total =	179.15
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Mayor, Council, Manager

City of Storm Lake	Health Ins Allocations Jan2017	22.82
Principal Life Ins Co	Insurance Premium Jan 2017	50.88

Mayor, Council, Manager	Department Total =	73.70
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Policy & Administration

City of Storm Lake	Health Ins Allocations Jan2017	1,582.25
Principal Life Ins Co	Insurance Premium Jan 2017	123.90

City of Storm Lake
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Checks for Approval Report

From: 12/20/16 To 01/03/17
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Policy & Administration

Department Total = 1,706.15

City Hall Building

MidAmerican Energy Company	Electric Service Sept/Oct 2016	348.41
Steve's Window Svc	12/18/2016 Window Service	37.00

City Hall Building

Department Total = 385.41

Other Policy & Administration

Custodian of Petty Cash	P & A Postage	8.45
First Cooperative Assoc	2016 Lang Land Agreement 1/2 Expenses	1,769.99
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.04
NW Iowa Planning & Development Commission	FY2017 3rd Draw	500.00
Rebnord Technologies Inc	Scanner (Mayra)	266.65

Other Policy & Administration

Department Total = 3,093.13

Water Administration

City of Storm Lake	Health Ins Allocations Jan2017	3,090.49
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.04
NW Iowa Planning & Development Commission	FY2017 3rd Draw	500.00
Principal Life Ins Co	Insurance Premium Jan 2017	236.70
Rebnord Technologies Inc	Scanner (Mayra)	266.65

Water Administration

Department Total = 4,641.88

Water Plant

Central Iowa Distributing, Inc	Cleaning Supplies	319.79
Central Iowa Distributing, Inc	Cleaning Supplies	89.10
Chem-Sult Inc	Sodium Chlorite	3,472.76
Chemsearch	Aerosol (Yield & Resolve)	416.45
City of Storm Lake	Health Ins Allocations Jan2017	5,646.58
Hawkins, Inc	Supplies	276.31
Hawkins, Inc	Fluoride	1,510.32
Hawkins, Inc	Sodium Aluminate	710.88
Hawkins, Inc	Hypo	4,128.89
Hawkins, Inc	Basin 1 Chem Feed Pump Parts	122.58
Iowa Division of Labor	Boiler Safety Inspection	500.00
Mangold Environmental Testing	Testing Services	40.00
MidAmerican Energy Company	Electric Service Sept/Oct 2016	14,797.52
Mississippi Lime Company	Lime	4,573.30
Mississippi Lime Company	Lime	4,510.60
Principal Life Ins Co	Insurance Premium Jan 2017	359.32
Rebnord Technologies Inc	Laptop for Mike's Office	1,400.00

Water Plant

Department Total = 42,874.40

Water Distribution

City of Storm Lake	Health Ins Allocations Jan2017	1,557.00
Deere Credit Inc	Street Pad	220.98
I&S Group, Inc.	Water Line Easement Services	750.00
Inquirehire	Background Checks	68.50
MidAmerican Energy Company	Electric Service Sept/Oct 2016	75.85

City of Storm Lake
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Checks for Approval Report

From: 12/20/16 To 01/03/17
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Principal Life Ins Co	Insurance Premium Jan 2017	124.42
Reding Gravel & Excavating Co., Inc	Rock for Main Repairs	173.42
Smith Concrete Service Inc	Concrete- 10th Street Main Repairs	402.50
Storm Lake Hydraulics Co Inc	Pressure Washer Hose	32.99

Water Distribution	Department Total =	3,405.66
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Water Meters

City of Storm Lake	Health Ins Allocations Jan2017	1,239.92
Principal Life Ins Co	Insurance Premium Jan 2017	54.01
Rebnord Technologies Inc	Laptop for Truck	1,400.00

Water Meters	Department Total =	2,693.93
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Wastewater Administration

City of Storm Lake	Health Ins Allocations Jan2017	3,080.00
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.04
Principal Life Ins Co	Insurance Premium Jan 2017	236.88
Rebnord Technologies Inc	Scanner (Mayra)	266.65

Wastewater Administration	Department Total =	4,131.57
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Wastewater Treatment Plant

Bolton & Menk, Inc	WWTP Operations	190.08
Century Link	December 2016 Phone Service	226.28
City of Storm Lake	Health Ins Allocations Jan2017	5,207.08
Foundation Analytical Laboratory Inc	Testing Services	344.00
Foundation Analytical Laboratory Inc	Testing Services	881.00
Grainger Inc W.W.	Shop/Lab Supplies	111.03
Inquirehire	Background Checks	68.50
Iowa Office Supply Inc	Name Plate	15.95
JW Ready Mix & Construction Inc	Manure Haul	1,100.00
JW Ready Mix & Construction Inc	Manure Haul	725.00
MidAmerican Energy Company	Electric Service Sept/Oct 2016	8,608.72
NW Iowa Planning & Development Commission	FY2017 3rd Draw	500.00
Principal Life Ins Co	Insurance Premium Jan 2017	213.28
ProBuild	Supplies for LS Trailer	30.40
Rebnord Technologies Inc	Smart-UPS (2)	1,021.98
Recycle Center Harold Rowley	Recycling Services	29.12
Recycle Center Harold Rowley	Recycling Services	30.16
Reinert Michael P	A-Basin Sample Pump Fitting	41.00

