

**CITY OF STORM LAKE
REGULAR COUNCIL MEETING, CITY HALL
COUNCIL CHAMBERS
AUGUST 7, 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
 - C. Motion Authorizing a Noise Variance for the Lao Temple
 - D. Motion Authorizing the 2017 Step Up Running Event
3. Ordinance No. 01-O-2017-2018 For The Proposed Zoning Change To The Storm Lake Zoning Ordinance Official Zoning Map
4. Motion Setting Public Hearing On A Proposed Zoning Change To The Storm Lake Zoning Ordinance Official Zoning Map - Application #2017-8
5. Resolution No. 09-R-2017-2018 Revising Procurement Policy
6. Resolution No.10-R-2017-2018 Accepting Bid and Awarding Contract For The 1st And Mae Sewer Lining Project
7. Public Hearing For The Plans, Specs, Bids, Form Of Contract, And Engineer's Opinion Of Probable Costs For The 2017 Third Addition, Phase Three Infrastructure Project
8. Resolution No. 11-R-2017-2018 To Approve Plans, Specifications, Form Of Contract, Engineer's Opinion Of Probable Costs, Award Bids and Construction Contract For The 2017 Third Addition, Phase Three Project
9. Resolution No. 12-R-2017-2018 To Approve Change Order Number 1 and 2 of the 2017 Richland Street Project
10. Resolution No. 13-R-2017-2018 Approving the 2017 Reap City Parks and Open Spaces Grant Application
11. Resolution No. 14-R-2017-2018 Approving The 2017 REAP City Parks And Open Spaces Purchase Offer And Addendum
12. Motion Approving Storm Lake Resiliency Grant Amendment No. 1
13. Worksession - Fireworks Regulation
14. 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

8/7/2017

Agenda Item # A.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mayra Martinez, City Clerk

SUBJECT: **Approve Consent Agenda**

BACKGROUND: The Consent Agenda Includes:

- List of bills for approval
- King's Pointe disbursements for approval
- Sunrise Pointe bills for approval
- Approve the July 17, 2017 City Council Minutes
- Approve liquor license renewal for Waterview, Dyno's, and El Mariachi
- Approve liquor licence 5-day sale for Mo's Tap effective Sept. 2nd, 2017 and Wat Lao Simong Khoun Chanthalam (Lao Temple) effective Sept. 1st, 2017
- Approve new Cigarette Permit for Frankie Mae's Fashion (609 Lake Avenue)
- Approve Noise Variance for the Lao Temple for September 2nd and 3rd, 2017 (see staff summary)
- Approve 2017 Step Up Running events for Saturday, September 2, 2017 (see staff summary)

FISCAL IMPACT: The City will pay the following expenditures:

- List of Bills - \$1,018,529.11
- King's Pointe & Sunrise Pointe Golf Course Bills - \$206,097.82

The City will receive the following revenues:

- Liquor license renewal - \$1,908.13

RECOMMENDATION: Approve Consent Agenda

ATTACHMENTS:

Description	Type
☐ Minutes - July 17, 2017	Minutes
☐ List of Bills	List of Bills
☐ King's Pointe and Golf Course List of Bills	List of Bills

- 📁 Waterview Police Report
- 📁 Dyno's Police Report
- 📁 El Mariachi - Police Report
- 📁 Mo's 5-day Application
- 📁 Wat Lao Simong Khoun 5-day Application

- Backup Material
- Backup Material
- Backup Material
- Application
- Application

**REGULAR COUNCIL MEETING, CITY OF STORM LAKE, IOWA, CITY HALL,
JULY 17, 2017 5:00 P.M.**

Present: Mayor-Pro-Tem Mike Porsch, Council Members Bruce Engelmann, and Tyson Rice.
Absent: Council Member Dan Anderson. Staff present: City Manager Keri Navratil, City Attorney Phil Havens, Public Safety Director Mark Prosser, Building Official Scott Olesen, Public Works Director Jason Etnyre, Library Director Elizabeth Huff, Water Plant Superintendent Mike Davis, and City Clerk Mayra Martinez

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

Hear the Public –

Peg Anderson, 110 W 9th Street, stated that fireworks were being used after allowed hours and that the City Council should reconsider only allowing the fireworks to be shot off on the 3rd and 4th of July. Also, mention that she is a Mediacom subscriber and that the City Council meetings haven't been broadcasted for several months.

Ingrid Franze, stated the quietness of the town turn into a wars zone due to the shooting of fireworks and the loud speaker at Grace Lutheran Church.

Consent Agenda – Moved by Council Member Porsch to approve the consent agenda which includes list of bill, minutes from the July 3rd, 2017 city council meeting, renewal liquor license for Caseys' General Store #3030. Approve noise variance for the Church Sendero de Salvacion on July 20, 2017 at 5:00 pm until 10:00 pm in the Band Shell in Sunset Park. Approve 2017 BVRMC Aware Events request which include a noise variance, run/ride/ walk permit, and appropriate support from the police department for Saturday, September 23, 2017 at 8:00 am. Seconded by Council Member Carlson. Vote: All ayes with Council Member Anderson absent. Motion carried.

Re-zoning Request – Mayor Pro-tem opened the public hearing on the proposed Zoning change to the Storm Lake Zoning Ordinance Official Zoning Map for lot 14, Block 9, Storm Lake Corporation. To re-zoned from a R-2, Low-Medium Density Residential to a CC, Community Commercial Zoning District stating this was the time and place for any comments.

Hearing no comments the Mayor then closed the public hearing.

Moved by Council Member Rice to pass 1st reading of Ordinance NO. 01-O-2017-2018 For The Proposed Zoning Change To The Storm Lake Zoning Ordinance Official Zoning Map lot 14, Block 9, Storm Lake Corporation. To re-zoned from a R-2, Low-Medium Density Residential to a CC, Community Commercial Zoning District. Seconded by Council Member Carlson. Vote: All ayes with Council Member Anderson absent. Motion carried.

2016 Watermain Improvement - Moved by Council Member Engelmann to adopt Resolution No. 8-R-2017-2018 2016 Watermain Improvement approving change order #1 for a reflection of service of additional utility locates, plug of abandoned storm sewer, and cost difference of parts to water service line sizes and approving Substantial Completion date of June 30, 2017. Change order #1 an increase of \$4,568.50 to make the total contract of \$225,169.25. Seconded by Council Member Rice. Vote: All ayes with Council Member Anderson absent. Motion carried.

RESOLUTION NO. 8-R-2017-2018

RESOLUTION APPROVING CHANGE ORDER NO. ONE AND SUBTANTIAL COMPLETION OF THE 2016 WATERMAIN IMPROVEMENTS

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

Section 1. To approve Change Order No. 1 to the contract with SCE, LLC for the 2016 Watermain Improvements, an increase of \$4,568.50 to the contract for a reflection of service of additional utility locates, plug of abandoned storm sewer, and cost difference of parts to water service line sizes.

Total cost of Change Order #1 is an increase of \$4,568.50 to the contract. Total contract cost after change order #1 is \$225,169.25.

Section 2. To approve the Certificate of Substantial Completion for the 2016 Watermain Improvements with a substantial completion date of June 30, 2017

PASSED AND APPROVED this 17th day of July, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Pre-Audit Services - Moved by Council Member Engelmann to approve professional services agreement With Hunzelman, Putzier & Co. For Pre audit Services. Total of agreement not to exceed \$15,500. Seconded by Councilman Carlson. Vote: All ayes with Council Member Anderson absent. Motion carried.

3rd addition, Phase Three - Moved by Council Member Rice to setting a public hearing for August 7, 2017 on the plans, specs, bids, form of contract, and engineer's opinion of probable costs for the 2017 Third Addition, Phase Three Infrastructure Project. Seconded by Council Member Engelmann. Vote: All ayes with Council Member Anderson absent. Motion carried.

ROW Vacation – Mayor opened the public hearing on proposed vacation of segment of Russell Street Right-Of-Way stating this was the time and place for any comments.

Hearing no comments the Mayor then closed the public hearing.

Emerald Ash Borer – City Manager Navratil presented a work session information to the council about the Emerald Ash Borer.

Adjournment – Moved by Council Member Rice to adjourn the meeting at 5:47 pm. Seconded by Council Member Carlson. Vote: All ayes with Council Member Anderson absent. Motion carried.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

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

Checks for Approval Report

From: 07/18/17 To 08/07/17
User: tyler.gibbins

UNAVAILABLE

AFLAC	PR Batch 00553.07.2017 Aflac Pretax	385.11
AFLAC	PR Batch 00553.07.2017 Aflac After tax	71.78
AFLAC	PR Batch 00554.07.2017 Aflac Pretax	116.21
AFLAC	PR Batch 00554.07.2017 Aflac After tax	60.08
AFLAC	PR Batch 00551.08.2017 Aflac Pretax	385.11
AFLAC	PR Batch 00551.08.2017 Aflac After tax	71.78
AFLAC	PR Batch 00552.08.2017 Aflac Pretax	116.21
AFLAC	PR Batch 00552.08.2017 Aflac After tax	60.08
BILLUPS MARSHA	Refund Check	21.95
BILLUPS MARSHA	Refund Check	40.80
BILLUPS MARSHA	Refund Check	14.89
BILLUPS MARSHA	Refund Check	1.54
BILLUPS MARSHA	Refund Check	7.01
BROWN PHOENIX	Refund Check	79.84
CHAVEZ GARATACHEA MICHELLE	Refund Check	123.73
City of Storm Lake	PR Batch 00551.08.2017 Dental employee/child	3.00
City of Storm Lake	PR Batch 00551.08.2017 Dental insurance employee c	24.96
City of Storm Lake	PR Batch 00551.08.2017 Dental employee/spouse	12.78
City of Storm Lake	PR Batch 00551.08.2017 Dental insurance family	81.18
City of Storm Lake	PR Batch 00551.08.2017 125 Flexible Benefits	641.32
City of Storm Lake	PR Batch 00551.08.2017 Flex- Child Care	96.15
City of Storm Lake	PR Batch 00551.08.2017 Health Insurance Family	1,783.21
City of Storm Lake	PR Batch 00551.08.2017 Health Insurance Single	493.20
City of Storm Lake	PR Batch 00554.07.2017 Dental insurance employee c	1.13
City of Storm Lake	PR Batch 00554.07.2017 Dental employee/spouse	16.17
City of Storm Lake	PR Batch 00554.07.2017 Dental insurance family	24.45
City of Storm Lake	PR Batch 00554.07.2017 125 Flexible Benefits	258.34
City of Storm Lake	PR Batch 00554.07.2017 Flex- Child Care	20.83
City of Storm Lake	PR Batch 00554.07.2017 Health Insurance Family	799.20
City of Storm Lake	PR Batch 00554.07.2017 Health Insurance Single	26.71
City of Storm Lake	PR Batch 00553.07.2017 Dental employee/child	3.00
City of Storm Lake	PR Batch 00553.07.2017 Dental insurance employee c	24.96
City of Storm Lake	PR Batch 00553.07.2017 Dental employee/spouse	10.65
City of Storm Lake	PR Batch 00553.07.2017 Dental insurance family	76.67
City of Storm Lake	PR Batch 00553.07.2017 125 Flexible Benefits	641.32
City of Storm Lake	PR Batch 00553.07.2017 Flex- Child Care	96.15
City of Storm Lake	PR Batch 00553.07.2017 Health Insurance Family	1,598.74
City of Storm Lake	PR Batch 00553.07.2017 Health Insurance Single	517.86
City of Storm Lake	PR Batch 00552.08.2017 Dental insurance employee c	1.13
City of Storm Lake	PR Batch 00552.08.2017 Dental employee/spouse	16.17
City of Storm Lake	PR Batch 00552.08.2017 Dental insurance family	24.45
City of Storm Lake	PR Batch 00552.08.2017 125 Flexible Benefits	258.34
City of Storm Lake	PR Batch 00552.08.2017 Flex- Child Care	20.83
City of Storm Lake	PR Batch 00552.08.2017 Health Insurance Family	799.20
City of Storm Lake	PR Batch 00552.08.2017 Health Insurance Single	26.71
Collection Services Center	PR Batch 00552.08.2017 Child Support Payments to I	406.00
Collection Services Center	PR Batch 00553.07.2017 Child Support Payments to I	222.00
Collection Services Center	PR Batch 00554.07.2017 Child Support Payments to I	406.00
Collection Services Center	PR Batch 00551.08.2017 Child Support Payments to I	222.00
Conseco Health Insurance Co	PR Batch 00551.08.2017 Cancer Pre Tax Insurance	20.59
Conseco Health Insurance Co	PR Batch 00553.07.2017 Cancer Pre Tax Insurance	20.59
CRUZ PENA CARLOS	Refund Check	126.45
EFTPS	PR Batch 00551.08.2017 Federal Income Tax	10,768.35
EFTPS	PR Batch 00551.08.2017 FICA Employee Portion	3,730.12
EFTPS	PR Batch 00551.08.2017 FICA Employer Portion	3,730.12
EFTPS	PR Batch 00551.08.2017 Medicare Employee Portion	1,493.10
EFTPS	PR Batch 00551.08.2017 Medicare Employer Portion	1,493.10

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

From: 07/18/17 To 08/07/17
User: tyler.gibbins

EFTPS	PR Batch 00554.07.2017 Federal Income Tax	4,492.16
EFTPS	PR Batch 00554.07.2017 FICA Employee Portion	1,777.83
EFTPS	PR Batch 00554.07.2017 FICA Employer Portion	1,777.83
EFTPS	PR Batch 00554.07.2017 Medicare Employee Portion	555.21
EFTPS	PR Batch 00554.07.2017 Medicare Employer Portion	555.21
EFTPS	PR Batch 00553.07.2017 Federal Income Tax	12,330.87
EFTPS	PR Batch 00553.07.2017 FICA Employee Portion	4,001.20
EFTPS	PR Batch 00553.07.2017 FICA Employer Portion	4,001.20
EFTPS	PR Batch 00553.07.2017 Medicare Employee Portion	1,573.95
EFTPS	PR Batch 00553.07.2017 Medicare Employer Portion	1,573.95
EFTPS	PR Batch 00552.08.2017 Federal Income Tax	4,228.75
EFTPS	PR Batch 00552.08.2017 FICA Employee Portion	1,701.33
EFTPS	PR Batch 00552.08.2017 FICA Employer Portion	1,701.33
EFTPS	PR Batch 00552.08.2017 Medicare Employee Portion	537.32
EFTPS	PR Batch 00552.08.2017 Medicare Employer Portion	537.32
ICMA Retirement Trust 457	PR Batch 00552.08.2017 ICMA	705.00
ICMA Retirement Trust 457	PR Batch 00552.08.2017 ICMA City Paid	401.85
ICMA Retirement Trust 457	PR Batch 00552.08.2017 ICMA City paid for Police	460.79
ICMA Retirement Trust 457	PR Batch 00553.07.2017 ICMA	1,275.00
ICMA Retirement Trust 457	PR Batch 00554.07.2017 ICMA	705.00
ICMA Retirement Trust 457	PR Batch 00554.07.2017 ICMA City Paid	401.85
ICMA Retirement Trust 457	PR Batch 00554.07.2017 ICMA City paid for Police	460.79
ICMA Retirement Trust 457	PR Batch 00551.08.2017 ICMA	1,275.00
Iowa Public Employees	PR Batch 00551.08.2017 IPERS	3,330.02
Iowa Public Employees	PR Batch 00551.08.2017 IPERS City Share	4,997.65
Iowa Public Employees	PR Batch 00554.07.2017 IPERS	1,461.83
Iowa Public Employees	PR Batch 00554.07.2017 IPERS City Share	2,193.94
Iowa Public Employees	PR Batch 00553.07.2017 IPERS	3,550.40
Iowa Public Employees	PR Batch 00553.07.2017 IPERS City Share	5,328.47
Iowa Public Employees	PR Batch 00552.08.2017 IPERS	1,388.42
Iowa Public Employees	PR Batch 00552.08.2017 IPERS City Share	2,083.76
ITT Hartford AMS RPVA	PR Batch 00552.08.2017 457 Hartford	325.00
ITT Hartford AMS RPVA	PR Batch 00553.07.2017 457 Hartford	175.00
ITT Hartford AMS RPVA	PR Batch 00554.07.2017 457 Hartford	325.00
ITT Hartford AMS RPVA	PR Batch 00551.08.2017 457 Hartford	175.00
MARTE DURAN ORLANDO	Refund Check	14.80
MARTE DURAN ORLANDO	Refund Check	22.31
MARTE DURAN ORLANDO	Refund Check	5.72
MARTE DURAN ORLANDO	Refund Check	1.03
MARTE DURAN ORLANDO	Refund Check	2.69
MEKONEN TSEGHU	Refund Check	10.77
MEKONEN TSEGHU	Refund Check	15.50
MEKONEN TSEGHU	Refund Check	3.40
MEKONEN TSEGHU	Refund Check	0.76
MEKONEN TSEGHU	Refund Check	1.60
MOLINA GALINDO LUIS	Refund Check	21.60
MOLINA GALINDO LUIS	Refund Check	37.57
MOLINA GALINDO LUIS	Refund Check	11.44
MOLINA GALINDO LUIS	Refund Check	1.52
MOLINA GALINDO LUIS	Refund Check	5.38
MONTES ALMA	Refund Check	102.14
MORALES DOMINIC	Refund Check	21.45
MORALES DOMINIC	Refund Check	35.81
MORALES DOMINIC	Refund Check	10.17
MORALES DOMINIC	Refund Check	1.51
MORALES DOMINIC	Refund Check	4.78
Muni Fire/Police Retire	PR Batch 00551.08.2017 Muni Police/Fire Pension	3,413.00
Muni Fire/Police Retire	PR Batch 00551.08.2017 Muni Police/Fire Pension Ci	9,324.04
Muni Fire/Police Retire	PR Batch 00554.07.2017 Muni Police/Fire Pension	576.38

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Muni Fire/Police Retire	PR Batch 00554.07.2017 Muni Police/Fire Pension Ci	1,574.62
Muni Fire/Police Retire	PR Batch 00553.07.2017 Muni Police/Fire Pension	3,281.81
Muni Fire/Police Retire	PR Batch 00553.07.2017 Muni Police/Fire Pension Ci	8,965.61
Muni Fire/Police Retire	PR Batch 00552.08.2017 Muni Police/Fire Pension	576.38
Muni Fire/Police Retire	PR Batch 00552.08.2017 Muni Police/Fire Pension Ci	1,574.62
PETER NIKITA	Refund Check	17.57
PETER NIKITA	Refund Check	26.05
PETER NIKITA	Refund Check	5.82
PETER NIKITA	Refund Check	1.23
PETER NIKITA	Refund Check	2.74
PETERS DYLAN	Refund Check	138.60
PETERS DYLAN	Refund Check	1.40
PETERS DYLAN	Refund Check	20.00
RIVAS TOREES FELISBERTO	Refund Check	56.23
RIVERA MUNIZ ROSA	Refund Check	3.03
RIVERA MUNIZ ROSA	Refund Check	4.32
RIVERA MUNIZ ROSA	Refund Check	0.98
RIVERA MUNIZ ROSA	Refund Check	0.21
RIVERA MUNIZ ROSA	Refund Check	0.46
ROSENBROCK MATTHEW	Refund Check	112.63
Teamsters Local Union 554	PR Batch 00551.08.2017 Union Dues	273.50
Teamsters Local Union 554	PR Batch 00553.07.2017 Union Dues	273.50
Treasurer State Of Iowa	PR Batch 00553.07.2017 State Income Tax	4,382.69
Treasurer State Of Iowa	PR Batch 00551.08.2017 State Income Tax	3,999.57
Treasurer State Of Iowa	PR Batch 00554.07.2017 State Income Tax	1,763.35
Treasurer State Of Iowa	PR Batch 00552.08.2017 State Income Tax	1,691.99
VAMADEVAN ARIMOTO MIYUKI	Refund Check	17.19
VAMADEVAN ARIMOTO MIYUKI	Refund Check	30.53
VAMADEVAN ARIMOTO MIYUKI	Refund Check	10.57
VAMADEVAN ARIMOTO MIYUKI	Refund Check	4.97
VIDEL SANCHEZ DAVID	Refund Check	160.00
WORRELL DOMINIC	Refund Check	47.28
WORRELL DOMINIC	Refund Check	77.64
WORRELL DOMINIC	Refund Check	21.61
WORRELL DOMINIC	Refund Check	3.30
WORRELL DOMINIC	Refund Check	10.17
ZAPATA OR BRAUDILIO	Refund Check	8.41
ZAPATA OR BRAUDILIO	Refund Check	11.99
ZAPATA OR BRAUDILIO	Refund Check	2.61
ZAPATA OR BRAUDILIO	Refund Check	0.59
ZAPATA OR BRAUDILIO	Refund Check	1.22

UNAVAILABLE	Department Total =	147,760.94
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Police Department

Allerdings Andrew	Drone Pilot Course	129.00
Allerdings Andrew	Fuel- Allerdings- ILEA Training	20.00
BV Rifle & Pistol Club	FY2018 Membership	600.00
Central Iowa Distributing, Inc	Cleaning Supplies	227.09
City of Storm Lake	Decal Installation	15.00
City of Storm Lake	Serviced P-19	57.53
Control System Specialists, LLC	HVAC System Repairs (After Hours)	722.45
Control System Specialists, LLC	HVAC System Repairs- Less \$.70 Correction	479.30
CovertTrack Group, Inc	FY2018 Annual Subscription	600.00
Digital Ally Inc	DVM Kits	4,025.00
Digital Ally Inc	Trade-In Credit	-500.00
Genesis Development	Janitorial Services- June 2017	600.00
Graham Tire	Tire Repair	25.00

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Hy-Vee, Inc	Meeting Supplies- Less Tax	48.89
Hy-Vee, Inc	Ice	6.87
Hy-Vee, Inc	Meeting Expense	10.97
Intoximeters Inc	Mouth Pieces	95.00
Iowa Law Enforcement Academy	Baton Training- Allerdings	150.00
Iowa Office Supply Inc	Office Supplies	33.98
Iowa Prison Industries	ILEA Defensive Tactics, PT & Firearms Training Unif	225.00
Iowa Prison Industries	ILEA Defensive Tactics, PT & Firearms Training Unif	225.00
JNB Acquisition Corporation	Copier Maintenance Agreement	3.99
Lakeshore Cyclery & Fitness	New Bike for Trail Patrol	642.95
MidAmerican Energy Company	Electric Service May/June 2017	1,687.34
Midwest Radar & Equipment	Radar Calibration	320.00
MS Door Service Ltd	Pest Management Services	24.00
O'Reilly Auto Parts	Wiper Blade	1.99
Power Solutions, Inc	Tank Heater Repairs	350.00
Power Solutions, Inc	FY2018 Generator Service Plan	500.00
Principal Life Ins Co	Insurance Premium August 2017	2,285.44
Rasmussen's	Front Suspension Repairs P-6	1,724.94
Rasmussen's	Tensioner Repairs P-13	303.28
Rasmussen's	Filter P-6	70.29
Rasmussen's	Key Programming	110.25
Reserve Account	Postage July 26, 2017	88.65
Storm Lake Bakery	Meeting Supplies	30.39
Treat America Co	Meals for Munden	1,465.16
Treat America Co	Meals for Svendsen	1,465.16
UnityPointe Health	Physical- Meyers	220.00
Wal Mart #01-1526	Office Supplies	22.32
Wal Mart #01-1526	Office Supplies	6.12
Wal Mart #01-1526	Office Supplies	26.60
Wal Mart #01-1526	Office Supplies	25.00
Wal Mart #01-1526	Office Supplies	6.98

Police Department	Department Total =	19,176.93
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Emergency Management

Buena Vista Co Emer Management	FY2018 Emergency Management Assessment	3,180.00
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Emergency Management	Department Total =	3,180.00
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Fire Department

