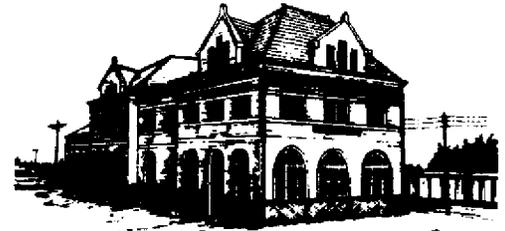


City of
CRESTON, IOWA

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, Betty Shelton, 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, April 17, 2012
6:00 p.m.
04/13/2012 12:30 PM

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 20, 2012 – Regular Meeting
 2. **Claims and Fund Transfers:**
 - i. Total Claims - \$456,425.81
 - ii. Fund Transfers - \$10,000.00
 3. **Licenses/Permits:** – Windrow Restaurant - renewal of 12-month Class C Liquor License with Catering, Outdoor Service and Sunday Sales privileges
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. Public Hearing for Easement Request from Alan & Cathy Hudson at 201 W Seneca – construct retaining wall on City right-of-way in front of their residence
 2. Resolution to approve easement request from Alan & Cathy Hudson at 201 W Seneca – construct retaining wall on City right-of-way in front of their residence
 3. Discussion and approval of ammonia storage tank installation at Advanced Ag LLC, 1720 Commerce Road – Cody Shay
 4. Resolution to approve payment of \$400.46 to Habitat for Humanity for the NSP House Project at 801 W. Jefferson
 5. Resolution to adopt the Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the US DOT

6. Resolution to approve request from 10,000 Crestonians for \$5,000 from Hotel/Motel Fund to promote tourism for the 4th of July Celebration
7. Resolution to approve the acknowledgement and settlement agreement for tobacco permit violation – Hy-Vee
8. Resolution to approve qualified households and rankings for CDBG #09-HSG-022
9. Resolution to approve Chapter 28E Agreement between the City of Creston, Iowa-Park & Recreation Board and the County of Union, Iowa, which authorizes the Union County Treasurer's Office the usage of the City of Creston, Iowa-Park and Recreation Parking Lot located on East Clark Street, for the performance of Commercial Driver's License Pre Trip and Skills testing based on recommendation of the Park & Recreation Board

8. Other

9. Adjournment

REGULAR MEETING OF THE CRESTON CITY COUNCIL APRIL 3, 2012

The Creston City Council met in regular session at 6:00 o'clock pm 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, Shelton, Winborn and White.

Wilson moved seconded by Shelton to approve the agenda. All voted aye. Motion declared carried.

Wilson moved seconded by Shelton to approve the consent agenda, which included approval of minutes of March 20, 2012, regular meeting; claims of \$235,471.27 and fund transfers of \$96,239.69. All voted aye. Motion declared carried.

During Public Forum, John Miller, 411 S. Birch, commented on the article regarding switching Jo Duckworth's insurance from the City's plan to the County's plan in Friday's, March 30th, edition of the *Creston News Advertiser*. Mr. Miller commented that it stated in the paper there would be a savings of \$3,000 and even though nothing could be done at this time, he wanted Council to be aware that this could be a potential savings of approximately \$150,000.

On behalf of the Chamber of Commerce and Balloon Days Committee, Ellen Gerharz, spoke in reference to an agenda item that would designate 24-hour parking along the east side of the East Depot Parking Lot for city vehicles. Her concern is that this parking lot is where the bands assemble for the parades, and they would need the room. She did previously speak with Kevin Kruse and found out that the vehicles could be moved for those special events. Also, on behalf of the Image Enhancement Committee, she hopes Council will support the proposed amendment to City's mowing ordinance.

A resolution was offered by Wilson seconded by Winborn to approve purchase of General Insurance Coverage through Tyler Insurance Services based on recommendation of the Finance Committee and authorize the Mayor and Clerk to execute the proper documentation. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by White authorizing the redemption of Outstanding General Obligation Refunding Capital Loan Notes, Series 2005A, dated August 15, 2005 and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson appointing Paying Agent, Note Registrar, and Transfer Agent, approving the Paying Agent and Note Registrar and Transfer Agent Agreement for \$1,720,000 General Obligation Capital Loan Notes, Series 2012A and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Resolution declared passed.

Wagner moved seconded by Wilson to approve the Tax Exemption Certificate for \$1,720,000 General Obligation Capital Loan Notes, Series 2012A. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Motion declared carried.

Wilson moved seconded by Shelton to approve the Continuing Disclosure Certificate for \$1,720,000 General Obligation Capital Loan Notes, Series 2012A. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Motion declared carried.

A resolution was offered by Wilson seconded by Shelton approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of Capital Loan Notes and levying a tax to pay the Notes for \$1,720,000 General Obligation Capital Loan Notes, Series 2012A and authorize the Mayor and Clerk to execute the proper documentation. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Shelton appointing Paying Agent, Note Registrar, and Transfer Agent, approving the Paying Agent and Note Registrar and Transfer Agent Agreement for \$1,815,000 General Obligation Refunding Capital Loan Notes, Series 2012B and authorize the Mayor and Clerk to execute the proper documentation. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Resolution declared passed.

Wilson moved seconded by Wagner to approve the Tax Exemption Certificate for \$1,815,000 General Obligation Refunding Capital Loan Notes, Series 2012B. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Motion declared passed.

Wilson moved seconded by Wagner to approve the Continuing Disclosure Certificate for \$1,815,000 General Obligation Refunding Capital Loan Notes, Series 2012B. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Motion declared passed.

A resolution was offered by Wilson seconded by Loudon approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of Capital Loan Notes and levying a tax to pay the Notes for \$1,815,000 General Obligation Refunding Capital Loan Notes, Series 2012B and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wagner, Wilson, Shelton, Winborn, White and Loudon voted aye. Resolution declared passed.

