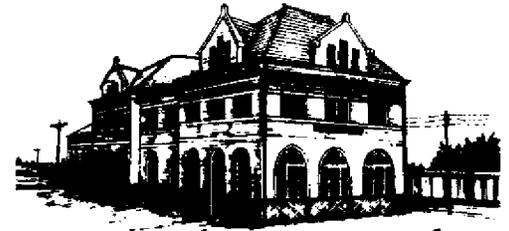


City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

MAYOR: Warren Woods
COUNCIL: Randy White, Loyal Winborn, (Ward 3 Vacant), Marsha Wilson, Larry Wagner, Terri Koets, Nancy Loudon
CITY CLERK: Lisa Williamson
CITY ADMINISTRATOR: Mike Taylor
CITY ATTORNEY: Skip Kenyon & Todd Nielsen

Regular Meeting Agenda
City Hall/Restored Depot
Council Chambers
Tuesday, March 19, 2013
6:00 p.m.
03/14/2013 11:06 AM

1. **Call Meeting to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Consideration of Agenda**
5. **Consider Adoption of the Consent Agenda – NOTE: These items are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.**
 1. **Minutes:** March 5, 2013 – Regular Meeting
 2. **Claims and Fund Transfers:**
 - i. Total Claims - \$259,777.19
 - ii. Fund Transfers - \$48,570.16
 3. **Liquor Licenses/Permits:** A & G – renewal of Class C Liquor with Sunday Sales; Casa De Oro – renewal of Class C Liquor with Outdoor Service and Sunday Sales
6. **Public Forum – the Mayor and City Council welcome comments from the public on any subject pertaining to City business, including items on this agenda. You are asked to state your name and address for the record and to limit your remarks to 3 minutes in order that others may be given the opportunity to speak. The Order of Business is at the discretion of the Chair. No action will be taken.**
7. **New Business**
 1. Appointment with Jo Duckworth – UCEMA
 2. Resolution to approve County-wide Emergency Operation's Plan
 3. Resolution to approve filling vacancy of Council Person At-Large by Council Appointment OR by Special Election
 4. Resolution to reappoint Lores Stewart as a Commissioner to the Southern Iowa Regional Housing Authority, with term expiring April 9, 2016
 5. Resolution to determine method to remove house and outbuildings at 1707 W. Adams
 6. Resolution to approve request from A-One Geothermal, Inc., to place soil boring/monitoring wells on City right-of-way in the areas of South Elm, West Union, South and North Walnut and North Birch Streets

7. Resolution to approve the hiring of Kenneth Dingman as Operator I for Street Department to begin employment on March 20, 2013
8. Resolution to approve Amendment No. 1 to Agreement between City of Creston and Garden & Associates for Cottonwood Street Subdivision – to include additional services for an additional \$20,752.00
9. Resolution to approve request of \$5,500 from the Hotel/Motel Fund by the Park & Rec Board to help with promotion of summer events and McKinley Park Campground

8. Other

9. Adjournment

REGULAR MEETING OF THE CRESTON CITY COUNCIL MARCH 5, 2013

The Creston City Council met in regular session at 6:00 o'clock p.m. on the above date in the Council Chambers of the City Hall Complex with Mayor Woods presiding.

Roll call being taken with the following Council members present: Loudon, Koets, Wagner, Wilson, Winborn and White. Third Ward seat is vacant.

Wilson moved seconded by White to approve the agenda. All voted aye, one vacancy. Motion declared carried.

Wilson moved seconded by Koets to approve the consent agenda, which included approval of minutes of February 19, 2013, regular meeting; claims of \$106,576.50 and liquor licenses for Sidetracked Again and Elm's Club. All voted aye, one vacancy. Motion declared carried.

No one spoke during Public Forum.

Mayor Woods announced that now is the time for a Public Hearing on the matter of final adoption of the proposed budget for Fiscal Year 2014. He asked if anyone wished to speak in favor of the budget; no one did. He asked if there was any written correspondence in favor of the budget; there was none. He asked if anyone wished to speak against the budget; no one did. He asked if there was any written correspondence against the budget; there was none. Mayor Woods then called the Public Hearing to a close.