Alpha Wireless	Pager Repairs	59.00
Alpha Wireless	Pager Repairs	57.00
Arnold Motor Supply, LLP	Washer Fluid	5.58
Arnold Motor Supply, LLP	Switch	5.89
Bomgaars Supply, Inc	Bushings for Hotsy	3.29
Bomgaars Supply, Inc	Filters and Lights	25.46
Central Iowa Distributing, Inc	Cleaning Supplies	143.46
Edwards Storm Lake	Windshield Washer Repairs to P-7	59.95
Feld Equipment Company, Inc Ed M	Supplies	42.00
Feld Equipment Company, Inc Ed M	Kevlar Uniform and Gloves	598.00
Jack's Uniforms & Equipment	Uniform- Munden	188.79
Jack's Uniforms & Equipment	Uniform- Svensen	1,893.75
King's Pointe Resort	Rail Car Training Meeting Expense	274.78
Mangold Environmental Testing	Shipping Service	6.88
Power Solutions, Inc	FY2018 Generator Service Plan	600.00
Principal Life Ins Co	Insurance Premium August 2017	187.01
Reserve Account	Postage July 26, 2017	0.46

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Checks for Approval Report

From: 07/18/17 To 08/07/17
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Unity Point Clinic	Employee Physical- Ramos	688.00
Fire Department	Department Total =	4,839.30
Building Official		
Emmons & Olivier Resources Inc	Ordinance Assistance	692.00
Principal Life Ins Co	Insurance Premium August 2017	100.84
Reserve Account	Postage July 26, 2017	109.39
Building Official	Department Total =	902.23
Animal Care		
Minnesota Trapline Products, Inc	Animal Catchers	59.80
Animal Care	Department Total =	59.80
Crime Prevention		
Better Day Cafe	Coffee with a Cop- Less Tax	100.69
Crime Prevention	Department Total =	100.69
Roadway Maintenance		
Arnold Motor Supply, LLP	Fuel Cap	5.60
Arnold Motor Supply, LLP	Mirror	3.39
Bierschbach Equipment & Supply Company, Inc	Plates & Tiles	502.00
Bierschbach Equipment & Supply Company, Inc	Paint	99.60
Bolton & Menk, Inc	Professional Services through 3/22/2017	8,417.00
Bolton & Menk, Inc	Redesign & Final Design Services through 3/22/2017	604.25
Bomgaars Supply, Inc	Supplies	13.98
Bomgaars Supply, Inc	Supplies	57.14
Bomgaars Supply, Inc	Seed	43.17
Bomgaars Supply, Inc	Hooks and Chain	51.97
Cemstone Products Company	Concrete	660.00
Cemstone Products Company	Concrete	240.00
Cemstone Products Company	Concrete	630.00
Cemstone Products Company	Concrete	450.00
Chicago Central & Pacific	ROW Easement Agreement	565.00
Cintas First Aid & Safety	First Aid Supplies	110.75
Crysteel Truck Equipment Inc	Led Arrow Board	590.00
Deere Credit Inc	Blade	132.04
Fastenal Company	Supplies	31.07
Fastenal Company	Supplies	14.29
Fastenal Company	Supplies	20.80
Fastenal Company	Supplies	7.45
Hallett Materials	Cold Mix	1,168.20
Inobbar LLC	FY2018 Subscription	700.00
Iowa Office Supply Inc	Supplies	9.09
JNB Acquisition Corporation	Copier Maintenance Agreement	29.39
MidAmerican Energy Company	Electric Service May/June 2017	490.35
NW Iowa Planning & Development Commission	FY2018 SHIELD Draw #1	333.33
Principal Life Ins Co	Insurance Premium August 2017	501.14
Rasmussen's	Hinge	114.90
Rebnord Technologies Inc	Keyboard & Mouse for Laptop	44.95
Smith Concrete Service Inc	Concrete	560.50
Stanton Electric, Inc	Splice Sign Wire	269.73

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Telvent DTN, Inc	Services from Aug 2017 to Nov 2017	696.00
Wal Mart #01-1526	Office Supplies	16.80
Roadway Maintenance		Department Total = 18,183.88
Street Lighting		
MidAmerican Energy Company	Electric Service May/June 2017	13,631.21
Street Lighting		Department Total = 13,631.21
Signs & Signals		
General Traffic Controls Inc	Traffic Signal Supplies	201.40
Signs & Signals		Department Total = 201.40
Snow Removal		
Principal Life Ins Co	Insurance Premium August 2017	130.87
Sta-Mel Enterprises, Inc	Deicing Salt	1,752.28
Sta-Mel Enterprises, Inc	Deicing Salt	1,705.73
Sta-Mel Enterprises, Inc	Deicing Salt	1,710.71
Sta-Mel Enterprises, Inc	Deicing Salt	1,743.96
Storm Lake Hydraulics Co Inc	Replaced Brake Line	314.46
Snow Removal		Department Total = 7,358.01
Airport		
Bart's Flying Service	July 2017 Airport Contract	5,138.98
Bolton & Menk, Inc	Design Services through 6/30/2017	5,000.00
Culligan	Water Supplies	7.95
Eastern Aviation Fuels, Inc	Jet A Fuel	15,437.16
Iowa Dept of Natural Resources	FY2018 Storm Water Discharge Permit- Airport	175.00
Iowa Lakes Regional Water	June 2017 Water Service	67.31
K&W Electric Inc	REIL Light Repairs	1,453.16
MidAmerican Energy Company	Electric Service May/June 2017	541.55
Petersen Peter Tim	DNR Compliance Inpsection	500.00
Reserve Account	Postage July 26, 2017	14.49
Airport		Department Total = 28,335.60
Transit		
DeWall Jeff	4th Qtr FY2017 Rides	160.00
Regional Transit Authority	4th Qtr FY2017 Rides	258.00
Transit		Department Total = 418.00
Library		
Advantage Companies, LLC The	Roll Film Scanning- 2014 Pilot	750.00
Baker & Taylor, Inc	Books	35.53
Baker & Taylor, Inc	Books	17.84
Biblionix LLC	FY2018 Annual Subscription	1,825.94
Brodart Co	Books	15.28
Central Iowa Distributing, Inc	Cleaning Supplies	158.90
Control System Specialists, LLC	Temperature Contol Head-End Replacement	4,629.38

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Custodian of Petty Cash Kim Mehlenbacher	June 2017 Postage	165.37
Freese Ruth	June 2017 Homebound Delivery Mileage	13.00
Genesis Development	Janitorial Services- June 2017	600.00
H & S Roofing Co Inc	Roof Repairs	358.75
Ingram Library Services, Inc	Books	18.16
Ingram Library Services, Inc	Books	18.61
Ingram Library Services, Inc	Books	21.79
Ingram Library Services, Inc	Books	19.46
Ingram Library Services, Inc	Books	19.11
Ingram Library Services, Inc	Books	17.09
Ingram Library Services, Inc	Books	20.34
Ingram Library Services, Inc	Books	18.65
Ingram Library Services, Inc	Books	18.78
Ingram Library Services, Inc	Books	18.31
Ingram Library Services, Inc	Books	17.96
Ingram Library Services, Inc	Books	18.59
JNB Acquisition Corporation	Copier Maintenance Agreement	31.95
Junior Library Guild	FY2018 Graphic Novels High	242.20
MidAmerican Energy Company	Electric Service May/June 2017	1,230.30
Pilot Tribune	FY2018 Subscription- Library	65.00
Principal Life Ins Co	Insurance Premium August 2017	121.71
Recorded Books LLC	CDs	56.61
Recorded Books LLC	CDs	43.87
Recorded Books LLC	CDs	140.00
Recorded Books LLC	CDs	50.00
Recorded Books LLC	CDs	40.00
Recorded Books LLC	CDs	35.99
Reserve Account	Postage July 26, 2017	14.72
Sioux City Journal	FY2018 Subscription	391.77
Wede's Lock Service Joe	Witter Gallery Door Repairs	162.50

Library	Department Total =	11,423.46
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Band

Besch Henry Donald	2017 Band Participation	150.00
Booher Laura Ann	2017 Band Participation	120.00
Brown David	2017 Band Participation	150.00
Campbell Kristina	2017 Band Participation	150.00
Carr Natalia	2017 Band Participation	80.00
Davis Anna	2017 Band Participation	30.00
Dierwechter Ronald	2017 Band Participation	165.00
Dose Rebecca	2017 Band Participation	45.00
Edwards Matthew	2017 Band Participation	50.00
Fells Kenneth	2017 Band Participation	150.00
Freking Dennis	2017 Band Participation	105.00
Garner-Prouty Celia	2017 Band Participation	60.00
Gerdes Gabriel	2017 Band Participation	100.00
Glienke Brandon Cole	2017 Band Participation	180.00
Hardt Lynn Marie	2017 Band Participation	180.00
Hardt Marie Elizabeth	2017 Band Participation	180.00
Hecox Jilleen M	2017 Band Participation	120.00
Heims Austin	2017 Band Participation	75.00
Henley Shawn	2017 Band Participation	90.00
Heth Travis	2017 Band Participation	165.00
Hickman David W	2017 Band Participation	120.00
Hill Elizabeth	2017 Band Participation	10.00
Hinkeldey Jeanette	2017 Band Participation	105.00
Hinkeldey Renae	2017 Band Participation	105.00

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Hugen Mary	2017 Band Participation	45.00
Larson Noah	2017 Band Participation	105.00
Lukkes Zach	2017 Band Participation	135.00
Menchaca Manuel	2017 Band Participation	90.00
Mickens Cindy M	2017 Band Participation	45.00
Moe Keith	2017 Band Participation	165.00
Moe Patricia	2017 Band Participation	105.00
Musel Katrin	2017 Band Participation	135.00
Musel Logan Thomas	2017 Band Participation	195.00
Musel Tom	2017 Band Participation	90.00
Nelson Lavila	2017 Band Participation	30.00
Nichols Salli Jane	2017 Band Participation	150.00
Nicholson Lucas	2017 Band Participation	50.00
Olson Sarah Jolayne	2017 Band Participation	30.00
Pearson Matthew	2017 Band Participation	280.00
Pearson Kristie Ann	2017 Band Participation	165.00
Shannon Kylee Carson	2017 Band Participation	60.00
Spaulding Donald	2017 Band Participation	165.00
Stromwall Shafer L	2017 Band Participation	90.00
Struck Kelsey Monica	2017 Band Participation	15.00
Swanson Matthew	2017 Band Participation	45.00
Swanson Michael	2017 Band Participation	135.00
Wells Barbara	2017 Band Participation	45.00
Wells Michael	2017 Band Participation	15.00

Band	Department Total =	5,070.00
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Parks Department

Arnold Motor Supply, LLP	Fuse	8.29
Arnold Motor Supply, LLP	Battery for Golf Cart	89.95
Arnold Motor Supply, LLP	Fuel Filter	8.98
Arnold Motor Supply, LLP	Belt	18.99
Arnold Motor Supply, LLP	Supplies Returned	-21.00
Bomgaars Supply, Inc	Supplies	34.98
Bomgaars Supply, Inc	Supplies	18.67
Bomgaars Supply, Inc	Wood Finish	139.93
Bomgaars Supply, Inc	Cable & Clips for Lake Fountain	17.90
Bomgaars Supply, Inc	Pump	349.99
Bomgaars Supply, Inc	Hose	63.98
Central Iowa Distributing, Inc	Cleaning Supplies	789.95
CNH Industrial America LLC	Oil	79.78
CNH Industrial America LLC	Supplies	17.04
Crescent Electric Supply Co	Batteries	20.71
Emmons & Olivier Resources Inc	Storm Sewer Design Service through 6/30/2017	2,260.85
Fastenal Company	Supplies	4.54
Graham Tire	Tire Repair	15.43
Island Sprinkler Supply	Sprinkler System Supplies	173.43
McCrea Enterprises	Paint	88.20
McCrea Enterprises	Paint	130.70
McCrea Enterprises	Paint	123.45
MidAmerican Energy Company	Electric Service May/June 2017	621.61
Principal Life Ins Co	Insurance Premium August 2017	201.56
R & R Products, Inc	Supplies	141.75
Rebnord Technologies Inc	Keyboard	14.95
Rent-All	Equipment Supply Rental	40.00
Stanton Electric, Inc	Fountain Repairs	55.00
Stanton Electric, Inc	GFCI Breaker Installation	393.54

Parks Department

Department Total = 5,903.15

Golf Course

A & A Automotive	New Tire	115.82
A & A Automotive	Tire Repair	14.58
Arnold Motor Supply, LLP	Battery	73.37
Bomgaars Supply, Inc	Caps	12.97
Bomgaars Supply, Inc	Sprayer & Supplies	107.95
Bomgaars Supply, Inc	Screen & Locks	25.98
Bomgaars Supply, Inc	Mower Wheels	34.87
Buena Vista Power Equipment, Inc	Belts & Blades	162.16
Central Iowa Distributing, Inc	Cleaning Supplies	171.60
MidAmerican Energy Company	Electric Service May/June 2017	346.62
Plumbing & Heating Wholesale, Inc	Clear Paint & Cap	33.21
Principal Life Ins Co	Insurance Premium August 2017	73.29
R & R Products, Inc	Supplies	274.84
Speed's Auto Supply, Inc	Switches	16.72
Stanton Electric, Inc	Change Ballast in Maintenance Shed	112.53
Storm Lake Ace Hardware Inc	Mower Wheels	37.96
Storm Lake Hydraulics Co Inc	Hose End	44.40
Zimco Supply Co	Chemicals	335.75
Zimco Supply Co	Chemicals	769.75

Golf Course

Department Total = 2,764.37

Campgrounds

Arctic Glacier U.S.A., Inc.	Ice	200.92
Bomgaars Supply, Inc	Air Conditioner	279.99
Bomgaars Supply, Inc	Supplies	11.99
Central Iowa Distributing, Inc	Cleaning Supplies	143.64
Central Iowa Distributing, Inc	Cleaning Supplies	321.91
Crescent Electric Supply Co	Splice Adapter- Less Tax	38.10
Iowa Office Supply Inc	Toner	150.99
MidAmerican Energy Company	Electric Service May/June 2017	2,810.21
Principal Life Ins Co	Insurance Premium August 2017	24.43
Stanton Electric, Inc	Breaker Repairs	144.79
Stanton Electric, Inc	Breaker Repairs	146.56
Stanton Electric, Inc	Breaker Repairs	125.39
Stanton Electric, Inc	Breaker Repair- Site 803	192.53
Storm Lake Ace Hardware Inc	Supplies	29.99
Wal Mart #01-1526	Office Supplies	25.46
Wal Mart #01-1526	Office Supplies	17.71

Campgrounds

Department Total = 4,664.61

UNAVAILABLE

MidAmerican Energy Company	Electric Service May/June 2017	1,513.19
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UNAVAILABLE

Department Total = 1,513.19

Shelter House

MidAmerican Energy Company	Electric Service May/June 2017	234.35
MS Door Service Ltd	Pest Management Services	18.00
Plumbing & Heating Wholesale, Inc	PVC Pipe Repairs	13.85

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Shelter House

Department Total = 266.20

UNAVAILABLE

Fastenal Company

Supplies

5.32

UNAVAILABLE

Department Total = 5.32

Enrich Iowa

Biblionix LLC
Rebnord Technologies Inc

FY2018 Annual Subscription
Scanner, Mouse, iPad Registration

474.06

299.90

Enrich Iowa

Department Total = 773.96

Library Memorial

Century Business Products,Inc

Copier Maintenance Agreement

15.00

Library Memorial

Department Total = 15.00

Economic Develop

Media USA Inc

InfoTouch Advertising- Hotel Market

1,250.00

Economic Develop

Department Total = 1,250.00

TIF

Emmons & Olivier Resources Inc
FB Storm Lake II LLC
MidAmerican Energy Company

Condo Site Driveway Professional Service through 6/2
Stabilization Grant #2 per Agreement
Electric Service May/June 2017

3,190.25

150,000.00

10.41

TIF

Department Total = 153,200.66

Storm Lake Sub-Division #5

Certified Testing Services, Inc

Geotechnical Report

1,625.00

Storm Lake Sub-Division #5

Department Total = 1,625.00

Dredging

Principal Life Ins Co

Insurance Premium August 2017

20.73

Dredging

Department Total = 20.73

Mayor, Council, Manager

Principal Life Ins Co

Insurance Premium August 2017

53.50

Mayor, Council, Manager

Department Total = 53.50

Policy & Administration

Principal Life Ins Co

Insurance Premium August 2017

71.01

Policy & Administration

Department Total = 71.01

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City Hall Building

Central Iowa Distributing, Inc	Cleaning Supplies	119.30
Fastenal Company	Supplies	1.91
Genesis Development	Janitorial Services- June 2017	200.00
Hy-Vee, Inc	Bug Spray	9.98
MidAmerican Energy Company	Electric Service May/June 2017	882.10
Rebnord Technologies Inc	Power Supply for Council Room	49.95
Schumacher Elevator Company	Elevator Maintenance Agreement	195.53
Storm Lake Ace Hardware Inc	Filters	49.40

City Hall Building

Department Total = 1,508.17

Other Policy & Administration

Bolton & Menk, Inc	Engineering Services for Trail System Concepts throug	563.00
Emmons & Olivier Resources Inc	General Professional Service through 6/30/2017	1,497.61
Genesis Development	Shredding Services	6.25
IMFOA	2017 Municipal Professionals Academy Reg- Oakleaf	33.33
Inobbar LLC	FY2018 Subscription	700.00
Iowa League of Cities	2017 Iowa Municipal Professionals Institute Reg- Oak	20.00
Iowa Office Supply Inc	Office Supplies	41.83
Iowa Office Supply Inc	Checks	101.78
JNB Acquisition Corporation	Copier Maintenance Agreement	29.40
NW Iowa Planning & Development Commission	FY2018 SHIELD Draw #1	333.33
PHS Maxfield LLC	June 2017 Professional Services- Housing Study	1,179.06
Pizza Ranch	Meeting Expense	43.97
Qualified Presort Service, LLC	City Tidbits	204.53
Reserve Account	Postage July 26, 2017	184.29
Storm Lake Rotary Club	Membership Dues- 2nd Qtr 2017	125.00
Wal Mart #01-1526	Office Supplies	66.17

Other Policy & Administration

Department Total = 5,129.55

Water Administration

Genesis Development	Janitorial Services- June 2017	200.00
IMFOA	2017 Municipal Professionals Academy Reg- Oakleaf	33.34
Inobbar LLC	FY2018 Subscription	700.00
Iowa League of Cities	2017 Iowa Municipal Professionals Institute Reg- Oak	20.00
Iowa Office Supply Inc	Checks	101.78
Iowa Office Supply Inc	Office Supplies	41.84
JNB Acquisition Corporation	Copier Maintenance Agreement	29.39
NW Iowa Planning & Development Commission	FY2018 SHIELD Draw #1	333.34
PHS Maxfield LLC	June 2017 Professional Services- Housing Study	1,179.06
Principal Life Ins Co	Insurance Premium August 2017	202.76
Qualified Presort Service, LLC	Monthly Statements	389.84
Qualified Presort Service, LLC	Monthly Statements	390.87
Qualified Presort Service, LLC	ACH Statements	92.28
Qualified Presort Service, LLC	Final Bills	4.73
Qualified Presort Service, LLC	ACH Statements	92.26
Reserve Account	Postage July 26, 2017	48.00

Water Administration

Department Total = 3,859.49

Water Plant

Bomgaars Supply, Inc	Brushes & Supplies	25.91
Bomgaars Supply, Inc	Supplies for Tree Removal	53.97

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Bomgaars Supply, Inc	Blade	23.99
Bomgaars Supply, Inc	Gloves	24.99
Bomgaars Supply, Inc	Oil	27.98
Bomgaars Supply, Inc	Engine Supplies	18.94
Bomgaars Supply, Inc	Sheeting for Painting	32.97
Central Iowa Distributing, Inc	Cleaning Supplies	275.10
Deere Credit Inc	Cover for Bobcat	199.95
Environmental Resource Associates	Supplies	272.64
EWT Holdings III Corp	Switch	347.18
Fastenal Company	Supplies	5.30
Fastenal Company	Supplies	10.48
Fastenal Company	Distilled Water	510.30
Foundation Analytical Laboratory Inc	Lab Testing	135.00
Foundation Analytical Laboratory Inc	Lab Testing	120.00
Foundation Analytical Laboratory Inc	Lab Testing	76.00
Foundation Analytical Laboratory Inc	Lab Testing	36.00
Foundation Analytical Laboratory Inc	Lab Testing	220.00
Graffix, Inc	Uniform- Shane	55.00
Hare Painting & Sandblasting	Reissue of Ck#55886- Less Service Fee	11,380.00
Hawkins, Inc	Sodium Aluminate	600.88
Hawkins, Inc	Chemicals Returned	-223.18
JNB Acquisition Corporation	Copier Maintenance Agreement	27.50
JNB Acquisition Corporation	Copier Maintenance Agreement	35.05
MidAmerican Energy Company	Electric Service May/June 2017	26,648.79
Mississippi Lime Company	Lime	4,636.80
Mississippi Lime Company	Lime	4,680.96
Mississippi Lime Company	Lime	4,400.64
Mississippi Lime Company	Lime	4,646.40
Mississippi Lime Company	Lime	4,625.28
PraxAir inc	Carbon Dioxide	1,022.78
PraxAir inc	Carbon Dioxide	996.47
Principal Life Ins Co	Insurance Premium August 2017	419.43
Rent-All	Tree Delivery Unit Rental	150.00
Storm Lake Ace Hardware Inc	Paint Supplies	106.95
Storm Lake Ace Hardware Inc	Paint	210.81
Storm Lake Ace Hardware Inc	Paint Supplies	13.67
Storm Lake Ace Hardware Inc	Paint Supplies	5.99
Storm Lake Ace Hardware Inc	Paint & Supplies	79.90
Storm Lake Ace Hardware Inc	Supplies for Slaker 2	11.96
Storm Lake Ace Hardware Inc	Paint Supplies	29.97
Storm Lake Ace Hardware Inc	Paint	59.98
Storm Lake Ace Hardware Inc	Tank Sprayer	34.99
Storm Lake Ace Hardware Inc	Paint & Supplies	250.13
Storm Lake Hydraulics Co Inc	Reseal Hyd Cyl	1,665.25
United States Plastic Corp	Connectors	95.06
Wal Mart #01-1526	Supplies	115.85
Wal Mart #01-1526	Supplies	140.37
Ziegler Inc	FY2018 Service Agreement	11,132.32

Water Plant **Department Total =** 80,472.70

Water Distribution

Alliance Concrete Inc GCC	Concrete for Watermain Repairs	397.50
Arnold Motor Supply, LLP	Cart	56.01
Bolton & Menk, Inc	Construction Services through 3/22/2017	2,397.25
Bomgaars Supply, Inc	Seed for KC Hall	114.50
Bomgaars Supply, Inc	Grease	73.80
Bomgaars Supply, Inc	Batteries & Supplies	30.47

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Bomgaars Supply, Inc	Grease Gun after Return	22.00
Bomgaars Supply, Inc	Grease Gun	152.99
Bomgaars Supply, Inc	Grease Gun Returned	-152.99
Bomgaars Supply, Inc	Grease Gun and Supplies	205.26
Cemstone Products Company	Concrete	180.00
Deere Credit Inc	Pin Fastener & Tooth	252.13
Deere Credit Inc	Cotter Pin	28.50
Deere Credit Inc	Cotter Pin Returned	-28.50
Mangold Environmental Testing	Testing Services	90.00
MidAmerican Energy Company	Electric Service May/June 2017	66.02
Mike's Lawn Service, Inc	Roundup	60.00
Principal Life Ins Co	Insurance Premium August 2017	146.22
Reinert Michael P	Welding Services	271.00
Underground Location Company	Locates	101.50
Utility Equipment Co	Clamps & Supplies	783.95
Utility Equipment Co	Fire Hydrant at KC Hall	2,348.37
Westrum Inc. Troy	2017 Leak Detection Survey	3,000.00

Water Distribution

Department Total = 10,595.98

Water Meters

Municipal Supply, Inc.	SmartPoint Meters	13,230.00
Principal Life Ins Co	Insurance Premium August 2017	56.26

