

Public Notice

The City Council of Strawberry Point Will Meet Wednesday, November 17, 2010 Council Chambers, City Hall 6:00 P.M. Strawberry Point, Iowa Tentative Agenda,
(at discretion of the chair)

- 1) Mayor call meeting to order
 - a) Pledge of Allegiance
 - b) Welcome Visitors
- 2) Roll call of members present
- 3) Motion to approve the agenda as (presented) (amended)

Consent Agenda

Note: These are routine items and will be enacted by one motion without separate discussion unless a Council Member requests an item to be removed to be considered separately.

- 4) Minutes from November 3rd
 - 5) Claims
- ### **Unfinished Business**
- 6) Anthes Water Damage
 - 7) Vision 2020

Information

- 8) October Month-End Financial Reports

New Business

- 9) Ambulance Board Member Appointments
- 10) Tree Board Member Appointment
- 11) Housing Rehabilitation Technical Services RFP
- 12) Purchase of 25KVA Pole Mount Transformers

Other Business

- 13) Adjournment

Posted: November 12, 2010

Elizabeth A. Jaster
Deputy City Clerk

Mayor, Dale Fox

Strawberry Point City Council
Regular Meeting November 3, 2010

The Strawberry Point City Council met for a regular meeting on Wednesday, November 3, 2010 at 6:00 p.m. at the Council Chambers of City Hall. Mayor Fox presided and led the Pledge of Allegiance. Council members answering roll call were Rich Newman, Jan Parkin, and Troy Stover. Jackie Opperman came late. Jacci Meyers was absent.

Stover moved to approve the agenda. Newman seconded the motion. A roll call vote was taken. Ayes: Parkin, Stover and Newman. Nays: None. Motion passes.

CONSENT AGENDA

- 4) Minutes from October 20th and 26th
- 5) Claims

6s) Motion to approve liquor license renewal for Bill's Quik Shop

Parkin moved to approve the consent agenda with additional claims to Hygienic Lab and RPGI. Stover seconded the motion. A roll call vote was taken. Ayes: Stover, Newman and Parkin. Nays: None. Consent agenda passes.

UNFINISHED BUSINESS

Council reviewed the third reading of Ordinance No. 10-17 An Ordinance amending the City Code of Strawberry Point, Iowa, Article 55.12 to Change Some Solid Waste Collection Fees. Parkin moved to approve the third reading of Ordinance No. 10-17. Newman seconded the motion. A roll call vote was taken. Ayes: Newman, Parkin and Stover. Nays: None. Ordinance No. 10-17 passes.

INFORMATION

The City Council received September month-end financial reports.

NEW BUSINESS

The resident from 108 E. Elm Street was present since she had requested a hearing to discuss the notice to abate a nuisance. The nuisance was for allowing a bothersome animal within the city limits and the electric fence that contained the horse. The fence is not an electric fence, but it is a solar fence, which is still electric, but a very low voltage fence. The horse is only contained in this fence when the horse is sick, not full-time. The property owner must remove the fence since it was installed without a permit and the horse must not be allowed in a residential zoned area. A new fence requires a permit and it cannot be an electric fence.

Council reviewed Work Order No. 2 from Alliant Energy to replace service to SMI and install underground primary service for \$12,000. Parkin moved that we approve Work Order No. 2 for \$12,000. Newman seconded the motion. A roll call vote was taken. Ayes: Opperman, Stover, Parkin and Newman. Nays: None. Motion passes.

Council received a request to write off specific utility accounts that have too low amounts to collect on the Income Offset Program and they have low balances that are not worth spending the \$85.00 plus mileage to file a judgment. Stover moved that we write off the six delinquent utility accounts. Parkin seconded the motion. A roll call vote was taken. Ayes: Parkin, Stover, Newman and Opperman. Nays: None. Motion passes.

Chief Pope presented some information regarding a police reserve program for Strawberry Point. Uncertified reserves typically get paid \$9.00 per hour. Certified reserves normally get paid \$10-12 per hour. The County also can provide us with reserves. County reserves normally get paid \$15 per hour but they won't write anything under a City Code. We can also hire certified officers from another department as our own reserves. Uncertified officers

cannot do an implied consent, but can pick someone up for drunk driving. Advertise for reserves in the Press Journal. Chief Pope can hire up to 2 or 3 reserves as soon as possible. Opperman moved that we authorize Chief Pope to hire up to 3 reserves to work a maximum of 40 hours a week for \$12.00 per hour if certified or \$9.00 per hour if uncertified reserves. Newman seconded the motion. A roll call vote was taken. Ayes: Stover, Newman, Opperman and Parkin. Nays: None. Motion passes.

The old street sweeper is not needed any more. Jeff will contact Clayton County Recycling about regarding scrapping the sweeper out. Newman moved that we sell the street sweeper to the highest bidder. Parkin seconded the motion. A roll call vote was taken. Ayes: Newman, Opperman, Parkin and Stover. Nays: None. Motion passes.

OTHER BUSINESS

Vision 2020 goals were presented to the council again. This will start being addressed at the next council meeting. Strawberry Point Cookbooks are here and are available at City Hall, Citizens State Bank and Farmers Savings Bank, Strawberry Point Drug, Press Journal and Economic Development office.

With no further business, Opperman moved to adjourn at 6:50 p.m. Newman seconded the motion. Motion passed.

Deanna Dement, City Clerk

Dale Fox, Mayor

STRAWBERRY POINT, IA

11/12/10 2:15 PM

***Claim Register©**

Page 1

111710claims

November 10-11

Claim Type	Direct				
Claim#	1682	MUNTERS TRUE VALUE			
Cash Payment	E 110-2100-6507	OPERATING SUPPLIES	RUT/bulbs, chains, snap, masks		\$66.70
Invoice	Nov 2010				
Cash Payment	E 001-1100-6507	OPERATING SUPPLIES	Police/batteries, vac bags		\$10.33
Invoice	Nov 2010				
Cash Payment	E 001-6500-6507	OPERATING SUPPLIES	City Hall/batteries, vac bags, power supply		\$26.79
Invoice	Nov 2010				
Cash Payment	E 600-8100-6507	OPERATING SUPPLIES	Water/screws, connectors, anchors		\$45.63
Invoice	Nov 2010				
Cash Payment	E 001-1500-6507	OPERATING SUPPLIES	Fire/batteries		\$41.93
Invoice	Nov 2010				
Cash Payment	E 630-8210-6507	OPERATING SUPPLIES	Electric/plug fuse, batteries		\$11.83
Invoice	Nov 2010				
Cash Payment	E 001-4100-6320	BLDG & GROUNDS MAIN	Library/bulbs		\$210.28
Invoice	Nov 2010				
Cash Payment	E 001-4700-6507	OPERATING SUPPLIES	Civ Ctr/keys, bulbs, vacuum cleaner, plunger		\$289.27
Invoice	Nov 2010				
Transaction Date	11/12/2010	CASH		1010	Total
Claim#	1683	MADINGS SERVICE			\$702.76
Cash Payment	E 001-1100-6331	VEHICLE OPERATIONS	Police Fuel		\$442.79
Invoice	nov 2010				
Cash Payment	E 001-1500-6331	VEHICLE OPERATIONS	Fire Fuel		\$251.30
Invoice	nov 2010				
Cash Payment	E 001-1600-6331	VEHICLE OPERATIONS	Ambulance Fuel		\$240.90
Invoice	nov 2010				
Cash Payment	E 600-8100-6331	VEHICLE OPERATIONS	Water Fuel		\$73.68
Invoice	nov 2010				
Cash Payment	E 630-8210-6331	VEHICLE OPERATIONS	Electric Fuel		\$66.26
Invoice	nov 2010				
Cash Payment	E 110-2100-6331	VEHICLE OPERATIONS	RUT Fuel		\$172.23
Invoice	nov 2010				
Cash Payment	E 610-8150-6331	VEHICLE OPERATIONS	Sewer Fuel		\$278.06
Invoice	nov 2010				
Cash Payment	E 001-1100-6507	OPERATING SUPPLIES	Police/gun supplies		\$8.55
Invoice	nov 2010				
Cash Payment	E 600-8100-6507	OPERATING SUPPLIES	Water/Batteries		\$4.70
Invoice	nov 2010				
Cash Payment	E 001-4700-6331	VEHICLE OPERATIONS	Civ Ctr Fuel		\$10.76
Invoice	nov 2010				
Cash Payment	E 001-4100-6320	BLDG & GROUNDS MAIN	Library Fuel		\$10.76
Invoice	nov 2010				
Cash Payment	E 001-4300-6331	VEHICLE OPERATIONS	Parks Fuel		\$10.76
Invoice	nov 2010				
Transaction Date	11/12/2010	CASH		1010	Total
Claim#	1684	IOWA UNDERGROUND SERVICE			\$1,570.75
Cash Payment	E 630-8250-6490	CONSULTING FEES	Electric Locates		\$19.80
Invoice	126502				
Transaction Date	11/12/2010	CASH		1010	Total
Claim#	1685	BLACK HILLS ENERGY			\$19.80

