

**CITY OF CASCADE, IOWA
COUNCIL MEETING AGENDA & PUBLIC NOTICE
Monday, September 25, 2023, 6:00 P.M.
CITY HALL, 320 1ST AVE WEST**

NOTICE: Notice is hereby given that the Cascade City Council will hold a meeting at 6:00 PM on Monday, September 25, 2023, at City Hall. Any visually or hearing-impaired person with special accessibility needs should contact the City Clerk at 563-852-3114.

Meetings are live streamed at www.cityofcascade.org and on Local Access Channel 18

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Approve Agenda**
- 5. Public Comment (Limit 3 minutes per person-Agenda Items and Local Government Issues)**
- 6. Consent Agenda – Review and approve the following:**
 - 1. Minutes: City Council 9/11/23**
 - 2. Liquor License – Annual Renewal - The Corner Taproom**
 - 3. Claims: September 25, 2023**
- 7. Consideration of Resolution #72-23 Purchase Playground Equipment New Park in Oak Hill and Surface Material up to \$77,000**
- 8. Consideration of Ordinance #10-23 Limitation on Garage or Rummage Sales (Third and Final Reading)**
- 9. Consideration of Resolution #71-23 Rejection of all Library Construction Bids**
- 10. Discussion on Mural Painting**
- 11. Report on Iowa League of Cities Conference**
- 12. Reports – Police Chief, Library Design Committee, City Administrator**
- 13. Public Comment (Limit 3 Minutes per person-only items on this agenda)**
- 14. Adjournment**

September 11, 2023
City Council Meeting Minutes

The September 11, 2023 Regular City Council meeting was called to order at 6:00PM by Mayor Steve Knepper. The Pledge of Allegiance was recited. Delaney, Hosch, Kelchen, Oliphant and Rausch answered roll call.

Motion Kelchen, second Oliphant to approve the agenda. All Ayes. Motion carried.

Motion Kelchen, second Delaney to approve the consent agenda items: City Council Minutes 8/28/23 and Library Board 9/5/23; and September 11, 2023 Claims; and Liquor Licenses: Comer Taproom (Outdoor Premises 9/16/2023 and 10/6/2023). All Ayes. Motion carried.

Motion Delaney, second Rausch to approve Ordinance #10-23 Limitation on Garage or Rummage Sales (Second of Three Readings). Roll Call Vote. All Ayes. Motion carried.

Motion Rausch, second Delaney to approve Ordinance #14-23 Trees (Third and Final Reading). Roll Call vote. 3 Ayes, Hosch & Oliphant Nay. Motion carried.

Motion Oliphant, second Rausch to approve Resolution #70-23 DNR Community Forestry Grant Application. Roll Call Vote. All Ayes. Motion carried.

Motion Kelchen, second Rausch to adjourn at 6:51 pm. All Ayes. Motion carried.

Kathy Goerd, City Clerk

Steven J. Knepper, Mayor

Lisa Kotter

From: Kathy Goerdt
Sent: Friday, September 22, 2023 10:25 AM
To: Lisa Kotter
Subject: FW: License LC0046749 Renewal Notice Sent

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** IOWA ABO Licensing Support
Sent: Thursday, September 21, 2023 5:01 AM
To: Kathy Goerdt <clerk@citycascade.com>
Subject: License LC0046749 Renewal Notice Sent

Hello,

LC0046749 has been sent a Renewal Notice is now eligible for their renewal.

Corp Name: Textile Brewery LLC

OBA: The Corner Taproom

License Number: LC0046749

Application Number: App-168577

Tentative Effective Date:

Application Type: Renewal

Amendment Type:

