

"Sailing Ahead" With the City of



"Where People Make the Difference"

CITY OF CLEAR LAKE

15 North 6th Street • P.O. Box 185 • Clear Lake, IA 50428
Phone (641) 357-5267 • Fax (641) 357-8711
www.cityofclearlake.com

September 30, 2011

Mayor
NELSON P.
CRABB

HONORABLE MAYOR & CITY COUNCIL MEMBERS:

City
Administrator
SCOTT
FLORY

The next meeting of the Clear Lake City Council is scheduled for Monday, **October 3, 2011**, at 6:30 p.m., in the Council Chambers, at City Hall. Please refer to the enclosed agenda for the items discussed below.

COUNCIL MEMBERS

SHANE W.
COONEY
Ward 1

ITEM #6D **Swift's 1st Subdivision – Final Plat**. Enclosed is a proposed Final Plat for Swift's First Subdivision. The subject property is located east of the Clear Lake corporate limits on 263rd Street in the vicinity of Natural Plus Landscaping & Nursery. No infrastructure improvements are proposed as part of the 2-lot subdivision. There are also no changes in the use of the property being proposed as a result of this request. It will essentially facilitate the sale of Lot #2, which is improved with a house and outbuildings.

TONY J.
NELSON
Ward 2

Pursuant to Iowa Code Section 354.8, the City has established "extra-territorial" subdivision review authority over plats/subdivisions within two (2) miles of the corporate limits of the City. The Planning & Zoning Commission reviewed the proposed subdivision plat at its meeting on August 30th and has forwarded its recommendation that the subdivision final plan be approved by the City Council.

BEN
FURLEIGH
Ward 3

MIKE
CALLANAN
At Large

ITEM #6E **Lawn Mower Replacement for Public Works**. As part of the FY 12 budget, the Council appropriated \$9,000 for the replacement of one (1) of the three (3) public works department lawn mowers. The department has three zero-turn radius mowers that are utilized for mowing of city grounds including: cemetery, HWY 18 right-of-way, City parks, and various city building grounds. Competitive bids were solicited by City staff for replacement of the 2005 EXMark 31HP, 72" deck mower, which currently has over 1,600 hours on it. The City received responses from three (3) vendors. The lowest cost bid proposal was submitted by Swartzrock, Charles City, in the net amount of \$6,142, for a 2011 EXMark 34HP, 72" deck mower. The price includes delivery to Clear Lake.

TERRY
UNSWORTH
At Large

The warranty as proposed by Swartzrock is superior to the other warranty coverage quoted by the other vendors. The Department advises that it has had a very good experience with the EXMark mower in terms of reliability. The Director, therefore, recommends the Council authorize approval to purchase the unity from Swartzrock.



Please feel free to contact me if you have questions about any of the agenda items.

Scott Flory
City Administrator

Cc: Jennifer Larsen, City Clerk (with attachments)
Joe Weigel, Public Works Director (with attachments)
Linda Nelson, Finance Officer (with attachments)
Greg Peterson, Chief of Police (with attachments)
Charlie Biebesheimer, City Attorney (with attachments)
Gary Bright, Director, CL Chamber (C/A only – via e-mail)
Jim Boehnke, 3rd Ward candidate (with attachments) 1510 N. 23rd Street
Dana Brant, 1st Ward candidate (with attachments) 1201 N. 5th Street

TENTATIVE AGENDA
CLEAR LAKE CITY COUNCIL
CITY HALL – 15 N. 6TH STREET
MONDAY, OCTOBER 3, 2011
CITY HALL – COUNCIL CHAMBERS
6:30 P.M.

1. Call To Order by Mayor Nelson P. Crabb.
2. Approval of Agenda.
3. Consent Agenda:
 - A. Minutes – September 19, 2011.
 - B. Approval of the bills & claims.
 - C. Set time for Trick or Treat as Monday, October 31st, between 5pm-7pm.
 - D. Licenses & Permits:
 - **Liquor License:** Class E Liquor License (LE) with carryout Wine, carryout Beer, and Sunday Sales, *Quick Shop* (renewal); Class C Beer Permit (BC) with Native Wine and Sunday Sales, *Casey's #1427* (renewal); Class C Liquor License (LC) with Outdoor Service and Sunday Sales, *SIPS North Shore Kitchen & Bar*, (renewal).
4. Citizen's opportunity to address the Council on items not on the agenda:
 - In conformance with the City Council's Rules of Procedure, no action can occur on items presented during the Citizens Forum.
 - Please walk to the lectern, state your name (spell last name), address, and subject of your discussion.
 - Speakers are limited to a maximum of five (5) minutes per person.
5. Unfinished Business:
6. New Business:
 - A. CDBG Sanitary Sewer Collection System Improvement Project (Phase 1):
 - CDBG compliance report (#2), Scott Flory, City Administrator.
 - Public Hearing (#2).
 - Update regarding construction of the improvements, Jason Petersburg, P.E., Veenstra & Kimm.

B. 2011 Street Resurfacing Improvement Project:

- Update regarding construction of the improvements, Jason Petersburg, P.E., Veenstra & Kimm.
- Review of request for project completion date extension, Dave Ricken, Heartland Asphalt.
- **Motion** to approve project completion date extension request.
- Discussion and consideration of **Motion** by City Council.

C. 19 S. 3rd Street Parking Lot Improvement Project:

- Update regarding construction of the improvements and review of Pay Application #1, Mike Danburg, P.E., Yaggy Colby Associates.
- **Motion** to approve Pay Estimate #1 by City Council.
- Discussion and consideration of **Motion** by City Council.