Mayor Woods announced that now is the time for a Public Hearing on the matter of the City filing a corrective deed. He asked if anyone wished to speak in favor of the filing; no one did. He asked if there was any written correspondence in favor of the filing; there was none. He asked if anyone wished to speak against the filing; no one did. He asked if there was any written correspondence against filing; there was none. Mayor Woods then called the Public Hearing to a close.

A resolution was offered by Wilson seconded by Koets authorizing the City to file a corrective deed and authorize the Mayor and Clerk to execute the proper documentation. Wagner, Wilson, Shelton, Winborn, White, Loudon and Koets voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Shelton to review and award bid to M&M Motors for a 2012 Dodge Charger for \$20,448 for new squad car for the Police Department to be paid for out of the FY 13 Budget and authorize the Mayor and Clerk to execute the proper documentation. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to review and award bid to Mid-Iowa Environmental for asbestos abatement at 603 S. Walnut for \$575.00 and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Resolution declared passed.

A resolution was offered by White seconded by Wilson to review and award bid to H&H Commercial Services for house demolition at 603 S. Walnut for \$9,800.00 and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Shelton, Winborn and White voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by White to review and accept bids for surplus City-owned equipment and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Shelton, Winborn and White voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Loudon to set bid date for April 26, 2012 at 1:00 p.m. and Public Hearing date on May 1, 2012 at 6:00 p.m. for the Airport Fuel Tank Project and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by White to approve the Engineer's Statement of Completion for the Airport Snow Removal Equipment Storage Building Project and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wagner, Wilson, Shelton, Winborn, White and Loudon voted aye. Resolution declared passed.

Wagner moved seconded by Wilson to Establish the First Reading of Ordinance 12-136 – AN ORDINANCE AMENDING PROVISIONS PERTAINING TO THE MOWING ORDINANCE by adding to Section 56.01. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. First Reading declared Established.

Wilson moved seconded by Wagner to waive the Second Reading of Ordinance 12-136 – AN ORDINANCE AMENDING PROVISIONS PERTAINING TO THE MOWING ORDINANCE by adding to Section 56.01. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Second Reading declared waived.

Wilson moved seconded by Shelton to Establish the Second Reading of Ordinance 12-136 – AN ORDINANCE AMENDING PROVISIONS PERTAINING TO THE MOWING ORDINANCE by adding to Section 56.01. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Second Reading declared Established.

Wilson moved seconded by Shelton to waive the Third and Final Reading of Ordinance 12-136 – AN ORDINANCE AMENDING PROVISIONS PERTAINING TO

THE MOWING ORDINANCE by adding to Section 56.01. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Third and Final Reading declared waived.

Wilson moved seconded by Shelton to Establish the Third and Final Reading of Ordinance 12-136 – AN ORDINANCE AMENDING PROVISIONS PERTAINING TO THE MOWING ORDINANCE by adding to Section 56.01. Winborn, White, Loudon, Koets, Wagner, Wilson and Shelton voted aye. Third and Final Reading declared Established.

A resolution was offered by Wagner seconded by Wilson to approve the acknowledgement and settlement agreement for tobacco permit violation by Eagles and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by White to designate 24-hour parking along the east side of the East Depot Parking Lot for city vehicles and authorize the Mayor and Clerk to execute the proper documentation. Loudon, Koets, Wagner, Wilson, Shelton, Winborn and White voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Loudon to set a Public Hearing on April 17, 2012 at 6:00 p.m. for an easement request from Alan & Cathy Hudson, 201 W. Seneca, to construct a retaining wall on City right-of-way in front of their residence and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wagner, Wilson, Shelton, Winborn, White and Loudon voted aye. Resolution declared passed.

Kevin Kruse, Public Works Director, gave Council an update on the Quiet Zone Project. He and Mayor Woods met with Jim Gibson from the Rail Division of the IDOT and reviewed both crossings. He was interested in the pedestrian crossing aspect for the Quiet Zone, and he thought there needed to be work done on that for it to work. The City has been approved at this point to start the solicitation for engineering firms. All of this has to be done within guidelines of Federal specs and the IDOT specs, so it's going to be a slow process.

Wilson moved seconded by Koets to approve the City moving forward with attaining three engineering services for the Quiet Zone Project. All voted aye. Motion declared carried.

Wilson moved seconded by Wagner to approve partial street closings on June 23, 2012 at 8:00 a.m. for the First Annual Southwest Iowa Provider Awareness 5K Run/Walk – beginning at Cedar Street by Bunn-O-Matic to Townline Street, east to Osage Street, south to Howard Street, west to Cedar Street and north on Cedar Street to Bunn-O-Matic. All voted aye. Motion declared carried.

Under Other, Mayor Woods read a Proclamation declaring April as Parkinson's Awareness Month.

Wagner moved seconded by Wilson to go into Closed Session per Iowa Code 21.5(c) for Union Negotiation Purposes at 6:33 p.m. Shelton, Winborn, White, Loudon, Koets, Wagner and Wilson voted aye. Motion declared carried.

Wagner moved seconded by Winborn to come out of Closed Session per Iowa Code 21.5(c) for Union Negotiation Purposes at 6:36 p.m. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Motion declared carried.

A resolution was offered by Wilson seconded by Winborn to approve the tentative bargaining unit contract with Teamsters Local #238 – Police Department and authorize the Mayor and Clerk to execute the proper documentation. White, Loudon, Koets, Wagner, Wilson, Shelton and Winborn voted aye. Resolution declared passed.