A resolution was offered by Wilson seconded by White for the final adoption of the proposed budget for Fiscal Year 2014 and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Winborn and White voted aye. Third Ward seat is vacant. Resolution declared passed.

Wilson moved seconded by Loudon to approve a Lease Extension Agreement between Creston Model Railroad Club and the City of Creston. All voted aye, one vacancy. Motion declared carried.

A resolution was offered by Wilson seconded by White to approve a funding request of \$230.00 from the City's Hotel/Motel Fund to subsidize required liability insurance cost for the Creston Model Railroad Club to remain located in the Memorial Room of the Restored Depot and continue promoting tourism in the area and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Winborn and White voted aye. Third Ward seat is vacant. Resolution declared passed.

Mayor Woods announced that now is the time for a Public Hearing on the matter of the proposed sale of City-owned real estate located at 505 N. Elm to Kate Guiter for \$68,000. He asked if anyone wished to speak in favor of the sale; no one did. He asked if there was any written correspondence in favor of the sale; there was none. He asked if anyone wished to speak against the sale; no one did. He asked if there was any written correspondence against the sale; there was none. Mayor Woods then called the Public Hearing to a close.

A resolution was offered by Wilson seconded by Winborn to approve the sale of City-owned real estate located at 505 N. Elm to Kate Guiter for \$68,000 in conjunction with the Neighborhood Stabilization Program and authorize the Mayor and Clerk to execute the proper documentation. White, Loudon, Koets, Wagner, Wilson and Winborn voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Wilson seconded by Loudon to approve Addendum #5 to Offer for Real Estate located at 505 N. Elm in conjunction with the NSP to extend the closing date to on or before April 15, 2013, and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wagner, Wilson, Winborn, White and Loudon voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to amend the I & I Policy to include the current Union County HUD Income Limits when updated and authorize the Mayor and Clerk to execute the proper documentation. Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by White seconded by Wilson to approve a Business Associate Agreement with Info Dog Security and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Winborn and White voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to approve an Acknowledgment and Settlement Agreement from Creston Farm & Home agreeing to submit to a thirty (30) day suspension of their cigarette permit, commencing April 1, 2013, in lieu of participating in a hearing and authorize the Mayor and Clerk to execute the proper documentation. Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Wilson seconded by Loudon to approve an Acknowledgment and Settlement Agreement from Casey's Store #3, remitting a civil penalty in the amount of \$300.00 in lieu of participating in a hearing and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wagner, Wilson, Winborn, White and Loudon voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Winborn seconded by Wilson to approve the hiring of and Reimbursement of Training Expenses Agreement with Samuel Abell as Police Officer contingent upon successful completion of MMPI and physical testing and authorize the Mayor and Clerk to execute the proper documentation. White, Loudon, Koets, Wagner, Wilson and Winborn voted aye. Third Ward seat is vacant. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to approve a Consulting Agreement with LMC for employee benefits based on the recommendation of the Finance Committee and authorize the Mayor and Clerk to execute the proper documentation. Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Third Ward seat is vacant. Resolution declared passed.

Under Other, Councilperson Wagner thanked the Park & Recreation Board for the Comedy Night fundraiser held on March 2.

Councilperson Koets read a letter of resignation to be effective after the second meeting in March, and asked that her husband Dave Koets be considered as her replacement.

Wager moved seconded by Winborn to adjourn the meeting. All voted aye, one vacancy. Motion declared carried. Council adjourned at 6:14 p.m.