D. Swift's 1st Subdivision – Final Plat:

- Review of proposal, John Marino, Building Official.
- Recommendation from Planning & Zoning Commission.
- **Motion** to approve **Resolution #11-81** "A Resolution approving Swift's First Subdivision to Cerro Gordo County, Iowa."
- Discussion and consideration of **Motion** by City Council.

E. Purchase of a replacement mower for the Public Work's Department:

- Review of request, Joe Weigel, Public Works Director.
- **Motion** to authorize the Public Works Director to purchase a replacement mower for the Public Works Department.
- Discussion and consideration of **Motion** by City Council.

F. Donation of boat to the City of Clear Lake:

- Introduction by Chief of Police Greg Peterson.
- **Motion** to accept donation of boat from Clear Lake Boats.
- Consideration of Motion by City Council.

7. Chief of Police's Report:

8. Mayor's Report:

- Proclamation designating October as Domestic Violence Awareness Month.
- Dedication ceremony for Three Stars Plaza & Art Sculpture (10/13/11).

9. Public Works Director's Report:

10. City Administrator's Report:

- USGS Gauging Station relocation.

11. City Attorney's Report:

12. Other Business:

13. Adjournment.

NEXT REGULAR MEETING – October 17, 2011



2601 South Federal Ave.
Mason City, IA 50401
Phone (641) 424-1733
Fax (641) 424-0334
www.HeartlandAsphalt.com

Jason Petersburg, P.E.
Veenstra & Kimm, Inc.
2800 4th St. S.W., Suite 9
Mason City, IA 50401

September 14, 2011
RECEIVED SEP 22 2011

RE: Clear Lake – 2011 Street Resurfacing Project

Dear Jason:

This letter is in regards to the above mentioned projects completion date of September 15, 2011 that was established by the city. Per our conversation before the above project was bid, and again at the preconstruction meeting, where we stated that we would not be able to meet this date due to the amount of concrete work involved in this project that had to be done before we can perform the pavement scarification and asphalt overlay work. Our concrete crew fell behind schedule due to the wet weather in May and June and several of the projects they were supposed to be working on during that time were not made available to us until July at which time we started working on them. With these projects timeline being pushed back due to inclement weather, it has in turn delayed us getting started on this project as explained at the preconstruction conference and noted on our schedule at the time.

I am making a formal request in writing that the satisfactory completion date for this project be pushed back to October 6, 2011. As of the date of this letter we have completed over 50% of the concrete work and 40% of the asphalt resurfacing work.

Our continuing schedule is as follows:

Week of Sept. 19th we will continue to work on the concrete curb and gutter work and PCC Radius's on 9th Ave., 11th St., and 10th St. from Main to 7th Ave.

End of week of Sept. 19th we will be performing pavement scarification on 9th Ave., and 11th St.

On Sept. 26th we will perform pavement scarification on 10th St. from Main to 7th Ave. once concrete work is complete on this street.

On September 27th we will begin placing the Hot Mix Asphalt levelers and Surface on 9th Ave., 11th St. and 10th St. from Main to 7th Ave. along with doing the Full Depth Asphalt Finish Patches scattered around town.

Week of Sept. 26th concrete crew will continue to work on H-cap ramps and Fixture Adjustments.

With decent weather in the coming weeks we should have everything done, backfilled and cleaned up by October 6th. We will continue to diligently work hard on completing this project in a satisfactorily time frame that is the least of inconvenience as possible to the general public yet ensuring that we get a quality job done at the same time.

Please discuss this extension of the completion date with the City and if there are any questions, Please contact me.

Sincerely,

Dave Ricken
Vice President - Project Manager

September 29, 2011

Scott Flory, City Administrator
City of Clear Lake
15 North 6th Street
Clear Lake, Iowa 50428

**RE: Clear Lake VFW Parking Lot Project
Clear Lake, Iowa
PARTIAL PAYMENT CERTIFICATE NO. 1**

Dear Mr. Flory:

This is to verify that the contractor for the above project, Dean Snyder Construction Co., Inc., has completed to the best of our knowledge, the work identified as complete in compliance with the contract documents.

| | |
|--------------------------------|--------------------|
| Total Original Contract Amount | \$139,236.25 |
| Total Contract Items Completed | \$50,352.34 |
| Less Retainage (5%) | <u>\$2,517.62</u> |
| CURRENT AMOUNT DUE | \$47,834.72 |

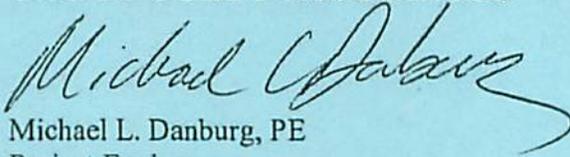
A tabulation of the contract work completed as of September 23, 2011 is enclosed.

It is recommended that the Contractor be paid the current amount due, \$47,834.72. This payment does not indicate final acceptance of the work.

Please do not hesitate to call if you have any questions.

Sincerely,

YAGGY COLBY ASSOCIATES



Michael L. Danburg, PE
Project Engineer

enclosures

TKM/jmm
11397/legal/paycert_1parkinglot.doc

cc: Dean Snyder Construction Co., P.O. Box 181, Clear Lake, Iowa 50428



**YAGGY
COLBY**

ASSOCIATES
*Celebrating 40 Years
of Excellence*
1970 - 2010

ENGINEERS

LANDSCAPE ARCHITECTS

SURVEYORS

PLANNERS

Mason City Office:

215 North Adams
Mason City, IA 50401
641-424-6344
641-424-0351 Fax

Rochester Office:
507-288-6464

Mpls/St Paul Office:
651-681-9040

Delafield Office:
262-646-6855

PARTIAL PAYMENT CERTIFICATE NO. 1
 CLEAR LAKE VFW PARKING LOT PROJECT
 CLEAR LAKE, IOWA
 YCA PROJECT #11397-11
 SEPTEMBER 29, 2011



| NO. | ITEM | CONTRACT QUANTITY | | | AMOUNT | |
|----------------------|--|-------------------|---------|------|------------|--------------------|
| | | QUANTITY | TO DATE | UNIT | UNIT PRICE | TO DATE |
| 1 | Remove Pavement | 305 | 305.00 | SY | \$6.00 | \$1,830.00 |
| 2 | Remove Sidewalk | 75 | 75.00 | SY | \$4.40 | \$330.00 |
| 3 | Excavation, Cl. 10 | 750 | 750.00 | CY | \$10.50 | \$7,875.00 |
| 4 | Below Grade Excavation | 50 | 58.50 | CY | \$10.50 | \$614.25 |
| 5 | Pervious Concrete Pavement, 6" | 316 | 316.81 | SY | \$40.00 | \$12,672.40 |
| 6 | PCC Pavement, 6", Cl. C | 1,640 | 19.00 | SY | \$36.50 | \$693.50 |
| 7 | PCC Vertical Curb, 6" x 12", Cl. C | 215 | 0.00 | LF | \$22.75 | \$0.00 |
| 8 | Stone Recharge Bed | 325 | 359.67 | TON | \$21.40 | \$7,696.94 |
| 9 | Engineering Fabric | 780 | 780.00 | SY | \$2.60 | \$2,028.00 |
| 10 | PCC Driveway, 6", Cl. C | 50 | 0.00 | SY | \$36.50 | \$0.00 |
| 11 | PCC Sidewalk, 4", Cl. C | 1,165 | 0.00 | SF | \$3.35 | \$0.00 |
| 12 | PCC Sidewalk, 6", Cl. C | 125 | 0.00 | SF | \$6.00 | \$0.00 |
| 13 | Detectable Warning Panel | 24 | 0.00 | SF | \$36.00 | \$0.00 |
| 14 | PCC Drainage Flume | 2 | 0.00 | EA | \$50.00 | \$0.00 |
| 15 | Storm Sewer Intake, SW-512 | 1 | 1.00 | EA | \$1,819.00 | \$1,819.00 |
| 16 | Storm Sewer, 12" RCP, Cl. 3 | 20 | 20.00 | LF | \$53.50 | \$1,070.00 |
| 17 | Connect to Existing Storm Sewer Intake | 1 | 1.00 | EA | \$535.00 | \$535.00 |
| 18 | Longitudinal Subdrain, 6" | 260 | 260.00 | LF | \$19.95 | \$5,187.00 |
| 19 | Subdrain Cleanout, 6" | 2 | 1.00 | EA | \$210.00 | \$210.00 |
| 20 | Subdrain Outlet (RF-19C) | 2 | 2.00 | EA | \$315.00 | \$630.00 |
| 21 | Topsoil, Furnish and Place | 50 | 0.00 | TON | \$42.00 | \$0.00 |
| 22 | PCC Paver Base, 4" | 1,205 | 0.00 | SF | \$3.00 | \$0.00 |
| 23 | Sidewalk Pavers, Install Only | 1,205 | 0.00 | SF | \$3.00 | \$0.00 |
| 24 | Remove & Salvage Sidewalk Pavers | 135 | 135.00 | SY | \$6.75 | \$911.25 |
| 25 | Decorative Street Light, Remove and Re-install | 2 | 2.00 | EA | \$1,000.00 | \$2,000.00 |
| 26 | Mulching and Landscape Fabric | 145 | 0.00 | SY | \$10.00 | \$0.00 |
| 27 | Shrubs, Furnished & Installed with Warranty | 37 | 0.00 | EA | \$34.00 | \$0.00 |
| 28 | Trees, Furnished & Installed with Warranty, | 3 | 0.00 | EA | \$245.00 | \$0.00 |
| 29 | Rain Garden | 1 | 0.00 | LS | \$1,885.00 | \$0.00 |
| 30 | Disconnect Water Service | 1 | 0.00 | EA | \$630.00 | \$0.00 |
| 31 | Parking Lot Striping, Symbols and Signage | 1 | 0.00 | LS | \$2,000.00 | \$0.00 |
| 32 | Traffic Control | 1 | 0.50 | LS | \$1,500.00 | \$750.00 |
| 33 | Mobilization | 1 | 1.00 | LS | \$3,500.00 | \$3,500.00 |
| TOTAL PROJECT | | | | | | \$50,352.34 |

RESOLUTION No. _____

A RESOLUTION APPROVING SWIFT'S FIRST SUBDIVISION,
CERRO GORDO COUNTY, IOWA

1. WHEREAS, Stephen & Sheila Swift; Alan & Deborah Swift; and Alison Konefes, ("Owners") are owners of a parcel of real estate located in Lake Township, Cerro Gordo County, Iowa, which lies within two miles of the city limits of Clear Lake, Iowa'

2. WHEREAS, said owners desire to file their subdivision plat of Swift's First Subdivision to Cerro Gordo County, Iowa, with Cerro Gordo County, Iowa, pursuant to the provisions of Chapter 354, *The Code of Iowa*, which requires the approval or waiver of the right to review by the City of Clear Lake, Iowa, according to the provisions of Chapter 354.8 and 354.9, *The Code of Iowa*;

3. WHEREAS, the owner(s), submitted a request to the Planning & Zoning Commission of the City of Clear Lake, Iowa, to review their proposed subdivision, pursuant to the provisions of Chapter 354.8 *The Code of Iowa*;

4. WHEREAS, on August 30, 2011, the Planning & Zoning Commission of the City of Clear Lake, Iowa recommended approval of the proposed plat.