Water Meters

Department Total = 13,286.26

Wastewater Administration

Genesis Development	Janitorial Services- June 2017	200.00
IMFOA	2017 Municipal Professionals Academy Reg- Oakleaf	33.33
Inobbar LLC	FY2018 Subscription	700.00
Iowa League of Cities	2017 Iowa Municipal Professionals Institute Reg- Oak	20.00
Iowa Office Supply Inc	Office Supplies	41.84
Iowa Office Supply Inc	Checks	101.79
JNB Acquisition Corporation	Copier Maintenance Agreement	29.39
NW Iowa Planning & Development Commission	FY2018 SHIELD Draw #1	333.34
PHS Maxfield LLC	June 2017 Professional Services- Housing Study	1,179.06
Principal Life Ins Co	Insurance Premium August 2017	203.10
Qualified Presort Service, LLC	Final Bills	4.74
Qualified Presort Service, LLC	Monthly Statements	389.84
Qualified Presort Service, LLC	Monthly Statements	390.88
Qualified Presort Service, LLC	OCR Sorting Fee	4.63
Qualified Presort Service, LLC	ACH Statements	92.28
Qualified Presort Service, LLC	ACH Statements	92.26
Reserve Account	Postage July 26, 2017	48.00

Wastewater Administration

Department Total = 3,864.48

Wastewater Treatment Plant

Alta Implement Company Inc	Mower Repairs	2,761.80
Bomgaars Supply, Inc	Portable Generator Supplies	247.89
Bomgaars Supply, Inc	Supplies	55.46
Bomgaars Supply, Inc	Supplies	250.34
California State University, Sacramento	Course Fee- Ramos	914.00
Central Iowa Distributing, Inc	Cleaning Supplies	285.84
Century Link	Phone Services- July 2017	230.57
CNH Industrial America LLC	Weedeater String	36.95

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EWT Holdings III Corp	Bioxide	14,073.75
Foundation Analytical Laboratory Inc	Lab Testing	1,304.00
Foundation Analytical Laboratory Inc	Lab Testing	430.00
Foundation Analytical Laboratory Inc	Lab Testing	960.00
Foundation Analytical Laboratory Inc	Lab Testing	258.00
Iowa Dept of Natural Resources	FY2018 NPDES	1,275.00
JNB Acquisition Corporation	Copier Maintenance Agreement	30.67
JNB Acquisition Corporation	Copier Maintenance Agreement	25.98
L & G Products, Inc	Chemical for Weeds	55.25
Lou's Gloves, Inc	Gloves	176.00
Lou's Gloves, Inc	Gloves	107.00
Meador Justin	Flow Meters at Hillshire & Plant	558.00
Menards Inc	Gate Kit	134.99
MidAmerican Energy Company	Electric Service May/June 2017	12,574.33
Mike's Lawn Service, Inc	Weed Control at Lagoon	1,575.85
NCL of Wisconsin Inc	Lab Testing Supplies	292.64
Principal Life Ins Co	Insurance Premium August 2017	276.89
Recycle Center Harold Rowley	Recycling	49.92
Recycle Center Harold Rowley	Recycling	52.00
Recycle Center Harold Rowley	Recycling	53.04
Rehab Systems Inc.	Jet Vac Cleaning of LS	875.00
Sign Me Up c/o Member Solutions	2017 Lab Symposium- Pedersen	95.00
Stanton Electric, Inc	Lighting on A-Basin, 8 Lights Installed	11,535.00
Storm Lake Ace Hardware Inc	Deck Box	181.97
Wahlburg Curtis	Grade 1 WW Testing Fee Reimbursement	30.00
Wahlburg Curtis	Grade 1 WW Certification Reimbursement	80.00
WesTech Engineering, Inc	Support Arm	170.40

Wastewater Treatment Plant **Department Total =** 52,013.53

Wastewater Collection

Bomgaars Supply, Inc	Pump Hose	344.62
Principal Life Ins Co	Insurance Premium August 2017	146.22
Underground Location Company	Locates	101.50

Wastewater Collection **Department Total =** 592.34

Landfill

Inobbar LLC	FY2018 Subscription	700.00
JNB Acquisition Corporation	Copier Maintenance Agreement	29.39
Principal Life Ins Co	Insurance Premium August 2017	43.90
Qualified Presort Service, LLC	Monthly Statements	389.84
Qualified Presort Service, LLC	ACH Statements	92.26
Qualified Presort Service, LLC	Final Bills	4.74
Qualified Presort Service, LLC	Monthly Statements	390.88
Qualified Presort Service, LLC	ACH Statements	92.28
Reserve Account	Postage July 26, 2017	24.00

Landfill **Department Total =** 1,767.29

Storm Water Administration

Genesis Development	Janitorial Services- June 2017	200.00
Inobbar LLC	FY2018 Subscription	700.00
Iowa Office Supply Inc	Checks	101.79
JNB Acquisition Corporation	Copier Maintenance Agreement	29.39
NW Iowa Planning & Development Commission	FY2018 SHIELD Draw #1	333.33

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Principal Life Ins Co	Insurance Premium August 2017	93.29
Qualified Presort Service, LLC	Monthly Statements	390.88
Qualified Presort Service, LLC	ACH Statements	92.28
Qualified Presort Service, LLC	ACH Statements	92.26
Qualified Presort Service, LLC	Monthly Statements	389.84
Qualified Presort Service, LLC	Final Bills	4.74

Storm Water Administration	Department Total =	2,427.80
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Storm Water Collection

Bolton & Menk, Inc	Construction Services through 3/22/2017	175.00
Bolton & Menk, Inc	Construction Services through 4/26/2017	1,050.00
Bolton & Menk, Inc	Design Services through 3/22/2017	16,729.75
Bolton & Menk, Inc	Design Services through 4/26/2017	49,179.00
Bolton & Menk, Inc	Construction Services through 6/29/2017	525.00
Bolton & Menk, Inc	Construction Services through 5/31/2017	3,371.50
Cemstone Products Company	Concrete for Rain Garden	352.00
Emmons & Olivier Resources Inc	Professional Service through 6/30/2017	2,350.56
Emmons & Olivier Resources Inc	Professional Service through 6/30/2017	43,501.55
Emmons & Olivier Resources Inc	Professional Service through 6/30/2017	10,366.45
Foundation Analytical Laboratory Inc	Lab Testing	360.00
Hach Chemical Company	Portable Velocity System	5,135.42
Hulstein Excavating Inc	Pay Request #2 of NCSW Phase II	207,177.42
Principal Life Ins Co	Insurance Premium August 2017	38.75
Storm Lake Ace Hardware Inc	Hose & Supplies	9.98
Veenstra & Kimm, Inc	Professional Services through 7/22/2017	12,264.75

Storm Water Collection	Department Total =	352,587.13
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Insurance

Auxiant - Claims Account	7/17/2017 Claims	845.52
Auxiant - Claims Account	7/24/2017 Claims	6,690.94
Auxiant - Claims Account	7/31/2017 Claims	24,135.93
Auxiant - Fixed Account	August 2017 Insurance Premium	16,174.70
Auxiant - Flex Account	7/19/2017 Flex Claims	618.41
Auxiant - Flex Account	7/26/2017 Flex Claims	15.75
Auxiant - Flex Account	7/12/2017 Flex Claims	244.35

Insurance	Department Total =	48,725.60
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UNAVAILABLE

Johnson Kelly	June 2017 Punches & Discounts	144.00
Salus LLC	June 2017 Memberships- Less Eckstrom	140.00

UNAVAILABLE	Department Total =	284.00
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Vehicle Maintenance

Arnold Motor Supply, LLP	Oil Filter	26.65
Arnold Motor Supply, LLP	Supplies	7.99
Arnold Motor Supply, LLP	Supplies	8.58
Bomgaars Supply, Inc	Ball Valve	6.99
Crescent Electric Supply Co	Supplies- Less Tax	48.20

Vehicle Maintenance	Department Total =	98.41
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City of Storm Lake
620 Erie Street PO Box 1086
Storm Lake IA, 505881086

Checks for Approval Report

From: 07/18/17 To 08/07/17
User: tyler.gibbins

Technology

Bolton & Menk, Inc	Data Acquisition & Migration through 7/18/2017	3,305.00
Rebnord Technologies Inc	2 Factor Auth	375.00
Rebnord Technologies Inc	My AntiSpam	75.00
Rebnord Technologies Inc	IT Service Agreement	3,333.33
Rebnord Technologies Inc	IT Service Agreement- Fiber Network	200.00
Rebnord Technologies Inc	Surface Pro 4	1,259.90

Technology

Department Total = 8,548.23

Grand Total = 1,018,529.11

Operating

King's Pointe Waterpark Resort

Check Register

From 7/15/2017 to 8/4/2017

Vendor	Type	Amount
Joceline Medina	Refund	200.00
Weigand-Omega Management Inc	Payroll	4,667.76
ACCO Unlimited Corporation	Services	2,028.38
Alliant Energy	Utilities	36.70
Ameripride Services, Inc.	Services	1,113.06
Bomgaars Supply Inc.	Supplies	557.24
Booking.com B.V.	Services	464.70
Buena Vista Regional Medical Center	Services	7,818.00
Bunkers Feed Supply Inc.	Supplies	275.84
Cintas Corporation No. 2	Supplies	466.49
Color-ize	Services	949.70
Copper Cottage	Services	3,019.16
Dippin' Dots, L.L.C.	Food	1,123.20
Ferguson Enterprises Enterprises Inc #1657	Supplies	899.24
Garbage Hauling Service, Inc.	Utilities	460.88
Grainger	Supplies	175.17
HyVee	Food	371.58
Joyce's Greenhouse	Services	1,335.00
Julius Cleaners	Services	5.05
KCAU TV	Advertising	1,443.00
King's Pointe Resort	Services	150.04
Lakefest	Agreement	1,478.97
Mangold Environmental Testing, Inc.	Services	91.00
MidAmerican Energy	Utilities	20,994.03
Office Elements	Supplies	122.65
Pasquales Food Service Inc.	Food	2,295.00
Pepsi Beverages Company	Beverages	3,763.73
Shanda Osborn	Reimbursement	60.00
Speed's Auto Supply Inc.	Services	1,995.63
Steve's Window Service	Services	240.00
Storm Lake Ace Hardware	Supplies	205.12
Storm Lake Community School District	Services	150.00
SYS-KOOL, LLC	Supplies	628.64
US Foods, Inc.	Food	38,085.90
Vizergy	Services	220.00
Weigand Omega Management Payroll	Payroll	101,032.73
US Foods, Inc.	Food	3,605.61
MidAmerican Energy	Utilities	568.62
Roman Davis	Services	3,000.00
		206,097.82

M E M O R A N D U M

TO: MAYRA MARTINEZ

FROM: MARK PROSSER

DATE: July 19, 2017

REFERENCE: LIQUOR LICENSE RENEWAL
COLUMBUS CLUB
1507 E LAKESHORE DR

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

	07-27-2015 to 07-11-2016	07-12-2016 to 07-17-2017
INCIDENTS		
Abuse, Child Sexual	0	0
Animal Call	1	0
Bar Check	0	9
Business Security	99	102
Citizen Assist	0	3
General Information	0	1
Intoxicated Driver	1	1
Intoxicated Pedestrian	0	1
Motorist Assist	1	0
Pedestrian Stop	1	0
PR/Talk/Presentation	6	12
Open Window/Door	0	1
Station Assignment	1	3
Traffic Control	0	1
Traffic Stop	1	7

ARRESTS

Public Intoxication	0	1
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Recommendation: Approval of liquor license.

M E M O R A N D U M

TO: MAYRA MARTINEZ

FROM: MARK PROSSER

DATE: JULY 19, 2017

REFERENCE: LIQUOR LICENSE RENEWAL
DYNOS
1201 E LAKESHORE DR

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

	7-27-2015 to 07-11-2016	7-12-2016 to 07-17-2017
INCIDENTS		
Accident	4	3
Animal Complaint	1	3
Bar Check	0	1
Business Assist	4	0
Business Security	93	74
Citizen Assist	2	1
Disturbance	0	1
Fire Call	1	0
Harassment	1	1
Hit and Run	1	0
Intoxicated Driver	1	3
Intoxicated Pedestrian	4	3
Juvenile Problem	1	1
Keys Locked In Car	8	6
Law Department Assist	1	0
Lost Child	1	0
Motorist Assist	2	5
Parking Complaint	0	1
Pedestrian Stop	1	0
PR/Talk/Presentation	4	22
Reckless Driver	1	0
Station Assignment	0	1
Street Beat	28	0
Suspicious Activity	1	0
Suspicious Person	2	3

Theft	6	5
Vehicle Maintenance	8	2
Vehicle Registration Check	1	0
Vehicle Stop	16	28
Welfare Check	1	0

ARRESTS

Assault	0	1
Disorderly Conduct	0	3
Public Intoxication	2	3

Recommendation: Approval of liquor license.

M E M O R A N D U M

TO: MAYRA MARTINEZ

FROM: MARK PROSSER

DATE: AUGUST 4, 2017

REFERENCE: LIQUOR LICENSE RENEWAL
EL MARIACHI
523 ERIE STREET

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

	7-11-2015 to 7-11-2016	7-12-2016 to 8-2-2017
INCIDENTS		
911 Hang Up Call	0	1
Assault	0	1
Bar Check	0	50
Business Security	6	1
Citizens Assist	0	2
City Code Enforcement	0	1
Law Department Assist	0	1
Open Window/Door	4	0
PR/Talk/Presentation	1	1
Station Assignment	2	0
Suspicious Vehicle	2	0
Vehicle Stop	0	1
Warrant Service	0	1

ARRESTS

Possession of Controlled Substance	0	1
Selling Alcohol to a Minor	0	1

Recommendation: Approval of liquor license.

Applicant License Application ()

Name of Applicant: <u>Mo's Tap Inc</u>		
Name of Business (DBA): <u>Mo's Tap</u>		
Address of Premises: <u>1703 E Lakeshore</u>		
City <u>Storm Lake</u>	County: <u>Buena Vista</u>	Zip: <u>50588</u>
Business <u>(712) 732-3292</u>		
Mailing <u>111 W 1st St</u>		
City <u>Storm Lake</u>	State <u>IA</u>	Zip: <u>50588</u>

Contact Person

Name <u>Marisa Olivarez</u>	
Phone: <u>(712) 299-2969</u>	Email <u>cashmjm@gmail.com</u>

Classification Class C Liquor License (LC) (Commercial)

Term:5 days

Effective Date: 09/02/2017

Expiration Date: 01/01/1900

Privileges:

Class C Liquor License (LC) (Commercial)

Status of Business

BusinessType: <u>Privately Held Corporation</u>	
Corporate ID Number: <u>415976</u>	Federal Employer ID <u>61=1648793</u>

Ownership

Marisa Olivarez

First Name: <u>Marisa</u>	Last Name: <u>Olivarez</u>	
City: <u>Storm Lake</u>	State: <u>Iowa</u>	Zip: <u>50588</u>
Position: <u>Owner</u>		
% of Ownership: <u>100.00%</u>	U.S. Citizen: <u>Yes</u>	

Jean cASHMAN

First Name: <u>Jean</u>	Last Name: <u>cASHMAN</u>	
City: <u>Storm Lake</u>	State: <u>Iowa</u>	Zip: <u>50588</u>
Position: <u>Vice President</u>		
% of Ownership: <u>0.00%</u>	U.S. Citizen: <u>Yes</u>	

Insurance Company Information

Insurance Company: <u>Badger Mutual Insurance Company</u>	
Policy Effective Date:	Policy Expiration

Bond Effective

Dram Cancel Date:

Outdoor Service Effective

Outdoor Service Expiration

Temp Transfer Effective

Temp Transfer Expiration Date:

Applicant License Application ()

Name of Applicant: <u>Wat Lao Simong Khoun</u>		
Name of Business (DBA): <u>Wat Lao Simong Khoun Chanthalam</u>		
Address of Premises: <u>6018 Rothmoor Rd</u>		
City <u>Storm Lake</u>	County: <u>Buena Vista</u>	Zip: <u>50588</u>
Business <u>(712) 299-1068</u>		
Mailing <u>6018 Rothmoor Rd</u>		
City <u>Storm Lake</u>	State <u>IA</u>	Zip: <u>50588</u>

Contact Person

Name <u>Meng Lai</u>	
Phone: <u>(712) 299-1068</u>	Email <u>keo_lai@hotmail.com</u>

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

Term:5 days

Effective Date: 06/30/2017

Expiration Date: 01/01/1900

Privileges:

Class B Beer (BB) (Includes Wine Coolers)

Outdoor Service

Sunday Sales

Status of Business

BusinessType: <u>Publicly Traded Corporation</u>	
Corporate ID Number: <u>227720</u>	Federal Employer ID <u>42-1488210</u>

Ownership

Meng Lai

First Name: <u>Meng</u>	Last Name: <u>Lai</u>	
City: <u>storm lake</u>	State: <u>iowa</u>	Zip: <u>50588</u>
Position: <u>Secretary</u>		
% of Ownership: <u>0.00%</u>	U.S. Citizen: <u>Yes</u>	

Insurance Company Information

Insurance Company: <u>Illinois Union Insurance Company</u>	
Policy Effective Date: <u>06/30/2017</u>	Policy Expiration <u>07/05/2017</u>
Bond Effective	Dram Cancel Date:
Outdoor Service Effective	Outdoor Service Expiration
Temp Transfer Effective Date	Temp Transfer Expiration Date:

Staff Summary

8/7/2017
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, 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 Expenses	Calculated Expenses	Local	%	BV Co	%	Non Local	%
City	\$1,018,529.11	\$467,952.97	\$112,170.78	23.97	\$9,193.55	1.96	\$346,588.64	74.07
King's Pointe and Golf Course	\$206,097.82	\$100,197.33	\$36,283.82	36.21			\$63,913.51	63.79

RECOMMENDATION: Review Buy Local Information

Staff Summary

8/7/2017

Agenda Item # C.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mark Prosser, Public Safety Director

SUBJECT: **Motion Authorizing a Noise Variance for the Lao Temple**

BACKGROUND: Attached is a written request for a Noise Variance to be issued for outdoor entertainment and announcements at the Lao Temple located at 6018 Rothmoor Road on September 2 and 3, 2017.

The specific Variance request is as follows:

Saturday, 9-2-2017 from 4:00pm until 11:00pm

Sunday, 9-4-2017 from 1:00pm until 1:00am

This request is consistent with previous years.

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

FISCAL IMPACT: None

RECOMMENDATION: Pass Motion

ATTACHMENTS:

Description	Type
Letter	Petition

noise ordinance

July 17th, 2017

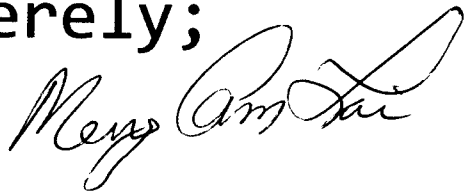
Storm Lake City Council
Chief Mark Prosser, Public Safety

On behalf of the Storm Lake
Lao Temple, we are requesting a
noise ordinance on Sat Sept. 2nd
from 4pm to 11pm. Sunday Sept. 3rd
from 1pm through 1am Sept. 4th. For
a ceremonial celebration.

If there are any questions please
contact:

Meng Lai, China House, 712-730-0677

Sincerely;

A handwritten signature in cursive script, appearing to read 'Meng Lai', written in black ink.

Page 1



**Public Safety
Police & Fire
PERMIT**

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

Event: Storm Lake Lao Temple Celebration

Issued To:

Name: Meng Cam Lai

Organization: Temple Board

Address: 624 West Milwaukee Avenue, Storm Lake, IA 50588

Phone: 712-730-0677

Date(s) of Event: Saturday, 9-2-2017 & Sunday, 9-3-2017

Time(s) of Event: 4:00pm - 11:00pm / 1:00pm - 1:00am

Expiration of Permit: 9-5-2017

Location / Area
of Use:

Lao Temple, 6018 Rothmoor Road

Type of Permit

☒ Noise Variance (8-7-4)

☐ Ride/Run/Walk (9-13-4)

☐ Parade (9-13-4)

☐ Public Demonstration (8-7-4)

☐ Street Closing

☐ Fireworks (8-2-1(12A))

☐ Authorized Burn (7-2-2-B)

☐ Other

Authorized by: Mark A. Prosser

Please Print

Date: 8-8-2017

Signature:

Title: Public Safety Director

Staff Summary

8/7/2017

Agenda Item # D.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mark Prosser, Public Safety Director

SUBJECT: **Motion Authorizing the 2017 Step Up Running Event**

BACKGROUND: The 2017 Step Up Running Event is scheduled for Saturday, 9-2-2017 at 7:30am beginning and ending in Awaysis Park.

Specific requests of the committee are as follows:

- *Permission to use Awaysis Park from 6:00am until 12:00pm for the event venue
- *Closure of the West Awaysis Park parking lot from 6:00am until 12:00pm on 9-2-2017
- *A Noise Variance for the Awaysis Park venue from 6:00am until 12:00pm on 9-2-2017 for outdoor announcements and entertainment
- *Appropriate event permit to be issued by the police department
- *Appropriate support of the parks and police departments

The route for this annual event is the same as previous years and has worked well.

An insurance certificate is forthcoming.

FISCAL IMPACT: The parks and police departments will have staff time assigned to this event which will be absorbed in their regular operational budgets.

RECOMMENDATION: Pass Motion Contingent Upon Filing of Appropriate Insurance Certificate

ATTACHMENTS:

	Description	Type
	Letter	Petition

Mark Prosser

From: stepupstormlake@yahoo.com
Sent: Monday, July 24, 2017 7:09 AM
To: Mark Prosser
Subject: Re: Step Up 2017

Event: 2017 Step Up Running Event

Issue To Name: Angie Snyder (Coordinator)

Organization: Step Up

Address: 1820 Perkins Ave

Nemaha, IA 50567

Phone: Cell(712)660-8089

Date of Event: Saturday September 2, 2017

Times of Event: See below

Expiration of Permit: September 4, 2017

Location/Area of Use: Noise Variance - Awaysis Park - 6:00am-12:00pm

Run-7:30am Sunrise Park Road - Lake Trail - Emerald Park

Type of Permit:

xxx 1. Noise Variance -8-7-4 6:00am-12:00pm

xxx 2. Ride/Run/Walk 7:30am

xxx 8. Other Close West Awaysis Parking Lot 6:00am-12:00pm

Run will begin on the street to the East of Kings Pointe Resort. It will continue in the street until the Lakeside sign. At that point the 5k will turn around into the Lake trail heading back to the West. The Half Marathon participants will continue in the street to BelAire beach and Pheasant Drive where they will loop back towards

the Cobblestone. At the Cobblestone they will move on to the sidewalk. They will continue on the lake trail until Chataqua park where they will take the street that loops behind. Then on the lake trail until Sunset park where they move onto the street. They loop around the football field and then turn left onto 4th street and continue all the way to Angier Dr where they turn left onto the sidewalk until Vista Dr. After curving right on Vista Drive they will move to the sidewalk to the North of Frank Starr Park. They will continue through the park on the lake side and then over the foot bridge into Emerald Park. They will stay to the right at the first Y. Then continue in until they come to the Alvin where they turn left then right on Parlina over to Emerald. Once on Emerald they will take it back to the Y and then back to the footbridge. While in Frank Starr on the return they will take the road side sidewalk. Returning through the same course as the route out. At Chataqua they will also take the road side sidewalk and continue back to the Kings Pointe Playground parking lot where they finish.

Thanks!

Sent from Yahoo Mail for iPhone

On Monday, July 24, 2017, 5:33 AM, Mark Prosser <Prosser@stormlake.org> wrote:

OK Thanks

I'll also need a request for permit submitted to my office with your home address, cell phone, etc and an overview of the time of the event and route. This will get the event permit issued and confirm the route and times for my staff.

MP

From: Angie Snyder [mailto:stepupstormlake@yahoo.com]
Sent: Friday, July 21, 2017 10:08 PM
To: Mark Prosser <Prosser@stormlake.org>
Subject: Step Up 2017

Hello! We're gearing up for the Step Up run Labor Day weekend. Just checking in so that you can get us on your calendar. I'll stop in Monday and fill out the park reservation form with Nelda. I'll also forward the insurance certificate as soon as it arrives.

Thanks!