Thank you,
The Iowa Alcoholic Beverages Division

CLAIMS REPORT
Vendor Checks: 9/13/2023- 9/26/2023

INVOICE#	VENDOR NAME	INVOICE DESCRIPTION	INVOICE AMT	VENDOR TOTAL	CHECK#	CHECK DATE
09082023	ADVANTAGE ADMINISTRATORS	PARTIAL SELF FUND EXP-KOTTER	167.49		14016155	9/14/23
09152023	ADVANTAGE ADMINISTRATORS	PARTIAL SELF FUND EXP-STANER	78.53		14016156	9/21/23
12292022	ADVANTAGE ADMINISTRATORS	PSF BUY DOWNS		246.02		
FY24	AMERICAN LEGION POST 528	FY24 CONTRIBUTION		5,000.00		
2177173408	AT&T	SEPTEMBER 2023 PHONE CHARGES		25.69		
040695	AUTOMATIC SYSTEMS CO	CALIBRATE ABB FLOW METER WELLS		1,260.00		
116198	BARD MATERIALS	SEAL COAT CHIPS-STREETS		1,862.96		
PARK2023	BETTE GREEN	REFUND RENTAL DEPOSIT		50.00		
22133323589	BITUMINOUS MATERIALS	SEAL COAT OIL		14,276.74		
85078747	BOUND TREE MEDICAL LLC	KING VISION VIDEO OUT CABLE		39.49		
168975	CASCADE LUMBER CO	UTILITY KNIFE X2	17.28			
168976	CASCADE LUMBER CO	BULK BOLTS	39.90			
861910	CASCADE LUMBER CO	MONTHLY WATER SHIPPING FEES	13.12			
863720	CASCADE LUMBER CO	DUCT TAPE, TEFLON & TILE TAPE	25.76	96.06		
PARK2023	CHRIS SUMMERALL	PARK RENTAL DEPOSIT REFUND		50.00		
1929987	CITY LAUNDERING CO	UNIFORMS/SUPPLIES	99.64			
1932302	CITY LAUNDERING CO	UNIFORMS/SUPPLIES	132.37	232.01		
8181	CITY OF DUBUQUE	WATER TEST #30743		22.00		
SWIM2023	CURTIS, MCKINLEY	LIFEGUARD COURSE REIMBURSEMENT		260.00	65310	9/15/23
1001269603	DOLLAR GENERAL-REGIONS 410526	TOTES FOR POOL STORAGE		22.03		
FY24-SMART911	DUBUQUE COUNTY SHERIFF	SMART E911		400.68		
37793	ELLIS IMPLEMENT & OUTDOOR LLC	OIL/OIL CHANGE	49.98			
37887	ELLIS IMPLEMENT & OUTDOOR LLC	MOWER MAINTENANCE	100.00	149.98		
SWIM2023	FRAKE, ADDISON	LIFEGUARD COURSE REIMBURSEMENT		260.00	65311	9/15/23
28155	GASSER FARM & HARDWARE LLC	DEERSKIN WORK GLOVES		59.98		
ECIA Q3	GOERDT KATHY	MILEAGE REIMBURSEMENT:Q3 CLERK	38.84			
ELECTION	GOERDT KATHY	MILEAGE REIMB:ELECTION DELIVER	41.42	80.26		
IN14353833	GORDON FLESCH COMPANY INC	1/2 PRINTER/COPIER SERVICE FEE		77.91		
5451	HOMETOWN PEST SOLUTIONS	FALL INVADERS	140.00			
5659	HOMETOWN PEST SOLUTIONS	LIBRARY-FALL INVADERS	140.00			
5660	HOMETOWN PEST SOLUTIONS	EMS-FALL INVADERS	140.00			
5661	HOMETOWN PEST SOLUTIONS	FD-FALL INVADERS	140.00			
5662	HOMETOWN PEST SOLUTIONS	LIGHT PLANT-FALL INVADERS	140.00	700.00		
118285	INQUIREHIRE	EMPLOYMENT/CREDIT SEARCH		68.00		
GREGEXAM	IOWA DEPT OF NATURAL RESOURCES	G. SCHMIDT DNR EXAM FEE		30.00	65304	9/15/23
PR20230908	IPERS	IPERS	3,554.33		14016153	9/22/23
PR20230914	IPERS	IPERS	3,483.45	7,037.78	14016153	9/22/23
PR20230914	IRS W/H	FED/FICA TAX		7,508.05	14016154	9/22/23
2309229-in	J&R SUPPLY INC	STRAW NETS AND SOD STAPLES		380.00		
7428	JKP DESIGNS LLC	CHAMBERS-POLOS		25.00		
3128848.1	KCRG	1/2 KCRG OUR TOWN FEES		950.00		
SWIM2023	KEENLANCE, LILY	LIFEGUARD RECERTIFICATION REIM		180.00	65315	9/15/23
SWIM2023	KREMER, KRISTIN	WSI CERTIFICATION REIMBURSEMEN		190.00	65306	9/15/23
PARK2023	LAURA KNEPPER HUTCHINS	PARK RENTAL DEPOSIT REFUND		50.00		
211325	LYNCH DALLAS P.C.	EMAIL RE:GARAGE SALE/LIB BIDS	314.50			
211326	LYNCH DALLAS P.C.	ZONING & ADA/VARIANCE QUESTION	332.00			
211327	LYNCH DALLAS P.C.	VACANT PROPERT REGISTRATION	37.00			
211328	LYNCH DALLAS P.C.	GARAGE SALE ISSUE	17.50	701.00		
SWIM2023	LYNCH, CALLIE	LIFEGUARD RECERTIFICATION REIM		180.00	65316	9/15/23
SWIM2023	LYONS,TAYLOR	LIFEGURAD RECERTIFICATION REIM		180.00	65305	9/15/23
PARK2023	MADONNA CASEY	PARK RENTAL DEPOSIT REFUND		50.00		
SWIM2023	MANTERNACH, CARLY	LIFEGUARD COURSE REIMBURSEMENT		260.00	65312	9/15/23
100123	MAQUOKETA VALLEY COOP	STREET LIGHT LOCATION 54320266		155.13		
SWIM2023	MARY KAY CONNOLLY	POOL PASS REIMBURSEMENT		20.00		