STRAWBERRY POINT, IA

11/12/10 2:15 PM

***Claim Register©**

Page 3

111710claims

November 10-11

Claim# 1694	STRAWBERRY FOODS & DELI					
Cash Payment	E 001-1900-6507 OPERATING SUPPLIES	Animal Control Dog Food				\$12.04
Invoice nov 2010						
Cash Payment	E 001-6500-6507 OPERATING SUPPLIES	City Hall Supplies				\$31.68
Invoice nov 2010						
Cash Payment	E 001-4700-6507 OPERATING SUPPLIES	Civic Center Pop				\$48.80
Invoice nov 2010						
Cash Payment	E 001-4100-6599 MISCELLANEOUS	Library Supplies				\$13.46
Invoice nov 2010						
Transaction Date	11/12/2010	CASH	1010		Total	\$105.98
Claim# 1695	HEIMAN FIRE EQUIPMENT					
Cash Payment	E 001-1500-6507 OPERATING SUPPLIES	Fire Flashlights				\$150.48
Invoice 0776665						
Transaction Date	11/12/2010	CASH	1010		Total	\$150.48
Claim# 1696	STUART C IRBY CO					
Cash Payment	E 630-8210-6507 OPERATING SUPPLIES	Electric Meter				\$508.25
Invoice 5553530						
Transaction Date	11/12/2010	CASH	1010		Total	\$508.25
Claim# 1697	STUART C IRBY CO					
Cash Payment	E 630-8210-6507 OPERATING SUPPLIES	Electric Street Lights				\$492.20
Invoice 5629554						
Transaction Date	11/12/2010	CASH	1010		Total	\$492.20
Claim# 1698	TIMMERMAN CONSTRUCTION					
Cash Payment	E 001-4300-6320 BLDG & GROUNDS MAIN	Parks Inger Park Retaining Wall				\$1,975.00
Invoice 1837						
Transaction Date	11/12/2010	CASH	1010		Total	\$1,975.00
Claim# 1699	TIMMERMAN CONSTRUCTION					
Cash Payment	E 001-4300-6320 BLDG & GROUNDS MAIN	Parks Inger Park Retaining Wall				\$1,275.00
Invoice 1838						
Transaction Date	11/12/2010	CASH	1010		Total	\$1,275.00
Claim# 1700	WEBERS PLUMBING & HEATING					
Cash Payment	E 600-8100-6320 BLDG & GROUNDS MAIN	Water Well House Breaker				\$14.03
Invoice 29926						
Transaction Date	11/12/2010	CASH	1010		Total	\$14.03
Claim# 1701	WESSELS ELECTRICAL SERVICE					
Cash Payment	E 001-4100-6320 BLDG & GROUNDS MAIN	Library/Outdoor Lighting				\$36.89
Invoice 4789						
Transaction Date	11/12/2010	CASH	1010		Total	\$36.89
Claim# 1702	WESSELS ELECTRICAL SERVICE					
Cash Payment	E 630-8210-6494 CONTRACTS	Electric Contract Work				\$791.18
Invoice 4785						
Transaction Date	11/12/2010	CASH	1010		Total	\$791.18
Claim# 1703	WESSELS ELECTRICAL SERVICE					
Cash Payment	E 630-8210-6730 IMPROVEMENTS	Electric City Hall Improvements				\$1,877.41
Invoice 4786						
Transaction Date	11/12/2010	CASH	1010		Total	\$1,877.41

STRAWBERRY POINT, IA

11/12/10 2:15 PM

*Claim Register©

Page 4

111710claims

November 10-11

Claim#	1704	BANCARD CENTER					
Cash Payment	E 001-1300-6599	MISCELLANEOUS	Civil Defense Battery Backup				\$64.19
Invoice	**0534						
Cash Payment	E 001-6500-6506	OFFICE SUPPLIES	City Hall Router				\$64.98
Invoice	**0534						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$129.17
Claim#	1705	ALLIANT ENERGY					
Cash Payment	E 630-8210-6350	EQUIPMENT MAINT & RE	Electric Replace Transformer				\$1,105.47
Invoice	485945						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$1,105.47
Claim#	1706	AIRGAS NORTH CENTRAL					
Cash Payment	E 001-1600-6518	MEDICAL SUPPLIES	Ambulance Oxygen				\$35.14
Invoice	105414943						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$35.14
Claim#	1707	AIRGAS NORTH CENTRAL					
Cash Payment	E 110-2100-6507	OPERATING SUPPLIES	RUT Acetylene				\$65.81
Invoice	105414971						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$65.81
Claim#	1708	AIRGAS NORTH CENTRAL					
Cash Payment	E 001-1600-6518	MEDICAL SUPPLIES	Ambulance Oxygen Tanks				\$91.69
Invoice	105399989						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$91.69
Claim#	1709	ALLIANT ENERGY					
Cash Payment	E 630-8210-6730	IMPROVEMENTS	Electric City Hall Improvements				\$3,784.34
Invoice	487851						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$3,784.34
Claim#	1710	AMFINSON & LUCE PLC					
Cash Payment	E 001-6500-6411	LEGAL EXPENSE	City Hall Meyer Legal Expense				\$455.00
Invoice	50768						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$455.00
Claim#	1711	BANCARD CENTER					
Cash Payment	E 600-8100-6508	POSTAGE/SHIPPING	Water Postage				\$17.79
Invoice	**0773						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$17.79
Claim#	1712	BANCARD CENTER					
Cash Payment	E 001-1100-6507	OPERATING SUPPLIES	Police Video Recorder				\$63.55
Invoice	**0492						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$63.55
Claim#	1713	BUSINESS SYSTEMS INC					
Cash Payment	E 001-6500-6414	COPY MACHINE CONTR	City Hall Copy Machine Contract				\$26.67
Invoice	307564						
Transaction Date	11/12/2010		CASH	1010		<u>Total</u>	\$26.67
Claim#	1714	CORDES & CORELL OIL CO					
Cash Payment	E 630-8210-6496	SERVICE TO GENERATE	Electric Generator Diesel				\$200.16
Invoice	2170						

STRAWBERRY POINT, IA

11/12/10 2:15 PM

*Claim Register©

111710claims

Page 5

November 10-11

Transaction Date	11/12/2010	CASH	1010	Total	\$200.16
Claim#	1715	DEANNA DEMENT			
Cash Payment	E 001-6220-6240 MILEAGE AND TRAVEL E City Hall Meeting Mileage				\$22.72
Invoice nov 2010					
Transaction Date	11/12/2010	CASH	1010	Total	\$22.72
Claim#	1716	ELECTRIC FUND			
Cash Payment	E 001-4100-6371 UTILITIES	Library Utilities			\$368.03
Invoice nov 2010					
Cash Payment	E 001-4300-6371 UTILITIES	Parks Utilities			\$6.00
Invoice nov 2010					
Cash Payment	E 110-2100-6371 UTILITIES	Street Lights Utilities			\$935.62
Invoice nov 2010					
Cash Payment	E 001-4600-6371 UTILITIES	Pool Utilities			\$30.56
Invoice nov 2010					
Cash Payment	E 001-4200-6371 UTILITIES	Museum Utilities			\$166.08
Invoice nov 2010					
Cash Payment	E 001-4350-6371 UTILITIES	Ath Fields Utilities			\$27.10
Invoice nov 2010					
Cash Payment	E 001-6500-6371 UTILITIES	City Hall Utilities			\$242.79
Invoice nov 2010					
Cash Payment	E 001-1500-6371 UTILITIES	Fire Utilities			\$92.20
Invoice nov 2010					
Cash Payment	E 001-4700-6371 UTILITIES	Civic Center Utilities			\$819.00
Invoice nov 2010					
Cash Payment	E 001-1900-6371 UTILITIES	Animal Control Utilities			\$6.29
Invoice nov 2010					
Cash Payment	E 110-2100-6371 UTILITIES	Garages Utilities			\$101.00
Invoice nov 2010					
Cash Payment	E 600-8100-6371 UTILITIES	Water Utilities			\$397.27
Invoice nov 2010					
Cash Payment	E 610-8150-6371 UTILITIES	S Lagoon Utilities			\$216.76
Invoice nov 2010					
Cash Payment	E 610-8150-6371 UTILITIES	N Lagoon Utilities			\$57.10
Invoice nov 2010					
Cash Payment	E 630-8210-6371 UTILITIES	City Plant Utilities			\$19.35
Invoice nov 2010					
Transaction Date	11/12/2010	CASH	1010	Total	\$3,484.15
Claim#	1717	EMERGENCY MEDICAL PRODUCT			
Cash Payment	E 001-1600-6618 MEDICAL SUPPLIES	Ambulance Medical Supplies			\$467.05
Invoice 1322891					
Transaction Date	11/12/2010	CASH	1010	Total	\$467.05
Claim#	1718	FAYETTE ELECTRONICS			
Cash Payment	E 001-1100-6361 RADIO REPAIR	Police Radio Repair			\$592.00
Invoice 6136					
Transaction Date	11/12/2010	CASH	1010	Total	\$592.00
Claim#	1719	HASLER INC			
Cash Payment	E 630-8210-6608 POSTAGE/SHIPPING	Various Postage Machine Contract			\$12.86
Invoice 13395390					

STRAWBERRY POINT, IA

11/12/10 2:15 PM

*Claim Register©

Page 7

111710claims

November 10-11

Claim# 1727 US CELLULAR

Cash Payment E 001-1600-6373 TELEPHONE & COMMUN Ambulance Cell Phones \$69.76
Invoice 496809482029

Transaction Date 11/12/2010 CASH 1010 Total \$69.76

Claim# 1728 US CELLULAR

Cash Payment E 001-1100-6373 TELEPHONE & COMMUN Police Cell Phones \$99.69
Invoice 490085600054

Transaction Date 11/12/2010 CASH 1010 Total \$99.69

Claim# 1729 US CELLULAR

Cash Payment E 610-8150-6373 TELEPHONE & COMMUN Sewer Cell Phone \$39.51
Invoice 490085553054

Cash Payment E 630-8210-6373 TELEPHONE & COMMUN Electric Cell Phone \$39.52
Invoice 490085553054

Cash Payment E 600-8100-6373 TELEPHONE & COMMUN Water Cell Phone \$39.52
Invoice 490085553054

Transaction Date 11/12/2010 CASH 1010 Total \$118.55

Claim# 1730 UNITED STATES POST OFFICE

Cash Payment E 001-1100-6508 POSTAGE/SHIPPING Police Box Rent \$44.00
Invoice 265501

Transaction Date 11/12/2010 CASH 1010 Total \$44.00

Claim# 1731 USA BLUE BOOK

Cash Payment E 600-8100-6507 OPERATING SUPPLIES Water Supplies \$243.24
Invoice 265501

Transaction Date 11/12/2010 CASH 1010 Total \$243.24

Claim# 1733 STUART C IRBY CO

Cash Payment E 001-4100-6320 BLDG & GROUNDS MAIN Library Ballasts \$56.78
Invoice 5624897004

Cash Payment E 001-4700-6320 BLDG & GROUNDS MAIN Civic Center Ballasts \$56.79
Invoice 5624897004

Transaction Date 11/12/2010 CASH 1010 Total \$113.57

Claim# 1734 STUART C IRBY CO

Cash Payment E 630-8210-6507 OPERATING SUPPLIES Electric Meters \$695.50
Invoice 5622684001