Angie



**Public Safety
Police & Fire
PERMIT**

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

Event: 2017 Step Up Running Event

Issued To:

Name: Angie Snyder

Organization: Event Coordinator

Address: 1820 Perkins Avenue, Nemaha, IA 50567

Phone: 712-660-8089

Date(s) of Event: Saturday, 9-2-2017

Time(s) of Event: 6:00am - 12:00pm

Expiration of Permit: 9-3-2017

Location / Area
of Use:

Awaysis Park

Type of Permit

☒ Noise Variance (8-7-4)

☐ Ride/Run/Walk (9-13-4)

☐ Parade (9-13-4)

☐ Public Demonstration (8-7-4)

☐ Street Closing

☐ Fireworks (8-2-1(I2A))

☐ Authorized Burn (7-2-2-B)

☐ Other

Authorized by: Mark A. Prosser

Please Print

Date: 8-8-2017

Signature:

Title: Public Safety Director



**Public Safety
Police & Fire
PERMIT**

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

Event: 2017 Step Up Running Event

Issued To:

Name: Angie Snyder

Organization: Event Coordinator

Address: 1820 Perkins Avenue, Nemaha, IA 50567

Phone: 712-660-8089

Date(s) of Event: Saturday, 9-2-2017

Time(s) of Event: 7:30am

Expiration of Permit: 9-3-2017

Location / Area
of Use:

Sunrise Point Road-Lake Trail-Chautauqua Park Road-Lakeshore Dr-Grand-West4th-Shoreway-Angier-Vista-
Emerald Park Streets

Type of Permit

☐ Noise Variance (8-7-4)

☒ Ride/Run/Walk (9-13-4)

☐ Parade (9-13-4)

☐ Public Demonstration (8-7-4)

☐ Street Closing

☐ Fireworks (8-2-1(I2A))

☐ Authorized Burn (7-2-2-B)

☒ Other

Close West Awaysis Parking Lot 6:00am - 12:00pm (9-2-2017)

Authorized by:

Mark A. Prosser

Date:

8-8-2017

Please Print

Signature:

Title:

Public Safety Director

Staff Summary

8/7/2017

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: Scott Olesen, Building Official

SUBJECT: **Ordinance No. 01-O-2017-2018 For The Proposed Zoning Change To The Storm Lake Zoning Ordinance Official Zoning Map**

BACKGROUND: Richard and Carol Peterson own the lot located on the south east corner of College Avenue and West Seventh Street. Legally described as Lot 14, Block 9, Storm Lake Corporation, and is directly south of 516 West Milwaukee Avenue. The property is Zoned R-2, Low-Medium Density Residential. The Peterson's are requesting a change in the Zoning Classification to the CC, Community Commercial Zoning District. The property was part of the automobile dealership directly to the north and the Peterson's would like to change the Zoning of the parcel so that it matches the Zoning of the dealership which is CC, Community Commercial.

Before a change to the Zoning Map may be approved by the City Council, a written recommendation must be provided by the Planning and Zoning Commission.

The Storm Lake Planning and Zoning Commission has reviewed this application and has recommended approval of the rezoning request.

FISCAL IMPACT: Cost of public notices and legal fees estimated at \$200.00.

RECOMMENDATION: Review and approve the application for re-zoning submitted by Richard and Carol Peterson as recommended by the Storm Lake Planning and Zoning Commission.

~~On first reading: July 17, 2017~~

On second reading: August 7, 2017

On third reading: August 21, 2017

ATTACHMENTS:

Description	Type
📎 Application	Application
📎 Adjoining Property Owners	Backup Material
📎 Ordinance No. 01-2016-2017	Ordinance

ZONING ORDINANCE AMENDMENT REQUEST

CITY OF STORM LAKE

PLANNING AND ZONING COMMISSION and CITY COUNCIL



City of Storm Lake

PO Box 1086

Storm Lake, IA 50588

p (712) 732-8000

f (712) 732-4114

PROPERTY ADDRESS: 514-518 W. 7th St, Storm Lake

PROPERTY OWNER: Richard & Carol Peterson

OWNER ADDRESS (if different than property owner):

320 E. 2nd St, Storm Lake, IA 50588

OWNER'S PHONE NUMBER: 712-299-4374

The City of Storm Lake Zoning Ordinance Article 12 Section 1204 establishes the amendment procedure for the Zoning Ordinance and requires the property owner to submit the following information, which must accompany this application before it can be considered by the Planning and Zoning Commission and the City Council.

The legal description and local address of the property.

The present zoning classification and the requested zoning classification.

The existing use of the property and the proposed use of the property.

A statement of the reasons why the applicant feels the present zoning classification is no longer valid.

Attach a plat showing the locations, dimensions and use of the applicant's property and all property within three hundred (300') feet including streets, alleys, railroads, and other physical features.

The request for a rezoning request will be heard by the Planning and Zoning Commission and the City Council at separate meetings.

The City of Storm Lake will notify all property owners within three hundred (300') feet of the applicant's property notifying them of the upcoming hearing.

The City of Storm Lake will notify the applicant of the hearing date.

The City of Storm Lake will publish a public hearing notice in a locally circulated newspaper not less than 7 and no more than 20 days prior to the meeting.

A non refundable application fee of **\$200.00** is required at time of the application. The fee will not be refunded if the request is denied by the Planning and Zoning Commission or the City Council.



RECEIVED

5-23-17

ZONING ORDINANCE AMENDMENT REQUEST

CITY OF STORM LAKE

PLANNING AND ZONING COMMISSION and CITY COUNCIL



☐ Text Amendment to the Zoning Ordinance

☒ Zoning Map Amendment to the Zoning Ordinance

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

Current Zoning Ordinance Section: Article 4, table 4-2

Text
Amendment
Request:

Address of the Property: 514-518 W 7th, Storm Lake

Legal Description of the Property: parcel 1403107001, 14-09 storm lake cap Hayes

Present Zoning District: Residential R-2

Requested Zoning District: Community commercial - C-C

Why Present Zoning Is No Longer Valid: I don't think the property has ever been used as residential, at least for last 60 years it has been parking lot

Existing Use of the Property: temporary parking for cars for repair & sale

Proposed Use of the Property: temporary parking for cars for repair & sale

[Signature]
Signature of Property Owner

5/23/17
Date

City of Storm Lake Use

Meeting Date:

Appeal No.:

Application Fee Paid:

Date Received:



COLLEGE AVE.

7th ST.

131

126

50

2

● 103-001

50

3

140

● 103-003

4

140

● 103-004

5

77

63.33

50

60

14

140

● 107-001

20

60

1

140

● 107-008

● 107-009

60

13

● 107-002

60

12

● 107-003

60

11

● 107-004

3

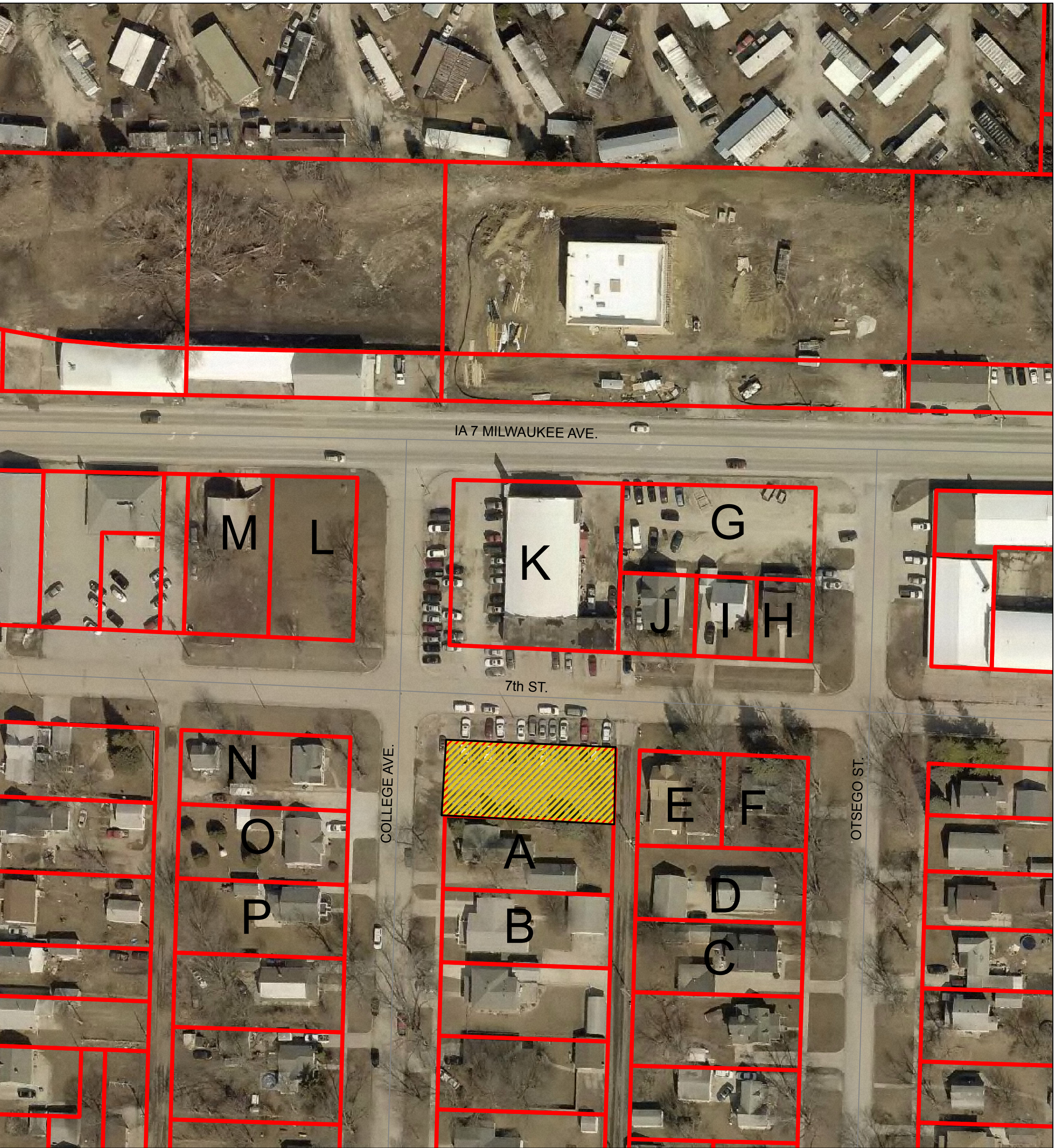
● 107-011

4

● 107-012

2

● 107-010



PARCEL 14-03-107-001
RICK PETERSON
514-518 W 7TH ST



A	721 College	Eliazar Figueroa
B	717 College	Miguel Deciga-Sanchez
C	716 Otsego	Lorena Tran
D	720 Otsego	Larry Lucht
E	512 W 7th	Terry Flanigan
F	726 Otsego	Amadio Quinones
G	516 W Milwaukee	Richard Peterson
H	501 W 7th	Richard Peterson
I	505 W 7th	Richard Peterson
J	509 W 7th	Richard Peterson
K	516 W Milwaukee	Eduardo Morales
L	601 W 7th	Ngane Luong
M	612 W Milwaukee	Ngane Luong
N	730 College	Margie Robinson
O	724 College	Marsha Heinshohn
P	718 College	Betty Herrig

ORDINANCE NO. 1-O-2017-2018

ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF STORM LAKE, IOWA BY CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE

WHEREAS, after due notice of intended action as provided by law, the City Council of the City of Storm Lake, Iowa, has determined that the zoning ordinance of this City should be amended as set forth below; and

WHEREAS, said action has been recommended by the Planning and Zoning Commission of the City of Storm Lake, Iowa;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Storm Lake, Iowa, that, pursuant to Article IV, Section 406 of the Zoning Ordinance of the City of Storm Lake, Iowa, the official zoning map, as referred to therein, is hereby amended as follows:

The real estate parcel identified for taxation purposes as Parcel Number 1403107001, legally described as:

Lot Fourteen (14), Block Nine (9), College Addition to the City of Storm Lake, Iowa,

is hereby rezoned from a classification of R-2 (Low Medium Density Residential) to CC (Community Commercial).

This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED this _____ day of _____, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Staff Summary

8/7/2017

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: Scott Olesen, Building Official

SUBJECT: **Motion Setting Public Hearing On A Proposed Zoning Change To The Storm Lake Zoning Ordinance Official Zoning Map - Application #2017-8**

BACKGROUND: Mag-Shu, LLC. owns the property located at 2900, 2902, 2904, and 3000 Howard Road, and 1204 and 1205 Kelvin Road. Currently, this property is Zoned R-1, Low Density Residential.

Mag-Shu LLC. is requesting a change in the zoning of this property from the R-1 Low Density Residential District to the R-3, Medium Density Residential Zoning District.

Mag-Shu, LLC. is proposing to construct some duplex residential or single family attached residential on this property, and the property must be re-zoned to accomplish this.

The Planning and Zoning Commission has reviewed this application and has recommended approval of the request.

FISCAL IMPACT: Cost of public notices and legal fees estimated at \$200.00.

RECOMMENDATION: Approve the motion and set the Public Hearing for Monday, August 21, 2017 at 5:00 PM in the City Hall Council Chambers.

ATTACHMENTS:

Description	Type
❑ Application	Application
❑ Adjoining Property Owners	Map
❑ Public Hearing Notice	Backup Material

ZONING ORDINANCE AMENDMENT REQUEST

CITY OF STORM LAKE

PLANNING AND ZONING COMMISSION and CITY COUNCIL



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

PROPERTY ADDRESS: 2900, 2902, 2904, and 3000 Howard Road, and
1204 and 1205 Kelvin Road

PROPERTY OWNER: Dale M. Schuman/Duane Magnusson

OWNER ADDRESS (if different than property owner):

102 Lakeshore Drive, Lakeside, Iowa 50588

OWNER'S PHONE NUMBER: 515-708-3012 (C) 712-213-0085 (H)

The City of Storm Lake Zoning Ordinance Article 12 Section 1204 establishes the amendment procedure for the Zoning Ordinance and requires the property owner to submit the following information, which must accompany this application before it can be considered by the Planning and Zoning Commission and the City Council.

The legal description and local address of the property.

The present zoning classification and the requested zoning classification.

The existing use of the property and the proposed use of the property.

A statement of the reasons why the applicant feels the present zoning classification is no longer valid.

Attach a plat showing the locations, dimensions and use of the applicant's property and all property within three hundred (300') feet including streets, alleys, railroads, and other physical features.

The request for a rezoning request will be heard by the Planning and Zoning Commission and the City Council at separate meetings.

The City of Storm Lake will notify all property owners within three hundred (300') feet of the applicant's property notifying them of the upcoming hearing.

The City of Storm Lake will notify the applicant of the hearing date.

The City of Storm Lake will publish a public hearing notice in a locally circulated newspaper not less than 7 and no more than 20 days prior to the meeting.

A non refundable application fee of **\$200.00** is required at time of the application. The fee will not be refunded if the request is denied by the Planning and Zoning Commission or the City Council.

ZONING ORDINANCE AMENDMENT REQUEST

CITY OF STORM LAKE

PLANNING AND ZONING COMMISSION and CITY COUNCIL



☐ Text Amendment to the Zoning Ordinance

☒ Zoning Map Amendment to the Zoning Ordinance

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

Current Zoning Ordinance Section:

Text
Amendment
Request:

Address of the Property:

Legal Description of the Property:

Present Zoning District:

Requested Zoning District:

Why Present Zoning Is No Longer Valid:

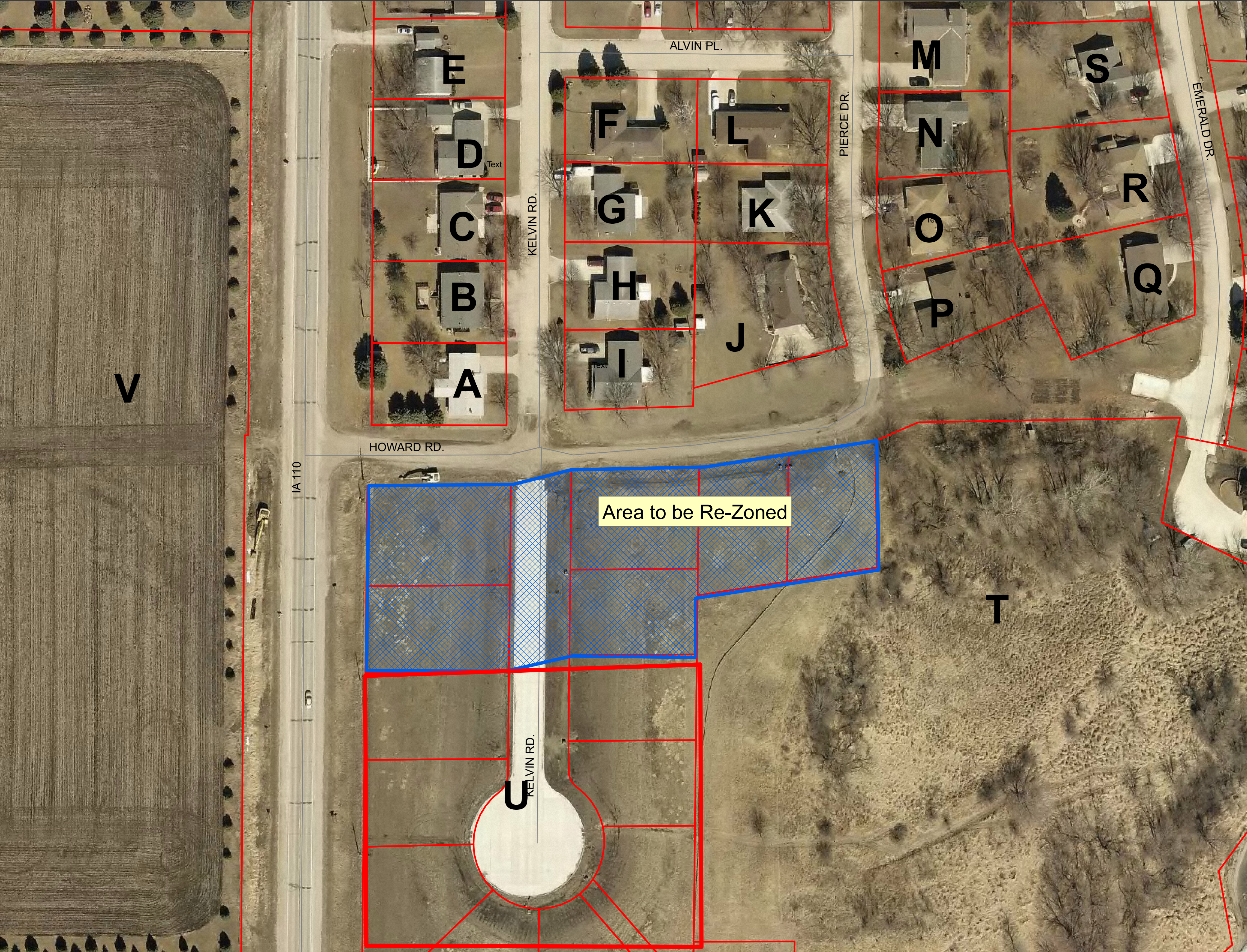
Existing Use of the Property:

Proposed Use of the Property:

Signature of Property Owner

Date

City of Storm Lake Use	
Meeting Date: <input type="text" value="August 3rd, 2017"/>	Appeal No.: <input type="text" value="2017-8"/>
Application Fee Paid: <input type="text" value="waived —"/>	Date Received: <input type="text" value="7-25-2017"/>



**NOTICE OF PUBLIC HEARING FOR PUBLICATION
CITY COUNCIL
CITY OF STORM LAKE**

August 7, 2017



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

File number: **2017-8**

A petition for a change in the official Zoning Map in the R-1, Low Density Residential District as applied to the properties located at 2900, 2902, 2904, and 3000 Howard Road, and 1204 and 1205 Kelvin Road has been filed Mag-Shu signed by Dale Schuman.

The petition requests approval of a change in the official Zoning Map from the R-1, Low Density Residential District to the R-3, Medium Density Residential District

A public hearing will be held by the **City Council** on **August 21, 2017 at 5:00 p.m.** in the City Hall Council Chambers at which time you may appear if you so desire, either in person or by agent or attorney, in opposition to or support of the proposed change in the Zoning Map

Respectfully submitted,

Scott Olesen
Zoning Administrator

Staff Summary

8/7/2017

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: Brian Oakleaf, Finance Director

SUBJECT: **Resolution No. 09-R-2017-2018 Revising Procurement Policy**

BACKGROUND: Iowa Economic Development Authority has revised their Procurement Policy and recommends that the City apply the same revisions to the Procurement Policy, adopted by Resolution on December 5th, 2016, with additional revisions adopted on May 15th, 2017.

This policy applies to the procurement of all supplies, equipment, construction, and services of and for the City of Storm Lake related to the implementation and administration of the Community Development Block Grant. All procurement will be done in accordance with 2 CFR; Part 200 and now extends to Part 200 Appendix II. This CFR explains the way to conduct small and large procurements through competitive and non-competitive bidding and the procedures to use.

Material changes to the policy include expanding the number of defined methods with the addition of the micro-purchase category and inclusion of RCRA language on all bid documents exceeding \$10,000 to comply with practical purchase percentages of recycled materials.

FISCAL IMPACT: The revision itself has no fiscal impact.

RECOMMENDATION: Adopt Resolution No.09-R-2017-2018

ATTACHMENTS:

Description	Type
□ Resolution No. 09-R-2017-2018	Resolution

RESOLUTION NO. 09–R-2017-2018

RESOLUTION ADOPTING PROCUREMENT POLICY

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 Procurement Policies in order to utilize such funds;

THEREFORE, BE IT RESOLVED, by the City Council of the City of Storm Lake that it agrees to adopt and implement the attached Procurement Procedures for use during the implementation and administration of the City's Community Development Block Grant Program.

PASSED AND APPROVED this 7th day of August, 2017.

Jon Kruse, Mayor

Attest:

Mayra A. Martinez, City Clerk

PROCUREMENT POLICY

PURPOSE

The purpose of this Procurement Policy is to ensure that sound business judgment is utilized in all procurement transactions and that supplies, equipment, construction, and services are obtained efficiently and economically and in compliance with applicable federal law and executive orders and to ensure that all procurement transactions will be conducted in a manner that provides full and open competition.

APPLICATION

This policy applies to the procurement of all supplies, equipment, construction, and services of and for Storm Lake related to the implementation and administration of the CDBG award. All procurement will be done in accordance with 2CFR Part 200 and Appendix II to Part 200.

POLICY

GENERAL PROCUREMENT PRACTICES

Storm Lake will adhere to the following general procurement practices: document procurement standards; maintain oversight of contractors to ensure performance in accord with standards; avoid acquisition of unnecessary or duplicative items; encourage procurement or use of shared goods and services; use Federal excess and surplus property when feasible; encourage value-engineering clauses in construction contracts; award contracts only to responsible contractors; limit use of time and materials contracting; and use good administrative judgment to settle all contractual and administrative issues.

COMPETITION

Storm Lake will provide full and open competition; prohibit use of state or local geographical preferences; develop written procedures for procurement transactions to ensure competition is not restricted; and ensure that pre-qualified lists are current.

FIVE METHODS OF PROCUREMENT

Procurement under grants shall be made by one of the following methods, as described herein: (a) micro-purchase; (b) small purchase procedures; (c) sealed bids (formal advertising); (d) competitive proposals; (e) noncompetitive proposals.

- A. Micro-purchase includes the acquisition of supplies or services that do not exceed \$3,000 (or \$2,000 for acquisitions for construction subject to Davis-Bacon Act)
- B. Small purchase procedures are relatively simple and informal procurement methods that are sound and appropriate for the procurement of services, supplies, or other property, costing in aggregate not more than \$150,000. If small purchase procedures

are used for a procurement under a grant, price, or rate quotations (minimum of 2) shall be obtained from an adequate number of qualified sources.