CLAIMS REPORT
Vendor Checks: 9/13/2023- 9/26/2023

INVOICE#	VENDOR NAME	INVOICE DESCRIPTION	INVOICE AMT	VENDOR TOTAL	CHECK#	CHECK DATE
6581	MCDERMOTT OIL CO	PROPANE-STREETS		135.51		
PR20230914	MISSION SQUARE RETIRE-#303939	ICMA PERCENTAGE		1,229.20	65324	9/22/23
07302023	MOLLY DECKER	RENTAL REIMB FOR TIKI RENTAL		210.00		
SWIM2023	OTTING, ELLA	LIFEGAURD RECERTIFICATION REIM		180.00	65317	9/15/23
SWIM2023	RECKER, CARLI	LIFEGUARD RECERTIFICATION REIM		180.00	65318	9/15/23
OCTOBER 2023	JOE OR PEG REIFF	MONTHLY RENT		500.00		
0897-001000067	BFI WASTE SERVICES LLC	RESIDENTIAL & COMMERCIAL		24,722.07		
SWIM2023	RHOMBERG, ISABELLA	WSI CERTIFICATION REIMBURSEMEN		190.00	65307	9/15/23
SWIM2023	ROLING, MOLLY	WSI CERTIFICATION REIMBURSEMEN		190.00	65308	9/15/23
SWIM2023	ROLLINGER, LAURA	WCI CERTIFICATION REIMBURSEMEN	190.00		65309	9/15/23
SWIM2023-1	ROLLINGER, LAURA	LIFEGUARD COURSE REIMBURSEMENT	260.00	450.00	65309	9/15/23
SWIM2023	SCHNEITER, ALEXIS	LIFEGUARD COURSE REIMBURSEMENT		260.00	65313	9/15/23
262497	STATE HYGIENIC LABORATORY	2921 WATER SUPPLY TESTING		313.50		
PR20230908	TREAS STATE OF IOWA	STATE TAXES	946.38		14016152	9/22/23
PR20230914	TREAS STATE OF IOWA	STATE TAX	918.15	1,864.53	14016152	9/22/23
SWIM2023	TRUMM, MAKENNA	LIFEGUARD RECERTIFICATION REIM		180.00	65319	9/15/23
09262023	VISA	VISA		1,505.33		
SWIM2023	WAID, JAYDEN	LIFEGUARD COURSE REIMBURSEMENT		260.00	65314	9/15/23
232540019479	WELLMARK BC/BS OF IA	OCTOBER PREMIUMS		10,613.43		
				=====		
Accounts Payable Total				86,120.34		
				=====		
Invoices: Paid				21,315.58		
Invoices: Scheduled				64,804.76		
				=====		
Payroll Checks				26,334.99		
				=====		
Report Total				112,455.33		
				=====		

**CLAIMS REPORT
CLAIMS FUND SUMMARY**

Payroll Checks: 9/13/2023- 9/26/2023

FUND	NAME	AMOUNT
001	GENERAL	75,712.32
016	PARTIAL SELF-FUND	246.02
110	ROAD USE TAX	22,467.02
600	WATER	7,609.47
610	SEWER	6,420.50

	TOTAL FUNDS	112,455.33



BL ACCT 00006219-10000000
 CITY OF CASCADE
 Account Number: #### #### #### 0088
 Page 3 of 4