Transaction Date 11/12/2010 CASH 1010 Total \$695.50

Claim# 1735 FARMTEK

Cash Payment E 600-8100-6504 MINOR EQUIPMENT Water Forced Air Heater \$558.00
Invoice 4559899001

Transaction Date 11/12/2010 CASH 1010 Total \$558.00

Claim# 1736 IOWA FIREFIGHTERS ASSOCIATI

Cash Payment E 001-1500-6220 DUES/MEMBERSHIP/S Fire Dues and Memberships \$240.00
Invoice 2011

Transaction Date 11/12/2010 CASH 1010 Total \$240.00

Claim Type Direct

Total \$25,829.69

STRAWBERRY POINT, IA

***Claim Register©**

11/17/10claims

November 10-11

11/12/10 2:15 PM

Page 8

Pre-Written Check	\$0.00
Checks to be Generated by the Compute	\$25,829.69
Total	\$25,829.69

Invoice

Anthes Electric Service

P. O. Box 87
Strawberry Point, IA 52076

Date 10/21/2010 Invoice # 2392

Bill To

City of Strawberry Point
111 Commercial
Strawberry Point, IA 52076

P. O. No.

Terms

Project

Due on receipt

Quantity	Description	Rate	Amount
1	Rock/lime Repair of damage caused by the City of Strawberry Point Utility by diverting storm water run off without adequate free flow outlets. Please Review: Invoice from Crane and Sons Iowa Code 468.621 Photo of damage taken July 23, 2010 Letters from NRCSS and Wayne Petersen Page 5 of Iowa Drainage Law Manual	273.02	273.02

Thank you!
Paul Anthes



Total

\$273.02

Crane & Sons Excavating
 12785 Hwy. 3
 Strawberry Point, Iowa 52076
 563-933-4612

Bill To
 Paul Anthes
 615 Commercial St. Apt.
 Strawberry Point, Iowa 52076

Invoice Date
 10/13/10

Job Description
 Side walk and driveway repair

Date	10/12/10	
Material	Fill Lime	
Ticket#	119456	
Cost	15.8 Ton @ \$2.70 pr ton	\$ 42.66
Material	Road Rock	
Ticket #	119457	
Cost	16.49 Ton @ \$6.50 pr ton	\$107.19
Tax		\$ 10.49
Trucking		\$113.02
TOTAL DUE		\$273.02

*paid Oct 20-010
 Ch# 13856*

13856

ANTHES ELECTRIC SERVICE
 STRAWBERRY POINT, IOWA 52076

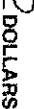
PAY TO THE ORDER OF

Crane & Sons Excavating
Two hundred seventy three and 00/100 \$ 273.02
 DATE *Oct 20-010* 10-21-10/798



CITIZENS STATE BANK
 Monticello, Iowa 52330
 Hopkinton • Manchester • Ryan
 Strawberry Point • Winthrop

ANTHES ELECTRIC SERVICE



DOLLARS

FOR *Paul Anthes*

Paul Anthes

468.621 Drainage in course of natural drainage--reconstruction--damages.

Owners of land may drain the land in the general course of natural drainage by constructing or reconstructing open or covered drains, discharging the drains in any natural watercourse or depression so the water will be carried into some other natural watercourse, and if the drainage is wholly upon the owner's land the owner is not liable in damages for the drainage unless it increases the quantity of water or changes the manner of discharge on the land of another. An owner in constructing a replacement drain, wholly on the owner's land, and in the exercise of due care, is not liable in damages to another if a previously constructed drain on the owner's own land is rendered inoperative or less efficient by the new drain, unless in violation of the terms of a written contract. This section does not affect the rights or liabilities of proprietors in respect to running streams.

Section History: Early form

[SI3, § 1989-a53; C24, 27, 31, 35, 39, § 7736; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 465.22]

Section History: Recent form

87 Acts, ch 225, § 306; 89 Acts, ch 126, § 2

CSS89, § 468.621

[Previous Section 468.620](#)

[Next Section 468.622](#)



STATE OF IOWA
DEPARTMENT OF NATURAL RESOURCE
Environmental Services Division

RICK MARTENS
Environmental Specialist

Field Office #1, 909 West Main St. Suite 4
Manchester, Iowa 52057
Phone: 563-927-2640 cell: 563-920-1847
E-Mail: rck.martens@dnr.iowa.gov

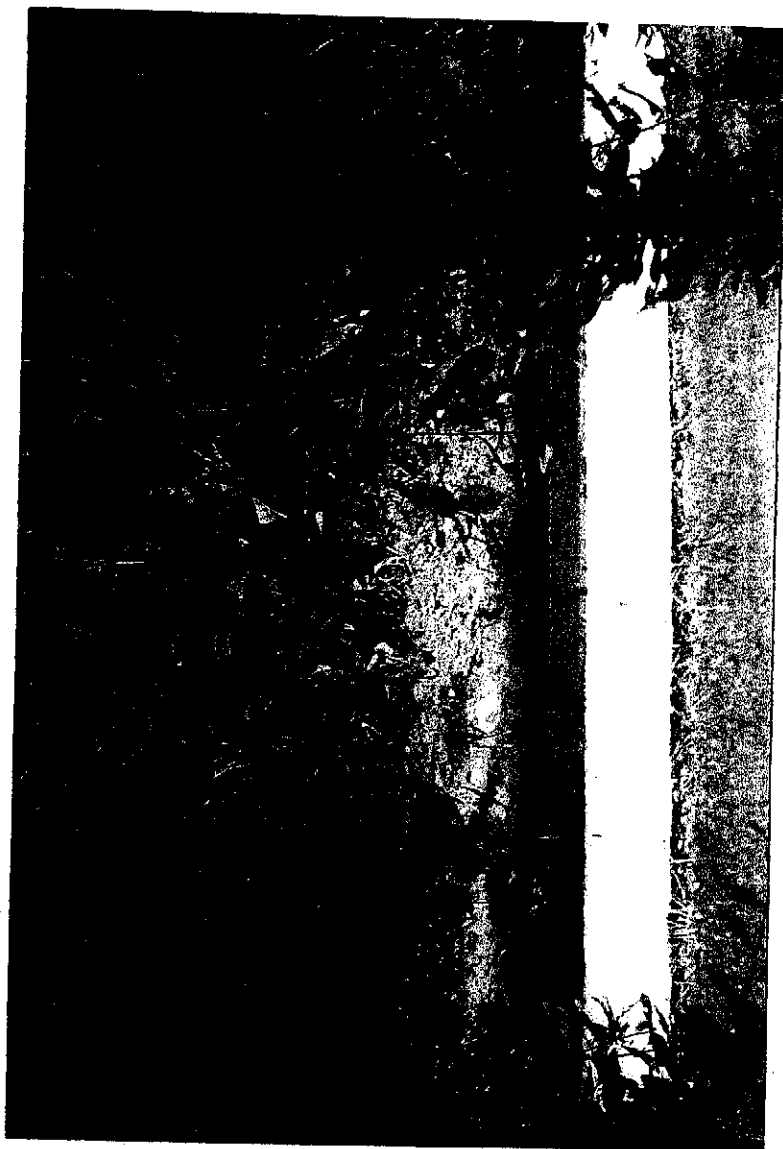
© 2001 Cornell College and League of Women

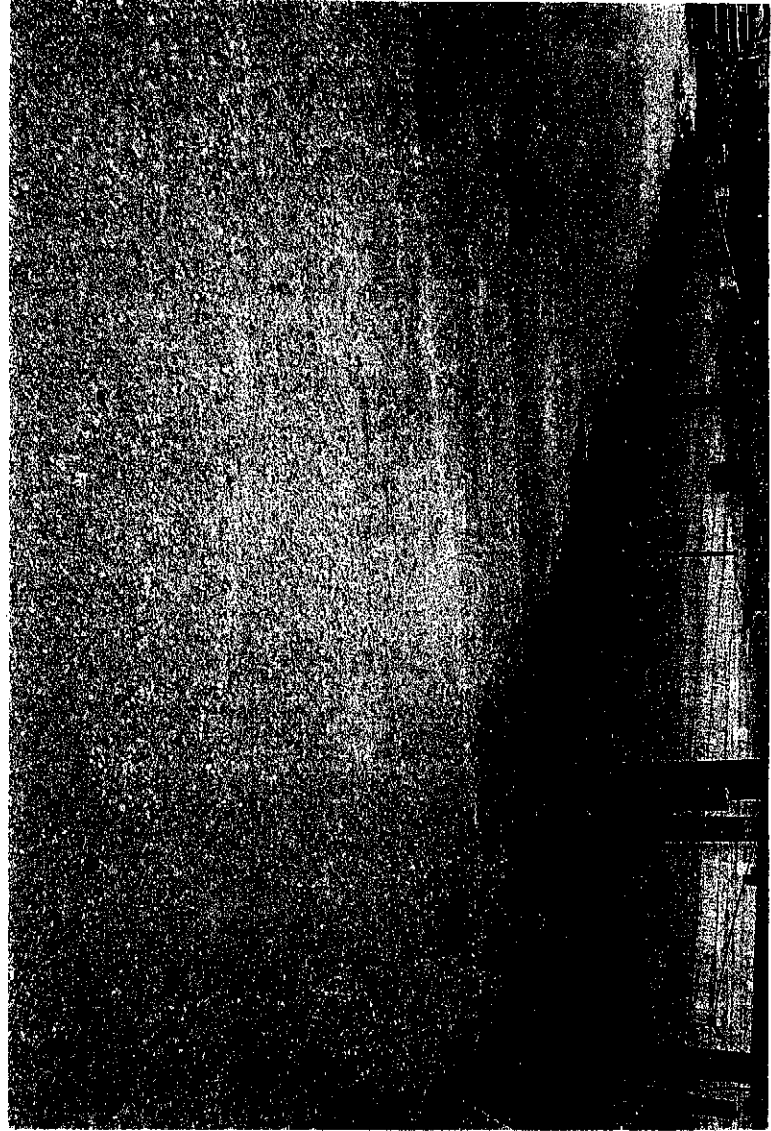
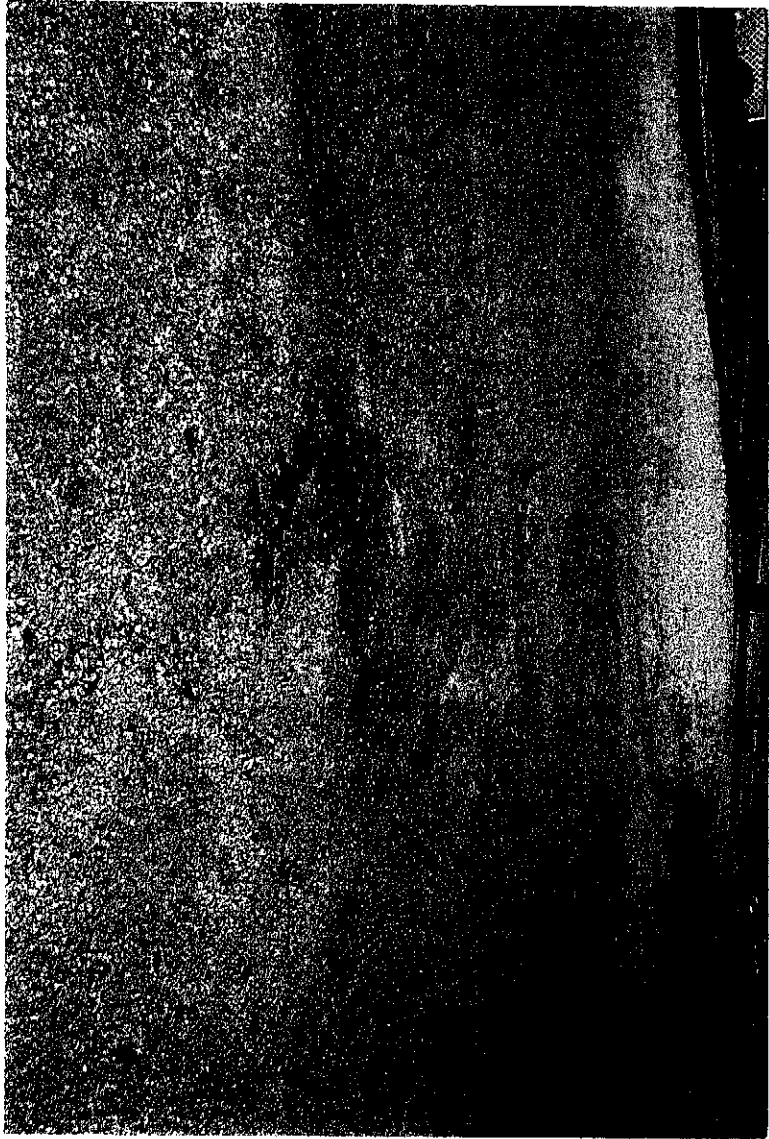
Comments about this site or page? iacode@staff.legis.state.ia.us.
Please remember that the person listed above does not vote on bills. Direct all comments concerning
legislation to State Legislators.