Mayor

Attest:

City Clerk

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
NON-DEPARTMENTAL	GENERAL FUND	TRISTAR BENEFIT ADMINISTRATORS	GRP 93001 PREMIUM-APR'13	2,645.93
			TOTAL:	2,645.93
FIRE PROTECTION	GENERAL FUND	CARPENTER UNIFORM CO &	INNER BELT-HEATHERINGTON	26.99
			UNIFORMS/GEAR-ABELL	945.08
		EMS LEARNING RESOURCE CENTER	CPR RE-CERT CARD	7.00
		MAITLEN, RYAN	MILEAGE REIMBURSEMENT	85.09
		NAPA	REAR/FRONT ROTORS	511.92
		PETTY CASH - POLICE	#792882-POSTAGE	5.17
			#792883-SUPPLIES	5.19
			#792884-POSTAGE	12.35
			#792885-SUPPLIES	6.98
		VER MEER, PAUL	CELLPHONE REIMBURSEMENT	60.00
			TOTAL:	1,665.77
DETENTION & CORRECTNS	GENERAL FUND	UNION CO AUDITOR	LEC BILLING-FEB'13	3,518.04
			TOTAL:	3,518.04
FIRE PROTECTION	GENERAL FUND	ILLOWA COMMUNICATIONS	RADIO-RANGER	897.75
		ELECTRICAL MATERIALS CO	TUFF SEAL	10.77
		FIRE SERVICE TRAINING BUREAU	FIRE SCHOOL	150.00
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	297.26
			ELECTRICITY	445.08
		ECHO GROUP INC	BALLAST	108.84
			SNAP IN SOCKET	15.43
			SNAP IN SOCKET	15.43
			BALLAST	36.28
		JACKSON, TODD	CELLPHONE REIMBURSEMENT	60.00
		KRANTZ PLUMBING & HEATING	OPEN DRAIN	55.00
		MCI MEGA PREFERRED	LONG DISTANCE	4.55
		MUNICIPAL EMERGENCY SERVICES	STOKES BASKET-RANGER	769.24
		PETZNICK'S	INSPECTION FORMS	115.00
			TOTAL:	2,980.63
BUILDNG & HSNG SAFETY	GENERAL FUND	BRUCE, MIKE	CELLPHONE REIMBURSEMENT	60.00
		OFFICE MACHINES	SCOTCH TAPE	9.98
			TOTAL:	69.98
ANIMAL CONTROL	GENERAL FUND	BIERLE, DOUG	CELLPHONE REIMBURSEMENT	60.00
		NUCARO, WHITNEY	SUCCESSFUL ADOPTION	20.00
			TOTAL:	80.00
STREET LIGHTING	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	9,015.02
			TOTAL:	9,015.02
TRAFFIC SAFETY	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	992.49
			TOTAL:	992.49
AIRPORT	GENERAL FUND	WASTE MANAGEMENT	DUMPSTER-FEB'13	61.96
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	396.75
		SOUTHWEST IOWA RURAL ELECTRIC	ELECTRIC-AIRPORT	38.00
		WEST AVIATION INC	PER FBO CONTRACT	1,354.17
			FUEL PROFIT-FEB'13	696.27
			TOTAL:	2,547.15
SOLID WASTE CLCT/DSPSL	GENERAL FUND	WASTE MANAGEMENT	GARBAGE COLLECT-FEB'13	37,297.66