Wilson moved seconded by Wagner to adjourn the meeting. All voted aye. Motion declared carried. Council adjourned at 6:37 p.m.

Mayor

Attest:

City Clerk

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT		
POLICE PROTECTION	GENERAL FUND	AMERICINN LODGE & SUITES	MOTEL ROOM FOR MERRITT	256.40		
		CRESTON PUBLISHING CO	5-DAY EMPLOYMENT AD	61.93		
		CRESTON PROF FIREFIGHTERS	FIRE EXTING. W/VEH BRACKE	48.00		
		GALLS INCORPORATED	BOOTS FOR CORY LUTHER	94.99		
		HEARTLAND TIRE & AUTO	MOUNT/BALANCE	28.00		
			MOUNT/BALANCE 2 TIRES	28.00		
			MOUNT/BALANCE CAR #18	56.00		
			STALKER CHEVROLET	SEAT BELT-CAR #15	68.75	
			IOWA LAW ENFORCEMENT ACADEMY	TASER RECERT FOR MERRITT	15.00	
			MERRITT, JAYRD	REIMBURSEMENT-K9 EXPENSE	245.25	
			PETTY CASH - POLICE	#792825-POSTAGE	9.80	
				#792826-POSTAGE	4.90	
				#792827-REIMBURSEMENT	41.62	
				#792828-POSTAGE	7.90	
				#792829-REIMBURSEMENT	5.30	
			ROTHMEYER, TYLER	MILEAGE REIMBURSEMENT	93.80	
			STANARD & ASSOCIATES INC	6-NDS TESTS	123.00	
			SUPREME CLEANERS	UNIFORM CLEANINGS-MAR'12	114.75	
				TOTAL:	1,303.39	
		DETENTION & CORRECTNS	GENERAL FUND	UNION CO AUDITOR	LEC BILLING-MAR'12	3,543.38
					TOTAL:	3,543.38
FIRE PROTECTION	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-FIRE STATION	61.56		
			ED M FELD EQUIP CO INC	FITTINGS TO RPR FIRE HOSE	133.98	
			ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	184.67	
				ELECTRICITY	418.42	
			MCI MEGA PREFERRED	LONG DISTANCE	6.68	
			PETTY CASH - FIRE	#1642-REIMBURSEMENT	8.00	
				#1643-FUEL	80.02	
				#1644-SCREWS	3.91	
				TOTAL:	897.24	
			BUILDNG & HSNQ SAFETY	GENERAL FUND	CRESTON PUBLISHING CO	LEGAL ADS/PUBLICATIONS-MAR
TOTAL:	52.32					
STREET LIGHTING	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	8,326.04		
			TOTAL:	8,326.04		
TRAFFIC SAFETY	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	837.95		
			TOTAL:	837.95		
AIRPORT	GENERAL FUND	CLAPSADDLE-GARBER ASSOCIATES INC	ENG SVCS-STORAGE BLDG	960.00		
			PHASE II-FUEL TANK IMPROV	6,840.00		
			ENG SVCS-ENTRANCE RD IMPR	2,470.00		
			ENG SVCS-ENTRANCE RD IMPR	150.00		
			ENG SVCS-STORAGE BLDG	1,323.00		
			WASTE MANAGEMENT	DUMPSTER-MAR'12	61.96	
			FELDHACKER CONTRACTING	STORAGE BUILDING-FINAL	11,762.10	
			ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	322.27	
			MCI MEGA PREFERRED	LONG DISTANCE	9.40	
			WEST AVIATION INC	PER FBO CONTRACT	1,354.17	
				FUEL PROFIT-MAR'12	652.53	
				TOTAL:	25,905.43	
			SOLID WASTE CLCT/DSPSL	GENERAL FUND	WASTE MANAGEMENT	GARBAGE COLLECT-FEB'12

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			GARBAGE COLLECT-MAR'12	36,520.41
		RJ'S PORTABLES	SERVICE PORTA-POTTIE	50.00
			TOTAL:	73,077.65
LIBRARY SERVICES	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-LIBRARY	18.47
			WATER-LINCOLN SCHOOL	9.40
		WASTE MANAGEMENT	DUMPSTER-MAR'12	40.89
		ALLIANT ENERGY-INT PWR&LGHT	1001 W JEFFERSON-ELECTRIC	33.97
			1001 W JEFFERSON-GAS	17.70
			NATURAL GAS	308.57
			ELECTRICITY	524.69
		MCI MEGA PREFERRED	LONG DISTANCE	7.33
			TOTAL:	961.02
PARKS	GENERAL FUND	ADVANCED AG LLC	GRASS SEED & FERTILIZER	206.00
		AKIN BUILDING CENTER	RENT POST HOLE DIGGER	40.00
		CRESTON PUBLISHING CO	5-DAY EMPLOYMENT AD	61.93
			5 DAY FOR SALE AD	44.89
		WASTE MANAGEMENT	DUMPSTER-MAR'12	77.04
		ALLIANT ENERGY-INT PWR&LGHT	600 MCKINLEY ST. BAND SHEL	16.97
			ELECTRICITY	666.48
		TRUE VALUE HARDWARE & RENTAL	PUSH MOWER	239.00
		ULINE	GLOVES FOR CLEAN UP	151.36
			TOTAL:	1,503.67
RECREATION	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	104.30
			TOTAL:	104.30
ERY	GENERAL FUND	CRESTON PUBLISHING CO	5 DAY FOR SALE AD-EQUIP	89.78
		WASTE MANAGEMENT	DUMPSTER-MAR'12	61.96
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	169.10
		MCI MEGA PREFERRED	LONG DISTANCE	0.76
			TOTAL:	321.60
SWIMMING POOL	GENERAL FUND	CONTINENTAL RESEARCH CORP	SLIP RESISTANT SPRAY	259.60
		CRESTON PUBLISHING CO	5-DAY EMPLOYMENT AD	92.89
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	19.01
			ELECTRICITY	313.27
		O'REILLY AUTOMOTIVE INC	1 DOZ PLUGS-POOL STRAINER	17.94
			TOTAL:	702.71
ECONOMIC DEVELOPMENT	GENERAL FUND	UNION CO PUBLIC FUNDING COUNCIL	2ND 1/2 EC. DEV. CONTR. FY	10,000.00
			TOTAL:	10,000.00
FINANCIAL ADMINISTRATN	GENERAL FUND	AMERICAN CONCRETE PRODUCTS INC	5.5 YDS C-4 NO ASH	705.80
		BANKERS LEASING CO	COPIER LEASE-MAINTENANCE	264.26
		CRESTON CITY WATER WORKS	WATER-505 N ELM	9.07
		CRESTON PUBLISHING CO	5-DAY DEMO AD/LEGAL NOTIC	78.90
			LEGAL ADS/PUBLICATIONS-MAR	349.35
		GARDEN & ASSOCIATES	ENG SVCS SUBDIVISION PROJ	4,965.00
		H&H COMMERCIAL SERVICES	RETAINAGE FEE-WORK COMPLET	2,740.00
		HABITAT FOR HUMANITY	SUPPLIES @ 801 W JEFFERSON	400.46
		HEARTLAND TECHNOLOGY SOLUTIONS	MONTHLY FIREWALL MGMT	129.00
			MONTHLY FIREWALL MGMT	129.00
		MCI MEGA PREFERRED	LONG DISTANCE-CITY HALL	27.47
			LONG DISTANCE-FAXES	1.79