Last update: Mon Jan 22 17:13:42 CST 2001

URL: IACODE/2001/468/621.html

jhf





United States Department of Agriculture



Natural Resources Conservation Service
500 Gunder Road N.E. Suite B
Elkader, IA 52043-3200
Phone: (563) 245-1048
www.ia.nrcs.usda.gov

March 13, 2009

Paul Anthes
615 Commercial, Apt #13
StrawberryPoint, IA 52076

Dear Paul,

I have received an emailed response from Wayne Petersen concerning your urban runoff erosion problem. Wayne asked that I forward this information to you. I have printed and enclosed his letter for your use.

If you have further questions related to this matter, please contact Mr. Petersen using the phone number or address in his letter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'David A. Gibney', is written over the typed name.

David A. Gibney
District Conservationist

has no other access to a public road. If a judge agrees, finding that the seller used the lane previous to the sale and that the access must continue in order for the back half to be useable, the decision creates an easement by implication.²

Prescriptive Easement

An easement by prescription is sometimes described as adverse possession. The existence of an easement can be declared by a court if the evidence shows (1) that use has continued for at least 10 years; (2) the user has expressly informed the owner of the servient estate that it is believed that a legal right to the easement exists; and (3) the owner of the servient estate has disagreed that the dominant estate has such an easement.³

Prescriptive rights cannot be claimed against public property.

Private Drainage Easements, Natural and Legal

A land owner has the right to drain accumulated rainfall naturally from that estate over adjoining neighboring property. Neighbors have the duty to accept that natural drainage flow. In that regard, upstream owners have the right to use downstream property for benefit. The benefit received is in having water drain off higher elevation land, allowing more beneficial use of that property. A downstream neighbor cannot adversely affect that benefit by blocking drainage, even if receiving the runoff water damages property or limits its usefulness.

Rights of upstream owners and duties of downstream owners are what make up a natural drainage easement.⁴ The higher elevation property is the "dominant estate" and neighboring downstream property is the "servient estate." In like manner, the downstream neighbor has the right to drain that property naturally across further adjoining lands. This chain of private natural easements continues until the

drainage water reaches a lake or river that is acknowledged as owned by the public.

Drainage must flow off property in a natural watercourse.⁵ But that watercourse does not have to look like a creek and it does not require a channel with well defined banks.⁶ A slight swale can represent a natural watercourse.⁷ The sheet flow of runoff drainage across land might be a natural watercourse if occurring uniformly or routinely as a result of normal rains.⁸ A watercourse must be at least partially natural, rather than entirely manmade. Excavating a ditch where a slight swale exists to partially divert and concentrate the natural flow of surface water which subsequently becomes a living, flowing stream of water can be a natural watercourse over time.⁹

There are limits and conditions on property rights and duties regarding drainage accommodations. A property owner cannot dam or divert the flow of water if doing so causes harm to either upstream or downstream lands.¹⁰ The existence of a natural drainage easement across neighboring land does not allow upstream owners to increase the volume of water cast off or to increase the velocity of flow if that increase causes significant damage to adjacent properties.¹¹

For many years, the Iowa legal system did not describe this inherent natural easement. The law simply recognized that a property owner had the right for a waterway to flow in the accustomed course across neighboring lands.¹² However, in the last half of the 20th century, Iowa courts recognized these rights and duties as "legal and natural easements."¹³ In 1990, the Iowa Supreme Court refined the basic rules of natural easement in more modern terminology, ruling that the dominant owner is entitled to drain surface water in a natural watercourse from his land over the servient owner's land and, if any damage results, the servient owner must bear the damage. However, both the dominant and servient owners must exercise ordinary care in the use of their property so as not to injure the rights of neighboring land owners by block-

OCTOBER 2010

DEPARTMENT	BUDGET REVENUE	REVENUE YTD	% OF TOTAL BUDGET	BUDGET EXPENDITURES	EXPENDITURES YTD	REMAINING IN BUDGET	% OF TOTAL BUDGET
Police Department	\$ 8,150.00	\$ 1,521.06	19%	\$ 97,695.00	\$ 30,013.35	\$ 67,681.65	31%
Fire Department	\$ 12,600.00	\$ 5,348.84	42%	\$ 29,565.00	\$ 7,923.82	\$ 21,641.18	27%
Ambulance Department	\$ 100,800.00	\$ 24,006.65	24%	\$ 82,700.00	\$ 21,028.83	\$ 61,671.17	25%
Library	\$ 17,600.00	\$ 8,731.67	50%	\$ 59,850.00	\$ 24,635.30	\$ 35,214.70	41%
Pool	\$ 10,600.00	\$ 4,003.81	38%	\$ 51,095.00	\$ 21,766.49	\$ 29,328.51	43%
Civic Center	\$ 20,183.00	\$ 7,895.27	39%	\$ 43,187.00	\$ 8,703.82	\$ 34,483.18	20%
Garbage Department	\$ 75,449.00	\$ 21,797.57	29%	\$ 69,494.00	\$ 24,410.90	\$ 45,083.10	35%
City Hall	-	-		\$ 56,490.00	\$ 15,219.41	\$ 41,270.59	27%
Total General	\$ 245,382.00	\$ 73,304.87	30%	\$ 490,076.00	\$ 153,701.92	\$ 336,374.08	31%
Overall General	\$ 585,070.00	\$ 197,813.93	34%	\$ 548,773.00	\$ 171,284.10	\$ 377,488.90	31%
RUT	\$ 119,850.00	\$ 45,236.76	38%	\$ 115,407.00	\$ 66,495.11	\$ 48,911.89	58%
Water Department	\$ 112,050.00	\$ 39,126.24	35%	\$ 101,965.00	\$ 32,570.98	\$ 69,394.02	32%
Sewer Department	\$ 213,300.00	\$ 64,953.89	30%	\$ 223,568.00	\$ 42,466.75	\$ 181,101.25	19%
Electric Department	\$ 1,071,200.00	\$ 405,895.73	38%	\$ 1,075,055.00	\$ 389,366.39	\$ 685,688.61	36%

Revenues

Departments under where there revenue should be Police, amb, garbage, sewer
 Departments over where there revenue should be fire, library, pool, civic center, RUT, water and electric

Expenses

Departments under where there expense should be police, fire, amb, civic center, city hall, water and sewer
 Departments over where there expense should be library, pool, garbage, RUT, Electric

CITY OF STRAWBERRY POINT, IOWA
TREASURERS MONTHLY REPORT

OCTOBER 2010
11 09 2010

(F)