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			TOTAL:	37,297.66
RY SERVICES	GENERAL FUND	WASTE MANAGEMENT	DUMPSTER-FEB'13	40.89
		ALLIANT ENERGY-INT PWR&LGHT	1001 W JEFFERSON-GAS	1,071.10
			NATURAL GAS	281.58
			ELECTRICITY	526.12
		ECHO GROUP INC	2-GLOBES	146.52
			2-FLUOR TWISTER	11.82
		MCI MEGA PREFERRED	LONG DISTANCE	9.49
		PETTY CASH - FINANCE	#1392-NSF CHECKS	15.00
			TOTAL:	2,102.52
PARKS	GENERAL FUND	HUFF, MARK	CELLPHONE REIMBURSEMENT	60.00
		AKIN BUILDING CENTER	BOLTS, NUTS, SCREWS	127.25
		BARKER IMPLEMENT & MOTOR CO INC	BIT FOR 955 BUCKET	80.00
			DRAW BAR-TRACTOR	76.12
		CONTINENTAL RESEARCH CORP	CARB CLEANER & WEEK KILL	593.10
		WASTE MANAGEMENT	DUMPSTER-FEB'13	38.52
		FARM & HOME SUPPLY INC	PLUMBING FITTINGS-SPRAYER	118.80
			SKILL SAW-HINGES-CHALK	214.60
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	794.48
		IOWA PARK & REC ASSOC	2-MEMBERSHIPS	270.00
		OFFICE MACHINES	3 HOLE PUNCH	21.11
		PETTY CASH - RECREATION	#1763-SPARK PLUG	1.79
			#1764-SPRAY CLASS	35.00
		QUALITY GLASS COMPANY	PLEXI GLASS FOR CMPGRNDS	60.00
			TOTAL:	2,490.77
K ATION	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	110.57
			TOTAL:	110.57
CEMETERY	GENERAL FUND	HODGE, BRUCE	CELLPHONE REIMBURSEMENT	60.00
		CRESTON PUBLISHING CO	5-DAY JOB AD	61.20
		WASTE MANAGEMENT	DUMPSTER-FEB'13	61.96
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	270.96
		MCI MEGA PREFERRED	LONG DISTANCE	0.28
			TOTAL:	454.40
SWIMMING POOL	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	17.43
			ELECTRICITY	120.47
			TOTAL:	137.90
FINANCIAL ADMINISTRATN	GENERAL FUND	CRESTON MODEL RAILROADERS	MODEL TRAIN DISPLAY-INSURA	230.00
		BANKERS LEASING CO	COPIER LEASE-MAINTENANCE	285.61
		C&J CONSERVATION LLC	HOUSE DEMO @ 311 N SYCAMOR	23,000.00
		CRESTON CHAMBER OF COMMERCE	3RD ANNUAL FUNDING-FY'13	3,125.00
		CRESTON PUBLISHING CO	5-DAY AD TO SELL LOTS	137.70
			OPEN HOUSE RETIREMENT	59.10
			LEGAL ADS/NOTICES-FEB'13	488.17
		HEARTLAND TECHNOLOGY SOLUTIONS	MONTHLY FIREWALL MGMT	129.00
		ALLIANT ENERGY-INT PWR&LGHT	1707 W ADAMS ST-ELEC/GAS	182.53
		MCI MEGA PREFERRED	LONG DISTANCE-CITY HALL	43.17
			LONG DISTANCE-FAXES	2.70
		OFFICE MACHINES	TONER CARTRIDGES-MIKE	197.99
		PETTY CASH - FINANCE	#1391-RECORDING FEES	36.00
			#1393-RECORDING FEES	72.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			#1395-RECORDING FEES	14.00
			TOTAL:	28,002.97
HALL	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	1,047.43
			ELECTRICITY	620.46
		INNOVATIVE INDUSTRIES INC	JANITORIAL SVC-FEB'13	380.00
		OFFICE MACHINES	3 HOLE PUNCH	21.11