- C. In sealed bids (formal advertising), sealed bids are publicly solicited and a firm-fixed-price contract (lump sum or unit price) is awarded to the responsible bidder whose bid, conforming with all of the material terms and conditions of the invitation for bids, is the lowest in price. The sealed bids method is the required method for procuring construction.
1. In order for formal advertising to be feasible, appropriate conditions must be present, including, at a minimum, the following:
 - a) A complete, adequate and realistic specification or purchase description is available.
 - b) Two or more responsible bidders are willing and able to compete effectively for Storm Lake's business; and
 - c) The procurement lends itself to a firm-fixed-price contract, and the selection of the successful bidder can be made principally on the basis of price.
 2. When sealed bids are used for a procurement under a grant, the following requirements apply:
 - a) A sufficient time prior to the date set for opening of bids, bids shall be solicited (publicly advertised) from an adequate number of known suppliers.
 - b) The invitation for bids, including specifications and pertinent attachments, shall clearly define the items or services needed in order for the bidders to properly respond to the invitation for bids.
 - c) All bids shall be opened publicly at the time and place stated in the invitation for bids.
 - d) A firm-fixed-price contract award shall be made by written notice to that responsible bidder whose bid, conforming to the invitation for bids, is lowest. Where specified in the bidding documents, factors such as discounts, transportation costs, and life cycle costs shall be considered in determining which bid is lowest. Payment discounts may only be used to determine low bid when prior experience of Storm Lake indicates that such discounts are generally taken.
 - e) Any or all bids may be rejected if there are sound documented business reasons in the best interest of the program.
- D. Procurement by competitive proposals is normally conducted with more than one source submitting an offer, and either a fixed-price or cost-reimbursable type contract is awarded, as appropriate. Competitive proposals are generally used when conditions are not appropriate for the use of sealed bids. If the competitive proposals method is used for a procurement under a grant, the following requirements apply:
1. Requests for Proposals shall be publicized (publicly advertised), and identify all evaluation factors and their relative importance. Any response to publicized requests for proposals shall be honored to the maximum extent practical.
-

2. Requests for Proposals shall be solicited from an adequate number of qualified sources.
 3. Storm Lake shall have a method for conducting evaluations of the proposals received and for selecting awardees.
 4. Awards will be made to the responsible offeror whose proposal will be most advantageous to the procuring party, with price (other than architectural/engineering) and other factors considered. Unsuccessful offerors will be promptly notified in writing.
 5. Storm Lake should use competitive proposal procedures for qualification-based procurement of architectural/engineering (A/E) professional services whereby competitor's qualifications are evaluated and the most qualified competitor is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection factor, can only be used in the procurement of A/E professional services. It cannot be used to procure other types of services (e.g., administration professional services) even though A/E firms are a potential source to perform the proposed effort.
- E. Noncompetitive proposals is procurement through solicitation of a proposal from only one source, or after solicitation from a number of sources, competition is determined inadequate. Noncompetitive proposals may be used only when the award of a contract is infeasible under small purchase procedures, sealed bids (formal advertising), or competitive proposals. Circumstances under which a contract may be awarded by noncompetitive proposals are limited to the following:
1. The item is available from only a single source;
 2. After solicitation of a number of sources, competition is determined inadequate;
 3. A public exigency or emergency exists when the urgency for the requirement will not permit a delay incident to competitive solicitation; and
 4. The awarding agency (IEDA) authorizes noncompetitive proposals. (Sole source procurement for supplies, equipment, construction, and services valued at \$25,000 or more must have prior approval of the Iowa Economic Development Authority).
- F. Storm Lake will provide, to the greatest extent possible, that contracts be awarded to qualified small and minority firms, women business enterprises, and labor surplus area firms whenever they are potential sources.
- G. Any other method of procurement must have prior approval of the Iowa Economic Development Authority.

RECYCLED MATERIALS

Storm Lake will procure items with the highest percentage of recycled materials practical. Recipients shall include in all request for proposals and bid documents over \$10,000 the following language:

"The contractor agrees to comply with all the requirements of Section 6002 of the Resource Conservation and Recovery Act (RCRA), as amended (42 U.S.C. 6962),

including but not limited to the regulatory provisions of 40 CFR Part 247, and Executive Order 12873, as they apply to the procurement of the items designated in Subpart B of 40 CFR Part 247.”

CONTRACT PRICING

- A. The cost plus a percentage of cost and percentage of construction cost method of contracting shall not be used.
- B. Storm Lake shall perform some form of cost/price analysis for every procurement action, including modifications, amendments or change orders.

PROCUREMENT RECORDS

Storm Lake shall maintain records sufficient to detail the significant history of a procurement, including the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis for the contract price. (Recipient) shall make technical specifications and procurement documents available for review upon request.

BONDING REQUIREMENTS

Bonding requirements for construction or facility improvement contracts must meet the federal minimum requirements or receive a determination that the federal interest is adequately protected.

Passed and adopted this 7th day of August, 2017.

(signature)

Jon F. Kruse, Mayor

ATTEST

(signature)

Mayra A. Martinez, City Clerk

Staff Summary

8/7/2017

Agenda Item # 6.



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

REPORT TO: Honorable Mayor and City Council

FROM: Mike Davis, Water Plant Superintendent

SUBJECT: **Resolution No.10-R-2017-2018 Accepting Bid and Awarding Contract For The 1st And Mae Sewer Lining Project**

BACKGROUND: This project is one of the eight projects funded through the National Disaster Resiliency Grant. Approximately 6,662 linear feet of sanitary sewer will be cleaned, repaired and re-lined.

This area is historically prone to back-up issues during large rain events, and this Project will help relieve sewer surcharge in this area of town.

The project was bid on July 12th, 2017 through Veenstra & Kimm. Only one bid was received:

Municipal Pipe Tool Co., LLC - \$640,909

The bid by Municipal Pipe Tool Co., LLC is \$145,721 (18.52%) under the Engineer's Estimate of \$786,630.

FISCAL IMPACT: The total cost of the project of \$640,909 includes:

Traffic Control	\$ 40,000.00
Cured-In-Place Pipe	\$ 493,412.50
Televising & Cleaning	\$ 36,465.00
24" Sanitary Sewer Main	\$ 36,925.00
Additional Services	\$ 34,106.50

75% of the project will be Federally funded through HUD with the remaining 25% funded from the Wastewater Revenue Fund.

RECOMMENDATION: Staff recommends Approving Resolution No. 10-R-2017-2018 accepting bid and awarding contract to Municipal Pipe & Tool Co. LLC.

ATTACHMENTS:

Description

Type

- Resolution No. 10-R-2017-2018
- Bid Tab

Resolution
Backup Material

RESOLUTION NO. 10-R-2017-2018

**RESOLUTION ACCEPTING BIDS, AWARDING BID AND APPROVING CONTRACT
FOR THE CITY OF STORM LAKE 1st AND MAE STREET LINING PROJECT**

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

Section 1. That the following bid for the construction of certain public improvements described in general as the 1st and Mae Street Lining Project described in the plans and specifications heretofore adopted by this Council on June 19, 2017, be and is hereby accepted and awarded, the same being the lowest responsible bid received for said work, as follows:

Contractor: Municipal Pipe Tool Co., LLC, Hudson, Iowa
Amount of Bid: \$640,909
Portion of Project: All

Section 2. That the construction contract and bond executed and insurance coverage for the construction of the 1st and Mae Street Lining Project, as described in detail in the plans and specifications heretofore approved, and can be signed by the Mayor and Clerk on behalf of the City be and the same hereby approved contingent to all the required concurrence and consents as follows:

Contractor: Municipal Pipe Tool Co., LLC, Hudson, Iowa
Date of Contract: August 7, 2017
Portion of Project: All

PASSED AND APPROVED this 7th day of August, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk



July 13, 2017

Keri Navratil
City Manager
City of Storm Lake
P.O. Box 1086
620 Erie Street
Storm Lake, Iowa 50588

STORM LAKE, IOWA
1ST AND MAE STREET LINING PROJECT
REVIEW OF BIDS
RECOMMENDATION TO AWARD CONTRACT

The City of Storm Lake received bids until 2:00 P.M. on July 12, 2017 for the 1st and Mae Street Lining project. The City of Storm Lake received one bid on the project as follows:

Municipal Pipe Tool Co., LLC \$640,909

The engineer's estimate of cost for the construction of the project was \$786,630. The low bid by Municipal Pipe Tool Co., LLC is approximately 18.52% below the engineer's estimate of cost.

There are only a limited number of contractors that perform sewer lining projects. For a project of this size and magnitude there are typically no more than three or four bidders that may have an interest in the project. Because of the increase in popularity of sewer lining and the limited number of contractors it is not uncommon for cities to receive bids from a relatively small number of contractors. Factors such as the completion date, the magnitude of the project and existing work have a significant impact on bidder's interest in a particular project.

While it is preferable to have more than one bid, the receipt of only one bid is not necessarily an indication the City should not move forward based on the bid received.

Municipal Pipe Tools bid at approximately 18.52% below the engineer's estimate of cost would be considered very competitive. Based on recent pricing for similar size work it does not appear rejecting the bid and rebidding the project would have a significant potential to reduce the cost of the project.

Keri Navratil
July 13, 2017
Page 2

Municipal Pipe Tool has experience in undertaking sewer lining projects. During the bidding phase of the project Municipal Pipe Tool made many inquiries for the purpose of understanding the scope and extent of the project.

Based on Veenstra & Kimm, Inc.'s experience, Municipal Pipe Tool has the equipment and the experience to undertake the 1st and Mae Street Lining project. If the City Council wishes to move forward with the project Veenstra & Kimm, Inc. would recommend the City Council award contract to Municipal Pipe Tool based on its bid of \$640,909.

Because the project was funded through a Community Development Block Grant any action to award the contract should be contingent concurrence by the appropriate funding agency. By copy separate correspondence the writer has transmitted the results of the bid letter to Simmering & Cory with a request for it to obtain all necessary clearances to allow for award of contract to Municipal Pipe Tool.

If you have any questions or comments concerning the project, please contact the writer at 800-241-8000.

VEENSTRA & KIMM, INC.



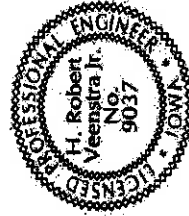
H. R. Veenstra Jr.

HRVJr:pjh
35664

**BID TABULATION
STORM LAKE, IOWA
1st AND MAE STREET LINING**

Construct 1st and Mae Street Lining for the following unit and lump sum prices:				Municipal Pipe Tool Co. LLC 515 5th Street P.O. Box 398 Hudson, IA 50643	
ITEM NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	EXTENDED PRICE
1.1	Traffic Control	LS	1	xxxxx \$	40,000.00
1.2	18" Sanitary Sewer Televising	LF	3,050	1.00	3,050.00
1.3	18" Sanitary Sewer Cleaning	LF	3,050	3.50	10,675.00
1.4	18" CIPP	LF	3,050	56.75	173,087.50
1.5	24" Sanitary Sewer Televising	LF	3,250	1.00	3,250.00
1.6	24" Sanitary Sewer Cleaning	LF	3,250	5.00	16,250.00
1.7	24" CIPP	LF	3,250	82.50	268,125.00
1.8	30" Sanitary Sewer Televising	LF	360	1.00	360.00
1.9	30" Sanitary Sewer Cleaning	LF	360	8.00	2,880.00
1.10	30" CIPP	LF	360	145.00	52,200.00
1.11	Trim Protruding Service	Ea.	10	500.00	5,000.00
1.12	Reinstate Service	Ea.	36	150.00	5,400.00
1.13	Grout Service Connection	Ea.	5	2,500.00	12,500.00
1.14	Root Cutting	LF	50	10.00	500.00
1.15	Ream Main - 18"	LF	120	50.00	6,000.00
1.16	Heavy Cleaning	LF	100	30.00	3,000.00
1.17	24" Sanitary Sewer Main in Open Cut	LF	35	1,055.00	36,925.00
1.18	Seeding	AC	0.5	3,413.00	1,706.50
TOTAL QUOTATION (Items 1.1 - 1.18)					\$640,909.00

I hereby certify that this is a true tabulation of bids received on July 12, 2017 by the City of Storm Lake, Iowa.



H.R. Veenstra Jr.
H.R. Veenstra Jr., P.E.
Iowa License No. 9037
My license renewal date is December 31, 2018.

Staff Summary

8/7/2017

Agenda Item # 7.



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

REPORT TO: Honorable Mayor and City Council

FROM: Jason Etnyre, Public Works Director

SUBJECT: **Public Hearing For The Plans, Specs, Bids, Form Of Contract, And Engineer's Opinion Of Probable Costs For The 2017 Third Addition, Phase Three Infrastructure Project**

BACKGROUND: This project will be the final infrastructural development in the City-owned Third Addition. Oneida Street from north of 12th to 13th Street plus Magnolia Lane will be constructed. The following improvements to each of these streets are described as follows:

Oneida Street: Construction will occur from 13th Street south approximately 400 feet to the existing pavement and subdivision north of 12th Street. Storm sewer, grading, subgrade preparation, modified rock base and paving of a 31 foot wide 7" thick PCC pavement. Water and sanitary sewer are already in place in this section of proposed pavement.

Magnolia Lane: Construction will occur from Oneida Street east approximately 500 feet east to the end of the cul-de-sac. Sanitary sewer main and services, water main and services, storm sewer improvements, grading, subgrade preparation, modified rock base, paving of a 31 foot wide, 7" thick PCC pavement and construction of a rain garden on the city park space east of the cul-de-sac adjacent to the existing storm water pond constructed with the North Central Stormwater Improvement project will occur within this proposed section.

Five bids were received and opened for this project on August 1st, 2017. The bids received were as follows: Hulstein Excavating, Inc. of Edgerton, MN submitted a bid of \$492,998.70, Reding Gravel and Excavating, Co. of Algona, IA submitted a bid of \$555,300.90, Crow River Construction of New London, MN submitted a bid of \$574,658.00, Godbersen-Smith of Ida Grove, IA submitted a bid of \$583,646.75, and C. Rallo Contracting Co. of St. Louis, MO submitted a bid was not

considered or read due to the failure to acknowledge the addendum on the project.

FISCAL IMPACT: The Engineer's Estimated Project Construction Cost is \$556,171. The project will be funded by Water, Waste Water, and Tax Increment Financing funds.

RECOMMENDATION: Staff recommends that Council hold a Public Hearing on this project.

ATTACHMENTS:

Description		Type
	Public Hearing Notice	Backup Material

NOTICE OF PUBLIC HEARING

Third Addition, Phase Three
City of Storm Lake
Storm Lake, Iowa

Public Hearing on Proposed Contract Documents and Estimated Costs for Repair or Improvement. A public hearing will be held by the City of Storm Lake on the proposed contract documents (plans, specifications and form of contract) and estimated cost for the improvement at its meeting at 5:00 P.M. on August 7, 2017, at 620 Erie Street, Storm Lake, Iowa.

PROJECT DESCRIPTION: Construction of watermain, sanitary sewer, concrete paving, and other related improvements as described within the Project Manual.

This Notice is given by authority of the
City of Storm Lake

Mayra Martinez
City Clerk

Staff Summary

8/7/2017

Agenda Item # 8.



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

REPORT TO: Honorable Mayor and City Council

FROM: Jason Etnyre, Public Works Director

SUBJECT: **Resolution No. 11-R-2017-2018 To Approve Plans, Specifications, Form Of Contract, Engineer's Opinion Of Probable Costs, Award Bids and Construction Contract For The 2017 Third Addition, Phase Three Project**

BACKGROUND: This project will be the final infrastructural development in the City-owned Third Addition. Oneida Street from north of 12th to 13th Street plus Magnolia Lane will be constructed. The following improvements to each of these streets are described as follows:

Oneida Street: Construction will occur from 13th Street south approximately 400 feet to the existing pavement and subdivision north of 12th Street. Storm sewer, grading, subgrade preparation, modified rock base and paving of a 31 foot wide 7" thick PCC pavement. Water and sanitary sewer are already in place in this section of proposed pavement.

Magnolia Lane: Construction will occur from Oneida Street east approximately 500 feet east to the end of the cul-de-sac. Sanitary sewer main and services, water main and services, storm sewer improvements, grading, subgrade preparation, modified rock base, paving of a 31 foot wide, 7" thick PCC pavement and construction of a rain garden on the city park space east of the cul-de-sac adjacent to the existing storm water pond constructed with the North Central Stormwater Improvement project will occur within this proposed section.

Five bids were received and opened for this project on August 1st, 2017. The bids received were as follows: Hulstein Excavating, Inc. of Edgerton, MN submitted a bid of \$492,998.70, Reding Gravel and Excavating, Co. of Algona, IA submitted a bid of \$555,300.90, Crow River Construction of New London, MN submitted a bid of \$574,658.00, Godbersen-Smith of Ida Grove, IA submitted a bid of \$583,646.75, and C. Rallo Contracting Co. of St. Louis, MO submitted a bid was not

considered or read due to the failure to acknowledge the addendum on the project.

FISCAL IMPACT: The low bid for the project was Hulstein Excavating, Inc., of Edgerton, MN with a bid of \$492,998.70 The Engineer's Estimated Project Construction Cost is \$556,171. The low bid is 11% below the Engineer's Estimated Project Construction Cost. The project will be funded by Water, Waste Water, and Tax Increment Financing funds.

RECOMMENDATION: Staff recommends that Council approve Resolution No.11-R-2017-2018 the plans, specifications, form of contract, engineer's opinion of probable costs, and to award the Third Addition, Phase Three Infrastructure Project to Hulstein Excavating, Inc. of Edgerton, Minnesota. Contract award amount is \$492,998.70

ATTACHMENTS:

Description		Type
<input type="checkbox"/>	Bid tab	Backup Material
<input type="checkbox"/>	Recommendation	Letter
<input type="checkbox"/>	Resolution No. 11-R-2017-2018	Resolution

CITY OF STORM LAKE, IOWA
3RD ADDITION, PHASE 3
BMI PROJECT NO. P11.113934

TABULATION OF BIDS
AUGUST 1, 2017 1:00 PM



218 11th Street SW Plaza
Spencer, IA 51301
712-580-5075

Real People. Real Solutions.

Line No.	Description	Approx. Quantity	Unit	Engineer's Estimate		Hulstein Excavating, Inc. Edgerton, MN		Reding Gravel & Excavating Co. Algona, IA		Crow River Construction New London, MN		Godbersen-Smith Construction Co. Ida Grove, IA		C. Rallo Contracting Co, Inc. St, Louis, MO	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	TRAFFIC CONTROL	1	LS	\$1,000.00	\$1,000.00	\$3,000.00	\$3,000.00	\$2,500.00	\$2,500.00	\$1,500.00	\$1,500.00	\$3,000.00	\$3,000.00		\$0.00
2	MOBILIZATION	1	LS	\$26,800.00	\$26,800.00	\$53,000.00	\$53,000.00	\$8,800.00	\$8,800.00	\$60,000.00	\$60,000.00	\$45,000.00	\$45,000.00		\$0.00
3	EXCAVATION, CLASS 13	1830	CY	\$12.00	\$21,960.00	\$10.50	\$19,215.00	\$20.50	\$37,515.00	\$10.00	\$18,300.00	\$12.00	\$21,960.00		\$0.00
4	SUBGRADE PREPARATION	4080	SY	\$2.00	\$8,160.00	\$1.25	\$5,100.00	\$1.25	\$5,100.00	\$3.25	\$13,260.00	\$2.35	\$9,588.00		\$0.00
5	SUBGRADE TREATMENT, GEOGRID	4080	SY	\$2.60	\$10,608.00	\$1.75	\$7,140.00	\$1.50	\$6,120.00	\$2.25	\$9,180.00	\$1.75	\$7,140.00		\$0.00
6	SUBBASE, MODIFIED, 6"	4080	SY	\$9.00	\$36,720.00	\$6.50	\$26,520.00	\$9.00	\$36,720.00	\$8.50	\$34,680.00	\$9.00	\$36,720.00		\$0.00
7	TRENCH FOUNDATION	60	TON	\$30.00	\$1,800.00	\$32.50	\$1,950.00	\$38.00	\$2,280.00	\$27.00	\$1,620.00	\$69.00	\$4,140.00		\$0.00
8	SANITARY SEWER GRAVITY MAIN, TRENCHED, SDR 26, 8"	407	LF	\$60.00	\$24,420.00	\$29.75	\$12,108.25	\$79.00	\$32,153.00	\$48.00	\$19,536.00	\$78.00	\$31,746.00		\$0.00
9	SANITARY SEWER SERVICE STUB, SDR 23.5, 4"	490	LF	\$50.00	\$24,500.00	\$11.35	\$5,561.50	\$68.00	\$33,320.00	\$35.00	\$17,150.00	\$76.00	\$37,240.00		\$0.00
10	STORM SEWER, TRENCHED, RCP, 15"	410	LF	\$46.00	\$18,860.00	\$30.15	\$12,361.50	\$48.00	\$19,680.00	\$55.00	\$22,550.00	\$60.00	\$24,600.00		\$0.00
11	STORM SEWER, TRENCHED, RCP, 24"	154	LF	\$70.00	\$10,780.00	\$40.00	\$6,160.00	\$64.00	\$9,856.00	\$75.00	\$11,550.00	\$68.00	\$10,472.00		\$0.00
12	PIPE APRON, RCP, 24"	1	EA	\$1,200.00	\$1,200.00	\$1,650.00	\$1,650.00	\$2,750.00	\$2,750.00	\$1,700.00	\$1,700.00	\$2,400.00	\$2,400.00		\$0.00
13	SUBDRAIN, HDPE, 6"	1867	LF	\$15.00	\$28,005.00	\$10.00	\$18,670.00	\$11.50	\$21,470.50	\$18.00	\$33,606.00	\$17.50	\$32,672.50		\$0.00
14	SUBDRAIN CLEANOUT, PVC, 6"	4	EA	\$600.00	\$2,400.00	\$410.00	\$1,640.00	\$450.00	\$1,800.00	\$400.00	\$1,600.00	\$720.00	\$2,880.00		\$0.00
15	WATER MAIN, TRENCHED, C-900, 8"	799	LF	\$45.00	\$35,955.00	\$27.50	\$21,972.50	\$36.00	\$28,764.00	\$45.00	\$35,955.00	\$29.25	\$23,370.75		\$0.00
16	FITTING, DUCTILE IRON	184	LB	\$15.00	\$2,760.00	\$17.25	\$3,174.00	\$10.75	\$1,978.00	\$12.00	\$2,208.00	\$14.00	\$2,576.00		\$0.00
17	WATER SERVICE RELOCATION	4	EA	\$200.00	\$800.00	\$750.00	\$3,000.00	\$1,200.00	\$4,800.00	\$1,500.00	\$6,000.00	\$1,850.00	\$7,400.00		\$0.00
18	WATER SERVICE CORPORATION, CURB STOP, AND BOX	10	EA	\$375.00	\$3,750.00	\$490.00	\$4,900.00	\$1,150.00	\$11,500.00	\$500.00	\$5,000.00	\$1,150.00	\$11,500.00		\$0.00
19	WATER SERVICE STUB, POLYETHYLENE, 1"	469	LF	\$40.00	\$18,760.00	\$7.75	\$3,634.75	\$18.00	\$8,442.00	\$28.00	\$13,132.00	\$18.00	\$8,442.00		\$0.00
20	GATE VALVE, 8"	1	EA	\$2,500.00	\$2,500.00	\$1,600.00	\$1,600.00	\$1,575.00	\$1,575.00	\$1,600.00	\$1,600.00	\$1,900.00	\$1,900.00		\$0.00
21	FIRE HYDRANT ASSEMBLY	3	EA	\$4,800.00	\$14,400.00	\$4,800.00	\$14,400.00	\$3,850.00	\$11,550.00	\$5,500.00	\$16,500.00	\$5,650.00	\$16,950.00		\$0.00
22	MANHOLE TYPE SW-301, 48"	1	EA	\$4,500.00	\$4,500.00	\$3,500.00	\$3,500.00	\$5,400.00	\$5,400.00	\$5,100.00	\$5,100.00	\$5,800.00	\$5,800.00		\$0.00
23	INTAKE TYPE SW-501	4	EA	\$2,400.00	\$9,600.00	\$1,750.00	\$7,000.00	\$2,975.00	\$11,900.00	\$2,300.00	\$9,200.00	\$3,800.00	\$15,200.00		\$0.00
24	INTAKE, NYLOPLAST, 18"	1	EA	\$3,500.00	\$3,500.00	\$2,340.00	\$2,340.00	\$2,375.00	\$2,375.00	\$3,000.00	\$3,000.00	\$3,100.00	\$3,100.00		\$0.00
25	RAIN GUARDIAN STRUCTURE	1	EA	\$3,100.00	\$3,100.00	\$2,800.00	\$2,800.00	\$4,550.00	\$4,550.00	\$6,325.00	\$6,325.00	\$9,500.00	\$9,500.00		\$0.00
26	MANHOLE ADJUSTMENT, MINOR	2	EA	\$450.00	\$900.00	\$400.00	\$800.00	\$575.00	\$1,150.00	\$675.00	\$1,350.00	\$400.00	\$800.00		\$0.00
27	CONNECTION TO EXISTING MANHOLE	1	EA	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$2,750.00	\$2,750.00	\$1,200.00	\$1,200.00	\$1,500.00	\$1,500.00		\$0.00
28	PAVEMENT, PCC, 7"	3665	SY	\$45.00	\$164,925.00	\$55.50	\$203,407.50	\$52.00	\$190,580.00	\$50.00	\$183,250.00	\$44.90	\$164,558.50		\$0.00
29	CONVENTIONAL SEEDING, SEEDING, FERTILIZING, AND MULCHING, TYPE 2	1.6	AC	\$6,000.00	\$9,600.00	\$3,525.00	\$5,640.00	\$3,675.00	\$5,880.00	\$3,250.00	\$5,200.00	\$2,000.00	\$3,200.00		\$0.00
30	CONVENTIONAL SEEDING, SEEDING, FERTILIZING, AND MULCHING, NATIVE GRASS MIX	0.2	AC	\$6,000.00	\$1,200.00	\$5,875.00	\$1,175.00	\$6,100.00	\$1,220.00	\$5,500.00	\$1,100.00	\$3,000.00	\$600.00		\$0.00
31	PLANTS, 1 GAL.	158	EA	\$15.00	\$2,370.00	\$47.00	\$7,426.00	\$49.00	\$7,742.00	\$45.00	\$7,110.00	\$15.00	\$2,370.00		\$0.00
32	SWPPP PREPARATION	1	LS	\$8,000.00	\$8,000.00	\$500.00	\$500.00	\$2,750.00	\$2,750.00	\$2,750.00	\$2,750.00	\$1,500.00	\$1,500.00		\$0.00
33	SWPPP MANAGEMENT	1	LS	\$6,000.00	\$6,000.00	\$1,500.00	\$1,500.00	\$1,250.00	\$1,250.00	\$2,750.00	\$2,750.00	\$1,200.00	\$1,200.00		\$0.00
34	RECP, TYPE 3.B	230	SY	\$12.00	\$2,760.00	\$3.50	\$805.00	\$3.70	\$851.00	\$3.00	\$690.00	\$5.00	\$1,150.00		\$0.00
35	RIP RAP, TYPE D	30	TON	\$50.00	\$1,500.00	\$65.75	\$1,972.50	\$57.70	\$1,731.00	\$70.00	\$2,100.00	\$67.00	\$2,010.00		\$0.00
36	SILT FENCE OR SILT FENCE DITCH CHECK	2416	LF	\$2.00	\$4,832.00	\$4.70	\$11,355.20	\$4.90	\$11,838.40	\$3.00	\$7,248.00	\$8.00	\$19,328.00		\$0.00
37	SILT FENCE OR SILT FENCE DITCH CHECK, REMOVAL	2416	LF	\$1.00	\$2,416.00	\$1.25	\$3,020.00	\$1.25	\$3,020.00	\$0.50	\$1,208.00	\$0.50	\$1,208.00		\$0.00
38	INLET PROTECTION DEVICE AND MAINTENANCE	4	EA	\$275.00	\$1,100.00	\$350.00	\$1,400.00	\$275.00	\$1,100.00	\$200.00	\$800.00	\$200.00	\$800.00		\$0.00
39	ENGINEERED SOIL MIX	55	CY	\$500.00	\$27,500.00	\$60.00	\$3,300.00	\$62.00	\$3,410.00	\$45.00	\$2,475.00	\$85.00	\$4,675.00		\$0.00
40	LIMESTONE RETAINING WALL	115	SFF	\$42.00	\$4,830.00	\$60.00	\$6,900.00	\$62.00	\$7,130.00	\$45.00	\$5,175.00	\$30.00	\$3,450.00		\$0.00
TOTAL BID:					\$556,171.00		\$492,998.70		\$555,700.90 \$555,300.90		\$574,658.00		\$583,646.75		***