	CASH		ADJUSTMENTS		CASH		TREAS	OUTSAND	BANK	INVESTMENTS		FUND
	ON HAND	TRANSFER	RECEIVED	DISBURSED	BALANCE	CHECKS	BALANCE	THIS MONTH	LAST MONTH	BALANCE		
GENERAL	105,778.56		108,454.55	58,489.61	155,743.50	3,094.38	158,837.88	0.00	0.00	158,837.88		
ROAD USE	86,817.12		9,892.58	5,965.13	90,744.57	203.62	90,948.19	0.00	0.00	90,948.19		
DEBT SERVICE	48,683.14		28,651.90	0.00	77,335.04	0.00	77,335.04	0.00	0.00	77,335.04		
TRUST & AGENCY	90,098.75		34,899.12	5,548.32	119,449.55	122.92	119,572.47	0.00	0.00	119,572.47		
WATER	26,557.12		9,106.06	7,689.47	27,993.71	60.00	28,053.71	50,584.56	50,584.56	78,638.27		
SEWER	159,812.27		15,765.29	14,181.72	161,395.84	0.00	161,395.84	0.00	0.00	161,395.84		
ELECTRIC	255,511.63		97,991.20	66,368.22	287,134.61	0.00	287,134.61	293,769.71	293,769.71	580,904.32		
SPECIAL ASSETS	24,772.94		0.00	0.00	24,772.94	0.00	24,772.94	0.00	0.00	24,772.94		
CAPITAL EQUIP	151,653.35		1,220.00	0.00	152,873.35	0.00	152,873.35	119,454.64	119,454.64	272,327.99		
SEWER SURPLUS FUND	71,847.43		0.00	0.00	71,847.43	0.00	71,847.43	0.00	0.00	71,847.43		
STREET SCAPE	39,800.45		9,297.00	0.00	49,097.45	0.00	49,097.45	0.00	0.00	49,097.45		
CAPITAL IMPROV STREET	920.21		0.00	5.00	915.21	0.00	915.21	0.00	0.00	915.21		
LOCAL OPTION TAX	27,645.45		5,491.13	0.00	33,136.58	0.00	33,136.58	0.00	0.00	33,136.58		
LOCAL OPTION ECON DEV	2,747.80		2,745.57	5,491.14	2.23	0.00	2.23	0.00	0.00	2.23		
REHAB HOUSING	17,828.70		0.00	0.00	17,828.70	0.00	17,828.70	0.00	0.00	17,828.70		
URBAN RENEWAL	0.00		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
ECONOMIC DEV	0.00		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
	<u>1,110,474.92</u>	<u>0.00</u>	<u>323,514.40</u>	<u>163,718.61</u>	<u>1,270,270.71</u>	<u>3,480.92</u>	<u>1,273,751.63</u>	<u>463,808.91</u>	<u>463,808.91</u>	<u>1,737,560.54</u>		

0.00

1,270,270.71
3,480.92 OUT STANDING CHECKS

NSF CHECK	0.00	0.00	
NSF CHECK	0.00	0.00	
NSF CHECK	0.00	0.00	NSF CHECK
	0.00	(2,575.47)	O/S CHECKS CLEARED
	<u>323,514.40</u>	<u>161,143.14</u>	
	323,514.40	161,143.14	
	0.00	0.00	

1,273,751.63
1,273,751.63 Bank Statement Bal 10 31 2010
(0.00)

Bank Statement Balance

CASH IN CHECKING ACCOUNT 1,273,751.63

1,273,751.63

INVESTMENTS
TOTAL INVESTMENTS
TOTAL CASH & INVESTMENTS

463,808.91
463,808.91
1,737,560.54

NOVEMBER 09 2010

Thomas R. Munter
Thomas R Munter, Treas.

TREASURER'S REPORT				CLERKS		CLERKS	
OCTOBER 2010				BALANCE		BALANCE	
11 09 2010				CASH		TREAS	
	TREAS	OUTSTAND					
	BALANCE	INVESTMENT	CHECKS	ON HAND		REPORT	DIFF
001	GENERAL						
002	PETTY CASH		3,094.38	158,837.88	158,837.88	GENERAL FUND	158,837.88
110	ROAD USE TAX			0.00	X	PETTY CASH	X
111	T & A MUSEUM		203.62	90,948.19	90,948.19	ROAD USE TAX	90,948.19
112	T & A EMPLOYEE BENEFITS			0.00	X		X
113	T & A MUNTER TRUST			12,713.26	X		X
114	T & A ELECTRIC METER DEPOSITS		75.00	17,476.48	X		X
115	T & A WATER METER DEPOSITS		47.92	6,844.59	X		X
116	T & A LIBRARY CAPITAL IMPROVEMENT			4,330.71	X		X
117	T & A FIRE DEPTARMENT			11,745.85	X		X
118	T & A SWIMMING POOL			18,160.47	X		X
119	T & A MILLARD LIBRARY			0.00	X		X
120	LIBRARY HARLEY HOWE			48.75	X		X
121	T & A TREE BOARD			2,210.43	X		X
122	T & A AMBULANCE			(321.11)	X		X
123	T & A CIVIC CENTER			15,940.13	X		X
124	LOCAL OPTION DEBT SERVICE (TAX)			18,574.10	119,572.47	T & A (SUM OF 111:123+910+128)	119,572.47
125	ELECTRIC PRIN & INT RESERVE			33,136.58	33,136.58	LOCAL OPTION DEBT SERVICE (TAX)	33,136.58
126	LOCAL OPTION ECONOMIC DEVELOPMEN	143,325.79		143,325.79	X	ELECTRIC PF'IN & INT RESERVE	X
127	T & A EMERGENCY LEVY			2.23	2.23	LOCAL OPTION ECONOMIC DEVELOPMEN	2.23
128	T & A I-JOBS			258.31	X		X
129	FEMA-HAZARD M			3,227.16	X		X
145	URBAN RENEWAL			0.00	0.00		0.00
160	ECONOMIC DEV			0.00	0.00		0.00
200	DEBT SERVICE			77,335.04	77,335.04	DEBT SERVICE	77,335.04
201	DEBT SERVICE-TIF			0.00	0.00		0.00
301	CAP EQUIP POLICE			14,199.28	1,377.53		X
302	CAP EQUIP FIRE			(108,956.96)			X
303	CAP EQUIP AMBULANCE			264.16			X
305	CAP EQUIP STREET			14,844.77	5,088.26		X
307	CAP EQUIP SWIM POOL			18,898.80			X
308	CAP EQUIP WATER			19,033.15	5,722.04		X
309	CAP EQUIP SEWER			44,832.87	50,557.88		X
310	CAP EQUIP ELECTRIC			141,597.27	52,898.23		X
311	CAP EQUIP CLERKS OFFICE			4,660.01	3,814.70		X
312	CAP EQUIP PARK			3,500.00			X
314	ELECTRIC REQUIRED IMPROVEMENT			0.00	110,257.75	CAPITAL EQUIP (SUM OF 301:314)	272,327.99
320	SPECIAL ASSESSMENT			24,772.94			X
321	STREETSCAPE			49,097.45		STREETSCAPE	49,097.45
322	REHAB HOUSING			17,828.70		REHAB HOUSING	17,828.70
323	CAPITAL IMPROVEMENT STREET			(4,158.74)		CAPITAL IMPROVEMENT STREET	915.21
324	IND PARK IMPROVEMENT			5,073.95		IND PARK IMPROVEMENT	X
600	WATER			27,993.71	50,584.56	WATER	78,638.27
610	SEWER			37,409.72	60.00		X
611	SEWER REVENUE BOND DEBT SERVICE			123,986.12		SEWER (SUM OF 610:611)	161,395.84
612	SEWER SURPLUS FUND			71,847.43		SEWER SURPLUS FUND	71,847.43
630	ELECTRIC			190,880.81			X
631	ELECTRIC GERNERATION PROJECT			98,253.80	40,188.17		X
910	TOWNSHIP PROPERTY TX			8,363.34	0.00	ELECTRIC (SUM OF 630:631+314+125)	580,904.32
				1,270,270.71	463,808.91		1,737,560.54
				1,270,270.71	3,480.92		1,734,079.62
				0.00	0.00		1,737,560.54
					0.00		(0.00)

OCTOBER 2010

CITY OF STRAWBERRY POINT IOWA
 CERTIFICATE OF DEPOSITIS

11 09 2010
 MATURITY

CD #	MATURITY DATE	% RATE	AMOUNT	GENERAL	ROAD USE	DEBT SEVICE	T & A	WATER	SEWER	ELECTRIC	CAPITAL IMRO STREET	CAPITAL EQUIP	LOCAL OPTION	BLDG MAIN
317515	MAY 30 2011	2.40	45,372.14					45,372.14						
317701	07 07 11	2.40	47,683.81							47683.81				
317703	07 07 11	2.40	5,722.04											
317704	07 07 11	2.40	5,086.26									5,722.04		
317705	07 07 11	2.40	1,377.53									5,086.26		
317706	07 07 11	2.40	3,814.70									1,377.53		
317740	07 13 11	2.40	5,212.42									3,814.70		
317741	07 13 11	2.40	5,212.42					5,212.42		5212.42				
253.90	APR 09 2011	2.40	40,186.17							40186.17				
25389	APR 09 2011	2.40	143,325.79							143325.79				
25388	APR 09 2011	2.40	110,257.75							57361.52		52,896.23		
317942	FEB 25 2011	2.25	50,557.88									50557.88		
TOTALS			463,808.91	0.00	0.00	0.00	0.00	50,584.56	0.00	293,769.71	0.00	119,454.64	0.00	0.00

MATURITY DATE	% RATE	AMOUNT	GENERAL	ROAD USE	DEBT SEVICE	T & A	WATER	SEWER	ELECTRIC	SPECIAL ASSMNTS	CAPITAL EQUIP	LOCAL OPTION	BLDG MAIN
---------------	--------	--------	---------	----------	-------------	-------	-------	-------	----------	-----------------	---------------	--------------	-----------