NOW, THEREFORE, be it resolved by the City Council of the City of Clear Lake, Iowa:

Section 1. That the City of Clear Lake, Iowa hereby approves the subdivision plat of Swift's First Subdivision to Cerro Gordo County, Iowa.

Section 2. That the City Clerk should be and is hereby directed to certify a copy of this resolution of approval for attachment to the subdivision plat as required by the provisions of Chapter 354.11, *The Code of Iowa*.

PASSED AND APPROVED this 3rd day of October, 2011.

Nelson P. Crabb, Mayor

ATTEST:

Jennifer Larsen, City Clerk



CITY OF CLEAR LAKE

PUBLIC WORKS DEPARTMENT

1419 2nd Avenue South • P.O. Box 185 • Clear Lake, IA 50428

Phone (641) 357-6135 • FAX (641) 357-6150

www.cityofclearlake.com

August 31, 2011

Honorable Mayor and City Council Members:

At it's regular meeting on August 30, 2011, the Planning and Zoning Commission reviewed the Final Plat – Swift's First Subdivision, located in Cerro Gordo County, within 2 miles of the Clear Lake City limits.

The purpose of the subdivision is to adjust the boundary lines of the existing two parcels and facilitate the sale of Lot 2 to settle an estate. There will be no water, sewer, or other public infrastructure improvements, and no changes in the use of the property. Cerro Gordo County will be asked to rezone the far northwest corner of Lot 1 from the current M-1 classification to A-2, to match the zoning in the majority of the area encompassed by Lot 1.

Following review and discussion, the Planning and Zoning Commission voted to recommend that the City Council pass a resolution accepting the Final Plat – Swift's First Subdivision, Cerro Gordo County, Iowa.

Sincerely,



Al Penfold
Chairman, Planning and Zoning Commission

EARTH FACTS

Fact : Earth is the only planet in the Solar System to have water in its three states of matter: as a solid (ice), a liquid (sea, rain, etc.) and as a gas (clouds). Water is, of course, the most important liquid for life.

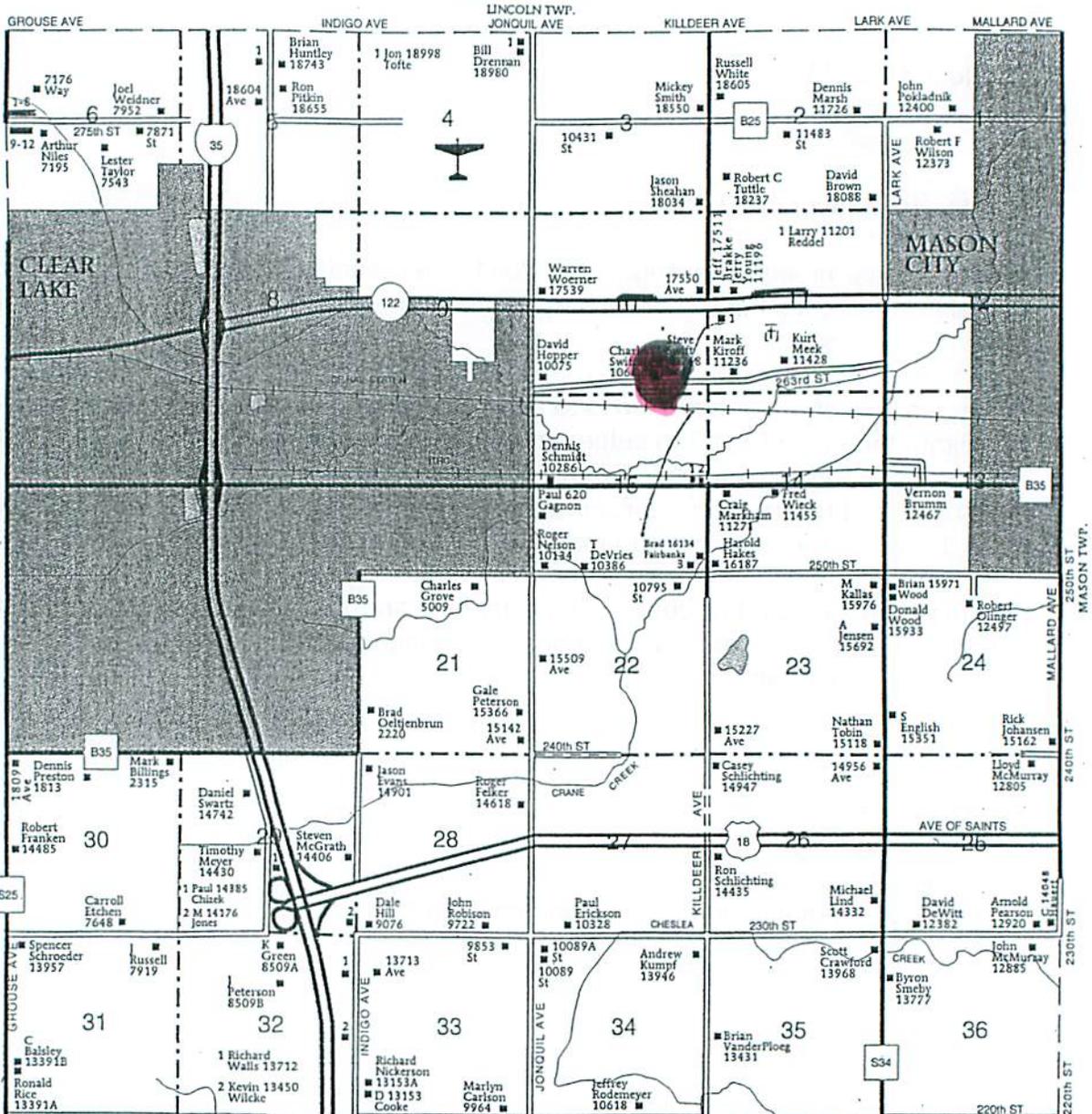


T-96-N

LAKE DIRECTORY

R-21-W

(Residents - Owners or Floorers)



MOUNT VERNON TWP.