Cardholder Account Summary					
LISA ANN KOTTER #### #### #### 0832		Payments & Other Credits \$0.00	Purchases & Other Charges \$790.27	Cash Advances \$0.00	Total Activity \$790.27
Cardholder Account Detail					
Trans Date	Post Date	Plan Name	Reference Number	Description	Amount
08/02	08/03	PBUS01	24431063214083311634252	AMZN MKTP US*TH9ZI3720 AM AMZN.COM/BILL WA	\$64.14
08/03	08/04	PBUS01	24445003216400099055286	SAMS CLUB #4973 563-587-0576 IA	\$8.54
08/03	08/04	PBUS01	24431063215083744087036	AMZN MKTP US*TH3WR1231 AM AMZN.COM/BILL WA	\$171.58
08/07	08/08	PBUS01	24692163219100677060471	AMZN MktP US*TA0SN40Z1 Amzn.com/bill WA	\$242.01
08/15	08/16	PBUS01	24226383228400002582258	SAMSClub #4973 DUBUQUE IA	\$106.98
08/17	08/18	PBUS01	24493983229191000570997	DUBUQUE FARM & FLEET DUBUQUE IA	\$17.98
08/21	08/22	PBUS01	24906413233181008014695	DNH*GODADDY.COM 480-5058855 AZ	\$115.43
08/30	08/31	PBUS01	74657363243000560830135	REALVNC LIMITED CAMBRIDGE	\$81.88
08/30	08/31	PBUS01	74657363243000560830135	INTERNATIONAL TRANS FEE	\$1.73

600 810 6490
 split
 6108156490
 001-620-6419

Cardholder Account Summary					
KATHY M GOERDT #### #### #### 0865		Payments & Other Credits \$0.00	Purchases & Other Charges \$439.81	Cash Advances \$0.00	Total Activity \$439.81
Cardholder Account Detail					
Trans Date	Post Date	Plan Name	Reference Number	Description	Amount
08/09	08/10	PBUS01	24164073221105138738074	STAPLES DIRECT 800-3333330 MA	\$237.61
08/09	08/11	PBUS01	24445003222500326805924	DOLLAR GENERAL #17628 CASCADE IA	\$20.75
08/11	08/13	PBUS01	24445003223200098975604	Caseys Pizza 0077 563-8527347 IA	\$62.05
08/19	08/21	PBUS01	24164073232105778758611	Staples Inc 800-3333330 MA	\$119.40

Cardholder Account Summary					
FRED HEIM #### #### #### 0956		Payments & Other Credits \$0.00	Purchases & Other Charges \$275.25	Cash Advances \$0.00	Total Activity \$275.25
Cardholder Account Detail					
Trans Date	Post Date	Plan Name	Reference Number	Description	Amount
08/03	08/04	PBUS01	24431063215083745606867	AMAZON.COM*TH1Y65R30 AMZN AMZN.COM/BILL WA	\$25.50
08/03	08/04	PBUS01	24692163215107146187755	AMZN MktP US*TH9US3DR1 Amzn.com/bill WA	\$53.50
08/15	08/16	PBUS01	24270743227900018460176	CDNN SPORTS, INC. 325-6954867 TX	\$189.95
08/24	08/25	PBUS01	24137463237001008708314	USPS PO 1814402033 CASCADE IA	\$8.35

cRewards Bonus Points Information as of 08/31/2023					
Rewards	Beginning Balance	Points Earned	Points Adjusted	Points Redeemed	Ending Balance
	0	0	0	0	0

VENDOR SUMMARY

Vendor# 490 VISA Phone (800)883-0131

Alpha ID VISA	PO BOX 6818	Last Inv# 09262023	Purchases YTD	19,595.72
Contact:		Last Inv Dt 9/26/23	Purchases LYR	15,199.47
FAX	CAROL STREAM IL	Last Payment 3,736.72	Purchases 2YR	12,359.46
Cell	60197-6818	Last Pmt Date 8/15/23	On Order Bal	
		Last Check # 65242	Balance	1,505.33

Inv Date	Invoice #	Line	St	Referenceon	Invoice Amt	General Ledger #	Dist ID	Journal	1099
9/26/23	09262023	1	S	OFFICE CHAIR MATS	235.72	001-650-6507	001	2023	
		2	S	POOL CONCESSIONS	8.54	001-460-6514	001	2023	
		3	S	OFFICE CHAIR MAT	242.01	001-650-6507	001	2023	
		4	S	TENT	106.98	001-620-6506	001	2023	
		5	S	POST CAPS	17.98	001-430-6507	001	2023	
		6	S	GO DADDY.COM	115.43	001-620-6419	001	2023	
		7	S	VNC CONNECT	31.80	600-810-6490	600	2023	
		8	S	VNC CONNECT	31.81	610-815-6490	610	2023	
		9	S	COPY PAPER	44.06	001-160-6506	001	2023	
		10	S	PAPER, HAND SOAP, BANK BOXES	126.97	001-620-6506	001	2023	
		11	S	THERMAL FAX PAPER	66.58	001-110-6506	001	2023	
		12	S	POOL SUPPLIES	20.75	001-460-6507	001	2023	
		13	S	POOL PIZZA	62.05	001-460-6507	001	2023	
		14	S	BINDERS, DIVIDERS, PAPERTOWELS	119.40	001-620-6506	001	2023	
		15	S	POLICE HOLSTER	25.50	001-110-6181	001	2023	
		16	S	T SERIES L3D SIG BK RH SIG	53.50	001-110-6181	001	2023	
		17	S	SIG SAUER 9MM MAGAZINES	189.95	001-110-6181	001	2023	
		18	S	USPS POSTATE TO ANKENY	6.30	001-110-6506	001	2023	