Wastewater Treatment Plant	Department Total =	19,343.58
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Wastewater Collection

City of Storm Lake	Health Ins Allocations Jan2017	1,557.00
Principal Life Ins Co	Insurance Premium Jan 2017	124.42
Smith Concrete Service Inc	Concrete- Casino LS	248.00

Wastewater Collection	Department Total =	1,929.42
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Landfill

City of Storm Lake	Health Ins Allocations Jan2017	516.58
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.04

City of Storm Lake
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Storm Lake IA, 505881086

Checks for Approval Report

From: 12/20/16 To 01/03/17
User: tyler.gibbins

Principal Life Ins Co	Insurance Premium Jan 2017	29.59
Landfill		Department Total = 1,094.21
Storm Water Administration		
City of Storm Lake	Health Ins Allocations Jan2017	980.17
Hunzelman Putzier Company	Professional Services through 12/2/2016	548.04
NW Iowa Planning & Development Commission	FY2017 3rd Draw	500.00
Principal Life Ins Co	Insurance Premium Jan 2017	38.40
Storm Water Administration		Department Total = 2,066.61
Storm Water Collection		
City of Storm Lake	Health Ins Allocations Jan2017	623.75
Principal Life Ins Co	Insurance Premium Jan 2017	38.17
Veenstra & Kimm, Inc	Design Services through 12/10/2016	2,138.50
Storm Water Collection		Department Total = 2,800.42
Street Cleaning		
City of Storm Lake	Health Ins Allocations Jan2017	517.17
Street Cleaning		Department Total = 517.17
Insurance		
Auxiant - Claims Account	12/22/2016 Claims	17,968.40
Auxiant - Flex Account	12/21/2016 Flex Claims	76.34
Insurance		Department Total = 18,044.74
Vehicle Maintenance		
Fastenal Company	Supplies	179.31
Storm Lake Hydraulics Co Inc	Hyd Tubing	139.02
Vehicle Maintenance		Department Total = 318.33
	Grand Total =	277,390.41

King's Pointe Resort
Disbursements December 14th to 27th

Vendor Name	Description	Amount
Acco	supplies	290.95
Ace Hardware Inc. (2)	supplies	434.65
Ameripride Services (2)	supplies	1,024.52
Bomgaars Supply Inc	supplies	21.97
Booking Inc	services	381.60
Citadel Communications CO-KCAU	advertising	1,450.00
Colorize Inc	services	331.45
Comm 1st Braodcasting	services	540.00
Convergence LLC	supplies	83.90
Copyworks - Coralville	supplies	98.00
Copper Cottages	services	2,491.08
Counsel	services	585.56
Crescent Electric Supply Co	supplies	114.75
Daniels Filter Service	supplies	451.98
Edward Don & Company	services	165.98
Expedia Inc	services	666.09
Ferguson Enterprises Inc	supplies	358.41
Frigitec	supplies	493.31
Garbage Hauling Service	services	429.16
Grainger - Palatine (2)	supplies	1,113.84
Graphic Edge Inc (2)	supplies	1,442.02
Hobart Sales & Service	services	502.54
Hospitality Management Systems	services	100.00
Hy-Vee Food Store (3)	food	359.93
Mid-American Energy	utilities	9,099.15
Julius Cleaners (2)	services	123.10
Kineth Hotel Corporation	payroll, work comp	65,670.23
La Voz De Iowa	advertising	200.00
McCrea Enterprises (2)	supplies	180.00
Olsen Welding & Machine Shop	services	75.00
Orkin Pest Control	services	223.93
Pepsi-Cola Bottling Co. (2)	beverages	1,637.21
Pilot Tribune	advertising	2.94
Rebnord Technologies	services	2,258.33
Redbook Solutions	services	60.13
Sceptre Hospitality Resources	services	2,634.87
The Storm Lake Times (2)	advertising	969.59
Sysco Guest Supply (2)	supplies	3,449.71
Treasurer - State of Iowa	sales tax	13,300.00
United Parcel Service- Carl STM	services	171.67
US Foods (2)	food	11,794.70
Vizergy	web site maintenance	220.00
White Glove Janitorial Service	services	530.00
Doll Distributing LLC	beverages	257.24
Guest Refunds/Advance Deposits (5)	refunds	175.02
Johnson Brothers/Iowa Wine & Bev	beverages	192.00
Total		127,156.51