CORRECTED DUE TO CALCULATION ERROR

*** Bid not considered; did not acknowledge the addendum



**BOLTON
& MENK**

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218 11th Street SW Plaza
Spencer, IA 51301

Ph: (712) 580-5075
Bolton-Menk.com

August 1, 2017

Mayra Martinez, City Clerk
City of Storm Lake
620 Erie Street
Storm Lake, IA 50588

RE: Recommendation of Award
Third Addition, Phase Three
Storm Lake, Iowa
Project No.: P11.113934

Dear Ms. Martinez,

Four proposals were received on August 1, 2017 for the Third Addition, Phase Three project for the City of Storm Lake. One additional proposal received did not acknowledge receipt of Addendum No. 1 for the improvements. The addendum modified proposal quantities and therefore this proposal is not being considered. Enclosed is one copy of the tabulation of the bids received.

The bids received are as follows:

	<u>Total Bid</u>
Hulstein Excavating, Inc., Edgerton, MN	\$492,998.70
Reding Gravel & Excavating, Co., Algona, IA	\$555,300.90
Crow River Construction, New London, MN	\$574,658.00
Godbersen-Smith Construction Co., Ida Grove, IA	\$583,646.75
C. Rallo Contracting Co., Inc., St. Louis, MO	Bid not considered; addendum not acknowledged

The proposal from Hulstein Excavating, Inc. is approximately 11% below the Engineer's Estimated Project Construction Cost of \$556,171. Hulstein Excavating, Inc. of Edgerton, Minnesota has the experience and capability to complete the project in a competent and timely manner.

We have reviewed the bidder's prices relative to the engineer's estimate and also for errors or omissions and find no discrepancies that would prohibit the low Bid from being accepted. Therefore, we recommend awarding the contract to Hulstein Excavating, Inc.

If you have any questions or need further information, please do not hesitate to contact me at your convenience.

Sincerely,
Bolton & Menk, Inc.

Neil Guess, P.E.
Senior Project Manager

encl

RESOLUTION NO. 11-R-2017-2018

RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT, ESTIMATE OF COST, AWARD BID, AND CONSTRUCTION CONTRACT FOR THE 3RD ADDITION, PHASE 3 PROJECT

WHEREAS, the plans, specifications, form of contract, estimate of cost, award bid, and construction contract were filed with the CITY for the construction of certain public improvements described in general as the 3rd Addition, Phase 3 Project; and

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

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

Section 1. That the said plans, specifications, form of contract, estimate of cost, award bid, and construction contract are hereby approved as the plans, specifications, form of contract, estimate of cost, award bid and construction contract for said public improvements, as described in the preamble of this Resolution.

Section 2. That the following bid for the construction of certain public improvements described in general as the 3rd Addition, Phase 3 Project, be and is hereby accepted, the same being the lowest responsible bid received for said work, as follows:

Contractor:	Hulstein Excavating, Edgerton, MN
Amount of bid:	\$492,998.70
Portion of bid:	All

Section 3. That the Mayor and Clerk are hereby directed to execute contract with the contractor for the construction of said public improvements, said contract to be binding on the City, contingent to obtaining all the required concurrences and consents

PASSED AND APPROVED this 7th day of August, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Staff Summary

8/7/2017

Agenda Item # 9.



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

REPORT TO: Honorable Mayor and City Council

FROM: Jason Etnyre, Public Works Director

SUBJECT: **Resolution No. 12-R-2017-2018 To Approve Change Order Number 1 and 2 of the 2017 Richland Street Project**

BACKGROUND: The Iowa DOT let the project for bid in November 2016 and they received three bids for this project. The lowest bid was significantly higher than the estimated cost for the project that City staff recommended rejecting all bids and to re-letting this project as a shortened complete replacement project with work starting at the intersection of Richland and Flindt and proceeding east towards Industry as far as the State and City financial contributions will allow for the first phase of this project.

The modified project design was re-submitted to the Iowa DOT, approved by the DOT, and let for bid at the April 18th Letting.

The DOT received two bids for this project. Iowa Civil Contracting, Inc. of Victor, Iowa was the low bid received at \$467,021.80.

Change Order 1 of this project is to move the late start date of August 1st, 2017 to September 5, 2017. No change will be made to the contract period of 35 working days and the original contract unit price will not change as a result of this Change Order No. 1. This change order will allow for addressing logistical impact created by the project to the Tyson Foods plant located inside the project limits.

Change Order 2 allows for the use of waddles instead of silt fence on this scope of this project. Due to unit prices being the same, there is no net financial change in the positive or negative impacting this project.

FISCAL IMPACT: Estimated cost for this project was \$464,901. Low bid was received from Iowa Civil Contracting, Inc. of Victor in the amount of \$467,021.80

Surface Transportation Program (STP) funds in the amount of \$202,000 are to be used to partially fund this project. The balance of the cost will be paid through both the Local Option Sales Tax (LOST) and Franchise Fees for fiscal year 2017.

RECOMMENDATION: Staff and the project engineer recommend approving Resolution No.12-R-2017-2018 to approve Change Order 1 and 2 of the 2017 Richland Street project.

ATTACHMENTS:

Description		Type
<input type="checkbox"/>	Resolution No. 12-R-2017-2018	Resolution
<input type="checkbox"/>	Change Order #1	Change Order
<input type="checkbox"/>	Change Order #2	Change Order

RESOLUTION NO. 12-R-2017-2018

**RESOLUTION APPROVING CHANGE ORDER NO. ONE AND TWO TO THE 2017
RICHLAND STREET PROJECT**

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

Section 1. To approve Change Order No. 1 to the contract with Iowa Civil Contracting, Inc., of Victor, Iowa for the 2017 Richland Street Project. Change Order No. 1 is to move the late start date of August 1st, 2017 to September 5, 2017.

No cost change to the contract with Change Order # 1.

Section 2. To approve Change Order No. 2 to the contract with Iowa Civil Contracting, Inc., of Victor, Iowa for the 2017 Richland Street Project. Change Order No. 2 allows for the use of waddles instead of silt fence for this project.

No cost change to the contract with Change Order # 2.

Total contract cost after change order #1 and #2 is \$467,021.80

PASSED AND APPROVED this 7th day of August, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

CHANGE ORDER
For Local Public Agency Projects

No.: 1

Non-Substantial: ☐

N.A.

Substantial: ☒

Administering Office
Concurrence Date

Accounting ID No. (5-digit number): 34295

Project Number: STP-U-7422(615)--70-11

Kind of Work: PCC Pavement - Replace

Local Public Agency: City of Storm Lake, Iowa

Contractor: Iowa Civil Contracting, INC.

Date Prepared: July 19, 2017

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

A - Description of change to be made:

MUTUAL BENEFIT:

The original late start date of the contract period will be changed from 8/1/17 to 9/5/17.

Initiate the removal of Standard Specification 2301.05 K. 1. from the Contract Documents.

B - Reason for change:

MUTUAL BENEFIT: The original late start date of the contract period will be changed from 8/1/17 to 9/5/17, due to a request from the Contracting Authority to address the logistic impact created by the project to the Tyson Foods plant located inside the project limits.

As per Proposal note 500.01, The free time allowed between November 15 and April 1 will not be permitted on this project.

No change will be made to the contract period (35.0 working days) or original contract unit prices as a result of this Change Order #1.

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

N.A.

D - Justification for cost(s) (See I.M. 3.805, Attachment D, Chapter 2.36, for acceptable justification):

N.A.

E - Contract time adjustment:

☒ No Working Days added

☐ Working Days added: _____ ☐ Unknown at this time

Justification for selection:

N.A.

F - Items included in contract:

Participating		Line Number	Item Description	For deductions enter as "-x.xx"		Amount .xx
Federal-aid	State-aid			Unit Price .xx	Quantity .xxx	
				Add Row	Delete Row	TOTAL

G - Items not included in contract:

Participating		Change Number	Item Description	For deductions enter as "-x.xx"		Amount .xx
Federal-aid	State-aid			Unit Price .xx	Quantity .xxx	
				Add Row	Delete Row	TOTAL

H. Signatures

Agreed:

Contractor

Date

Recommended:

Project Engineer

Date

Approved:

Person in Responsible Charge

Date

Other (optional)

Title

Date

Contracting Authority (optional)

Date

Other (optional)

Title

Date

Iowa DOT Administering Office

Date

Approval is contingent upon funds being available under the existing project agreement or upon additional Federal-aid funds being made available by a modified project agreement.

FHWA Concurrence:

Federal Highway Division Administration
(if required)

Date

DISTRIBUTION (after fully executed on LPA projects): Original - Finance; Copies - Contractor, Project Engineer, Contracting Authority, Administering Office.

Date distributed: _____

Initials: _____

CHANGE ORDER
For Local Public Agency Projects

No.: 2

Non-Substantial: ☒

Substantial: ☐

Administering Office
Concurrence Date

Accounting ID No. (5-digit number): 34295

Project Number: STP-U-7422(615)--70-11

Kind of Work: PCC Pavement - Replace

Local Public Agency: City of Storm Lake, Iowa

Contractor: Iowa Civil Contracting, Inc.

Date Prepared: July 19, 2017

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

A - Description of change to be made:

- 7001 / Decrease Line Item #0220 / Silt Fence.
- 7002 / Decrease Line Item #0230 / Removal of Silt Fence or Silt Fence for Ditch Checks.
- 7003 / Decrease Line Item #0240 / Maintenance of Silt Fence or Silt Fence for Ditch Check.
- 8001 / New Item / 2599-9999009 / Maintenance of Perimeter and Slope Sediment Control Device.
- 8002 / New Item / 2602-0000309 / Perimeter and Slope Sediment Control Device, 9 In. Dia..
- 8003 / New Item / 2602-0000350 / Removal of Perimeter and Slope Sediment Control Device.

B - Reason for change:

- 7001 / Plan Change by Project Engineer, decreasing the contract quantity to match the actual measured constructed quantity.
- 7002 / Plan Change by Project Engineer, decreasing the contract quantity to match the actual measured constructed quantity.
- 7003 / Plan Change by Project Engineer, decreasing the contract quantity to match the actual measured constructed quantity.
- 8001 / Plan Change by Project Engineer, adding an item for Maintenance of Perimeter and Slope Sediment Control Device to control sediment movement and contain sediment within the project limits.
- 8002 / Plan Change by Project Engineer, adding an item for Perimeter and Slope Sediment Control Device, 9 In. Dia. to control sediment movement and contain sediment within the project limits.
- 8003 / Plan Change by Project Engineer, adding an item for Removal of Perimeter and Slope Sediment Control Device.

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

- 7001 / Decrease Contract Line Item #0220 (Silt Fence) 665.000 LF @ \$5.00/LF = \$3,325.00 CR.
- 7002 / Decrease Contract Line Item #0230 (Removal of Silt Fence or Silt Fence for Ditch Checks) 665.000 LF @ \$1.00/LF = \$665.00 CR.
- 7003 / Decrease Contract Line Item #0240 (Maintenance of Silt Fence or Silt Fence for Ditch Check) 665.000 LF @ \$1.00/LF = \$665.00 CR.
- 8001 / New Item (Maintenance of Sediment Control Device) 665.000 LF @ \$1.00/LF = \$665.00.
- 8002 / New Item (Perimeter and Slope Sediment Control Device, 9 In. Dia.) 665.000 LF @ \$5.00/LF = \$3,325.00.
- 8003 / New Item (Removal of Perimeter and Slope Sediment Control Device) 665.000 LF @ \$1.00/LF = \$665.00.

D - Justification for cost(s) (See I.M. 3.805, Attachment D, Chapter 2.36, for acceptable justification):

- 7001-7003 / NA (Contract Unit Price)
- 8001-8003 / Based on current average unit prices. Complete documentation located in Project File.

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

Justification for selection:

F - Items included in contract:

Participating				For deductions enter as "-x.xx"		
Federal-aid	State-aid	Line Number	Item Description	Unit Price .xx	Quantity .xxx	Amount .xx
x		0220	Silt Fence	\$5.00	-665.000	-\$3,325.00
x		0230	Removal of Silt Fence or Silt Fence for Ditch Chec	\$1.00	-665.000	-\$665.00
x		0240	Maintenance of Silt Fence or Silt Fence for Ditch C	\$1.00	-665.000	-\$665.00
				Add Row	Delete Row	TOTAL
						-\$4,655.00

G - Items not included in contract:

Participating				For deductions enter as "-x.xx"		
Federal-aid	State-aid	Change Number	Item Description	Unit Price .xx	Quantity .xxx	Amount .xx
x		8001	Maintence of Sediment Control Device	\$1.00	665.000	\$665.00
x		8002	Perimeter and Slope Sediment Control Device, 9	\$5.00	665.000	\$3,325.00
x		8003	Removal of Perimeter and Slope Sediment Contr	\$1.00	665.000	\$665.00
				Add Row	Delete Row	TOTAL
						\$4,655.00

H. Signatures

Agreed: Contractor 7/21/17
Date

Recommended: Project Engineer
Date

Approved: Person in Responsible Charge
Date Other (optional) Title Date

Contracting Authority (optional)
Date Other (optional) Title Date

Iowa DOT Administering Office
Date

Approval is contingent upon funds being available under the existing project agreement or upon additional Federal-aid funds being made available by a modified project agreement.

FHWA Concurrence: Federal Highway Division Administration
(if required) Date

DISTRIBUTION (after fully executed on LPA projects): Original - Finance; Copies - Contractor, Project Engineer, Contracting Authority, Administering Office.

Date distributed: Initials:

Staff Summary

8/7/2017

Agenda Item # 10.



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

REPORT TO: Honorable Mayor and City Council

FROM: Jason Etnyre, Public Works Director

SUBJECT: **Resolution No. 13-R-2017-2018 Approving the 2017 Reap City Parks and Open Spaces Grant Application**

BACKGROUND: Every year the Iowa DNR, through the REAP program seeks applications for the City Parks and Open Space grant. REAP funds are appropriated by the Iowa Legislature and signed into law by the Governor. 15% of all allocated REAP funds, or \$2,400,000, are utilized to increase the numbers of parks throughout the State of Iowa. Due to the population of the City of Storm Lake, we can seek up to \$125,000 in grant funding.

These grants are 100%, so local matching funds are not required. This grant program is very competitive. Funds are not available for single or multipurpose athletic fields, baseball or softball diamonds, tennis courts, golf courses, and other organized sport facilities. Swimming pools and playground equipment are also ineligible. Parkland expansion and multi-purpose recreation developments are typical projects funded under this REAP program. The DNR administers the city grant program. City officials representing the Iowa Park and Recreation Association and League of Cities select which projects receive funding.

The property that City staff is asking Council to support the purchase of is the approximate 1.28 acres of land located on the south side of 10th Street just to the east of Mid-American's substation at the corner of 10th and Vestal. The neighborhood surrounding this property has several multifamily dwelling units within close proximity and a quick drive through this area will reveal a lot of homes with young children playing. The demographics of this neighborhood would show a mixed diversity of population, low to moderate income housing units, and a populace with younger children. Given this location's close proximity to the Field of Dreams and the 9th Street ball field, this would be an ideal

location to add additional park space within our community. This parcel would also be a prime location to utilize for stormwater treatment as part of the 10th and Vestal Stormwater project.

FISCAL IMPACT: Grants through REAP for purchase of parkland are 100%. The City serves only as a procurement agency. The purchase price of this property would be \$75,000 and if awarded would be funded by REAP.

RECOMMENDATION: Staff recommends that Council adopt Resolution No. R-2017-2018 for the submission of the 2017 REAP City Parks and Open Spaces grant application.

ATTACHMENTS:

Description		Type
▣	Resolution No. 13-R-2017-2018	Resolution
▣	Concept Plan	Map

RESOLUTION NO. 13-R-2017-2018

**A RESOLUTION IN SUPPORT OF SUBMITTING AN REAP GRANT APPLICATION
FOR A NEIGHBORHOOD PARKS PROJECT**

WHEREAS the City of Storm Lake, Iowa recognizes the importance of providing parks and opens spaces to the Citizens of Storm Lake, and

WHEREAS the Resource Enhancement and Protection (REAP) is a State of Iowa program that invests in the enhancement and protection of the state's natural and cultural resources, and

WHEREAS the REAP funds are available to cities through competitive grants, and

WHEREAS the REAP grant is a 100% grant so local matching funds are not required, and

WHEREAS, the City of Storm Lake desires to submit an application to the program to procure funds to create a neighborhood park.

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

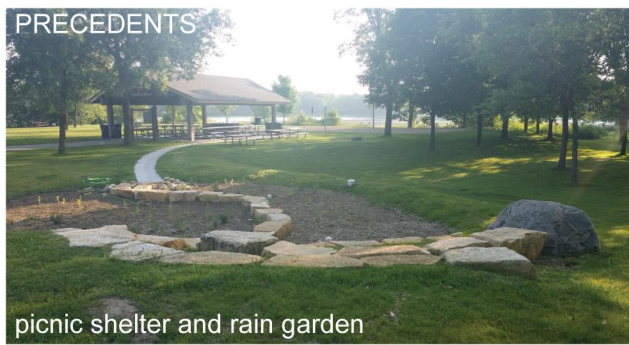
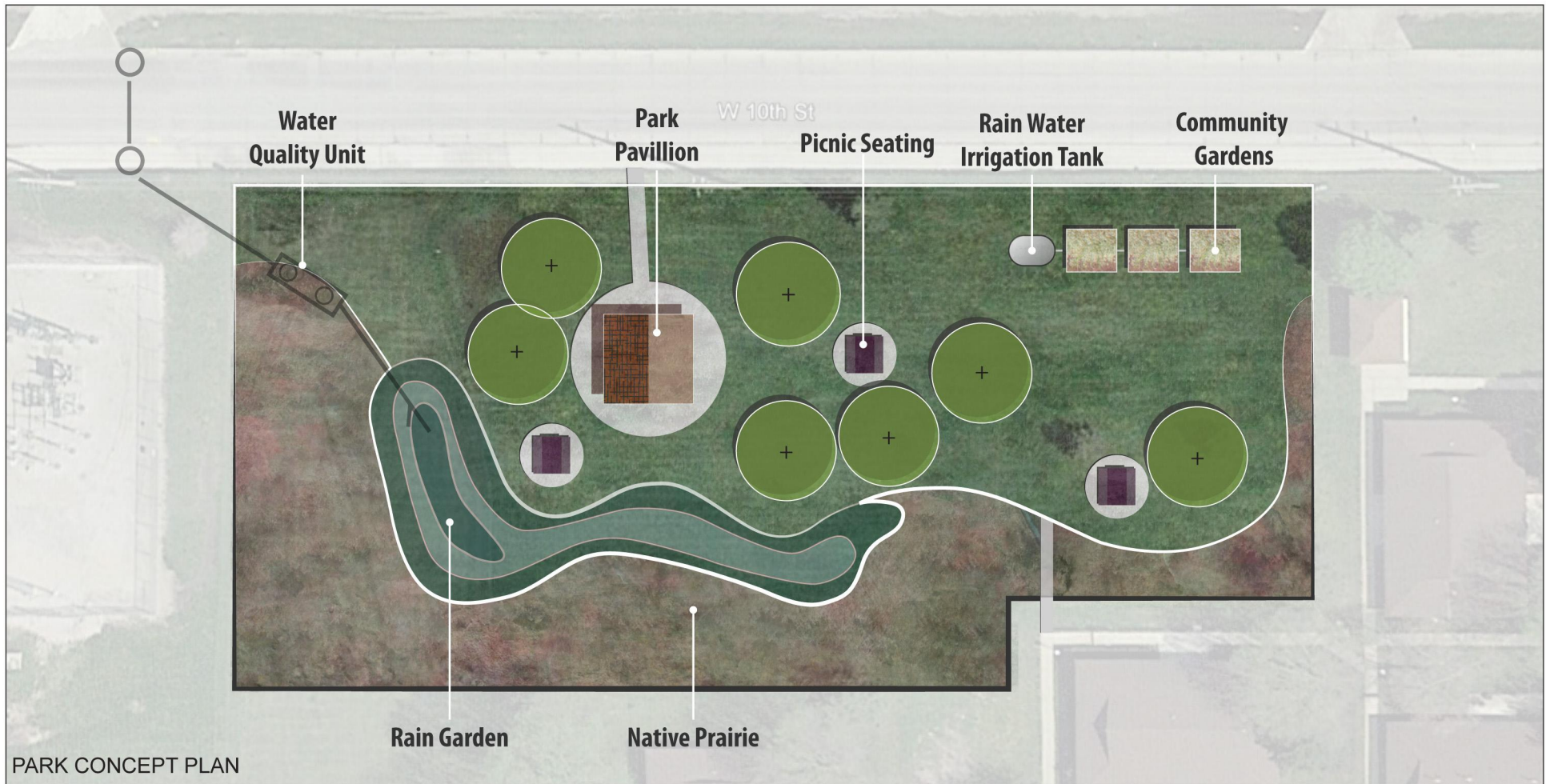
The submittal of the grant application is hereby approved for submittal to the State of Iowa REAP program.