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		OFFICE DEPOT	PRINTER CARTIDGES-MIKE	267.68
			TOTAL:	10,067.78
HALL	GENERAL FUND	DIVISION OF LABOR	INSPECTION OF SPRINKLER RM	50.00
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	374.70
			ELECTRICITY	437.27
		INNOVATIVE INDUSTRIES INC	JANITORIAL SVCS-MAR'12	475.00
		KONE INC (MOLINE)	CITY ELEV MAINT 4/12-6/12	196.59
		TAYLOR FIBERGLASS VAULT CO., INC.	TRASH CAN LINERS	75.00
			TOTAL:	1,608.56
INSURANCE (GENERAL)	GENERAL FUND	TYLER INSURANCE SERVICES INC	EMC BINDER RENEWAL 4/12-4/	255,475.00
			TOTAL:	255,475.00
ROAD MAINTENANCE	ROAD USE TAX	ADVANCED AG LLC	GRASS SEED, FERTILIZER	76.00
		AMERICAN CONCRETE PRODUCTS INC	7.5 YDS M-4 NO ASH	950.75
		ARAMARK (LAUNDRY ACCTS)	LAUNDRY SERVICE	35.48
		CRESTON AUTO PARTS INC	1-CASE GREASE	33.50
		GRIMES ASPHALT & PAVING CORP	7.67 TON COLD PATCH	981.76
			6.71 TON COLD MIX	858.88
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	461.03
			ELECTRICITY	479.98
		IOWA DEPT OF TRANSPORTATION	36-BATTERY LANTERN 6 VOLT	63.00
		MCI MEGA PREFERRED	LONG DISTANCE	6.10
		AGRILAND FS INC	969.9 G UNL @ 3.571	3,463.52
			1539 G DSL #2 @ 3.50	5,388.03
		SCHILDBERG CONSTRUCTION COMPANY INC	7.97 T ROCK	88.07
		TRANS IOWA EQUIPMENT	RETURN OF PRODUCT	109.61
			BOLTS & NUTS-PELICAN	23.24
			TIE ROD END & SEALS	333.29
		CHAT MOBILITY-RADIOSHACK DEALER	RADIO AM/FM-ANTENNA	14.99
			TOTAL:	13,148.01
MC KINLEY PARK RENOVAT RESTRICTED GIFTS-M		ADVANCED AG LLC	MESH FOR WALKING TRAIL	475.00
			TOTAL:	475.00
SANITARY SEWER/WASTWTR SEWER OPERATING FU		CENTRAL PUMP & MOTOR	REPAIR PUMP VOLUTE	1,183.72
		CRESTON CITY WATER WORKS	1/2 ONE CALLS-MAR'12	36.00
		CRESTON PUBLISHING CO	5 DAY FOR SALE AD-EQUIP	44.88
		WASTE MANAGEMENT	DUMPSTER-MAR'12	75.14
		DAVID DOWNEY CONSTRUCTION	INSTALL TILE	1,625.10
		HACH COMPANY	SULFATE-ACID-THIOSULFATE	110.47
			CLAMP, PINCHCOCK DAY	11.55
		HYGIENIC LABORATORY-AR	2-BOD'S	72.00
			2-BOD'S	72.00
			1-CBOD; TSS	54.00
			NH3'S	36.00
			PLANT METALS	80.00
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	691.98
			ELECTRICITY	4,657.97
		INDACOM ELECTRICAL SERVICE	CONTROL PANEL HEATERS	250.00
		MATT PARROTT & SONS CO	15,000 UTILITY BILLS	2,332.28
		MCI MEGA PREFERRED	LONG DISTANCE	4.68
		NAPA	BOLTS, FEELAR GAUGE	17.55
		UPS	POSTAGE	36.09
			POSTAGE	14.54