STRAWBERRY POINT, IA

*Cash Balance Investments

11/05/10 10:30

Page 1

COPY
11/09/10

Current Period October 10-11

10-11	Begin Balance	Receipts	Disbursements	Transfers	Journal Entries	JE Payroll	Balance NO Investments	Investment	Balance
CASH									
GENERAL FUND	\$150,524.16	\$197,813.93	\$140,262.49	\$0.00	\$356.26	(\$52,688.36)	\$155,743.50	\$0.00	\$155,743.50 In Bal
PETTY CASH	\$140.00	\$0.00	\$0.00	\$0.00	(\$140.00)	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
ROAD USE TAX	\$108,508.34	\$45,236.76	\$52,790.85	\$0.00	\$0.00	(\$10,209.68)	\$90,744.57	\$0.00	\$90,744.57 In Bal
T&A MUSEUM	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
EMPLOYEE BEN	\$7,316.26	\$33,762.65	\$29,254.39	\$0.00	\$888.74	\$0.00	\$12,713.26	\$0.00	\$12,713.26 In Bal
T&A MUNTER TF	\$16,082.27	\$1,394.21	\$0.00	\$0.00	\$0.00	\$0.00	\$17,476.48	\$0.00	\$17,476.48 In Bal
T&A ELECTRIC 1	\$6,763.16	\$1,125.00	\$1,118.57	\$0.00	\$0.00	\$0.00	\$6,769.59	\$0.00	\$6,769.59 In Bal
T&A WATER ME	\$4,289.22	\$375.00	\$381.43	\$0.00	\$0.00	\$0.00	\$4,282.79	\$0.00	\$4,282.79 In Bal
T&A LIBRARY C/	\$11,745.85	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$11,745.85	\$0.00	\$11,745.85 In Bal
T&A FIRE DEPAI	\$14,340.47	\$3,820.00	\$0.00	\$0.00	\$0.00	\$0.00	\$18,160.47	\$0.00	\$18,160.47 In Bal
T&A SWIMMING	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
T&A MILLARD LI	\$48.75	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$48.75	\$0.00	\$48.75 In Bal
LIBRARY HARLE	\$2,210.43	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,210.43	\$0.00	\$2,210.43 In Bal
T&A TREE BOAF	\$583.89	\$0.00	\$905.00	\$0.00	\$0.00	\$0.00	(\$321.11)	\$0.00	(\$321.11) In Bal
T&A AMBULANC	\$15,880.13	\$60.00	\$0.00	\$0.00	\$0.00	\$0.00	\$15,940.13	\$0.00	\$15,940.13 In Bal
T&A CIVIC CENT	\$16,039.10	\$2,535.00	\$0.00	\$0.00	\$0.00	\$0.00	\$18,574.10	\$0.00	\$18,574.10 In Bal
LOCAL OPTION	\$12,088.45	\$21,048.13	\$0.00	\$0.00	\$0.00	\$0.00	\$33,136.58	\$0.00	\$33,136.58 In Bal
ELECTRIC PRIN	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$143,325.79	\$143,325.79 In Bal
LOCAL OPTION	\$2.23	\$10,524.08	\$10,524.08	\$0.00	\$0.00	\$0.00	\$2.23	\$0.00	\$2.23 In Bal
T&A EMERGENC	\$258.31	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$258.31	\$0.00	\$258.31 In Bal
T&A I-JOBS	(\$0.36)	\$7,365.70	\$4,138.18	\$0.00	\$0.00	\$0.00	\$3,227.16	\$0.00	\$3,227.16 In Bal
FEMA - HAZARD	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
URBAN RENEW/	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
ECONOMIC DEV	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
DEBT SERVICE	\$37,415.06	\$39,919.98	\$0.00	\$0.00	\$0.00	\$0.00	\$77,335.04	\$0.00	\$77,335.04 In Bal
DEBT SERVICE-	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00 In Bal
CAPITAL EQUIP	\$14,199.28	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$14,199.28	\$1,377.53	\$15,576.81 In Bal
CAP EQUIP IMPI	(\$108,956.96)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	(\$108,956.96)	\$0.00	(\$108,956.96) In Bal
CAP EQUIP IMPI	\$264.16	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$264.16	\$0.00	\$264.16 In Bal
CAP EQUIP IMPI	\$13,539.72	\$1,318.00	\$12.95	\$0.00	\$0.00	\$0.00	\$14,844.77	\$5,086.26	\$19,931.03 In Bal
CAP EQUIP IMPI	\$18,898.00	\$0.00	\$0.00	\$0.00	\$0.80	\$0.00	\$18,898.80	\$0.00	\$18,898.80 In Bal
CAP EQUIP IMPI	\$36,345.00	\$0.00	\$17,311.85	\$0.00	\$0.00	\$0.00	\$19,033.15	\$5,722.04	\$24,755.19 In Bal
CAP EQUIP IMPI	\$44,832.87	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,832.87	\$50,557.88	\$95,390.75 In Bal
CAP EQUIP IMPI	\$137,597.27	\$4,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$141,597.27	\$52,896.23	\$194,493.50 In Bal
CAP EQUIP IMPI	\$4,660.01	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,660.01	\$3,814.70	\$8,474.71 In Bal
CAP EQUIP IMPI	\$3,500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,500.00	\$0.00	\$3,500.00 In Bal
ELECTRIC REQL	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$110,257.75	\$110,257.75 In Bal

STRAWBERRY HINT, IA
 *Cash Balance Investments

11/05/10 10:30:00 AM

Page 2

Copy 11/04/10

Current Period October 10-11

Ind	10-11 Begin Balance	Receipts	Disbursements	Transfers	Journal Entries	JE Payroll	Balance NO Investments	Investment	Balance
SPECIAL ASSES	\$24,772.94	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$24,772.94	\$0.00	\$24,772.94 In Bal
STREETSCAPE	\$22,633.45	\$26,464.00	\$0.00	\$0.00	\$0.00	\$0.00	\$49,097.45	\$0.00	\$49,097.45 In Bal
REHAB HOUSING	\$17,847.70	\$0.00	\$19.00	\$0.00	\$0.00	\$0.00	\$17,828.70	\$0.00	\$17,828.70 In Bal
CAPITAL IMPRO	(\$4,153.74)	\$0.00	\$5.00	\$0.00	\$0.00	\$0.00	(\$4,158.74)	\$0.00	(\$4,158.74) In Bal
POND PARK IMPRO	\$5,073.95	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$5,073.95	\$0.00	\$5,073.95 In Bal
WATER FUND	\$16,238.04	\$39,064.94	\$16,931.71	\$0.00	\$0.00	(\$10,377.56)	\$27,993.71	\$50,584.56	\$78,578.27 In Bal
SEWER FUND	\$10,221.10	\$64,970.89	\$29,280.89	\$0.00	\$0.00	(\$8,501.38)	\$37,409.72	\$0.00	\$37,409.72 In Bal
SEWER REV BO	\$123,986.12	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$123,986.12	\$0.00	\$123,986.12 In Bal
SEWER SURPL	\$71,847.43	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$71,847.43	\$0.00	\$71,847.43 In Bal
ELECTRIC FUND	\$162,566.76	\$405,895.73	\$356,779.67	\$0.00	\$0.00	(\$20,802.01)	\$190,880.81	\$0.00	\$190,880.81 In Bal
ELECT GENERA	\$96,253.80	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$96,253.80	\$40,186.17	\$136,439.97 In Bal
TOWNSHIP PRC	\$0.16	\$8,363.18	\$0.00	\$0.00	\$0.00	\$0.00	\$8,363.34	\$0.00	\$8,363.34 In Bal
	\$1,116,402.78	\$915,057.18	\$659,716.06	\$0.00	\$1,105.80	(\$102,578.99)	\$1,270,270.71	\$463,808.91	\$1,734,079.62

UPPER EXPLORERLAND REGIONAL PLANNING COMMISSION

UPPER EXPLORERLAND ECONOMIC DEVELOPMENT DISTRICT
UPPER EXPLORERLAND REGIONAL HOUSING AUTHORITY
REGIONAL PLANNING AFFILIATE 1 - IDOT
REGION 1 EMPLOYMENT & TRAINING

October 28, 2010

Deanna Dement
111 Commercial Street
Strawberry Point, IA 52076

Dear Deanna,

Upper Explorerland RPC is happy to submit a request for proposal (RFP) for the technical services portion of the Owner-Occupied Rehabilitation Program through the Community Development Block Grant through the Iowa Department of Economic Development for the City of Strawberry Point.

Upper Explorerland RPC is very experienced in the administration and management of federal and state funded programs. The Commission has received more than \$176 million in federal and state grants for the Region and serves as the Region 1 Fiscal Agent. The Commission has established a notable relationship with the regional manager of Iowa Workforce Development, assisting with annual budgets, subcontracts, and fiscal reports for Region 1.

If you have any questions about the proposal, please contact Rachelle Howe or Diana Johnson at 563-864-7551. Thank you for your time and consideration.

Sincerely,



Aaron Burkes
Executive Director



Serving Allamakee, Clayton, Fayette, Howard and Winneshiek Counties
134 West Greene Street, PO Box 219, Postville, IA 52162
PHONE: 563/864-7551, FAX: 563/864-7535

www.uerpc.org

The City of Strawberry Point Technical Administrative Services Proposal

For the
CDBG
Owner-Occupied Rehabilitation Program
2011 Grant

October 28, 2010

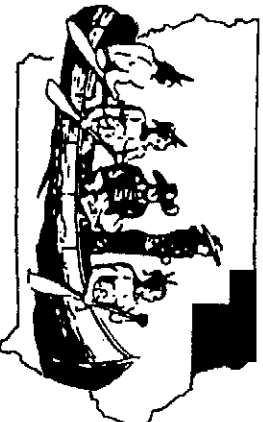
Prepared By:
**UPPER EXPLORERLAND
REGIONAL PLANNING COMMISSION**

134 West Greene Street, PO Box 219, Postville, IA 52162-0219

Phone: 563/864-7551, Fax: 563/864-7535

www.nerpc.org aburkes@nerpc.org

UPPER EXPLORERLAND ECONOMIC DEVELOPMENT DISTRICT
UPPER EXPLORERLAND REGIONAL HOUSING AUTHORITY
REGIONAL PLANNING AFFILIATE 1 - IDOT
REGION 1 EMPLOYMENT & TRAINING



Agency Information

AGENCY: Upper Explorerland Regional Planning Commission
ADDRESS: 134 West Greene Street, PO Box 219
Postville, Iowa 52162-0219

TELEPHONE: (563) 864-7551
FAX: (563) 864-7535

WEBSITE: www.nerpc.org
EMAIL: aburkes@nerpc.org

EMPLOYER ID: #42-1004383

Commission's History

Upper Explorerland Regional Planning Commission in Postville, IA was formed in 1972 to serve the 52 cities and five counties in its Northeast Iowa Region. The Cities and Counties agreed to and signed the Articles of Agreement and Bylaws creating the Commission. Since 1972, the Commission has received over \$176 million in state and federal financial assistance to improve the quality of life for the Region. The legal format for the creation of the Commission is provided for in the Code of Iowa under Chapter 28H. The Commission has operated in Northeast Iowa for over 38 years and provides a broad range of ongoing services to include economic and community development, transportation planning, housing assistance, and employment and training programs. A copy of the agency's table of organization is attached to this proposal. The Commission has the personnel, facilities, and equipment needed to perform the fiscal, administrative and technical duties for this program.