LAKE TOWNSHIP

SECTION 5

1 McDevitt, David 18762

SECTION 6

1 Doughty, Karl 7021

2 Lincicum, J 7030

3 7067

4 Voigts, Jerry 7086

5 Meyer, Stan 7104

6 Iverson, Greg 7121

7 Schmalen, Tony 7148

8 7175

9 Nichols, Michael 7025

10 Tiernan, Brian 7081

11 Lowry, John 7111

12 Vorland, Eugene 7143

SECTION 15

1 Johnson, Charles 10948

2 Echelberger, Robert 10996

3 Williamson, Dwight 10912

7
5
10
1
in 10

J. IA



PLANNING AND ZONING
Cerro Gordo County Courthouse

220 N Washington Ave Mason City, IA 50401-3254 (641) 421-3021
Tom Drzycimski, AICP, Administrative Officer FAX (641) 421-3088
Michelle Rush, Administrative Assistant

August 11, 2011

Mayor Nelson Crabb
City of Clear Lake
PO Box 185
Clear Lake, IA 50428

RE: Proposed Swift's First Subdivision

Dear Mayor Crabb:

This office would like to make you aware of a proposed 2 lot subdivision located in the SE $\frac{1}{4}$ of Section 10, Lake Township. The property is owned by Stephen & Sheila Swift; Alan & Deborah Swift; and Alison Konefes.

The property is located within two miles of the City of Clear Lake.

The Cerro Gordo County Planning & Zoning Commission will hear the request of the Swift's and Ms. Konefes on **September 1, 2011 at 4:00 p.m.** in the Board of Supervisors meeting room at the Courthouse in Mason City.

You are welcome to attend this meeting if you have any concerns or comments, or you may provide written comments prior to the September 1st meeting.

Should you have any questions, please feel free to contact this office.

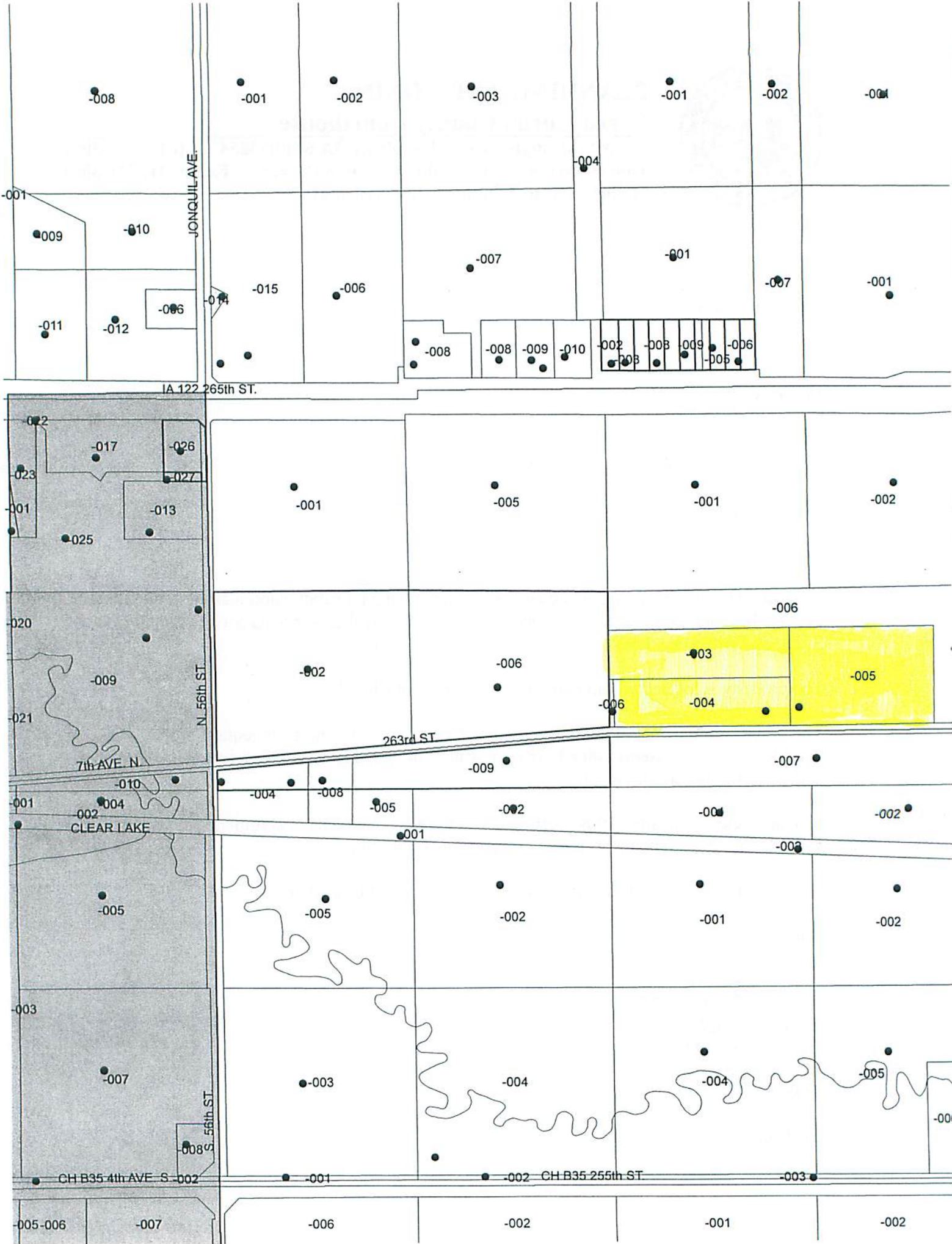
Sincerely,

A handwritten signature in black ink, appearing to read "Tom Drzycimski".