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		USA BLUE BOOK	5-GAL LIQUID SMOKE	231.59
			TOTAL:	11,637.54
ANIMAL CONTROL	ANIMAL SHELTER *AG	CRESTON PUBLISHING CO	CARE ADS-MAR'12	56.45
		CRESTON VET CLINIC PC	X-RAYS, TESTS, HIP SURGER	786.32
			RE-CHECK/MEDS FOR PUPPIES	53.76
			EUTHANIZE DOG HIT BY CAR	46.00
			MEDICINE/EXAM PND DOG	48.73
			EMERGENCY MEDICAL-S EASLE	59.13
			VACCINATE/RE-EXAMINE	50.90
		JONES, MICHELLE	MAGNETS-FUNDRAISER	133.57
			TOTAL:	1,234.86

===== FUND TOTALS =====

001	GENERAL FUND	394,688.04
110	ROAD USE TAX	13,148.01
166	RESTRICTED GIFTS-MCKNLY P	475.00
610	SEWER OPERATING FUND	11,637.54
953	ANIMAL SHELTER *AGENCY FU	1,234.86

	GRAND TOTAL:	421,183.45

CITY OF CRESTON
MANUAL CHECKS/DEBITS – PERIOD ENDING 04/17/12

NO DEPT ENTERED		
ELECTRONIC FEDERAL TAX	TAX DEPOSIT	15,502.26
TOTAL ADMINISTRATIVE SVC	FLEX	687.54
NO DEPT ENTERED	TOTAL	\$ 16,189.80
FINANCIAL ADMINISTRATION		
NEOPOST	POSTAGE DRAWDOWN	500.00
UNION CO RECORDER	RECORDING	81.00
FINANCIAL ADMINISTRATION	TOTAL	\$ 581.00
SELF FUNDING INSURANCE		
TRISTAR BENEFIT (2)	INV CHECK RUN	18,471.56
SELF FUNDING INSURANCE	TOTAL	\$ 18,471.56
MANUAL CHECK/DEBITS TOTAL	\$ 35,242.36	

FUND TRANSFERS FOR PERIOD ENDING:

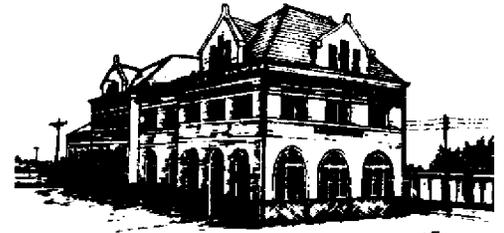
POSTING DATE

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

AMOUNT	FROM	TO	-G/L ACCT-	DR	CR
\$ 10,000.00	009 HOTEL-MOTEL TAX	001 GENERAL FUND	009 6910	10,000.00	
	FOR: 2ND 1/2 EC DEV CONTR. FY'12 VENDOR: UNION CO PUBLIC FUNDING		009 1110		10,000.00
			001 1110	10,000.00	
			001 4830		10,000.00
\$ 10,000.00	TOTAL - TRANSFERS		HASH TOTALS:	\$ 20,000.00	\$ 20,000.00

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

March 29, 2012

TO: Mayor Woods and City Council Members

RE: Alan and Cathie Hudson Easement Request
201 West Seneca Street

Alan and Cathie Hudson are asking for an easement to construct a retaining wall on city right of way in front of their residence.

This retaining wall will be constructed of red concrete landscaping blocks and will be approximately 30 inches tall at the tallest point.

The location of the proposed retaining wall is shown on the attached building permit application.

Please contact me with any questions at 782-2000 ext. 1 or at kkruise@crestoniowa.org.

Respectfully submitted,

Handwritten signature of Kevin Kruse.

Kevin Kruse
Public Works Director

BUILDING PERMIT UNDER ZONING ORDINANCE OF CITY OF CRESTON, IOWA

Permit No. 9141

APPLICATION FOR PERMIT

Date 3-28-12

The undersigned hereby makes application to erect or remodel a retaining wall on S-85' Lot 49 Block Addition SWIGARTS NORTH

No. _____ Street

Owned by Alan & Cathie Hudson

Address 201 West Seneca Phone _____

Number of rooms _____ Bedrooms _____ Toilets _____

Material: ~~Exterior~~ ^{Retaining} wall Red concrete block Interior wall _____

Foundation _____ Roof _____ Floor _____

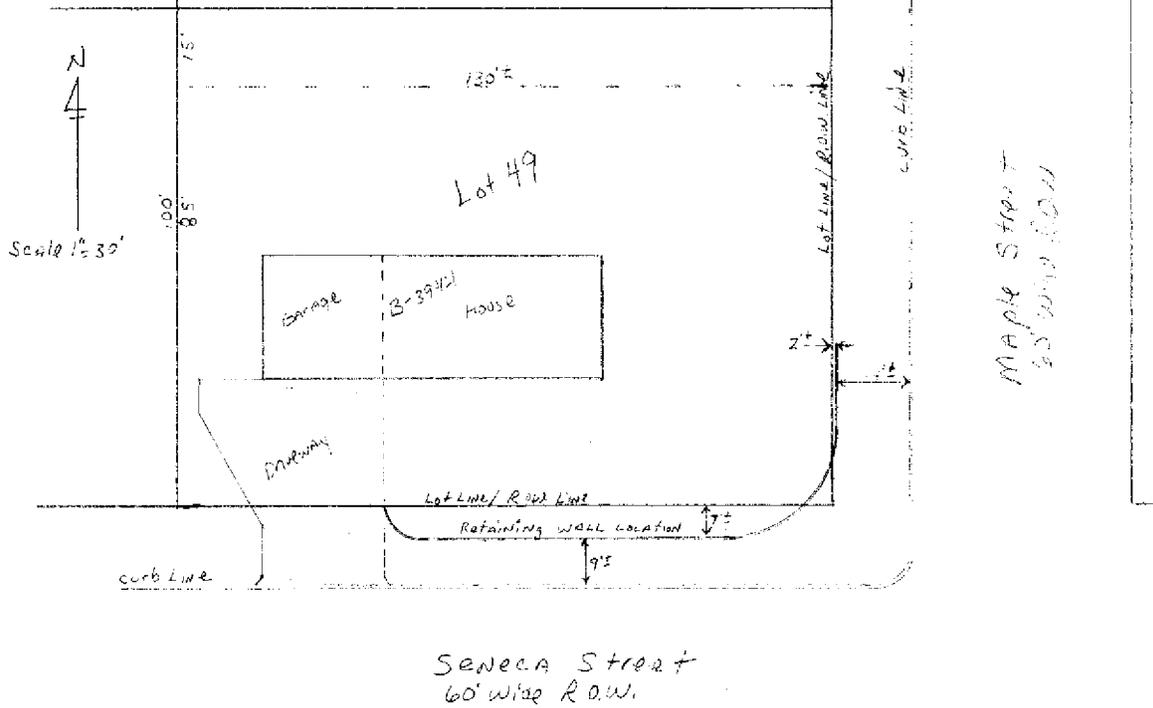
Sq. feet: Basement _____ 1st Floor _____ 2nd Floor _____ Garage _____