\$790²⁷

LISA
VISA

? 439⁸¹

KATHY
VISA

\$ 275²⁵

FRED
VISA



September 25, 2023 Agenda

To: Mayor, City Council and Staff
From: Lisa Kotter, City Administrator
Date: September 22, 2023
Re: Order Playground Equipment

The Council gave permission to a group of citizens to fundraise for new playground equipment in the park adjacent to the Oak Hill subdivision. The goal for the group to be able to order the equipment was \$60,000. The amount raised so far is \$70,655. In order to receive the discount from the manufacturer, the equipment must be ordered by the end of September.

The other decision to be made is the ground surface material. The rubber recycled tires are much more expensive but have a significantly longer life and require little not no maintenance. The estimate from Nelson Tire for the rubber is \$12,600. Wood mulch would be only \$1,700. The typical park with mulch gets a new replacement pile of mulch every two years. The Resolution is written for the rubber mulch, but Council can amend the resolution if desired.

Our staff, with the help of Eastern Iowa Excavating, will be able to install the equipment. However, due to the 6-8 week lead time, it will most likely be Spring.

I have invited the citizen committee members to attend the meeting so we can express our thanks for a job well done.

RESOLUTION #72-23

**RESOLUTION TO PURCHASE PARK PLAYGROUND EQUIPMENT FOR THE NEW
PARK ADJACENT TO THE OAK HILL SUBDIVISION**

WHEREAS, the City will receive a donation in the amount of \$70,655 or more from the Cascade Community Enhancement Committee that it received from individuals and businesses for the purchase of new playground equipment; and,

WHEREAS, the City would like to thank the citizen fundraising committee that worked diligently for the past two months to raise the minimum amount of \$60,000; and,

WHEREAS, the City will receive a significant discount on the equipment if it is ordered no later than September 29, 2023, see Exhibit A; and,

WHEREAS, the City staff will be able to install the equipment in early Spring 2024 as it will take 6-8 weeks to receive; and,

WHEREAS, the City Council prefers to have a rubber surface material instead of wood mulch so that it has a longer life.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CASCADE, IOWA, as follows:

Section I. The City staff is authorized to order the Commercial Recreation Specialists Playground in the amount of \$63,111.43, Nelson Tire Recycling surface in the amount of \$12,600, and concrete for the posts and edging.

PASSED AND APPROVED this 25th day of September, 2023.

Steven Knepper, Mayor

ATTEST:

Kathy Goerdts, City Clerk



**COMMERCIAL
RECREATION
SPECIALISTS**

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Quote

Quote Number: 0023331
Quote Date: 6/29/2023

Resolution #72-23
Exhibit A

Bill To :
Miscellaneous

Ship To :
Miscellaneous Cascade, IA 52033

Customer ID	Customer PO Number	Sales Rep Name
MISCELLANEOUS		Cole Moeller
Valid Through	Shipping Method	Payment Terms
7/29/2023	BEST WAY	50% at accept; 50% prior ship

Item	Description	Quantity	Unit Cost	Amount
	Cascade Park Playground Pricing			
/99999 PLAYGROUND	Players Park Structure	1.00	90,119.00	90,119.00
/99999 PLAYGROUND	Regal	1.00	14,618.00	14,618.00
/99999 PLAYGROUND	Swings	1.00	4,733.00	4,733.00
	<ul style="list-style-type: none"> •Belt Seat 3 1/2"OD •3.5"OD Standard Arch Swing •3.5"OD STD Arch Swing AAB 			
/DISCOUNT CA	Healthy Kids Initiative Discount	1.00	52,368.50-	52,368.50-
	Terms: ** 50% down payment due upon acceptance of quote ** Remaining 50% due upon shipment of equipment			

Note: This quote is valid for 30 days. Please review the above information carefully. It defines your order as we understand it. If satisfactory, please sign and date below and fax to 608-848-8782, email back to your sales representative, or send a copy with your deposit to the address above. We will begin processing your order upon receipt of both your DEPOSIT AND APPROVAL SIGNATURE, per the terms indicated on your quote above. Additional surcharges may apply depending on final delivery address, actual delivery requirements and payment method. Please note that a 3% convenience fee may apply to credit card orders.