			TOTAL:	2,069.00
NON-DEPARTMENTAL	ROAD USE TAX	TRISTAR BENEFIT ADMINISTRATORS	GRP 93001 PREMIUM-APR'13	907.13
			TOTAL:	907.13
ROAD MAINTENANCE	ROAD USE TAX	HAYS, JOHN	CELLPHONE REIMBURSEMENT	60.00
		ARAMARK (LAUNDRY ACCTS)	LAUNDRY SERVICE	31.85
		BAKER, MIKE	CELLPHONE REIMBURSEMENT	60.00
		COUNTRYSIDE PRODUCTS	81.2 GAL LP	203.00
		CRESTON PUBLISHING CO	5-DAY JOB AD	61.20
		GRAPEVINE STAFFING	2-BACKGROUND CHECKS	60.00
		HEARTLAND TIRE & AUTO	MOUNT 2 TIRES-#76	70.00
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	544.87
			ELECTRICITY	544.96
		JOHNSTON, JACK	CELLPHONE REIMBURSEMENT	60.00
		KELLY TIRE & EXHAUST	2 11R.22.5 TIRES	884.96
		MCI MEGA PREFERRED	LONG DISTANCE	2.78
		NAPA	COUPLER/FITTINGS-SWITCH	47.05
		O'HALLORAN INTERNATIONAL INC	2-BRAKE LIGHT SWITCHES	81.59
		AGRILAND FS INC	1100 G UNL @ 3.181	3,499.10
			850 G #1 DLS @ 3.481	2,958.85
			960 G #2 DSL @ 3.301	3,168.96
			TOTAL:	12,339.17
ADMIN-STREETS (ENGINR)	ROAD USE TAX	KRUSE, KEVIN	CELLPHONE REIMBURSEMENT	60.00
			TOTAL:	60.00
SELF FUNDING INSURANCE PAYROLL TAX BENEFIT		TRISTAR BENEFIT ADMINISTRATORS	GRP 93001 PREMIUM-APR'13	24,064.15
		TOTAL ADMINISTRATIVE SERVICES CORP	SVC PERIOD 5/1/13-5/31/13	102.00
			TOTAL:	24,166.15
POLICE FORFEITURE	POLICE FORFEITURE	CRESTON VET CLINIC PC	K-9 UPDATED SHOTS	46.25
		PETTY CASH - POLICE	#792886-DOG FOOD	28.99
			TOTAL:	75.24
DEBT SERVICE	DEBT SERVICE	KANSAS STATE BANK	LEASE PMT-2 DUMP TRUCKS	41,975.38
			LEASE PMT-2 DUMP TRUCKS	6,364.78
			TOTAL:	48,340.16
NON-DEPARTMENTAL	SEWER OPERATING FU	TRISTAR BENEFIT ADMINISTRATORS	GRP 93001 PREMIUM-APR'13	467.47
			TOTAL:	467.47
SANITARY SEWER/WASTWTR SEWER OPERATING FU		BRISTOW, JIM	CELLPHONE REIMBURSEMENT	60.00
		BLUETARP FINANCIAL, INC.	DRILL BIT SET	68.48
		CRESTON CITY WATER WORKS	1/2 ONE CALLS-FEB'13	12.25
		WASTE MANAGEMENT	DUMPSTER-FEB'13	75.14
		HACH COMPANY	CHEMICALS	183.06
		HYGIENIC LABORATORY-AR	NH3'S	36.00
			NH3'S, BOD'S	36.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			2-BOD'S, NH3'S	36.00
			NH3'S, BOD'S, PLANT METAL	144.00
			NH3'S, BOD'S, PLANT METAL	116.00
		ALLIANT ENERGY-INT PWR&LGT	NATURAL GAS	1,581.13
			ELECTRICITY	4,759.90
		MCI MEGA PREFERRED	LONG DISTANCE	1.45
		MELLEN & ASSOCIATES INC	PINCH VALVE REPAIR	1,316.21
		NAPA	CASE OIL-RUBBER INSULATOR	75.37
		NORTH CENTRAL LABORATORIES	CHEMICALS	100.21
		PETTY CASH - SANITATION	#497882-SIDELINK	35.76
		TEK SUPPLY	GARDEN HOSE	118.92
		UPS	POSTAGE	22.41
			POSTAGE	30.39
		USA BLUE BOOK	CHEMICAL RESPIRATOR	45.05
		WOLFE, JASON	CELLPHONE REIMBURSEMENT	60.00
			TOTAL:	8,913.73