Valuation _____ Fee _____ Type of heat _____

Ceiling Height: Basement _____ 1st Floor _____ 2nd Floor _____

Dimensions of Building: Width _____ Depth _____ No. of Stories _____

Use District _____ Intended Use _____ Area of Lot _____



This application and any permit that may be granted in response thereto are subject to all the laws of the State of Iowa, and all ordinances of the City of Creston, Iowa, and the rules and regulations of the State and local Board of Health, that may have a bearing on the same.

Applicant, being fully advised, hereby certifies that he is the owner or that he is authorized and empowered to represent the owner, who makes the accompanying application; that the application, plat, plans and specifications are true, and contain a correct description of the purposed building, lot and work, and use to which building is to be placed.

*Referred to City Council for eAssessment
3-29-12 Ken Kinsel*

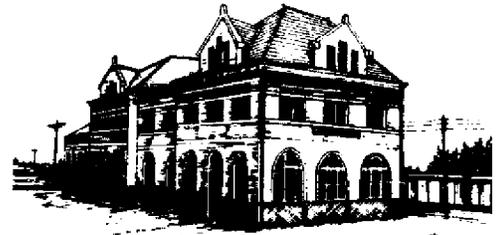
Signed _____ Applicant

Examined and approved this _____ day of _____, 20_____

Administrative Officer

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

April 12, 2012

TO: Mayor Woods and City Council Members

RE: Cody Shay, Advanced Ag, 1720 Commerce Road

Cody Shay of Advanced Ag is proposing the placement of 2 – 30,000 gallon ammonia storage tanks at 1720 Commerce Road.

This address is located outside the corporate limits of the City of Creston, but due to the close proximity to the city the Iowa Department of Agriculture has asked that the city give its approval to the tanks installation. The Union County Board of Supervisors has approved the tank placement at their April 2nd meeting.

The Creston Fire Department will check into the proper setbacks from other occupied buildings in the area.

Please contact me with any questions at 782-2000 ext.1 or at kkruse@crestoniowa.org.

Yours truly,

A handwritten signature in black ink, appearing to read 'K. Kruse'.

Kevin Kruse
Public Works Director

OBJECTIVES / POLICY STATEMENT (§26.1, §26.23)

The *City of Creston* (City) has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26. The *City of Creston* has received Federal financial assistance from the Department of Transportation, and as a condition of receiving this assistance, the *City of Creston* has signed an assurance that it will comply with 49 CFR Part 26.

It is the policy of the *City of Creston* to ensure that DBE's, as defined in part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. It is also the City's policy:

1. To ensure nondiscrimination in the award and administration of DOT-assisted contracts;
2. To create a level playing field on which DBE's can compete fairly for DOT-assisted contracts;
3. To ensure that the DBE Program is narrowly tailored in accordance with applicable law;
4. To ensure that only firms that fully meet 49 CFR Part 26 eligibility standards are permitted to participate as DBE's;
5. To help remove barriers to the participation of DBE's in DOT assisted contracts; and,
6. To assist the firms that can compete successfully in the market place outside the DBE program.

Mike Taylor, City Administrator, has been delegated as the DBE Liaison Officer. In that capacity, *Mike Taylor* is responsible for implementing all aspects of the DBE program. Implementation of the DBE program is accorded the same priority as compliance with all other legal obligations incurred by the *City of Creston* in its financial assistance agreements with the Department of Transportation.

The *City of Creston* has disseminated this policy statement to all the departments of its organization. It has distributed this statement to DBE and non-DBE business communities that perform work for it on DOT-assisted contracts. The statement will also be published in the *Creston News Advertiser*.

Mayor, City of Creston

Date: _____

Published Notice:

Below is the public notice that shall be placed in the Creston News Advertiser by the City of Creston:

PUBLIC NOTICE

The Creston Municipal Airport hereby announces its fiscal year 2012, 2013 and 2014 goal of 2.05% for Disadvantaged Business Enterprise (DBE) airport construction projects. The proposed goals and rationale is available for inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday at City Administrator's office, 116 W. Adams Street, Creston, Iowa for 30 days from the date of this publication.