Net Order: 57,101.50
Freight: 6,009.93
Sales Tax: 0.00
Order Total: 63,111.43

Customer Acceptance: _____ 11 Date: _____
margaret



September 25, 2023 Agenda

To: Mayor, City Council and Staff
From: Lisa Kotter, City Administrator
Date: September 22, 2023
Re: Garage and Yard Sale Ordinance

As Council is aware we discussed at previous meetings creating an ordinance limiting the number of garage sales a property can have. Several communities have similar restrictions.

Included in the packet is the proposed ordinance that will allow any house to have three per year that are no longer than three consecutive days, during daylight hours. I created this to be its own chapter in the Special Ordinances section as there was no other chapter it seemed to fit.

This would be the third and final reading.

ORDINANCE NO. 10-23

**AN ORDINANCE CREATING TITLE VII (SPECIAL ORDINANCES) CHAPTER 17
YARD AND GARAGE SALES CHAPTER OF THE CODE OF ORDINANCES OF THE
CITY OF CASCADE, IOWA**

WHEREAS, the City Council of the City of Cascade, Iowa, has determined it is necessary to create Title VII (Special Ordinances) of the Code of Ordinances of the City of Cascade, Iowa (“City Code”), to create Chapter 17 Regulations on Yard and Garage Sales;

WHEREAS, the City Council is concerned that garage sales of residents can become ongoing, lengthy affairs which create continuing visual nuisances under the nuisance sections of these Ordinances,

**THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
CASCADE, IOWA** as follows:

SECTION 1. TITLE VII CHAPTER 17. Title VII Chapter 17 of the City Code, Yard and Garage Sales, is created with the following:

7-17-1 Yard And Garage Sales:

a. Definitions: For the purpose of this section, the following terms shall have the meanings ascribed to them in this subsection:

(1) Garage or Yard Sale: Means and includes all general sales open to the public, conducted from or on a residential premises in any residential zone, for the purpose of disposing of personal property, including, but not limited to, all sales entitled garage, lawn, yard, attic, porch, room, back yard, patio, rummage, or moving sale. This definition shall not include a situation where more than five (5) specific items are held out for sale and may include multi-family garage sales on one residential site.

(2) Personal Property: Property which is owned, utilized, and maintained by an individual or members of his or her residence and acquired in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.

b. Hours Of Operation: Garage sales shall be limited in time to no more than the daylight hours of three (3) consecutive days. Following display of personal property for three consecutive days, said personal property shall no longer be displayed and shall be stored in compliance with the Code of Ordinances, outside the public view. A failure to observe the requirements of this section, or any other portion of this Chapter, shall be a municipal infraction. It shall further be considered a nuisance under Chapter 2, Section 3-2-1 of the Code of Ordinances.

c. Display Of Sale Property: Personal property offered for sale may be displayed within in a residential garage, driveway, carport, and a rear yard and/or front yard, but only in such

privately-owned areas. No personal property offered for sale at a garage sale shall be displayed in any public right-of-way. Only personal property shall be sold.

d. Number Of Garage Sales: No residence shall be the site of more than three (3) garage sales per calendar year. The owner and occupant of the residences whereon a joint garage sale is located shall be deemed to jointly control the property for purposes of this section and shall be responsible for complying with this section.

e. It shall further be prohibited for any person to conduct sale of items regulated by this Chapter by relocating merchandise from residential zoning to property any other zoning classification for the purpose of avoiding application of this Chapter, unless said property to which the items are transported is zoned for commercial sale of said items, and said items are sold inside a licensed commercial business establishment under an agreement with the premises owner for consignment sale of said items.

BE IT FURTHER ORDAINED THAT THE FOLLOWING AMENDMENT IS MADE TO CHAPTER 2, NUISANCES, SECTION 3-2-1 OF THE CODE OF ORDINANCES:

3-2-1 DEFINITIONS.

For use in this Ordinance, the following terms are defined:

1. NUISANCES DECLARED. The term "nuisance" means whatever is injurious to health, indecent, or unreasonably offensive to the senses or an obstacle to the free use of property, so as essentially to unreasonably interfere with the comfortable enjoyment of life or property. Nuisances shall include, but not be limited to, those activities and items hereinafter set forth in this section below:

...