ANIMAL CONTROL	ANIMAL SHELTER *AG	CRESTON PUBLISHING CO	CARE ADS-FAB'13	172.22
		CRESTON VET CLINIC PC	CREDIT FOR SERVICES	49.17-
			SPAY ADOPTED CAT-MEEK	76.76
			NEUTER ADOPTED DOG	72.76
			SPAY CAT-SHERYL DRAMAN	55.00
		SOUTHERN HILLS VET SVC INC	TESTS/TREATMENT	45.50
			SPAY 2 CATS-T PINGREE	75.00
			TEST/VACCINATE/NEUTER	100.75
			TREATMENT-"DASHA"	11.25
			SPAY CAT-VICKI HARTMAN	55.00
			TOTAL:	615.07

===== FUND TOTALS =====		
001	GENERAL FUND	96,180.80
110	ROAD USE TAX	13,306.30
112	PAYROLL TAX BENEFIT	24,166.15
120	POLICE FORFEITURE	75.24
200	DEBT SERVICE	48,340.16
610	SEWER OPERATING FUND	9,381.20
953	ANIMAL SHELTER *AGENCY FU	615.07

	GRAND TOTAL:	192,064.92

CITY OF CRESTON
MANUAL CHECKS/DEBITS – PERIOD ENDING 03/19/13

NO DEPT ENTERED		
ELECTRONIC FEDERAL TAX	TAX DEPOSIT	16,033.22
TOTAL ADMINISTRATIVE SVC	FLEX	733.63
NO DEPT ENTERED	TOTAL	\$ 16,766.85
FINANCIAL DEPARTMENT		
SICOG	DRAWDOWN	35,825.00
UNION CO RECRODER	RECORDING FEES	48.00
FINANCIAL DEPARTMENT	TOTAL	\$ 35,873.00
SELF FUNDING INSURANCE		
TRISTAR BENEFIT (2)	INV CHECK RUN	15,072.42
SELF FUNDING INSURANCE	TOTAL	\$ 15,072.42
MANUAL CHECK/DEBITS TOTAL		\$ 67,712.27

FUND TRANSFERS FOR PERIOD ENDING:

03/20/13
POSTING DATE

THE FOLLOWING TRANSFERS ARE SCHEDULED TO BE MADE AFTER COUNCIL APPROVAL:

AMOUNT	FROM	TO	-G/L ACCT-	DR	CR
\$ 230.00	009 HOTEL-MOTEL TAX	001 GENERAL FUND	009 6910	230.00	
			009 1110		230.00
	FOR: LIABILITY INSURANCE-TRAIN DISPLAY		001 1110	230.00	
	VENDOR: CRESTON MODEL RAILROAD CLUB		001 4830		230.00
\$ 48,340.16	122 L.O.S.T.-STR/SWR RPR/RPLC(50%)	200 DEBT SERVICE	122 6910	48,340.16	
			122 1160		48,340.16
	FOR: LEASE PMT-2 DUMP TRUCKS		200 1110	48,340.16	
	VENDOR: KANSAS STATE BANK		200 4830		48,340.16
\$ 48,570.16	TOTAL - TRANSFERS		HASH TOTALS: \$ 97,140.32 \$ 97,140.32		

CERTIFICATE OF APPOINTMENT OF COMMISSIONERS
OF THE HOUSING AUTHORITY OF THE CITY
Creston IOWA

WHEREAS, The City Council of Creston Iowa held a duly authorized regular meeting on the 19th day of MARCH, 2013 ;
WHEREAS, at said meeting the following resolution was passed and adopted:

RESOLUTION NO. _____

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Creston Iowa

That the City Council of the City of Creston Iowa hereby make the following resolution.

WHEREAS, a resolution has been passed and adopted entitled "Resolution Approving and Authorizing the Execution of a Certain Joint Exercise of Powers Agreement for the Purpose of Creating a Multi-County Housing Authority."

NOW, THEREFORE, Pursuant to the provision of Chapter 28E. Code of Iowa, and by virtue of our office as City Council, we hereby appoint LORES STEWART

Name of Appointee

for three years, as the one (1) person to serve as Commissioner of the Southern Iowa Regional Housing Authority, representing the City of Creston, Iowa, and to serve for the number of years appearing after his name, respectively, from the ninth day of April, 2013.

IN WITNESS WHEREOF, I have hereunto signed my name as Mayor of the City Council of the City of Creston, Iowa and caused the official corporate seal of said City of Creston Iowa to be attached hereto this 19th day of MARCH, 2013.