The Commission is centrally located in Postville and would be able to provide meeting facilities for the Housing Committee group if needed. This central location would also accommodate the Human and Financial Resource group with day-to-day inquiries and financial accessibility to assist with the project.

The Commission is very experienced in the administration and management of federal-and-state funded programs. The Commission has received more than \$176 million in federal and state grants for the Region and has served as the Region 1 Fiscal Agent. The Commission has established a notable relationship with the regional manager of Iowa Workforce Development, assisting with annual budgets, subcontracts, and fiscal reports for Region 1.

Commission's Philosophy

The Commission's goal has always been to provide its cities and counties with creative and practical consulting services at the most reasonable cost possible to enable our local governments to efficiently and effectively meet their goals and objectives. Because Upper Explorerland is a governmental entity, they do not have to operate at a profit, compared to a private consulting firm. The goal of the Commission can be summarized by the text in Chapter 28H: "The Commission shall be the coordinating body for all units of government in the service area, an

organization directed toward challenging problems of mutual interest and concern, and providing a platform of information and coordination towards the solution of these problems.”

Upper Explorerland’s goal is not to form a new layer of government but to retain and strengthen local home rule while combining our total resources for regional challenges beyond their individual capabilities. Upper Explorerland fully realizes that their individual and common destinies rest with the interdependent actions of all the local governments that comprise the five-county region.

Commission’s Qualifications and Personnel

Since 1972, UERPC has had extensive experience working with the Community Development Block Grant program. UERPC currently has three staff persons as well as a contracted home inspector completely versed in the technical services of Community Development Block Grants and Housing Fund Grants. All four of these individuals have also completed the Iowa Department of Public Health (IDPH) lead paint training and are certified visual risk assessors/sampling technicians. They are responsible for teaching the 8-hour Safe Work Practices classes which are required for all contractors and property owners/landlords who participate in any federally-funded housing program. The staff also attends continuing education training as it is provided. Their certifications are attached.

Diane Looney

Sampling Technician
Tax Credit Compliance System Certification
Mixed Finance Training

Lori Brockway

Mixed Finance Training
Low Income Housing Tax Credit Compliance
Thermo Fisher Scientific Niton Analyzer Manufacturer’s Training Course
Sampling Technician
Radiation Safety and Operation
Notary Public

Rebecca Ziemann

Sampling Technician/Risk Assessor

LeRoy Holm

Housing Inspector
Sampling Technician

Proposed Scope of Work

Upper Explorerland's technical and general administration fees cover the following expenses:

1. Work with the Community to draft and finalize grant application*
2. All technical services necessary for individual, scattered site types of activities whether accomplished internally with staff or contracted for (e.g., initial inspections, work write-ups, cost estimates, construction supervision, etc.)
3. Financing costs (e.g., origination fees, credit reports, escrow fees, title searches and opinions, deeds, security agreements, filing/recording fees, appraisals, etc.)
4. Processing of individual applications for assistance*
5. Third-party verification of applicant's incomes*
6. Income eligibility determination and verification of applicants
7. After-rehabilitation value determination
8. Activities to affirmatively further fair housing (project specific)
9. Underwriting costs and related fees associated with your financial assistance to individual projects
10. Project specific forms and documentation
11. Project specific environmental (i.e., SHPO clearance)
12. Costs of procuring construction services
13. Relocation services (advisory services, notices, locating replacement units, inspections, negotiations, counseling, etc.)
14. Homebuyer Education (as applicable)*
15. Lead hazard services (see Attachment A)

* Will be performed as a general administrative expense

VERPC uses one subcontractor for the Housing Grant programs. EHS Laboratories of Richmond, Virginia is used for all required lead sample testing. In 2000, HUD ruled that all housing constructed prior to 1978 and receiving federal funds must address all lead hazards; i.e., deteriorated painted or varnished surfaces. VERPC started using EHS Labs in 2001 with the first Housing Grants subject to the HUD rule change.

Administrative Capacity and Related Experience

Our administrative capacity includes experienced grant writers, administration and oversight of grants. Our Administrative Team is experienced in marketing, collaboration, planning, education and coordination to complete projects in a professional, timely basis.

Lori Brockway*	16 Years Experience
Sarah Snitker*	1 Years Experience
Rachelle Howe*	14 Years Experience
Diana Johnson*	10 Years Experience
Bill Ziegler	10 Years Experience
Aaron Burkes	17 Years Experience

*Responsible for day-to-day operations

The UERPC staff is on a first-name basis with the IDED field staff that administers the CDBG and housing programs on behalf of the State. The staff is completely proficient with the procedures involved with successful completion of a housing, community facilities and water/sewer program.

Procurement of auditing firms is based on a three-year proposal and upon a formal recommendation to the Board of Directors, a written agreement is executed. Auditing firms are "rated" based on their specialized expertise in performing a quality governmental audit; their experience in auditing similar agencies; the qualifications of the personnel assigned to the audit of the Commission.; the scope of services that will be provided to the Commission throughout the contract term; and the hours and timeframe required to complete the audit. The Commission does not have any potential claims or liabilities and is a low-risk agency with fifteen consecutive years of unqualified, no finding audits by independent auditing firms. The Commission does not have any outstanding litigation that may threaten the viability of UERPC.

The Commission has completed various CDBG Housing projects over the past years. The latest projects of completion include:

- 2005 City of Oelwein
- 2006 City of Elma
- 2006 City of Garnavillo
- 2007 City of Ossian
- 2008 City of Postville
- 2010 City of Postville
- 2010 City of Fayette
- 2010 City of Garnavillo

Furthermore, the Commission has anticipated the rehabilitation needs of the region's homeowners and developed a Northeast Iowa Housing Trust fund within the region for four (4) counties within the region including: Allamakee, Clayton, Howard and Winneshiek. The Commission and Housing Trust Fund Board have brought in over \$600,000 to assist the rehabilitation needs within the four (4) counties.

Also, the Commission administers the Fayette County Local Housing Trust fund specifically for the county of Fayette.

References

Upper Explorland has worked with the following cities on CDBG Grants in the past.

City of Fayette

Bill Dohrmann, Mayor
Christie Dennis, City Clerk
11 S. Main Street, PO Box 28,
Fayette IA 52142
563-425-4316

City of Garnavillo

Denise Schneider, City Clerk
106 E. Chestnut Street
Garnavillo, IA 52049
563-964-2331

City of Marquette

Dean Hilgerson, City Clerk
88 North Street
Marquette, IA 52158-0007
563-873-3735

Cost to Administer Grant

Technical Services and Lead Carrying Cost:

- \$4,500 per unit. For eight (8) units the total would not exceed \$36,000.

The administrative fee will be billed quarterly, based on work performed during that month.

General Administration and Grant Writing:

The Commission will charge the following:

- Less than 6 units \$2,400 per unit
- 6 – 7 units \$2,200 per unit
- 8 – 9 units \$2,000 per unit
- 10 or more units \$1,800 per unit

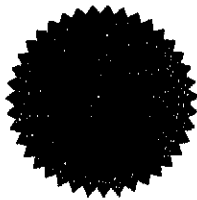
Upper Explorerland is an entity responsive to local governments and feels it is necessary to keep their costs as low as possible. The UERPC staff is proficient in administering CDBG projects. Upon project completion, UERPC will remain available to help the City in every way possible.

ATTACHMENT A WORK SPECIFICATIONS FOR TECHNICAL SERVICES

The minimum service expectations for this project are noted below:

1. Perform Section 106 Clearance process with State Historical Society of Iowa. Ensure that work fully complies with these expectations and clearance is received from State office. Copy of clearance to be sent to IDEED.
2. Perform initial inspections to determine what work items are needed to comply with HUD Lead Based Paint standards and Iowa Minimum Housing Rehabilitation Standards;
3. Prepare work specifications and descriptions for public bidding that are within the program budgetary limits.
4. Prepare and post as legal notice the "Notice to Bid" in the local newspaper. Notify the MBE & WBE contacts as listed in the IDEED Housing Management Guide.
5. Conduct pre-bid meeting and issue any addendums.
6. Mail out public bid materials to interested contractors and plan rooms. Identify the lead base paint and rehabilitation items for the specifications;
7. Prepare line item cost estimates.
8. Attend bid opening, review bids received, prepare bid tabulation and present to City Council for approval. Send bid award letter to homeowner and contractors.
9. Prepare contractor and subcontractor eligibility forms and submit to the Iowa Department of Economic Development for verification.
10. Prepare and execute construction contracts and mortgages, obtain necessary signatures and file liens in County Courthouse.
11. Perform ongoing quality control inspections during the construction and write notes in journal. Ensure that the contractor provides quality work and that the homeowner is pleased with the outcome.
12. Prepare any necessary change orders, including cost estimates for the changes.
13. Prepare contractor pay request forms. Provide pay request forms to City and grant administrator for payment.
14. Receive necessary lien waivers and ensure that they are accurate.
15. Educate homeowners on the lead based paint requirements for construction and relocation, i.e. storage of personal belongings.
16. Ensure that the contractor complies with lead safe work practices for all work identified or requiring lead safe work practices.
17. Perform lead based paint clearance testing and provide certified lab results. Provide complete lead based paint notices to homeowners.
18. Schedule and attend housing committee meetings. Prepare record of meeting results.
19. Provide documentation on expenditures by unit for IDEED Quarterly reports.
20. Manage dispute resolution as identified in City's Administrative Plan.
21. Retain all records for at least 5 years following project completion.
22. Communicate with City and IDEED grant administrator about the status of the projects on a regular basis.

CERTIFICATIONS



CERTIFIED IN
LOW INCOME HOUSING
TAX CREDIT
COMPLIANCE - TACCs®

This is to certify that

Lori Brockway


has successfully completed training and passed an examination evidencing proficiency in compliance requirements of the Low Income Housing Tax Credit Program and therefore has earned the TACCs® designation as of this date.