New subsection:

xx. Any violation of Title VII, Chapter 17 concerning garage sales wherein a visual nuisance is created by said violation.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of this ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. EFFECTIVE DATE. This ordinance shall be effective after its passage and publication as required by law.

PASSED AND APPROVED this 25th day of September, 2023.

Steve Knepper, Mayor

ATTEST:

Kathy Goerdt, City Clerk

First Reading: August 28, 2023

Second Reading: September 11, 2023

Third Reading

Publication

Sent to American Legal



September 25, 2023 Agenda

To: Mayor, City Council and Staff
From: Lisa Kotter, City Administrator
Date: September 22, 2023
Re: Reject Library Bids

As Council is aware the bids for the library came in significantly higher than the estimate we were given. With the large variation between the estimate and actual bids, it is recommended that we reject all four bids, redesign enough of the plans to account for the variance of \$1.2M and then re-bid the project. Based on that, we have prepared a Resolution to reject the bids.

The Design Committee met on September 14 to go over the preliminary list of suggested changes which is included in the packet. I do not have an updated list but most of the items were accepted by the Committee. There were a few added and a few removed. I have asked for a new list, and if I have it, we will present it to the City Council on Monday.

RESOLUTION #71-23

**RESOLUTION REJECTING ALL SEPTEMBER 7, 2023
BIDS FOR THE CASCADE PUBLIC LIBRARY**

WHEREAS, the City Council of the City of Cascade, Iowa, gave approval to the plans, specifications, form of contract and estimate of cost for the proposed Cascade Public Library and Community Center; and,

WHEREAS, a hearing was held to review the Contract Documents on July 24, 2023; and,

WHEREAS, bid documents were properly advertised; and,

WHEREAS, all four bids were in excess of \$1.2 million over the architect's estimate for the construction, See Exhibit A; and,

WHEREAS, the FEH staff has recommended rejecting all bids in their letter dated September 19, 2023, see Exhibit B.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CASCADE, IOWA, as follows:

That all bids received and opened on September 7, 2023, for the Cascade Public Library and Community Center, shall be rejected, as all four bids were substantially greater than the FEH Architect estimate.

PASSED AND APPROVED this 25th day of September, 2023.

Steve Knepper, Mayor

ATTEST:

Kathy Goerdts, City Clerk

2023-9-19

Lisa A. Kotter
City Administrator
City of Cascade
320 1st Ave. West
Cascade, Iowa 52033

Resolution #71-23
Exhibit B

RE: Cascade Public Library
Architect's Project Number: 2021310

Dear City Council,

On September 7, 2023, four competitive bids were received from qualified contractors for the new library project. All bids were responsible and responsive. However, all bids, which included the contingency allowance were well above the anticipated project construction budget, including contingency, of \$2,817,293. Based upon this difference in bid cost compared to budget, it is the **architect's recommendation to reject all bids**, invest in the time and effort to redesign and remove many items not required for the facility, and rebid the project yet this year.

We have spoken with three of the prime bidders and several of the sub-bidders to determine scope, cost, and inflation factors. A list of over \$1,213,000 in potential savings items was reviewed with the project committee on September 14, and many items were agreed to totaling over \$1,000,000. Other items have been identified and will be reviewed with the committee for full approval before proceeding. While the cost savings does eliminate an attic intended for storage, the changes do not reduce the overall square footage of the main floor of the design of the library and community room building.

We have received quotes from the mechanical, plumbing, and electrical engineering consultant for this extra effort and we will provide all those fees once we receive them for structural and civil engineering. We estimate this effort will take 4-6 weeks to complete. The rebidding process will take another 4-6 weeks. The project can still be awarded before the first of the year.

Sincerely,
FEH Design



Kevin J. Eipperle, AIA
Architect

Enclosed:
CC:

FEHDESIGN.COM



951 MAIN STREET
DUBUQUE, IOWA 52001

563 583 4900 P

Cascade Public Library

FEH Job#: 2021310
 Bid Date: 9/7/2023



BID TABULATION FORM				
Contractor/Bidder	Beck Construction INC.	Larson Construction Company	Portzen Construction	Tricon General Construction
BID BOND 5%	x	x	x	x
ADDENDUM NO. 1	x	x	x	x
ADDENDUM NO. 2	x	x	x	x
ADDENDUM NO. 3	x	x	x	x
BASE BID*	\$3,865,000.00	\$3,802,000.00	\$3,844,900.00	\$3,847,000.00
UNIT PRICE #1: Subgrade Stabilization Excavation	\$30 per cubic yard	\$35 per cubic yard	\$18 per cubic yard	\$20 per cubic yard
UNIT PRICE #2: Subgrade Stabilization Backfill	\$30 per ton	\$55 per ton	\$30 per ton	\$35 per ton
ALTERNATE NO. 1 - Geothermal Loop Type	N/A	N/A	500,000.00	N/A
ALTERNATE NO. 2 - Shade Structure	30,750.00	75,000.00	87,000.00	48,000.00
ALTERNATE NO. 3 - Paving Type	Deduct \$20,000	5,000.00	46,800.00	32,000.00
TOTAL BID				
PROJECTED COMPLETION DATE:				
In Kind Contributions	Eastern Iowa Excavating \$25,000; Cascade Lumber \$24,700	Spahn & Rose \$8,000		
Heating, Ventilation, & Air Conditioning Subcontractor				
Plumbing Subcontractor				
Electrical Subcontractor				
Masonry Subcontractor				
Concrete Subcontractor				
Roofing Subcontractor				
Other Remarks:				

Cascade Public Library
Potential Cost Savings

9/12/2023

Item	Savings	notes
1 Change from Geothermal to conventional HVAC	\$135,000	
2 Change duct liner to glass fiber	\$10,000	
3 Remove the Attic from the project, go to flat roof	\$275,000	
requires increasing mechanical room size by 80 SF	-\$32,000	
Packaged roof top units above the meeting room, no addition req'd	\$40,000	
Allows reducing the height of the building by 18"	\$54,000	depends upon materials
4 Reduce Wood trim, finish carpentry	\$16,000	
5 Eliminate engineered glazing requirement	\$20,000	
6 Eliminate the Digital sign exterior sign and base	\$50,000	
7 Change shingles from 100% recycled Rubber to Asphalt	\$20,000	
8 Eliminate the fireplace limestone above mantel inside & outside	\$18,000	
9 Reduce the amount of cut limestone	\$8,000	
10 Reduce amount of limestone, change to more brick	\$45,000	
11 Eliminate the curved gluelams at the shade structure	\$24,000	go to straight
Eliminate the entire shade structure - alternate bid	\$36,000	in addition to above
12 Eliminate stone retaining walls	\$24,000	slope grade
13 Eliminate the curved railing at children's patio	\$8,000	
14 Change flagpole to external light and cable	\$2,300	
15 Reduce casework by 10%	\$15,000	
16 Change fluid applied air barrier to building wrap	\$16,000	
17 Reduce the amount of sidewalk, long curved walk	\$10,000	
18 Reduce the light poles on the project	\$17,000	east walk
19 Reduce clerestory size by 20%	\$12,000	
20 Reduce lighting by 5%	\$6,000	
21 Reduce interior windows by 20%	\$15,000	
22 Eliminate the sound Baffle, children's and adult	\$12,000	
23 Eliminate sound baffles at Adult light fixtures	\$8,000	
24 Eliminate the Silo structure	\$17,500	
25 Change continuous foundation insulation to one side	\$14,000	not continuous per code
26 Eliminate coffee bar	\$7,500	
27 Eliminate high tower roof	\$24,000	
28 Eliminate display case	\$1,200	
29 Eliminate new parking at the park	\$39,000	
30 Solid surface at circ desk instead of quartz	\$2,200	
Eliminate the Contingency allowance	\$75,000	
Change to one book drop from 2	\$1,500	

Eliminate the Horizontal loop HVAC alternate

\$1,046,200

General Contractor mark-up 6%, general conditions 9%, bond 1%

\$167,392

Potential savings

\$1,213,592



city of
CASCADE



September 25, 2023 Agenda

To: Mayor, City Council and Staff

From: Lisa Kotter, City Administrator

Date: September 22, 2023

Re: Mural

The mural will be located on the hair salon building, formerly call J Salon and Spa, now Bloom Salon owned by Bryce Harrington. The base color will be painted Monday, the muralist, Ben Schuh will begin Wednesday. The State staff will be coming Friday to video take the painting and do so during Homecoming to capture the excitement of the week. They will also interview some small business owners as this was a big part of the mural contest theme. We will discuss it more at the meeting.



September 25, 2023 Agenda

To: Mayor, City Council and Staff
From: Lisa Kotter, City Administrator
Date: September 22, 2023
Re: League Conference

I will go over some of the information and training we had at the League Conference at the meeting.