Mayor of the City Council of
Creston Iowa

ATTEST:

Clerk

APPOINTEE INFORMATION

402 E BUCKEYE

Mailing Address

CRESTON, IA 50801

City, State, Zip Code

Email Address

641-782-5674

Home Phone

641-782-7197

Business Phone

DIRECTIONAL BORING SUMMARY

BORING DIRECTIONS:

- Starting at Casey Telephone 'hut' on the SW corner of Elm & Highway 34.
- From there will cross the road to the east side of Elm Street.
- Drill north on the east side of Elm Street up to West Union Street.
- Will drill on the north side of West Union Street & drill west to the west side of the coop.
 - Will bore to a splice box.
- At West Union Street, will then drill east on north side of West Union Street (which turns into East Union Street) until we are perpendicular to S. Walnut Street.
- On the east side of S. Walnut Street, will bore towards the north, crossing the railroad tracks (street changes to E. Adams/N. Walnut Street).
- Continue drilling until north side of Birch Street to a splice box.
- Drill east towards the water tower.

ADDITIONAL NOTES:

- Every 500' to 600' we will be digging in the right-of-way to do a 2" conduit splice or setting a splice box.
 - 3'x3'x2' (30" in depth, with the top being flush with grade).
- Contractor contact is John Breining with Casey Telephone; he will handle correspondence with the BNSF railroad and any other state, county, and/or federal roadways.
- Disturbed areas will be brought back to subgrade.
- Will locate 'Iowa One Call' utilities prior to boring.
- Project contingent on BNSF railroad approval.

DRILLING CONTRACTOR:

Jamie Clark
A-One Geothermal, Inc.
1645 135th Street
P.O. Box 100
Earlham, IA 50072
O: 515-758-2559; F: 515-758-2970; C: 515-240-6926
jclark@a-onegeothermal.com

CONTRACTOR:

John Breining
Casey Telephone
jbreining@netins.net

**AMENDMENT NO. 1
TO
AGREEMENT BETWEEN
THE CITY OF CRESTON, IOWA
AND
GARDEN & ASSOCIATES, LTD.
FOR
COTTONWOOD STREET SUBDIVISION PROJECT
CRESTON, IOWA**

WHEREAS, the City of Creston, Iowa (OWNER) and Garden & Associates, Ltd. (ENGINEER) entered into an Agreement to provide Preliminary Design Phase, Final Design Phase and Bid Phase services for the Cottonwood Street Subdivision Project; and

WHEREAS, the OWNER now desires to amend the Agreement to include the additional services outlined in the attached August 10, 2012 letter identified as Exhibit A.

NOW, THEREFORE, the existing Agreement by and between the OWNER and ENGINEER dated February 12, 2012 is hereby amended as follows:

EXHIBIT C

On Page 1 of Exhibit C, delete subparagraph C4.01.A.3 and substitute the following:

- “3. The total compensation for services under paragraph C4.01 is estimated to be \$95,752.00.
- | | | |
|----|--|-------------------|
| a. | Preliminary and Final Design Phase (includes platting) | \$93,252.00 |
| b. | Bid Phase | <u>\$2,500.00</u> |
| | | \$95,752.00” |

IN WITNESS THEREOF, the parties hereto have executed this Amendment to the said existing Agreement dated February 12, 2012.

OWNER:
THE CITY OF CRESTON, IOWA

BY _____
Warren Wood, Mayor

DATE _____

ATTEST: _____

ENGINEER:
GARDEN & ASSOCIATES, LTD.

BY Robert A. Nielsen
Robert A. Nielsen, P.E., President

DATE 3/12/13

ATTEST: Nancy L. Graham

EXHIBIT A

REC'D AUG 14 2012



GARDEN & ASSOCIATES, LTD.

500 East Taylor, Suite C • Creston, IA 50801

Phone: 641.782.4005 • Fax: 641.782.4118

August 10, 2012

Mike Taylor, City Administrator
City of Creston
116 West Adam
Creston, IA 50801

Re: Cottonwood Subdivision – Extra Work Update
G&A 7012009

Dear Mike:

As we have discussed, we have proceeded with professional engineering services which are beyond the scope of our agreement for the above captioned project. We intend to provide a single contract revision during the fall of this year detailing the items and costs for approval/execution by the City, but wanted to offer you some idea of where we are currently as of the end of July 2012.