Tom Drzycimski
Administrative Officer

TD:mr

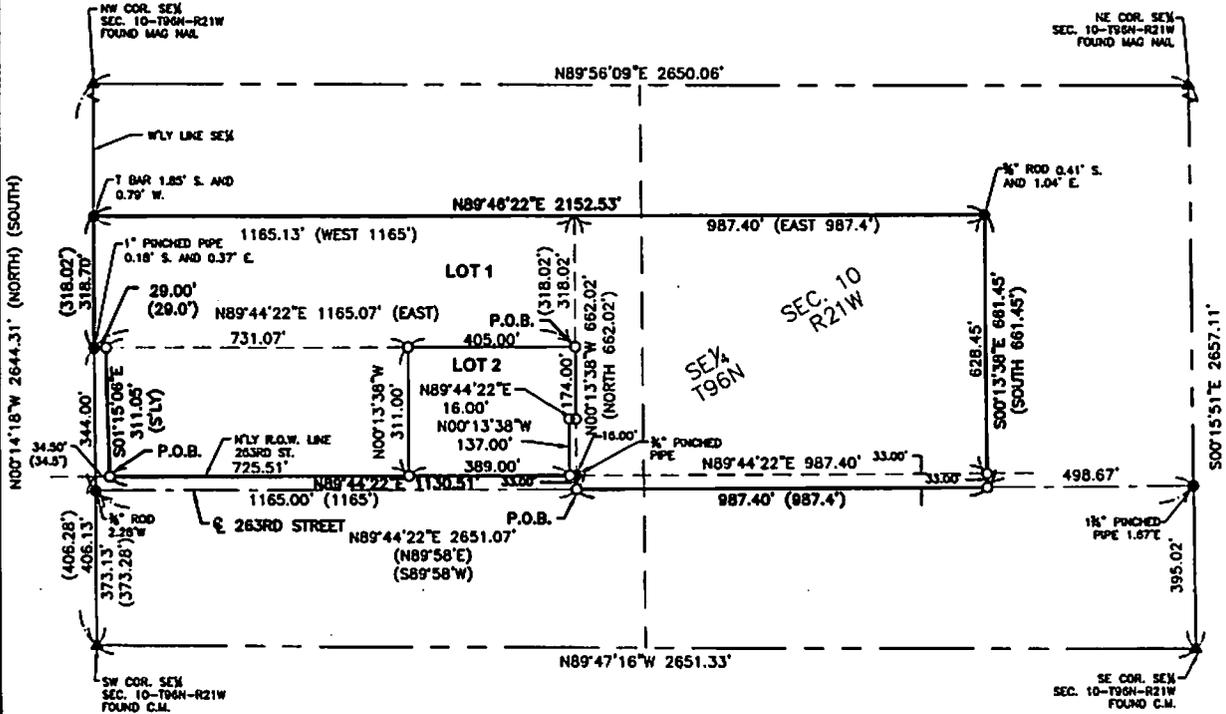
Enclosure



FINAL PLAT
SWIFT'S FIRST SUBDIVISION
 CERRO GORDO COUNTY, IOWA

PLATTERS:
 STEPHEN SWIFT
 SHEILA SWIFT
 ALAN M. SWIFT
 ALISON KONEFES
 10748 263RD STREET
 CLEAR LAKE, IOWA 50428

AUGUST, 2011



LOT AREAS

- LOT 1 - 28.76 AC.
- LESS R.O.W. - 0.75 AC.
- LOT 1 IN SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 16.20 AC.
- LESS R.O.W. - 0.12 AC.
- LOT 1 IN SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 12.56 AC.
- LESS R.O.W. - 0.63 AC.
- LOT 2 - 2.84 AC.

LEGEND

- SET $\frac{3}{8}$ " ROD WITH BLUE L.S. CAP NO. 13644.....○
- FOUND SECTION CORNER AS NOTED.....▲
- FOUND MONUMENT AS NOTED.....●
- RECORD.....()

APPROVED BY MASON CITY CITY COUNCIL
 RESOLUTION NO. _____
 DATE _____
 BY _____
 Mayor

APPROVED: PLANNING & ZONING COMMISSION CITY OF CLEAR LAKE, IOWA
 BY _____
 Chairman
 BY _____
 Secretary

APPROVED BY CITY COUNCIL
 DATE _____
 BY _____
 Mayor

APPROVED: PLANNING & ZONING COMMISSION CERRO GORDO COUNTY, IOWA

BY _____
 Chairman
 BY _____
 Secretary

APPROVED BY BOARD OF SUPERVISORS
 DATE _____
 BY _____
 Chairman

APPROVED BY COUNTY AUDITOR
 DATE _____
 BY _____
 Auditor

APPROVED BY COUNTY ENGINEER
 DATE _____
 BY _____
 Engineer



BRIAN J. DIEHL, P.L.S.
 LAND SURVEYING SERVICES
 10 SUMAC
 MASON CITY, IA 50401
 641-512-8004
 bjd@diehlmc.com



I hereby certify that this plat was made under my direct personal supervision, that all monuments are set or will be set prior to November 1, 2011, and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.
 [Signature] August 4, 2011
 Brian J. Diehl Date
 License number 13644.
 My license renewal date is December 31, 2011
 Sheets covered by this seal: 2