PRESIDENT, QUADEL CONSULTING CORPORATION

DATE

February 11, 2009

QUADEL CONSULTING 
TRAINING THE AFFORDABLE HOUSING INDUSTRY

Radiation Safety and Operation of Niton XRF Analyzers

This is to certify that

Lori Brockway

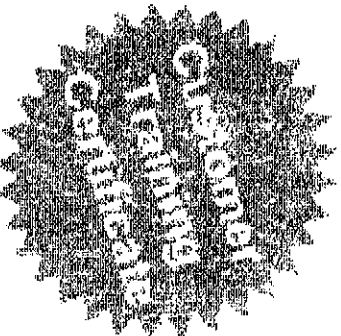
has successfully completed the one day Thermo Fisher Scientific Niton Analyzer Manufacturer's Training Course. The topics of this course include radiation safety, monitoring, device operation, and machine maintenance of the Niton XRF Analyzer.

(CIH's – The ABIH Awards 1 CM point, approval # 08-354)

Course date: 2009 June 2

Location: Des Moines, IA

Certificate Number: 13:500038000000dIMOai



Sophie Ung

Sophie Ung
Radiation Safety Training Coordinator

J. Blute

James Blute, CHP
Manager of Health and Safety

DATE
February 11, 2009

PRESIDENT, QUADEL CONSULTING CORPORATION

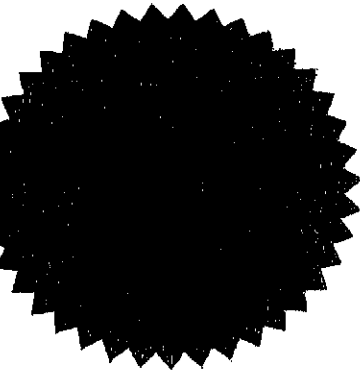
Don. Boker

MIXED FINANCE TRAINING
PUBLIC HOUSING PROPERTIES WITH LOW INCOME HOUSING TAX CREDITS

THIS IS TO CERTIFY THAT

Loi Brockway

HAS ATTENDED AND SUCCESSFULLY COMPLETED TRAINING IN THE REQUIREMENTS OF:



CERTIFICATE OF TRAINING

This is to certify that

Lori Brockway
PO Box 219
Postville, IA 52162
SAMPTECH REF - 0187

Has successfully completed 8 Hour Sampling Tech Refresher
Training Part 1
Iowa Department of Public Health approval number: IATRAN
- SAMPL - 0002
Held in Des Moines, IA, April 22, 2009,
with a test score of 100%.

L.M. HJ Date *4-24-09*
Training Manager

Elizabeth Kemp Date *4/24/09*
Instructor

1605 Associates Dr., Suite 102 563-582-3973
Dubuque, IA 52002

MISA

PROFESSIONAL SERVICES
TRANSPORTATION • MUNICIPAL • REMEDIATION
DEVELOPMENT • ENVIRONMENTAL

IOWA

SECRETARY OF STATE

LORLI BROCKWAY
UPPER EXPLORERLAND REGIONAL PLANNING COMM
134 W GREENE ST
PO BOX 219
POSTVILLE, IA 52162

To all to whom these Presents shall come, Greeting.

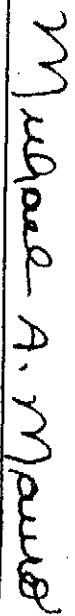
Whereas LORLI BROCKWAY

has been duly appointed to the office of NOTARY PUBLIC in and for The State of Iowa for the period beginning August 17, 2009 and ending August 17, 2012 and has duly qualified as required by law. Therefore, Know Ye, That in pursuance of law, I, Michael A. Mauro, Secretary of State of the State of Iowa, in the name and by authority of the people of the State, do hereby commission the said

LORLI BROCKWAY
Commission No. 759622

to said office with full power and authority to execute and fulfill the duties thereof according to law, and to enjoy all the rights, authorities, privileges and emoluments thereto legally appertaining during the period of this appointment, unless the commission be sooner revoked or annulled by lawful authority.

*In Testimony Whereof, I have herunto set my hand
and Seal of the Secretary of State of Iowa. Done at
Des Moines on August 19, 2009.*


MICHAEL A. MAURO SECRETARY OF STATE



Printed on
Recycled Paper



Iowa Department of Public Health
Promoting and Protecting the Health of Iowans

IOWA DEPARTMENT OF PUBLIC HEALTH
Lori Brockway
Sampling Technician
Certification #: IA1998-SAMP-0014

Thomas Newton, MPP, REHS
Director

Chester J. Culver
Governor

Expiration Date: October 07, 2010

Sylvia Gieseke
Sylvia Gieseke, Certification Manager

October 07, 2009

Ms. Lori Brockway
Upper Explorerland Regional Planning
134 W. Greene Street, PO Box 219
Postville, IA 52162

Dear Ms. Brockway:

The department has reviewed the information you submitted and determined that you have met the requirements for renewal of your certification in the state of Iowa as sampling technician.

Fee Amt: \$50. Date Paid: September 30, 2009

Certification Number: IA1998-SAMP-0014

Your previous certification expired on October 07, 2009. The effective date of your renewal certification is October 05, 2009. If there is a gap between the expiration date of your previous certification and the effective date of your renewal certification, you were not certified during that period. Your current certification will expire on October 07, 2010.

Performing any lead-based paint activity without being certified is a violation of Iowa law. As a certified sampling technician, you must follow the standards of conduct as listed in Iowa Administrative Code 641-Chapter 70.

I am enclosing an ID card that lists the number and expiration date of your certification. This card should be kept with you so that this information is on hand when you are at the job site.

Please Note: You must also complete an 8-hour refresher course no later than November 19, 2012.

According to our records, you have completed the following courses:

Course Name: Refresher – Part 1 - Samp Tech & INS **Course Length:** 8hrs

Training Provider: MSA Professional Services

Dates: April 22, 2009 - April 22, 2009 **Test Score:** 100%

Course Name: Refresher – Visual Risk Assessor **Course Length:** 12hrs

Training Provider: Iowa Department of Public Health

Dates: August 12, 2000 - August 14, 2000 **Test Score:** 100%

Promoting and protecting the health of Iowans



Q U A D E L
CONSULTING CORPORATION

Diane Looney
Upper Explorerland Reg'l (LA) Housing Authority
PO Box 219
Postville, IA 52162

Registrant ID: 00195506
Location:
Workshop Date: 02/09/09

Date: 03/18/09

Dear Diane Looney:

Quadel Consulting Corporation is pleased to inform you that you received a passing score of 92 on the Tax Credit Compliance System (TaCCs) certification examination. Your name will soon appear in the on-line Quadel register at www.quadel.com.

Although it is not possible for us to return your examination or answer sheet to you, we hope that it is helpful for you to know the areas in which you scored above 70 percent.

<u>Section</u>	<u>Scored Above 70%</u>
General Information	Yes
Applicant Eligibility	Yes
Income Calculations	Yes
Init. Certification	Yes
Unit Eligibility	No
Ongoing Compliance	Yes
Annual Income Exercise	Yes
Assets	Yes
Case Study Questions	Yes

The enclosed TaCCs certification is an indication of your command of tax credit rules and regulations and of your commitment to setting high standards of professionalism in the assisted housing industry.

Congratulations on your achievement!

Sincerely,

Margaret Gregory
Training and Conferences Manager

CERTIFICATE OF TRAINING

This is to certify that

Dianne Looney
PO Box 219
Postville, IA 52162
SAMPTECH REF - 0194

Has successfully completed 8 Hour Sampling Tech Refresher
Training Part 1
Iowa Department of Public Health approval number: IATRAN
- SAMPL - 0002
Held in Des Moines, IA, April 22, 2009,
with a test score of 96%.

Ma. HJ Training Manager Date *4-24-09*

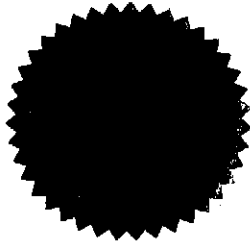
Elizabeth King Instructor Date *4/24/09*

1605 Associates Dr., Suite 102 563-582-3973
Dubuque, IA 52002

MSA

PROFESSIONAL SERVICES
TRANSPORTATION • MUNICIPAL • REMEDIATION
DEVELOPMENT • ENVIRONMENTAL

CERTIFIED IN
LOW INCOME HOUSING
TAX CREDIT
COMPLIANCE - TACCs®



This is to certify that

Diane Looney

has successfully completed training and passed an examination evidencing proficiency in compliance requirements of the Low Income Housing Tax Credit Program and therefore has earned the TACCs® designation as of this date.

PRESIDENT, QUADEL CONSULTING CORPORATION

Kevin M. Romano

February 11, 2009

DATE

DATE
February 11, 2009

PRESIDENT, QUADEL CONSULTING CORPORATION

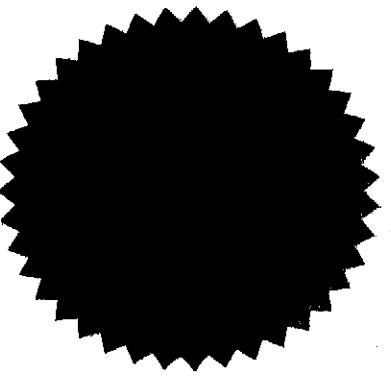
Don. Boker

MIXED FINANCE TRAINING
PUBLIC HOUSING PROPERTIES WITH LOW INCOME HOUSING TAX CREDITS

HAS ATTENDED AND SUCCESSFULLY COMPLETED TRAINING IN THE REQUIREMENTS OF:

Diane Looney

THIS IS TO CERTIFY THAT



CERTIFICATE OF TRAINING

This is to certify that

Becky Ziemen
134 W. Green Street
Postville, IA 52162

SAMPLING TECHNICIAN INSPECTOR / RISK ASSESSOR PART I 0091

Has successfully completed 20 Hour Inspector/risk Assessor Training
Iowa Department of Public Health approval number:
IA-2003-FIRM-001 - MSA Professional Services, Inc.
Held in Dubuque, Iowa, 6/14-16/10 with a test score of 98%.



6/24/10

Training Manager

Date

1605 Associates Dr., Suite 102
Dubuque, IA 52002

563-582-3973



MSA

PROFESSIONAL SERVICES
TRANSPORTATION • MUNICIPAL • REMEDIATION
DEVELOPMENT • ENVIRONMENTAL

TABLE OF ORGANIZATION

Upper Explorerland Regional Planning Commission