Comments on the DBE goal will be accepted for 45 days from the date of this publication and can be sent to the following:

Mike Taylor
City Administrator
116 W. Adams Street
Creston, Iowa 50801

or

Federal Aviation Administration
Civil Rights Staff, ASW-9
2601 Meacham Boulevard
Fort Worth, TX 76137-00

City of
CRESTON, IOWA

116 W. ADAMS + + + P.O. Box 449
CRESTON, IOWA 50801-0449

REC'D APR 10 2012



Creston's Restored Depot

MAYOR/CLERK CITY ATTORNEY PUBLIC WORKS BUILDING DEPT. FAX
641-782-2000 641-782-7007 641-782-5410 641-782-2618 641-782-6377

February 14, 2012

April 9, 2012

RE: **HY-VEE #1095**
600 Sheldon Street
Creston, IA 50801

Dear City Council:

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting. The Original signed Order should then be sent to the permit holder. A copy should be returned to me, **Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801**

Thank you for your assistance. Please call me at **(641)782-7007** if you have any questions.

Yours very truly,


Arnold O. Kenyon, III
City Attorney

AOK,III/mack

Enclosure

cc: Mayor Warren Woods
#city

BEFORE THE CRESTON CITY COUNCIL

<p>In re:</p> <p>HY-VEE #1095 600 Sheldon Street Creston, IA 50801</p>	<p><i>ORDER ACCEPTING ACKNOWLEDGMENT/ SETTLEMENT AGREEMENT 1ST VIOLATION</i></p>
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ON THIS _____ day of _____, 20____, in lieu of a public hearing on the matter, the Creston City Council approves the attached Acknowledgment/Settlement Agreement between the above captioned permittee and the City of Creston.

THEREFORE, the Creston City Council FINDS that the above captioned permittee has remitted to the City of Creston a civil penalty in the amount of Three Hundred and No/100 Dollars (\$300.00). Be advised that this sanction will count as a first violation of Iowa Code Section 453A.2(1), pursuant to Iowa Code Section 453A.22(2)(a).

IT IS, THEREFORE, ORDERED that the judgment in this matter is hereby satisfied.

WARREN WOODS
Mayor, City of Creston

ATTEST:

LISA WILLIAMSON
Clerk, City of Creston

Household Rankings for Creston CDBG Housing Rehab-Part 2

4/17/12

Ranking	Percent of Median Household Income	Household Size
1	40.11%	3
2	48.07%	3
3	62.70%	2
4	68.34%	1
5	76.60%	5

Chapter 28E AGREEMENT
AGREEMENT BETWEEN
THE CITY OF CRESTON, IOWA - PARK & RECREATION BOARD
AND UNION COUNTY, IOWA

This Agreement is made pursuant to Chapter 28E of the Iowa Code between the City of Creston, Iowa-Park & Recreation Board and the County of Union, Iowa.

WHEREAS Iowa Code Section 331.553(8) provides that a County Treasurer may enter into an agreement under Iowa Code 28E to conduct Commercial Driver's License Pre Trip and Skills testing on the parking lot owned by the City of Creston, Iowa-Park & Recreation Board.

NOW, THEREFORE, the City of Creston, Iowa-Park & Recreation Board and Union County do hereby agree as follows:

SECTION 1. AUTHORITY. The City of Creston, Iowa-Park & Recreation Board acting through its Board of Directors and the County of Union, Iowa, acting through its County Board of Supervisors, enter into this Agreement by virtue of the powers granted to them under Chapter 28E of the Iowa Code.

SECTION 2. DURATION. This Agreement shall become effective upon filing with the Secretary of State of Iowa in accordance with the provisions of Iowa Code section 28E.8, Filing and Recording.

SECTION 3. PURPOSE. The purpose of this Agreement is to authorize the Union County Treasurer's Office the usage of the City of Creston, Iowa-Park and Recreation Parking Lot located on East Clark Street, Creston, Iowa for the performance of Commercial Driver's License Pre Trip and Skills testing.

SECTION 4. SERVICE AREA. The service area of this Agreement is within the City limits of Creston, Iowa.

SECTION 5. DUTIES. The County shall permit only those persons who have been authorized by the Department of Transportation to administer skills testing on the parking lot. The County shall ensure that each skills applicant possess a driving record which does not indicate that he or she may be incapable to operate a motor vehicle safely, as determined by the Department of Transportation. The County will provide its own equipment such as cones and pavement markings in order to perform the testing.

The County shall maintain the lot on the days they are conducting the drive, including but not limited to the removal of snow.

SECTION 6. TERMINATION. Any party to this Agreement may terminate this Agreement by giving written notice to the other party at least ninety days in advance of the date of termination.

SECTION 7. NOTICE. Any Notice required or authorized by this agreement, including certification of usage, shall be in writing and either personally delivered or sent by ordinary mail to the following addresses:

City of Creston, Iowa
Attn: Park & Recreation Board
116 W Adams St
Creston, IA 50801

Union County, Iowa
Attn: Union County Treasurer
300 N Pine St
Creston, IA 50801

SECTION 8. SAVINGS CLAUSE. If any section, provision or part of this agreement shall be found to be unconstitutional, such finding shall not affect the validity of this agreement as a whole or any section, provision or part thereof not found to be invalid or unconstitutional.

SECTION 9. ENTIRE AGREEMENT. This agreement represents the entire agreement between the parties as to the subject of this agreement. Any subsequent modification to the terms of this agreement shall be in the form of duly executed Addendum to this agreement.