Sunrise Pointe Golf Course
Disbursements December 14th to 27th

Color-ize	supplies	223.40
Daniels Filter Service	supplies	34.63
Mid American Energy	utilities	330.68
Julius Cleaners	servcies	4.80
Kinseth Hotel Corporation	payroll, management fee	387.83
Orkin Pest Control	services	75.00
Alliant Energy	utilities	378.63
Totals		1,434.97

Staff Summary

1/3/2017
Agenda Item # B.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, Deputy City Clerk

SUBJECT: Buy Local Information

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

As the reader reviews the information they should note the following key notes:

- Costs associated with any major capital project (those bid under the State of Iowa Bid Law) are excluded from the calculation
- Costs associated with travel is excluded from the calculation and %
- Costs associated with payroll is excluded from the calculation and %
- In some cases there is only one vendor or an item is only available from vendors outside of the City limits and/or Buena Vista County – we have not identified these
- Some departments have fairly minor budgets and a major purchase can skew the % and or amount for a given review period (For Example: the Airport may have normally \$4,000 - \$6,000 in expenses until they purchase Jet Fuel or Av Gas which can be \$10,000 + and as a vendor who is not local this can skew the information for that review period)
- Local has been determined to be has an office front in the area and based on where the office front is located for local vs. BV County (For Example: Wal-Mart is considered local since they have a store in Storm Lake even though their headquarters is not located here)

As with all analytical data it is possible to interpret the numbers in a variety of ways and as we move forward we would be happy to provide further detail and or revise the way in which we show the data. Likewise if you have any questions or concerns please don't hesitate to contact city staff.

FISCAL IMPACT:

	Total	Calculated	Local	%	BV Co	%	Non Local	%
	Expenses	Expenses						
City	\$277,390.41	\$112,177.14	\$66,218.13	59.03	\$524.28	.47	\$45,434.70	40.50
King's Pointe	\$127,156.51	\$48,011.26	\$15,643.99	32.59			\$32,267.27	67.41
Golf Course	\$1,434.97	\$1,047.14	\$937.51	89.53			\$109.63	10.47

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RECOMMENDATION: Review Buy Local Information

Staff Summary

1/3/2017

Agenda Item # 3.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, Assistant City Manager

SUBJECT: Motion To Approve Park Application For Pond Hockey Tournament

BACKGROUND: The Northwest Iowa Pond Hockey league will be hosting a tournament on January 27 through January 29, 2017. They will be utilizing the shelter house near the campground. They are requesting permission for the following items:

1. Erection of a tent attached the shelter house that will be heated by propane heaters
2. Two fire pits between the lake and shelter house
3. Placement of 4 to 6 portable restroom facilities. The committee will work with Public Works Director Etnyre for placement of the facilities.

Public Safety has reviewed the application and has no concerns.

The committee is working with DNR for a permit to use the lake.

FISCAL IMPACT: There will be no fiscal impact to the City by approving this application

RECOMMENDATION: Approve application

ATTACHMENTS:

Description	Type
□ Application	Application
□ Map	Map

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

City of Storm Lake Park Event / Rental Registration Application

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

Name of Requesting Party: Neil Herbold Phone #: 712-253-5025

Mailing Address: 414 Clarendon St. Email: nwiowapondhockey@gmail.com

City: Kingsley State: Iowa Zip: 51028

Cell Phone: 712-253-5025

2nd Contact: AJ Stevenson Position/Relationship: Co-founder

Email: Cell Phone: 712-369-8889

*Access from
Campground*

Requested Park: Little round shelter Heese

Event Date: 1/27/2017-1/29/2017

Event Type: Pond Hockey Tournament

Event Start Time: 1/27/2017 @ 6:00 PM

Event End Time: 1/29/2017 @ 5:00 PM

Please answer the following questions regarding your proposed events:

Will there be amplified noise such as music, spoken word through a microphone or karaoke? (Use of amplified noise will require a noise variance) Fridays - 6 PM

Yes

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

No

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

Yes NO

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

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

Yes

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

Possibly adding
on to shelter

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

200-400 persons

Do you have electrical needs?

Yes

Identify:

for PA system, lights, skate sharpener, and possible food stands

Will there be alcohol at the event?

Yes

Will alcohol be sold at the event?

No

Do you have a liquor license?

No

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

No

Are you requesting Street closures?

No

Which Streets?

