

**Regular City Council Meeting
City Hall, Cherokee, Iowa
December 8, 2015 – 7:00 P.M.**

A regular meeting was called to order on this date by Mayor Murphy. Present: Council member Johnson, Brown, Miller, Pingel, Peck, City Attorney Herbold, Administrator Eikmeier, Clerk-Treasurer Taylor.

Police Chief Nate James introduced new officer Heidi Reising who started November 30th. She is a certified officer from Sioux City. He reported that Zach Smith would be attending the academy beginning in January.

Mayor Murphy introduced Sam Kooiker who started his City Administrator duties on December 1st. Sam said it is great to be back in northwest Iowa and he is excited to be here.

Scott Stevenson, D. A. Davidson, was present to review the purchase agreement for \$800,000 in G.O. Capital Loan Notes. This will be a 10-year issue with interest rates of ranging from 1.45% to 2.5%. A motion by Pingel, seconded by Brown, adopted Resolution No. 15-27, directing the acceptance of a proposal from D. A. Davidson & Co. to purchase \$800,000 G.O. Capital Loan Notes, Series 2015. Roll call was: AYES: All. NAYES: None.

On a motion by Brown, seconded by Miller, the council adopted Resolution No. 15-28, appointing Banker's Trust Co. of Des Moines to serve as paying agent, note registrar, and transfer agent, approving the paying agent and note registrar and transfer agent agreement and authorizing the execution of the agreement. Roll call was: AYES: All. NAYS: None.

A motion by Peck, seconded by Johnson, unanimously approved the Tax Exemption Certificate in conjunction with the \$800,000 G.O. Capital Loan Notes.

On a motion by Brown, seconded by Pingel, the council adopted Resolution No. 15-29, approving and authorizing a form of loan agreement and authorizing and providing for the issuance of capital loan notes and levying a tax to pay the notes. Roll call was: AYES: All. NAYS: None.

Administrator Eikmeier reported that Greg Stieneke, 800 E. Spruce St., contacted him with concerns regarding the passage of the ATV/ORV ordinance. Mr. Stieneke indicated that several ATVs traveled down Spruce St. and along the City right-of-way after a recent snowfall at a high rate of speed, potentially endangering youth or pedestrians that may be in the same areas. On a motion by Brown, seconded by Johnson, the council approved the third presentation of Ordinance No. 618, amending provisions pertaining to all-terrain and off-road utility vehicles and ordered its publication. The ordinance will be effective on or about January 1, 2016. Roll call was: AYES: All. NAYES: None.

A motion by Brown, seconded by Miller, approved the second presentation and waived the third presentation of Ordinance No. 619, adding a new section entitled "Wind Turbines" establishing regulations pertaining to wind turbines. Roll call was: AYES: All. NAYS: None.

On a motion by Peck, seconded by Johnson, the council unanimously approved the following under "Consent Business".

City council minutes of November 24th.

Bills totaling \$206,069.40.

ATIRA CREDIT MASTERCARD

TRAVEL EXP. B GANNON	64.06
FOOD EXP - POLICE ACADEMY	97.03
MEAS, HOTEL, GAS-ALESCH-ACADEMY	794.18
GAS	86.62
GRANT WRITING COURSE	95.00
LEAGUE OF CITIES WORKSHOP	40.00
IMAA SEMINAR - A. HERBOLD	115.00