1. Extra Survey as required and requested by the City:	Cost
• New topographic survey for the Taylor property	\$900.00
• New topographic survey for 30' onto Todd Jackson's property	\$240.00
• Stake out of all proposed street centerlines as requested by the City	\$510.00
• Location Survey of placed wetland flags	\$660.00
Total Extra Survey	\$2310.00
2. Extra Environmental Consulting Services:	
• Field Wetland delineation, Study, and Report	\$2050.00
Total Environmental Services	\$2050.00
3. Extra Engineering Services:	
• Preliminary Plan Modifications and planning from 52 Single Family Lots to 94 mixed use multifamily and single family lots incorporating the additional 5.0 (+/-) Ac parcel known as the Taylor Property, revised lot lines, and additional roadway.	
• Two City Council presentations (not including the final for preliminary plat) and one City sponsored workshop to discuss the type(s) of multifamily housing.	
Cost (Lump Sum)	\$9,970.00
• Additional design services for the additional 42 Lots including additional grading, roadway design, drainage, sewer, and water.	
Cost (Lump Sum)	\$6422.00
Total Additional Engineering Services:	\$16,392.00
Total of all Extras as of July 31, 2012 (Items 1, 2 & 3)	\$20,752.00

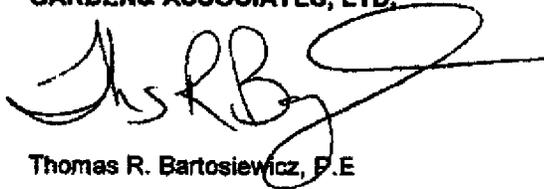
ENGINEERS AND SURVEYORS

The benefits to the City are improved efficiency of the layout which is illustrated by comparing the original 52 lot layout, on which we based our contract price of \$72,500.00; to the per lot cost of engineering services. Based on this comparison, the original contract had a per lot cost of \$1394.00. At this time, if no additional extras become required, and taking into the account the above detailed costs resulting in a new contract price of \$93,252.00, the now 92 Lots, produces an approximate savings of 30% on a per lot basis with the consulting costs being only \$992.00 per lot.

We feel this represents both a substantial savings to the City as well as an important improvement to the proposal, considering both the efficiency of the layout as well as meeting the City's goals for offering diversity of residential development possibilities with Creston.

If you would like to discuss any of the above or have any questions or comments, please don't hesitate to contact me.

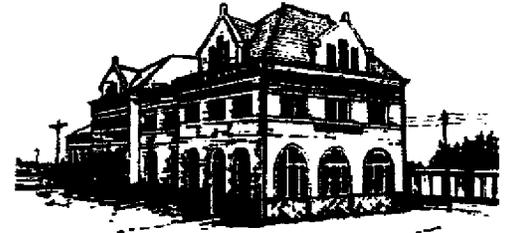
Sincerely,
GARDEN & ASSOCIATES, LTD.

A handwritten signature in black ink, appearing to read 'T. R. Bartosiewicz', with a large, sweeping flourish extending to the right.

Thomas R. Bartosiewicz, P.E.

City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

The Creston Park & Rec. Board would like to make a request of the city council for \$5500 from the Hotel/Motel Tax money to help with promoting our summer events and the McKinley Park Campground.

The Party in McKinley Park will be June 22nd featuring The Jimmie VanZant Band, The Rumley Brothers Band from Leon, IA, Rebel Road from Des Moines with one more national act yet to be named. In past years we have been able to fill local hotels and campgrounds on the nights of our concerts. Last year we even had some bike clubs end their rides in McKinley Park for the concert.

Our family festival is July 27th. The kids fish day always attracts families from several surrounding communities and the Bill Riley Talent Show draws people from all over central and southwest Iowa. We will be ending our evening activities with movie at the band shell.

The park board took control of the McKinley Park Campground last summer and one of the biggest complaints we heard was that people thought this was a private campground because of it's association with the Cozy Campers for so many years. We need to make the public aware that the campground is open to the public and our pricing compared to other campgrounds in the area. We also need to let campers know the other things the park has to offer such as the trails, historical complex, swimming pool, disc golf course and the playgrounds. We hope to do this by advertising in the local media.

All of these events will greatly promote tourism in Creston and Union County while showing the many opportunities for recreation and shopping here.

Thank you,
Creston Park & Recreation Board