CITY OF CRESTON, IOWA-PARK & RECREATION BOARD

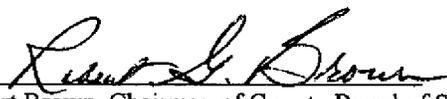
By: 
John Kawa, Chairman of Park & Recreation Board

By: _____
Warren Woods, Mayor City of Creston

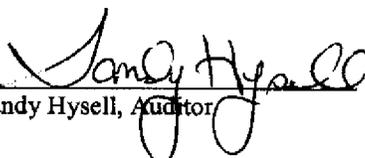
ATTEST:

Lisa Williamson, City Clerk

COUNTY OF UNION, IOWA

By: 
Robert Brown, Chairman of County Board of Supervisors

ATTEST:


Sandy Hysell, Auditor


Kelly Busch, Treasurer

Park and Recreation Board
Meeting Minutes
Tuesday, April 10, 2012

The Park and Recreation Board met in regular session. Attending were: John Kawa, Jane Brown, Gary Borcharding, Mark Huff, Birdie Sandeman, Todd Kinkade, Jade Stuart, Teri Koets and Betty Shelton.

The Board approved the minutes of the March 27, 2012 meeting.

Motion--Kawa

Second--Brown

All voted aye. Motion carried.

The Board reviewed claims/payments through April 4, 2012

The Board reviewed a list of committed sponsorships.

The board approved the payments from the McKinley Park Restricted Gift Fund to the following: Exchange- \$314.60, Creston Publishing- \$550.00, 97.1 The Vill- \$349.00, Advanced Ag- \$475.00, Street Department 60 ton of road rock- TBD

Motion--Kawa

Second--Brown

All voted aye. Motion carried.

* The board approved the Chapter 28E Agreement between City of Creston, Iowa- Park and Recreation Board and Union County, Iowa and referred to Creston City Council for approval. *

Motion--Kawa

Second--Brown

Borcharding-- Abstained

Motion carried.

The next meeting is scheduled for Tuesday, April 24, 2012 at 5:30pm in the Mealsite at the Restored Depot.

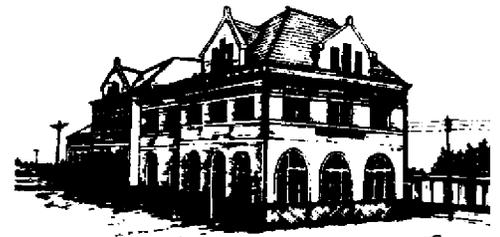
The meeting adjourned at 6:40pm.

John Kawa, Chairman

Jane Brown, Secretary

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

Board of Adjustment
Meeting Minutes
April 3, 2012

Tom Braymen called the meeting to order at 5:00 p.m.

Board members present were Tom Braymen, Dick Lechtenberger and Ken Stults.

Board members not present were Alan Shafer and Gary Bucklin.

Others present; Mike Bruce; Building Inspector, Kevin Kruse; Zoning Administrator, Mayor Warren Woods, City Administrator; Mike Taylor, Jason Hagle, Rick Titus, Gary and Barb Coenen, and Fred Calvin.

The first item for consideration was a request from Jason Hagle, 1006 North Maple Street, to construct a detached garage. The reason for the variance request was failure to meet the front yard setback requirements as set forth in the Zoning Code.

Mr. Hagle was present to explain his request. Adjacent neighbors were notified by petition with no objections being received.

After due consideration Stults moved and Lechtenberger seconded to approve the request.

With a voice vote all present voted in favor of the motion.

The next item for consideration was a request from Rick and Carlene Titus, 701 West Mills Street, to construct a detached garage. The reason for the variance request was failure to meet the front yard setback requirements as set forth in the Zoning Code.

Mr. Titus was present to explain the request. Adjacent neighbors were notified by petition with no objections being received.

After due consideration Lechtenberger moved and Stults seconded to approve the request.

With a voice vote all present voted in favor of the motion.

The next item for consideration was a request from Gary and Barb Coenen, 803 East Howard Street, to construct an 8 feet tall privacy fence on the north and east sides of their property. The reason for the variance request was failure to meet the fence height requirements as set forth in the Zoning Code.

Gary and Barb were present to explain the request. The fence had been constructed prior to permits being approved. Fred Calvin, who owns a garage west across the alley from the Coenens', was present asked about proper procedures to build a fence. Mr. Calvin also stated the he had been approached by the Coenens' to sign the petition but that he would not sign it. Mr. Calvin did not state during the meeting whether he was in favor of or if he disapproved of the fence height.

Other neighbors who did sign the petition approved of the fence height.

After due consideration Stults moved and Lechtenberger seconded to approve the request.

With a voice vote all present voted in favor of the motion.

The meeting was adjourned at 5:15 p.m.

Respectfully submitted,



Kevin Kruse
Board Secretary

Park and Recreation Board
Meeting Minutes
Tuesday, March 27, 2012

The Park and Recreation Board met in regular session. Attending were: John Kawa, Jane Brown, Gary Borcharding, Mark Huff, Birdie Sandeman, Todd Kinkade and Rich Paulsen.

The Board approved the minutes of the March 13, 2012 meeting.

Motion--Kawa

Second--Brown

All voted aye. Motion carried.

The Board reviewed claims/payments through March 21, 2012

The Board reviewed a list of committed sponsorships.

The board approved the payment of \$2,430 from the McKinley Park Restricted Gift Fund to Clear Channel Media.

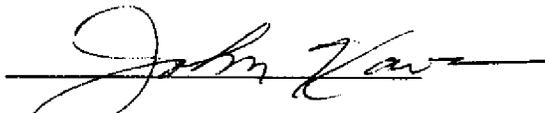
Motion--Kawa

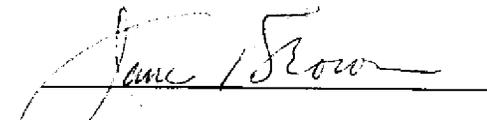
Second--Brown

All voted aye. Motion carried.

The next meeting is scheduled for Tuesday, April 10, 2012 at 5:30pm in the Mealsite at the Restored Depot.

The meeting adjourned at 6:45pm.


John Kawa, Chairman


Jane Brown, Secretary