

**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	

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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

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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		

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Portable Sign Permit (14 days) Ord.	\$30.00	Zoning
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Electrical Fees

For New Residences		5-4-9
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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 \$38.00each 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 \$1.50per \$100.00

Plumbing Fees

For New Residences		5-3-10
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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)	
Glass 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
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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	\$10.00
(sold in advance with minimum quantity of 50)	
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	\$100.00
(valid only after 5:00pm Friday with following Sat. rental)	
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

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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.

ATTEST:

Jon F. Kruse, Mayor

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 Engelmann. 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,

These are draft minutes Subject to Final Council Approval

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

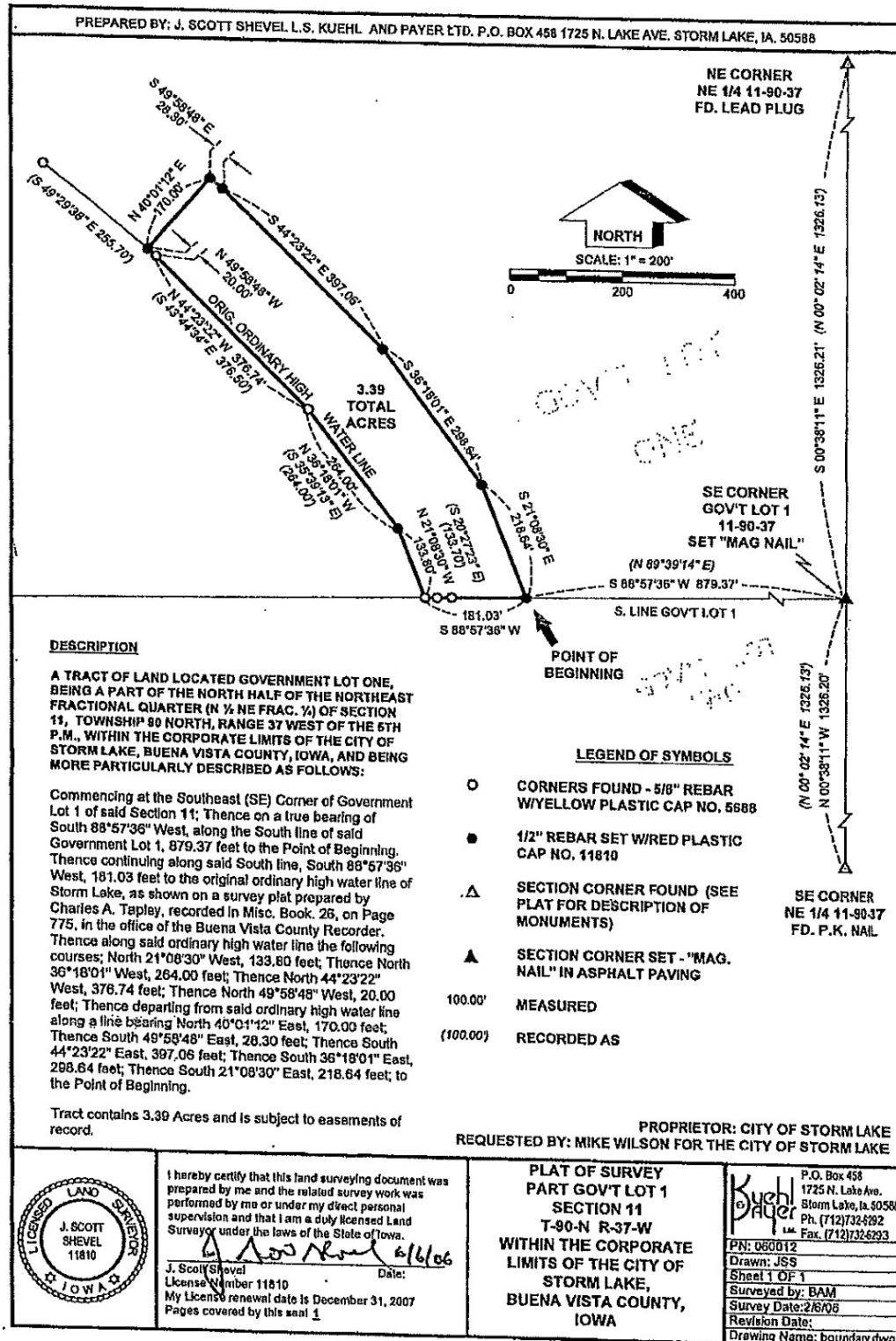


EXHIBIT B

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.

These are draft minutes Subject to Final Council Approval

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