DESCRIPTIONS

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TEN (10) IN TOWNSHIP NINETY-SIX (96) NORTH, RANGE TWENTY-ONE (21) WEST OF THE 5TH P.M.; THENCE NORTH 373.28 FEET TO THE CENTERLINE OF A CERRO GORDO COUNTY, IOWA, ROAD; THENCE NORTH 89° 58' EAST A DISTANCE OF 1165.0 FEET ALONG SAID CENTERLINE TO THE POINT OF BEGINNING; THENCE NORTH 682.02 FEET; THENCE EAST 987.40 FEET; THENCE SOUTH 681.45 FEET TO THE CENTERLINE OF SAID COUNTY ROAD; THENCE SOUTH 89° 58' WEST A DISTANCE OF 987.40 FEET TO THE POINT OF BEGINNING;

TOGETHER WITH:

A TRACT OF LAND IN SECTION TEN (10), TOWNSHIP NINETY-SIX (96) NORTH, RANGE TWENTY-ONE (21), WEST OF THE 5TH P.M., DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION TEN (10), THENCE NORTH 408.3', THENCE NORTH 89° 58' EAST ALONG THE NORTH RIGHT-OF-WAY LINE OF THE COUNTY ROAD 1165 FEET, THENCE NORTH 311 FEET TO THE POINT OF BEGINNING, THENCE NORTH 318.02 FEET, THENCE WEST 1165 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER (SE 1/4), THENCE SOUTH 318.02 FEET ALONG THE WEST LINE OF THE SOUTHEAST QUARTER (SE 1/4), THENCE EAST TO POINT OF BEGINNING;

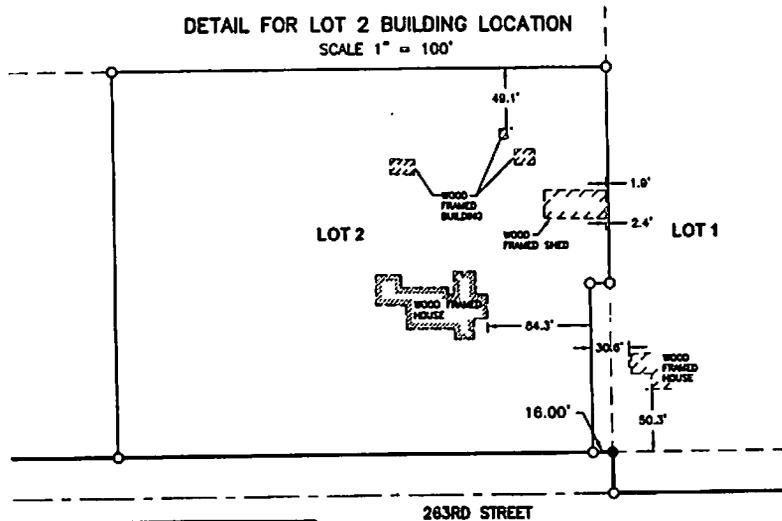
TOGETHER WITH:

BEGINNING 408.3 FEET NORTH AND 34.5 FEET EAST OF THE SOUTH QUARTER CORNER OF SECTION 10, TOWNSHIP 96 NORTH, RANGE 21 WEST OF THE 5TH P.M., SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF THE EXISTING COUNTY ROAD, THENCE EAST 1130.5 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE, THENCE NORTH 311.0 FEET, THENCE WEST 1136.0 FEET PARALLEL, WITH SAID NORTH RIGHT-OF-WAY LINE TO A POINT 29.0 FEET EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 10, THENCE SOUTHERLY TO POINT OF BEGINNING

NOTES

1. THIS SUBDIVISION IS LOCATED IN THE SE1/4 SECTION 10-T96N-R21W OF THE 5TH P.M., CERRO GORDO COUNTY, IOWA.
2. THE W'LY LINE OF THE SE1/4 WAS ASSUMED TO BEAR N00°14'18"W BY GPS.
3. TOTAL AREA OF SUBDIVISION.....31.60 ACRES
LESS R.O.W.0.75 ACRE
4. ZONING: LOT 1: A-1 AGRICULTURAL DISTRICT
FRONT YARD.....50 FEET
SIDE YARD.....25 FEET
REAR YARD.....30 FEET

LOT 2: A-2 AGRICULTURAL-RESIDENTIAL DISTRICT
FRONT YARD.....50 FEET
SIDE YARD.....25 FEET
REAR YARD.....50 FEET
5. EASEMENT AS SHOWN
6. THE UNADJUSTED ERROR OF CLOSURE, AS PER SECTION 355.8(15) OF THE CODE OF IOWA, MEETS 1:10,000 FOR THE SUBDIVISION BOUNDARY AND 1:5,000 FOR THE BOUNDARIES OF THE INDIVIDUAL LOTS.



BRIAN J. DIEHL, P.L.S.
LAND SURVEYING SERVICES
 10 SUMAC
 MASON CITY, IA 50401
 641-512-8004
 bjldiehl@mchsi.com

APPROVED BY MASON CITY
 CITY COUNCIL
 DATE _____
 BY _____
 Mayor

Prepared by: Jacquelyn K. Arthur, Heiny, McManigal, Duffy, Stambaugh & Anderson P.L.C.,
11 4th Street N.E., P.O. Box 1567, Mason City, Iowa 50402-1567 (641-423-5154)
Return to: Jacquelyn K. Arthur, Heiny, McManigal, Duffy, Stambaugh & Anderson P.L.C.,
11 4th Street N.E., P.O. Box 1567, Mason City, Iowa 50402-1567 (641-423-5154)

Send Tax
Statements
as to Lot

1 to: Stephen C. Swift and Sheila R. Swift, 10748 263rd Street, Clear Lake, Iowa 50428

Send Tax
Statements
as to Lot

2 to: Stephen C. Swift, 10748 263rd Street, Clear Lake, Iowa 50428 with copies to Alan
M. Swift, 8095 North Stonehaven, Hayden, Idaho 83835 and Alison Konefes, 423 S.
Vermont Avenue, Mason City, Iowa 50401

**DEDICATION OF PLAT
OF
SWIFT'S FIRST SUBDIVISION,
CERRO GORDO COUNTY, IOWA**

STATE OF IOWA, CERRO GORDO COUNTY) ss:

Stephen C. Swift and Sheila R. Swift, husband and wife, Alan M. Swift and Deborah Swift, husband and wife, and Alison Konefes, single, ("collectively Developers"), the owners of the real estate described on the Plat attached to this Dedication, acknowledge Developers have caused said real estate to be surveyed and platted for the purpose of establishing and creating a Subdivision in Cerro Gordo County, Iowa, to be known as "SWIFT'S FIRST SUBDIVISION, CERRO GORDO COUNTY, IOWA." The Plat is made with the full and free consent and in accordance with the wishes and desires of Developers.