PASSED AND APPROVED this 7th day of August, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk



W. 10TH PARK - Storm Lake, Iowa

Staff Summary

8/7/2017

Agenda Item # 11.



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: Jason Etnyre, Public Works Director

SUBJECT: **Resolution No. 14-R-2017-2018 Approving The 2017 REAP City Parks And Open Spaces Purchase Offer And Addendum**

BACKGROUND: City of Storm Lake Public Works staff is applying for funding through the Iowa DNR REAP City Parks and Open Spaces grant process. Money to purchase properties to increase parkland within cities is 100% funded via REAP.

The Purchase Offer for consideration by Council is with McMajor Enterprises LLC parcel located on the south side of 10th Street to the east of the Mid-American Energy substation. This parcel is approximately 1.28 acres (to be determined by a survey). City staff has spoken with Steve Brashears of Real Estate Specialists of Storm Lake Inc. and a price of \$75,000 has been negotiated for the acquisition of this property. City Attorney Havens has prepared the addendum to the Offer For Real Estate.

Highlights of the Purchase offer include: no commitment to purchase by the City unless the grant is awarded, and no fault to the City if the property fails to appraise for the purchase price if the grant is awarded. Seller is responsible for a survey on the parcel prior to the buyer (City) having the parcel appraised. This parcel, if funded will become a key instrumental component of the 10th & Vestal stormwater project with features such as rain gardens, native prairie, community gardens featuring rainwater irrigation tanks, and additional water quality units installed. Features for this park could include a picnic pavilion, trees, and picnic benches throughout overlooking the stormwater features that would be installed.

FISCAL IMPACT: REAP would be 100% responsible for the \$75,000 purchase price if awarded the grant.

If the grant is awarded, the City of Strom Lake would be responsible for any appraisal, attorney costs for closing on said real estate, and the City would also be responsible for any development to the property in the future

RECOMMENDATION: Staff recommends that Council adopt Resolution No. 14-R-2017-2018 for the Purchase Offer and Addendum in the amount of \$75,000 with McMajor Enterprises LLC.

ATTACHMENTS:

Description		Type
<input type="checkbox"/>	Purchase Offer	Backup Material
<input type="checkbox"/>	Addendum	Backup Material
<input type="checkbox"/>	Resolution No. 14-R-2017-2018	Resolution



OFFER FOR REAL ESTATE

(Including Acceptance, Counter, or Rejection)



TIME ☐ a.m. ☒ p.m. _____
DATE OF OFFER _____

OFFICE USE ONLY:
OFFER ACCEPTED _____

Check all boxes that apply.

I. DISCLOSURE CONFIRMATIONS.

A. AGENCY. Buyer and Seller confirm that written disclosures of agency representation were provided to them, they understand who is representing them, and the disclosures were provided prior to signing this Offer For Real Estate.

Buyer's Brokerage _____ Seller's Brokerage _____
Dual Agent/Brokerage _____ Real Estate Specialists _____

B. SELLER PROPERTY DISCLOSURE. If this offer is for 1 to 4 unit residential property, Seller or Seller's Agent must deliver a written disclosure statement to Buyer prior to Seller accepting an offer, or counter-offering to Buyer. By signing below, Buyer confirms Buyer (☐ has) (☐ will promptly) received and read Seller's property disclosure statement. If Seller is exempt from providing disclosure under the Code of Iowa, check here ☒.

C. LEAD-BASED PAINT. If this offer is for a residential property built prior to 1978, Seller or Seller's Agent must provide Buyer with: (1) an EPA-approved lead hazard information pamphlet and (2) Seller's Lead-Based Paint Disclosure Information Statement. By signing below, Buyer confirms that Buyer (☐ has) (☐ has not) received and read the above described documents. In the event that Seller is exempt from providing documents under EPA regulations, check here ☒.

D. REQUEST TO COMPLETE FORM DOCUMENTS AND REALTOR® PERMISSION TO CALL. Buyer and Seller request that Broker(s) select and complete documents allowed by law, and authorize REALTOR®/Broker(s) to call, fax, and email residence.

1. _____ BUYER _____ DATE _____	1. _____ SELLER _____ DATE _____
2. _____ BUYER _____ DATE _____	2. _____ SELLER _____ DATE _____

II. OFFER TO: _____ McMajors Enterprises LLC (herein designated as Seller).

The undersigned _____ City Of Storm Lake (herein designated as Buyer)

hereby offer to buy the real property situated in _____ Buena Vista _____ County, Iowa. Located at and briefly described as:
_____ West 10th Street _____, _____ Storm Lake _____, Iowa,

and legally described as : As per Abstract. Bare lot aprox. 372 X 150 to be surveyed and split from parcel

#013-10-34-351-003. See attached drawing. Seller to pay for survey costs

hereinafter designated as "Property," together with any easements and servient estates appurtenant thereto and subject to zoning restrictions, restrictive covenants, easements, and mineral reservation, if any, and agrees to pay you for such property the sum of \$ 75,000

AS FOLLOWS: \$ 0 earnest money to be held in trust by _____ RES Trust Account

(☐ Seller's) (☐ Buyer's) (☒ both Seller's and Buyer's) Agent, hereinafter referred to as "Broker" or "Agent," pending delivery of final papers and the balance upon delivery of warranty deed or upon execution of a real estate contract as hereinafter provided. The term "Broker" shall also include Broker's affiliated licensees (brokers and salespersons). The terms "Owner" and/or "Seller" shall include seller or vendor. The term "Buyer" shall include buyer or vendee. The terms "sell" and "sale" shall include sale, lease, rent, exchange or option.

Check the appropriate boxes. (A) or (B) or (C) or (D) and if applicable (E)

☒ (A) **CASH** to be paid on settlement date. This offer is not contingent upon Buyer obtaining financing. Seller has the right to receive immediate verification of funds

☐ (B) **NEW MORTGAGE:** This contract is contingent upon Buyer obtaining a bona fide/firm commitment for a

☐ Conventional

☐ ARM

☐ FHA

☐ RECD

☐ VA (In the event of FHA or VA financing, see Addendum – Offer for Real Estate attached hereto and by this reference made a part of this contract.)

☐ Other _____

Mortgage for not more than _____ % of the purchase price not to exceed _____ % interest rate no later than _____, 20____.

All usual costs incurred in securing such mortgage shall be paid by the _____.

Buyers _____, _____ and Sellers _____, _____ acknowledge that they have read this page.

(Initials)

(Initials)

☐ Seller ☐ Buyer agrees to pay the loan placement or origination fee, or loan closing costs if required, not to exceed _____ % of the mortgage. (Closing costs may include: loan origination fee, discount points, pre-paid, attorney fees, recording fees, etc.) The balance of the purchase price less the proceeds of such mortgage shall be paid by Buyer in cash.

FINANCING COMMITMENT. Buyer agrees to make loan application (if applicable) immediately, or within _____ calendar days, and use Buyer's best good faith effort to obtain a financing commitment. If Buyer has timely made the application as set out herein and a loan commitment (with all lender contingencies met) cannot be obtained by Buyer, this agreement shall be null and void and all earnest money shall be returned to Buyer. If Buyer does not make timely delivery of said commitment, as stated, then Seller may terminate this Offer by written notice of termination to Buyer. Buyer shall immediately confirm insurability of Property.

Financing Contingencies Options: (Check all that apply):

- ☐ Buyer's delivery of a copy of a written loan commitment to the Seller (even if the commitment is subject to conditions specified by the lender, such as appraisal) shall satisfy the Buyer's financing contingency, and the financing contingency shall be considered removed from this Purchase Contract as of the date of delivery.
- ☐ Both parties will await appraisal. Appraisal must be completed by this date: _____
- ☐ Awaiting other mutually agreed financing terms which shall be in writing.

☐ (C) **ASSUMPTION OF MORTGAGE OR CONTRACT:** see Addendum – Offer for Real Estate attached and made a part of this contract.

☐ (D) **INSTALLMENT CONTRACT:** see Addendum – Offer for Real Estate attached and made a part of this contract.

☒ (E) **OTHER TERMS/CONTINGENCIES (i.e. any subject to sale, subject to Buyers on possession are permitted to utilize the real estate for a specific purpose, etc.):** Offer is contingent on Storm Lake City Council approval. Offer is contingent on the award of a City Parks and Open Spaces grant to the buyers by the DNR for the full amount of the purchase price by 12/31/2017. Closing to be as soon as practical after Buyers receipt of notification from the DNR of the grant award.

This agreement is also subject to the following terms and conditions:

1. TRUST PAYMENTS. All funds deposited as part payments shall be held by Broker in trust pending acceptance of this offer, and examination of the abstract and delivery of deed or formal contract. Buyer authorizes the company financing this purchase to pay all funds to Broker for the benefit of Seller and Seller authorizes Agent to accept and manage payments and disbursements. At time of settlement, funds of the purchase price may be used to pay taxes, other liens, and closing costs to comply with the above requirements, to be handled under supervision of Broker, and subject to approval of Buyer on title questions which may be needed to produce marketable title. If Buyer is refunded any Earnest Money, any expenses incurred on Buyer's behalf shall be deducted and paid to creditors.

If agreed to by the broker, any interest on trust account shall be forwarded to the Iowa Association of REALTORS® Foundation, a charitable non-profit entity, or as directed and mutually agreed in writing by both Buyer and Seller.

2. REAL ESTATE TAXES, SPECIAL ASSESSMENTS, AND CHARGES.

- a. All regular taxes due and payable in the fiscal year in which possession is given are to be paid by Seller as well as all unpaid taxes that are liens for prior years.
- b. All regular taxes for the fiscal year in which possession is given (due and payable in the following fiscal year) are to be pro-rated between Buyer and Seller as of the date of possession. The basis of such proration shall be the taxes that were certified and payable in the prior fiscal year. If such taxes are not based upon a full assessment of the present property improvements the proration shall be based on the current millage rate and the assessed value for the tax period to date of possession shown on the assessors records, less tax abatement, if any. Buyer should verify any potential future tax liabilities. If Buyer is purchasing under an installment contract see "Addendum – Offer for Real Estate" attached and made a part of this contract.

☐ Caution: If property has not been fully assessed for tax purposes, or reassessment is completed or pending, tax proration shall be on the basis of \$ _____ estimated annual tax.

- c. All special assessments spread on the Treasurer's Books at the time of the closing of this offer are to be paid by Seller. All charges for solid waste removal, utilities, and assessments for maintenance attributable to Seller's possession are to be paid by Seller. All liens caused by Seller(s) ownership, such as mechanics liens, mowing, snow removal, etc. are to be paid by Seller.
- d. All subsequent taxes and special assessments are to be paid by Buyer.
- e. Other mutually agreed upon terms – use Addendum

Buyers _____, _____ and Sellers _____, _____ acknowledge that they have read this page.

(Initials)

(Initials)

3. **CLOSING AND POSSESSION.** Closing shall be on or before _____ ☐ a.m. or ☐ p.m. _____, 20____ and be made upon delivery of an instrument of title, but not later than date of possession, unless an interim occupancy agreement is entered into between the parties. Closing to be under the supervision of Seller's Agent, Steve Brashears Possession to be given _____ ☐ a.m. or ☐ p.m. _____, 20____, and adjustment of interest, taxes, insurance and rents to be made on this date. All property, including keys, alarms, and garage door openers shall be delivered to Buyer at possession. Buyer's Agent is Steve Brashears.
4. **INSURANCE.** Seller shall bear the risk of loss or damage to property prior to settlement or possession, whichever first occurs. Seller agrees to maintain existing insurance, and Buyer shall immediately confirm insurability of Property and may also purchase insurance. In the event of substantial damage or destruction prior to closing, this Agreement may be null and void if Buyer desires. Buyer, however, shall have the right to complete the closing and receive insurance proceeds regardless of the extent of the damage plus a credit towards the purchase price equal to the amount of the Seller's deductible on such policy. The property shall be deemed substantially damaged or destroyed if it cannot be restored to its present condition on or before closing date.
5. **FLOOD HAZARD ZONE.** Buyer has been advised that the property (☐ is) (☒ is not) (☐ may be) in an area found to have special flood hazards. If the property is in a flood hazard area it may be necessary to purchase Flood Insurance in order to obtain financing. **For further information, Buyer should consult a lender and insurance carrier.**
6. **INCLUDED PERSONAL PROPERTY** (if any). All property that integrally belongs to, are specifically adapted to, or is part of the real estate (except rental items), whether attached or detached, such as wall to wall carpeting and vinyl, light fixtures and bulbs, ceiling fan(s), mirrors, shelving, shades, rods, blinds, awnings, shutters, storm windows, storm doors, screens, plumbing fixtures, automatic heating equipment, air conditioning equipment (except window), door chimes, alarm devices, built-in items and electrical service cable/fencing, garage door opener and control(s), other attached fixtures, radio and/or attached TV receiving equipment, fencing, trees, bushes, shrubs, plants, garden bulbs, water heaters and softeners, sump pumps, attached or fitted floor coverings, installed security systems, central vacuum systems and accessories, in-ground lawn sprinkler systems and component parts, built in appliances, fences, fireplace screen, fire grate and attached equipment, appurtenant structures or equipment, storage buildings, and rural water membership shall be considered a part of real estate and included in this sale.
Please specifically list items – such as: appliances, stove, oven refrigerator, ice maker, dishwasher, washer, dryer, microwave, home theater equipment, etc. – as included or excluded.
OTHER INCLUDED ITEMS: _____

- EXCLUDED PROPERTY AND RENTAL ITEMS (i.e. water softener, LP or other gas tank):** _____

7. **PERSONAL PROPERTY AND DEBRIS.** Seller agrees to remove all debris and all personal property not included herein from the property by possession date unless there is a prior written agreement by the parties.
8. **DUTIES OF PARTIES:**
- Seller and Buyer acknowledge and agree that REALTOR®/Broker(s), its affiliated licensees and employees: (1) must respond to all questions of the parties, however they are not required to discover hidden defects or give advice on matters outside the scope of their real estate license; (2) make no, and Seller and Buyer are not relying upon, representations or warranties as to the physical or mechanical condition of the property, its size, value, future value, income potential, whether the basement is waterproof, etc.; (3) are not qualified to advise on questions concerning the condition of the property, the legal sufficiency, legal effect or tax consequences of this document or transaction. **For such matters, Seller and Buyer are advised to consult the appropriate professional(s).**
 - Seller and Buyer acknowledge that the Seller of real property has a legal duty to disclose in good faith MATERIAL ADVERSE FACTS and MATERIAL DEFECTS of which Seller has actual knowledge and which a reasonable inspection by Buyer would not reveal. **Buyer has the right to obtain inspections, survey and measurements at Buyer's expense.** Buyer shall immediately confirm insurability of Property. Buyer is advised to request that special provisions be written into this contract prior to signing, to cover any and all conditions which Buyer might consider to be questionable or problematical (whether such be inspection for termites, drainage, water and soil conditions, adequacy of structure or any components, zoning, boundaries, utility connections, or any other matters).
 - By acceptance of the Offer, the Seller warrants and represents: That Seller has no notice or knowledge of any planned public improvement which may result in special assessments or other liens, that no government agency has served any notice requiring repair, alterations or corrections of any existing conditions. This representation of Seller shall survive the closing of this transaction.

Buyers _____, _____ and Sellers _____, _____ acknowledge that they have read this page.

(Initials)

(Initials)

9. **JOINT TENANCY IN PROCEEDS AND IN SECURITY RIGHTS IN REAL ESTATE** If Seller, immediately preceding this offer, holds title to the property in joint tenancy, and such joint tenancy is not later destroyed by operation of law or by acts of Seller, then (1) the proceeds of this sale, and any continuing and/or recaptured rights of Seller in real estate shall be and continue in Seller as joint tenants with rights of survivorship and not as tenants in common; and (2) Buyer in the event of the death of either Seller agree to pay any balance of the proceeds of this sale to the surviving Seller and to accept deed from such surviving Seller. This paragraph assists in determining how the proceeds will be distributed to the Seller(s).

10. **CONDITION OF PROPERTY.**

a. The property as of the date of this agreement including buildings, grounds, and all improvements will be preserved by Seller in its present condition until possession or closing, whichever takes place first, ordinary wear and tear excepted. Buyer shall be permitted to make a walk through inspection of the property prior to possession or closing, whichever is sooner, in order to determine that there has been no material change in the condition of property.

b. **Buyer is advised to have property inspected by professional inspector(s).** If improvements on the property have been previously occupied, Buyer may choose one of the following alternatives relative to the condition and quality of the property:

☐ i. Within _____ calendar days after the final acceptance date Buyer may, at Buyer's sole expense, have the property inspected by a qualified person or persons of Buyer's choice to determine if there are any structural, mechanical, plumbing, electrical, or environmental deficiencies. Within this same period, Buyer shall notify Seller in writing of any such deficiency. Failure to do so shall be deemed a waiver of Buyer's inspection and repair rights and Buyer agrees to accept the property in its present condition. In the event of any claim or demand by Buyer as a result of inspections, Seller shall within 72 hours of notification declare and commence one of the following options: (1) making said items operational or functional or otherwise curing the deficiency, or (2) amending this agreement by giving Buyer a credit for the cost of curing the deficiency, or (3) canceling this agreement and refunding Buyer's earnest money deposit or any sums paid directly to Seller. If Seller does not promptly cure all such deficiencies in a manner mutually agreeable and confirmed by written addendum, signed by the parties (either pursuant to parenthetical 1 or 2 above), then buyer may declare this offer null and void and shall have the right to all payments returned.

☐ ii. Buyer has verified any information that is important to Buyer by an independent investigation and/or independent inspector. Further, Buyer acknowledges that Buyer has made a careful and satisfactory inspection of the property and is purchasing the property in its existing condition.

☐ iii. Seller has offered Property in its "As-is" condition and Buyer accepts Property in its "As-is" condition. Even if inspection is conducted, Seller shall not be obligated to replace/repair any item(s) and is not bound to release any Earnest Money or void contract.

c. If acceptance is made by Buyer after inspection under b(i) above, or if no inspection is made, or if offered and sold "As-is", Buyer hereby agrees that by delivery of deed, Buyer accepts property in its "As Is" condition at time of settlement, without warranties or guarantees of any kind by Seller or Broker(s) or employees of either concerning the working condition of systems or appliances, or condition or value of the property and waives Buyer's right to object to its condition or assert any claim related to the property at any time in the future. This provision shall survive delivery of deed to Buyer.

d. **New Construction** : If the improvements on the subject property are under construction or are to be constructed, this Agreement shall be subject to approval of plans and specifications by the parties within _____ calendar days of final acceptance of this Agreement. This offer to buy is not a construction contract. The contract for construction will be a separate agreement between the Contractor and Buyer which will set forth all of the terms, conditions and specifications of the property to be constructed.

Broker(s) and employees make no warranties as to the quality of construction or materials or any warranty of habitability.

11. **WOOD PEST INSPECTION.** Buyer may request a pest control inspection by a licensed pest inspector within _____ calendar days after acceptance of this Offer, which shall be done at ☐ Seller's or ☐ Buyer's expense except as otherwise agreed in writing (if not marked Buyer assumes expense). Should evidence of termites or wood destroying insects be found, the property and structure(s) may be treated by a licensed pest exterminator in an appropriate manner at Seller's option, and shall include all treatment and repair reasonably required by Buyer. Buyer agrees to accept treated and repaired property; or prior to the commencement of treatment and repairs, shall have the option of declaring this agreement null and void and be entitled to full return of the earnest money. If Property is sold in its "As-is" condition, this wood pest inspection paragraph is not applicable to this Offer for Real Estate. This provision does not apply to fences, trees, shrubs, or outbuildings other than garages.

12. **SURVEY.** Buyer may, prior to closing, have the property surveyed at Buyer's expense. If Buyers elects to have the survey made, Buyer will have the survey completed at least three (3) business days prior to the scheduled closing. If the survey, certified by a Registered Land Surveyor, shows any encroachment on property, or if any improvements located on the subject property encroach on lands of others, such encroachments shall be treated as a title defect.

Buyers _____, _____ and Sellers _____, _____ acknowledge that they have read this page.

(Initials)

(Initials)

13. REMEDIES OF THE PARTIES - FORFEITURE - FORECLOSURE -REAL ESTATE COMMISSIONS.

- a. If Seller fails to fulfill this agreement, Buyer shall have the right to have all payments returned or to proceed by an action or actions at law or in equity.
- b. If Buyer fails to fulfill this agreement, all payments by Buyer may be forfeited and retained by Seller as provided in the Iowa Law.
- c. In addition to the foregoing remedies, Buyer and Seller each shall be entitled to any and all other remedies, or action at law or in equity, including foreclosure, and the party at fault shall pay costs and attorney fees, and a receiver may be appointed.

14. COURT APPROVAL. If the property is an asset of any estate, trust, conservatorship, or receivership, this contract shall be subject to Court approval, unless declared unnecessary by Buyer. If necessary, the appropriate fiduciary shall proceed promptly and diligently to bring the matter on for hearing for Court approval. In this event a Court Officer's Deed shall be used.

15. ABSTRACT AND TITLE. Seller shall promptly provide, at Seller's expense, an abstract of title, continued to and including date of acceptance of this Agreement. Such abstract shall be delivered to an attorney selected by the Buyer or Buyer's lender for a title opinion. Seller shall, in the alternative if requested by Buyer or Buyer's lender, provide at Seller's expense a written lien search continued to and including the date of acceptance of this Agreement. Such lien search shall be delivered to a title insurer. Seller agrees to make every reasonable effort to promptly perfect title in accordance with such opinion or title policy so that upon conveyance, title shall be deemed marketable in compliance with this Agreement and the laws of the State of Iowa and, if applicable, the title policy. Buyer(s) are encouraged to investigate/request an owner's policy of title insurance for their benefit. Seller may await reasonable assurance that Buyer is fully approved by lender or that Buyer will in Seller's judgment proceed with the transaction before updating abstract.

16. DEED. Upon payment of purchase price, Seller shall convey title by general warranty deed, ☐ if not general then _____ deed, free and clear of liens and encumbrances, or future mechanics liens or encumbrances due to the responsibility and possession of the Seller(s), reservations, exceptions or modifications except as the instrument otherwise expressly provides. All warranties shall extend to time of acceptance of this offer, with special warranties as to acts of Seller up to time of delivery of deed.