Starting Time:

Ending Time:

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

No

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

Signature Field

Date:

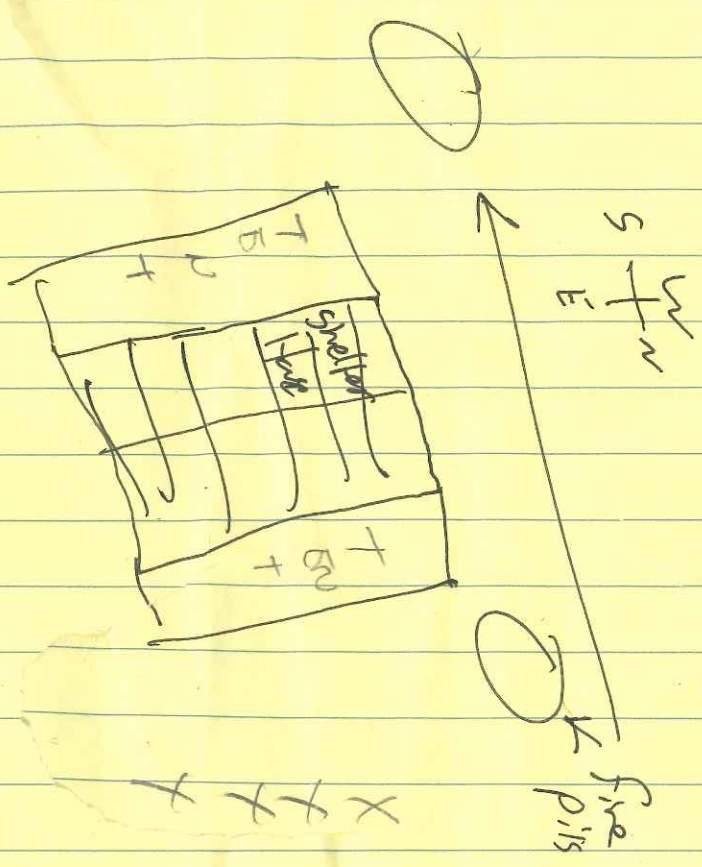
11/15/2016

Permit RESNOUS 4-6 ✓ Bld STPS ✓

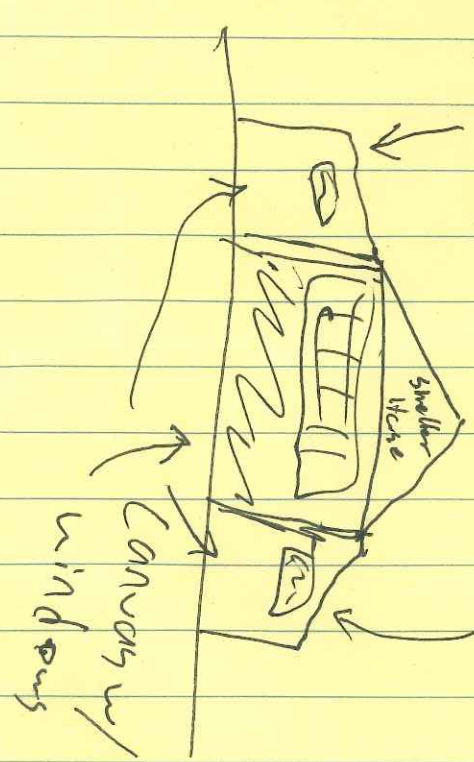
DNA -

Stern Lake ~~pond~~
winter classic
pond hockey turney.

— Steel
Rims fire pit



* wings may not be needed.



we could add tent material /
to make 2 sides of the shelter
have to enclose it.

Staff Summary

1/3/2017

Agenda Item # 4.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, Deputy City Clerk

SUBJECT: Closed Session Reference Iowa Code Chapter 21.5 (c) Matters of Litigation

BACKGROUND: Iowa Code allows for cities to have a closed session of the City Council for matters regarding litigation where matters that are either currently in litigation or where litigation is imminent and the disclosure of the issues would enable prejudice or disadvantage the position of the governmental body in that litigation. (Iowa Code Chapter 21.5 (c))

City Council, by roll call vote should vote to go into Closed Session, and then by roll call vote vote to come back into Open Session once they have conducted the discussion allowed by the Iowa Code.

Topics other than those that are specifically allowed to be in closed session are not allowed to be discussed. The City Council may **NOT** make any motions or take any action during the closed session, as all action must be done in open session.

FISCAL IMPACT: No Fiscal Impact is Anticipated

RECOMMENDATION: Motion to go into Closed Session Reference Iowa Code Chapter 21.5 (c) - Roll Call Vote

Motion to return to Open Session - Roll Call Vote

Staff Summary

1/3/2017

Agenda Item # 5.



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

REPORT TO: Honorable Mayor and City Council

FROM: James H. Patrick, City Manager

SUBJECT: Action That May Be Deemed Necessary Following Closed Session

BACKGROUND: The City Council is set to discuss matters of litigation during closed session. This agenda item will provide the Council an action item if they so desire to take any action following the closed session.

FISCAL IMPACT: No Fiscal Impact is Anticipated

RECOMMENDATION: Depending on the Council's wishes whether any action will be taken.