The real estate is within two miles of the City limits of Clear Lake, Iowa, and Mason City, Iowa. There is attached the Resolution approving the Plat:

8/5/11

- i. by the Board of Supervisors of Cerro Gordo County;
- ii. by the City Council of Clear Lake; and
- iii. by the City Council of Mason City.

The Lots contained within the Subdivision are to be used for only those purposes allowed or permitted under the Zoning Ordinances of the applicable governing authority.

Easement is reserved and reservation is made:

- (a) in favor of Cerro Gordo County for the free and uninhibited access to all private and common areas by the fire, police and other public safety vehicles and personnel for the customary performance of their respective duties and responsibilities.
- (b) in, on and through the Lots where there exist tile lines. Any existing tile line disturbed by construction activities shall be relocated or repaired at the expense of the Lot Owner causing the disturbance.
- (c) in, on and through the Lots as shown on the attached Plat for road right of way purposes, including the right to conduct drainage and to trim along, on and over the areas of such easements.

The easements are perpetual.

This Dedication is executed by Developers on separate signature pages which also contain the notary acknowledgments. The balance of this page (except for attachment notation) is intentionally left blank.

Attachments:

- a. Signature Pages of Developers.
- b. Certificate of County Treasurer.
- c. Auditor's Approval
- d. Final Plat (2 Pages).
- e. Resolution of Board of Supervisors of Cerro Gordo County.
- f. Resolution of City Council of Clear Lake.
- g. Resolution of City Council of Mason City.
- h. Opinion of Title.

SIGNATURE PAGE OF DEVELOPERS
TO DEDICATION OF PLAT OF
SWIFT'S FIRST SUBDIVISION,
CERRO GORDO COUNTY, IOWA

"DEVELOPERS"

Stephen C. Swift Dated: 8/8/11
Stephen C. Swift

Sheila R. Swift Dated: 8/8/11
Sheila R. Swift

STATE OF IOWA)

(SS:

COUNTY OF CERRO GORDO)

On this 8th day of August, 2011, before me the undersigned, a Notary Public in and for said State, personally appeared Stephen C. Swift and Sheila R. Swift, husband and wife, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

[Signature]
Notary Public in and for said State

SIGNATURE PAGE OF DEVELOPERS
TO DEDICATION OF PLAT OF
SWIFT'S FIRST SUBDIVISION,
CERRO GORDO COUNTY, IOWA

"DEVELOPERS"

Alan M. Swift Dated: 8/8/11
Alan M. Swift

Deborah Swift Dated: 8/8/11
Deborah Swift

STATE OF IDAHO)
COUNTY OF KOOTENAI,)

(SS:

On this 25 day of AUGUST, 2011, before me the undersigned, a Notary Public in and for said State, personally appeared Alan M. Swift and Deborah Swift, husband and wife, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

JANE SHIOYA
Notary Public in and for said State



My Commission Expires 2/6/11

SIGNATURE PAGE OF DEVELOPERS
TO DEDICATION OF PLAT OF
SWIFT'S FIRST SUBDIVISION,
CERRO GORDO COUNTY, IOWA

"DEVELOPERS"

Alison S Konefes Dated: 8-8-11
Alison Konefes

STATE OF IOWA)

(SS:

COUNTY OF CERRO GORDO)

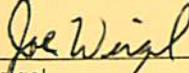
On this 8th day of August, 2011, before me the undersigned, a Notary Public in and for said State, personally appeared Alison Konefes, single, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.

James M. [Signature]
Notary Public in and for said State

BID SUMMARY
LAWN MOWER PURCHASE

| Bidder | Model | List Price | Cash Price | Price w/Trade-In | Extra Blades & Belts | Warranty | Total |
|-----------------------------------|----------------------------|-------------|-------------|------------------|----------------------|--|------------|
| KRAMER HARDWARE Clear Lake, IA | 2012 BOSS, 35hp, 72" | \$11,495.00 | \$8,254.00 | \$6,000.00 | \$237.98 | 2 years | \$6,237.98 |
| CASADY BROTHERS Clear Lake, IA | 2011 EXMARK LZX, 34hp, 72" | \$14,096.00 | \$9,950.00 | \$6,950.00 | included | 3 years 2 years parts & labor 1 year parts | \$6,950.00 |
| SWARTZROCK Charles City, IA | 2011 EXMARK LZX, 34hp, 72" | \$14,096.00 | \$10,159.00 | \$5,909.00 | \$233.00 | 3 years 2 years parts & labor 1 year parts Includes free Hydro Maintenance Program (\$500 value) Service intervals: 500 hrs., 1000 hrs., 1500 hrs. | \$6,142.00 |

We recommend accepting the bid of \$6,142.00, for a 2011 EXMARK LZX, from Swartzrock, Charles City, IA, delivered to the City's Public Works Department.



Joe Weigel
Public Works Director

Dave Whitehurst,
Foreman, Public Works