17. GENERAL PROVISIONS. In the performance of each part of this agreement, time shall be of the essence. This agreement shall be binding on and inure to the benefit of the heirs, executors, administrators, assigns and successors in interest of the respective parties. This agreement shall survive the closing. Paragraph headings are for the convenience of reference and shall not limit nor affect the meaning of this agreement. Words and phrases herein, including any acknowledgement hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

18. NOTICE. Any notice required under this Agreement shall be deemed delivered when it is received or provided either by hand delivery, facsimile, electronic communication or certified mail. Persons designated for receipt or to give any notice shall be Seller(s) and Buyer(s) at the addresses set forth below or their Broker or Agent. Electronic or facsimile transmission sent to the other party or to the appropriate Broker, followed by electronic or faxed acknowledgement of receipt, shall constitute delivery of signed document.

19. ENTIRE AGREEMENT. This document contains the entire agreement of the parties and supersedes all prior Offers with respect to the property. This Offer may be modified only by a written agreement signed and dated by both parties. This Offer for Real Estate shall not be assigned by Buyer without the written consent of Seller.

20. MEDIATION. In the event of a dispute, Buyer and Seller agree to consider mediation as an alternative to initiating legal action. The mediation will be conducted in accordance with the rules and procedures of a mutually agreed mediation service. Even when utilizing mediation, parties may still seek legal remedies.

21. OTHER PROVISIONS. All other provisions, if any, shall be by addendum or amendment to this Agreement.

22. INDEMNITY: If a mutual mistake regarding the rights and obligations of the parties is discovered after closing, that mistake shall be corrected by a mutual agreement. If the error is a monetary mistake, it is to be assessed and immediately collected from the party originally legally liable.

23. ACCEPTANCE. When accepted, this offer shall become a binding contract for the sale and purchase of the above described property and the professional service fee(s) shall be due to the Agent(s) in accordance with the Exclusive Listing Agreement, Buyer Agency Agreement or other written commission agreement, between either party and their Agent(s). This Offer shall not negate or change any of the conditions or terms of said Agreement(s), which, by this reference shall remain in full force and effect through the closing. If this offer is not accepted by Seller on or before _____ ☐ a.m. or ☐ p.m. _____, 20____ shall become null and void and the initial payment shall be repaid to Buyer without liability on the part of said Agent(s) to either party.

Buyers _____, _____ and Sellers _____, _____ acknowledge that they have read this page.

(Initials)

(Initials)

THIS IS A LEGALLY BINDING CONTRACT.

If not understood, consult with the lawyer of your choice.

RECEIPT OF A COPY OF THIS AGREEMENT IS ACKNOWLEDGED BY THE PARTIES HERETO.

SIGNATURE OF BUYER	SIGNATURE OF BUYER
PRINTED LEGAL NAME	PRINTED LEGAL NAME
ADDRESS	ADDRESS
CITY, STATE, ZIP	CITY, STATE, ZIP
PHONE	PHONE
BUYER TAXPAYER IDENTIFICATION NUMBER	BUYER TAXPAYER IDENTIFICATION NUMBER
BUYER ATTORNEY	BUYER EMAIL

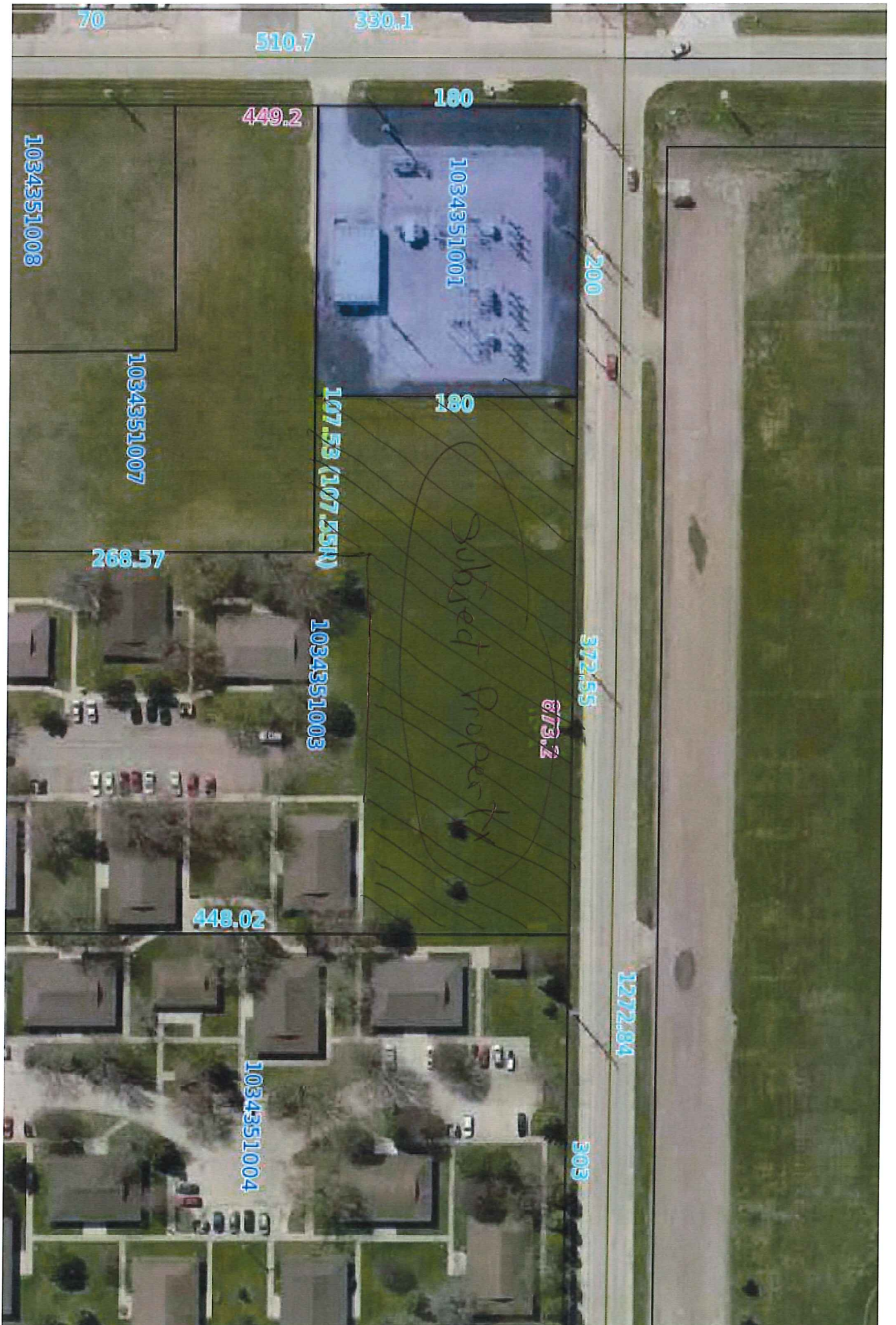
Seller hereby (☐ **accepts**) (☐ **counters**) the above offer at _____ ☐ a.m. or ☐ p.m., 20 _____.
 (☐ See attached counter offer) or (☐ Seller has made a counter offer by changing and initialing terms herein. This counter offer shall become null and void unless accepted by Buyer initialing said terms on or before _____ ☐ a.m. or ☐ p.m., 20 _____. Seller reserves the right to withdraw this counteroffer by notifying Buyer of withdrawal prior to Buyer acceptance of this counteroffer. Seller may accept other offers only after withdrawing this counteroffer, without liability on the part of the Agent's involved. Seller's Broker shall take backup offers up to the time of closing after this offer has been accepted by Seller; and (☐ **shall**) (☐ **shall not**) continue to show this property for sale.

SIGNATURE OF SELLER	SIGNATURE OF SELLER
PRINTED LEGAL NAME	PRINTED LEGAL NAME
ADDRESS	ADDRESS
CITY, STATE, ZIP	CITY, STATE, ZIP
PHONE	PHONE
SELLER SS# (Optional)	SELLER SS# (Optional)
SELLER ATTORNEY	ABSTRACT LOCATION
SELLER EMAIL	SELLER MORTGAGE WITH

☐ This offer formally rejected: _____

Time _____ ☐ a.m. or ☐ p.m.

Date _____



ADDENDUM TO OFFER FOR REAL ESTATE
(offer from City of Storm Lake, Iowa to McMajor Enterprises, L.L.C.)

A. Real Estate Taxes. This Paragraph A supplements Paragraph 2 of the Offer.

Proration of taxes under Paragraph 2 (b) of the Offer, which is to be based on taxes that were certified and payable in the prior fiscal year (see second sentence of said Paragraph 2 (b)) first shall be computed with regard to Parcel #013-10-34-351-003, which parcel includes the Property to be surveyed and sold, together with other land; then, to determine Seller's prorated share of the taxes on the Property alone, the amount of prorated taxes computed for Parcel #013-10-351-003 shall be multiplied by a fraction, the numerator of which is the area of the Property (as surveyed) in square feet and the denominator of which is the area of Parcel #013-10-34-351-003 in square feet.

B. Closing and Possession. This Paragraph B supersedes Paragraph 3 of the Offer.

Seller shall give Buyer possession of the Real Estate on the date of closing, provided Buyer is not in default under this contract. Closing shall be as soon as practical after the Buyer's receipt of notification from the Iowa Department of Natural Resources ("DNR") that the Buyer has been awarded a City Parks and Open Spaces grant for the full amount of the purchase price (for which grant the Buyer will apply by August 15, 2017), after Buyer's receipt of notification from DNR that the appraisal of the Real Estate (to be completed at the Buyer's cost following the grant award notification) satisfies the requirements of such grant to permit the DNR to disburse funds to the Buyer, and after the satisfaction or removal of any other DNR conditions for disbursement of grant funds. The closing, in any event, shall be held within thirty (30) days of the date on which the Buyer has received from DNR a notification that any grant funds awarded can be disbursed because of the satisfaction of all conditions precedent thereto. Seller and Buyer understand that notification of any tentative award of such grant, subject to appraisal and any other conditions precedent to disbursement, should be received by Buyer by October 15, 2017.

C. Abstract and Title. This Paragraph C supersedes Paragraph 15 of the Offer.

Seller, at its expense, shall obtain an abstract of title to the Real Estate continued through a date not more than thirty days before closing, and deliver it to Buyer for examination. It shall show merchantable title in Seller in or conformity with this contract, Iowa law and the Title Standards of the Iowa State Bar Association. The abstract shall become the property of Buyer when the purchase price is paid in full. Seller shall pay the costs of any additional abstracting and title work due to any act or omission of Seller, including transfers by or the death of Sellers or their assignees.

D. Contingencies. This Paragraph D supersedes Paragraph (E) of section II (captioned, "Other terms/Contingencies") of the Offer.

(D)(1) This offer is subject to and contingent upon the award of a City Parks and Open Spaces grant to the Buyer by the DNR for the full amount of the \$75,000.00 purchase price on or before December 31, 2017. For the purpose of this Paragraph (D)(1), the grant shall not be considered awarded until all conditions or contingencies for actual receipt of the grant money have been satisfied and disbursement of the grant money to the Buyer has been approved by the DNR, including but not limited to the completion of an appraisal approved by the DNR establishing that the value of the Real Estate satisfies the requirements of the grant. If the Buyer is not awarded

such grant, if the appraised value is not sufficient for the DNR to authorize or approve the disbursement of grant funds, or if the DNR does not approve the disbursement of funds pursuant to the grant for any reason, this contract shall be void and unenforceable. Buyer shall arrange and pay for the required appraisal. If the said grant is not awarded, this offer shall be void and unenforceable.

(D)(2) In addition to the contingency set forth above, this offer is subject to and conditioned upon its approval by the City Council of Storm Lake, Iowa on August 7, 2017. If not so approved, this offer shall be void and unenforceable.

E. Survey completion. This Paragraph E supplements the first unnumbered paragraph under II of the Offer.

The survey required by this Offer shall be arranged and paid for by Seller. Seller shall cause the survey to be completed and shall pay for the survey before Buyer has the appraisal, referred to in Paragraph (D)(1) of this Addendum, performed.

Date: _____ CITY OF STORM LAKE, IOWA

By: _____
Jon F. Kruse, Mayor

Attest:

Mayra Martinez, City Clerk

Date: _____ McMAJOR ENTERPRISES, L.L.C.

By: _____
Michael Brungardt, President and Manager

RESOLUTION NO. 14-R-2017-2018

**A RESOLUTION ACCEPTING THE PURCHASE OFFER AND ADDENDUM
CONTIGENT TO THE AWARD OF REAP GRANT APPLICATION FOR A
NEIGHBORHOOD PARK ON WEST 10TH STREET**

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

The purchase offer and addendum in the amount of \$75,000 with McMajor Enterprises is hereby
approved contingent to the award of the 2017 REAP Grant.

PASSED AND APPROVED this 7th day of August, 2017.

Jon F. Kruse, Mayor

ATTEST:

Mayra A. Martinez, City Clerk

Staff Summary

8/7/2017

Agenda Item # 12.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Motion Approving Storm Lake Resiliency Grant
Amendment No. 1**

BACKGROUND: IEDA is initiating an Amendment to the Resiliency grant agreement with the City of Storm Lake.

Changes incorporated into the amendment include a revision to schedule and timing of grant funds being dispersed to the City and changes and references to compliance documents based on new and changing guidance from HUD. IEDA has also completed an administration handbook for the resiliency grants at this time and the amendment includes new references to that document.

FISCAL IMPACT: There is no fiscal impact by approving Amendment No. 1

RECOMMENDATION: Approve the Resiliency Grant Amendment No. 1

ATTACHMENTS:

Description	Type
Amendment No. 1	Contract

**Iowa Economic Development Authority
Community Development Block Grant National Disaster Resilience (CDBG-NDR) Program
Contract Amendment**

Recipient:
Contract Number:
Contract Amendment Number:
Amendment Effective Date:

City of Storm Lake
13-NDRI-012
1
June 1, 2017

The Iowa Economic Development Authority (IEDA) hereby amends the above referenced Community Development Block Grant National Disaster Resilience (CDBG-NDR) Program contract. The IEDA initiated amendment is a result of recommendations by HUD CDBG-NDR national staff during their March 2017 technical assistance monitoring.

The contract by and between the Iowa Economic Development Authority ("Department or IEDA") and City of Storm Lake ("Recipient") is amended as of the date shown above as follows:

1. **AMEND 6.6** CONDITIONS TO DISBURSEMENT FOR A SPECIFIC ACTIVITY. by adding condition (k):

"6.6 **CONDITIONS TO DISBURSEMENT FOR A SPECIFIC ACTIVITY.** For each activity number listed below, the Recipient shall comply with the corresponding applicable conditions prior to release of funds for that activity. If no applicable conditions are identified below, none of the conditions in Article 6.6 shall apply to the activities funded by this Contract.

ACTIVITY NUMBER(S)	APPLICABLE CONDITIONS
69_____	(a) DEPARTMENT OF NATURAL RESOURCES APPROVAL
69_____	(k) DESIGN

(a) **DEPARTMENT OF NATURAL RESOURCES APPROVAL.** Construction shall not begin prior to the written approval of the Iowa Department of Natural Resources.

(b) **REVIEW OF HANDICAPPED ACCESSIBILITY.** Prior to release of funds for construction, the Authority shall receive and review a signed statement from the Project architect that proposed construction will meet all handicapped accessibility and ADA requirements based on approved design plans.

(c) **DEPARTMENT OF HEALTH APPROVAL.** Construction shall not begin prior to receipt of written approval from the Iowa Department of Health.

(d) **FRANCHISE ORDINANCE/28E AGREEMENT.** Prior to the release of funds for construction, the Recipient shall submit, as appropriate, either an ordinance authorizing the franchise or an executed 28E Agreement for the activity for the Authority's review.

(e) **BULK PURCHASE AGREEMENT.** Prior to release of funds for construction, the Recipient shall submit an executed "Bulk Purchase Agreement" for the Authority's review.

(f) **RURAL WATER CONNECTION FEE PROJECTS.** Prior to release of funds for payment of a connection fee, the Authority shall receive and review a copy of the water purchase agreement which outlines the basis for determining the connection fee; a signed letter with the engineer's seal from the project engineer which certifies that construction is complete and water service is available to the Recipient; and a formal invoice from the Subrecipient which requests payment of the connection fee and provides a breakdown of the Federal and local dollar amounts. The Request for Payment/ Activity Status Report for the connection fee will not be processed until the Authority has received the required documentation listed in this Article.

(g) **STATE BUILDING CODE BUREAU APPROVAL.** Bidding for construction shall not be conducted prior to the written approval of the final plans by the State Building Code Bureau of the Iowa Department of Public Safety.

(h) **FAÇADE EASEMENTS.** Prior to release of funds for construction, the Recipient shall submit, as appropriate, signed copies of all façade easements and construction agreements with property owners when required for downtown revitalization projects.

(i) **STORMWATER DESIGN AND CONSTRUCTION DOCUMENTS.** Prior to bidding, the Recipient shall submit project final design and construction documents for the Authority to review for consistency with "Budget Activity" subsequently approved by the Authority. Recipient shall also consult with Iowa Department of Agriculture and Land Stewardship (IDALS) Urban Conservation Program Team on project stormwater management designs at 30, 60, 90 percent, and final design. The Recipient shall then secure and upload to www.iowaGrants.gov a letter from IDALS confirming stormwater management designs meet the requirements of the Iowa Green Streets Criteria and the Iowa Stormwater Management Manual (as applicable).

(j) PERPETUAL RESTRICTIONS. Prior to release of funds for acquisition, the Recipient shall provide the Authority evidence that appropriate perpetual deed restrictions and agreement for covenants and restrictions as required pursuant to Sections 5.9 and 5.10 of this Contract.

(k) DESIGN. Prior to the ~~Grantee's~~ Recipient's obligation of funds for construction, the ~~Grantee~~ Recipient will demonstrate that the engineering design for a Project is feasible, prior to obligation of funds by the ~~Grantee~~ Recipient for construction. This demonstration is satisfied if a registered professional engineer (or other design professional) certifies that the design meets the appropriate code or industry design and construction standards (as applicable)."

2. **AMEND** Article 10.1 DOCUMENTS INCORPORATED BY REFERENCE. by revising date of Attachment C, "CDBG Program General Provisions," dated February 24, 2016 and adding (f) Attachment D "Program Guidelines"

"(c) Attachment C, "CDBG Program General Provisions," dated ~~February 24, 2016~~ May 1, 2017."

"(f) Attachment D, "Program Guidelines.""

3. **AMEND** Article 10.2 ORDER OF PRIORITY. by revising date of Attachment C, "CDBG Program General Provisions," dated February 24, 2016 and adding (g) Attachment D "Program Guidelines"

"(b) Attachment C, "CDBG Program General Provisions," dated ~~February 24, 2016~~ May 1, 2017."

"(g) Attachment D, "Program Guidelines.""

4. **AMEND** Attachment C, "CDBG Program General Provisions," dated October 4, 2016 by revising date of Attachment C:

"ATTACHMENT C

**GENERAL PROVISIONS
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
~~October 4, 2016~~ May 1, 2017"**

5. **AMEND** ATTACHMENT C, GENERAL PROVISIONS, COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, May 1, 2017 by adding a new section 18.0 and renumbering the existing 18.0 IOWA ECONOMIC DEVELOPMENT AUTHORITY FRAUD AND WASTE POLICY to number 19.0:

"18.0 PROCUREMENT.

For purposes of this agreement Cities and Counties are required to adopt the federal procurement policies and procedures that align with Federal provisions of 2 CFR 200.318-200.326. The Procurement Policy is found in "Iowa Community Development Block Grant Management Guide", as found on the Authority's website at www.iowaeconomicdevelopment.com/Community/CDBG.

~~"18.0~~ 19.0 IOWA ECONOMIC DEVELOPMENT AUTHORITY FRAUD AND WASTE POLICY."

6. **AMEND** Attachment A, "Program Description" by replacing the original "Program Description" with the following:

"The following "Program Description" is incorporated into the recipient's IowaGrants.gov account. Cost projections and tasks per quarter are considered a starting point based on an estimate of expenses and deviations are allowable. The IEDA Project Manager will track actual quarterly spending for each partner and compare this to the projected quarterly spending as listed in Attachment A of the project contract. The spending tracker worksheet will be stored in the iowagrants.gov Required Uploads tab, Quarterly Budget and Plan, for each partner and updated quarterly by the Program Manager. The program guidelines, as found on the Authority's website at <https://www.iowaeconomicdevelopment.com/Community/NDR> State of Iowa's Community Development Block Grant National Disaster Resilience Policies and Procedures Manual and the incorporated Program Specific Guidelines, outline how deviations from the estimated spending will be addressed.

STORM
LAKE
Updated:
6.19.2017

Total award -
\$ 6,534,750

Act. 1 - NC
Phase 2
Act. 2- 4th &
Oats
Act. 3 - 7th &
Geneseo
Act. 4 -
Memorial
Park
Act. 5 - 1st &
Mae
Act. 6 - 10th
& Ontario
Act. 7 - 4th &
Barton
Act. 8 -
WWTP
Wetland

HUD
Drawdown -
Admin

HUD
Drawdown -
Project

	2016	2017				2018				2019
	Dec.	March	June	Sept.	Dec.	March	June	Sept.	Dec.	March
Act. 1 - NC Phase 2 Act. 2- 4th & Oats Act. 3 - 7th & Geneseo Act. 4 - Memorial Park Act. 5 - 1st & Mae Act. 6 - 10th & Ontario Act. 7 - 4th & Barton Act. 8 - WWTP Wetland										
HUD Drawdown - Admin	\$5,925		\$2,500	\$5,000	\$2,500	\$5,000	\$2,500	\$5,000	\$2,500	\$5,000
HUD Drawdown - Project	\$74,036	\$168,079	\$629,145	\$879,949	\$619,211	\$148,875	\$980,310	\$733,771	\$261,929	\$28,500

	2019 - continued			2020				2021		TOTAL
	June	Sept.	Dec.	March	June	Sept.	Dec.	March	June	
Act. 1 - NC Phase 2 Act. 2- 4th & Oats Act. 3 - 7th & Geneseo Act. 4 - Memorial Park Act. 5 - 1st & Mae Act. 6 - 10th & Ontario Act. 7 - 4th & Barton Act. 8 - WWTP Wetland										
HUD Drawdown - Admin	\$2,500	\$5,000	\$2,500	\$5,000	\$2,500			\$750	\$5,825	\$60,000
HUD Drawdown - Project	\$532,771	\$353,850	\$274,425	\$8,925	\$319,088	\$261,263	\$88,313	\$58,500	\$53,812	\$6,474,750

7. **AMEND** contract by adding Attachment D, National Disaster Resilience Policies and Procedures Manual and the incorporated Program Specific Guidelines:

“Attachment D, State of Iowa’s Community Development Block Grant National Disaster Resilience Policies and

Procedures Manual and the incorporated Program Specific Guidelines as found on the Authority's website at <https://www.iowaeconomicdevelopment.com/Community/NDR>.*

*The Recipient shall note that the NDR Policy and Procedures Manual includes Program Specific Guidelines relevant as follows:

- a) Community Development Block Grant – National Disaster Resiliency (CDBG-NDR) Iowa Watershed Approach Guidelines: Infrastructure
- b) Community Development Block Grant – National Disaster Resiliency (CDBG-NDR) Iowa Watershed Approach Guidelines: Bee Branch Healthy Homes Resiliency Program
- c) Community Development Block Grant – National Disaster Resiliency (CDBG-NDR) Iowa Watershed Approach Guidelines: Watershed Projects
- d) Community Development Block Grant – National Disaster Resiliency (CDBG-NDR) Iowa Watershed Approach Guidelines: Planning Partners

The Authority cannot overemphasize the importance of the Recipient following the respective Program Specific Guidelines.”

Except as otherwise revised above, the terms, provisions, and conditions of the Contract remain unchanged and are in full force and effect.

RECIPIENT: City of Storm Lake

BY: _____
Mayor

IOWA ECONOMIC DEVELOPMENT AUTHORITY

BY: _____
Timothy R. Waddell, Division Administrator

Staff Summary

8/7/2017

Agenda Item # 13.



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

REPORT TO: Honorable Mayor and City Council

FROM: Keri Navratil, City Manager

SUBJECT: **Worksession - Fireworks Regulation**

BACKGROUND: Citizens are encouraged to attend to express their concerns or ideas regarding fireworks within the City of Storm Lake.

FISCAL IMPACT: No fiscal impact

RECOMMENDATION: No action will be taken