BAKER & TAYLOR INC.,	GARNISHMENT FEE	25.00
CHEROKEE AVIATION AUTHORITY	BOOKS	1,086.33
CHEROKEE COUNTY RECORDER	TAX DRAW	1,311.55
	STUBBE EASEMENT	12.00
CHEROKEE CO. TREASURER	TRANSFER TAX – 309 E MAPLE	58.40
CHEROKEE FIRE DEPARTMENT	PRO-RATED TAXES – 309 E. MAPLE	189.04
COUNSEL	VOL. ALLOW.	935.00
DIANE CARGIN	COPIER LEASE	89.00
DOUBLEDAY LARGE PRINT	MILEAGE	55.20
DOUG GOEBEL	BOOKS	158.93
ETHAN EDWARDS	MEALS	88.95
INGRAM BOOK COMPANY	BAL. OF DEPOSIT	51.07
IOWA LAKES ELECTRIC COOP	BOOKS	52.91
JIM PECK	ELEC.	54.86
MAYNARD STEWARD	MILEAGE-SIMPCO MEETING	69.00
MUNICIPAL SERVICE & SUPPLY CO.	FLOOD BUYOUT PROGR	36,752.56
PITNEY BOWES GLOBAL FIN. SERVICES	SUPPLIES	378.49
SYNCHRONY BANK/AMAZON	POSTAGE MACHINE RENTAL	35.00
THREE RIVERS BENEFIT	DVDS, SUPPLIES,	206.84
TODD MILLER	CLAIMS THRU 11/27/15	1,994.39
USPCA - REGION 21	WATER TREATMENT COURSE	562.33
USPS	RECERTIFICATION FOR K-9	50.00
ABC BUILDING CONTROLS	POSTAGE FOR BILLS	671.24
ACCURATE COURT REPORTER	FIRE ALARM INSPECTION	240.00
ALLIANT ENERGY	MONTHLY SUBSCRIPTION	13.00
ALPHA WIRELESS	GAS	663.93
AL'S CORNER OIL	BATTERY FOR RADIO	112.00
ARAMARK UNIFORM SERVICE	DIESEL FUEL	28.14
MICHAEL BAKER, PHD	RAGS, RUGS, MOP	47.57
BIERSCHBACH EQUIP.	PRE-EMPLOYMENT EVAL.	115.00
BLAINE'S WATER CONDITIONING	FILL HOSE	109.00
BOMGAARS	SOFTNER RENT, SALT	117.82
BRAD'S TIRE SERVICE	SUPPLIES	1,704.74
BROWN SUPPLY CO.	TIRES FOR GMC	376.00
BUILDER'S SHARPENING	STORM SEWER PIPE, DRAIN BASIN	8,230.00
CERTIFIED TESTING SERVICES	FILTERS, CUTTING SKID LOADER	265.48
CHAMPION ELECTRIC	CDBG SEWER PROJ.	2,000.00
CHEROKEE AUTO PARTS	HEATER FOR NORTH TOWNER, LIGHTS	1,018.69
CHEROKEE CO. SOLID WASTE	PARTS	19.04
CHEROKEE CO. WORK SERVICES	LANDFILL CHG. – DEC.	29,688.51
CHEROKEE LUMBER	SHOP TOWELS, SHREDDING	130.73
CHRONICLE TIMES	REBAR, PAINT, SUPPLIES	482.89
COUNSEL	PUBLISHING COSTS	306.00
CRESCENT ELECTRIC	COPIER LEASES, COPIES	279.46
DETROIT INDUSTRIAL TOOL	PAD KIT MILBANK BOX	40.86
DON EIKMEIER	CONCRETE BLADE	216.56
ENVIRONMENTAL RESOURCE	MEALS	37.70
BOB EHLERS	LAB SUPPLIES	327.55
EVERTEK INC.	RAMP INSTALLATION	1,323.83
FAREWAY	INTERNET	69.20
FELD FIRE	SUPPLIES	93.14
FOUNDATION ANALYTICAL LAB	VESTS, REPAIR AIR PACK	831.35
ALEXIA GERDES	TESTING	471.00
GREGG COMPUTER SERVICE	VOLLEYBALL REF	20.00
PAITYN HAGERG	LAPTOP, PRINTER, SOFTWARE	1,900.00
HALLETT MATERIALS	VOLLEYBALL REF	110.00
HAWKEYE COMM. COLLEGE	LIMESTONE, FILL SAND, ROCK	761.87
HIWAY TRUCK EQUIP.	MEALS AT ACADEMY-ALESCH	419.62
HOLZHAUER MOTORS	JACK ASSEMBLY FOR SANDER	342.85
HULTGREN IMPLEMENT	OIL CHANGE, HEADLIGHT	79.17
HYVEE FOOD STORE	STREET SWEEPER PARTS	206.65
	LAB WATER, LATEX GLOVES	109.12

IMT INSURANCE	EMPLOYER BLANKET BOND	730.00
IOWA LAW ENFORCEMENT ACADEMY	MMPI, RECERT FIREARMS SCHOOL	290.00
IOWA ONE CALL	LOCATES	54.00
ELIZABETH HERRARA	VOLLEYBALL REF	90.00
IOWA RURAL WATER ASSOC.	ANNUAL DUES	375.00
NATE JAMES	CELL PHONE REIMB.	50.00
KMART	OFFICE SUPPLIES	119.43
KOENIG PROTABLE TOILETS	PORTABLE TOILETS – SOCCER	75.00
KOOIKER, SAM	CELL PHONE REIMB.	50.00
TODD LARSEN	CELL PHONE REIMB.	35.00
LETSCHÉ’S BIKE SHOP	MOUSE	24.99
LUNDELL CONSTRUCTION	SNOW REMOVAL, REPAIR POOL LEAK	6,602.21
	GRAVE DIGGING, FOOTINGS, STUBBE	537.07
JOHN MEIS	TAC MEETING-SIMPCO	118.75
MID-IOWA SALES	SUPPLIES	64.03
MIDAMERICAN ENERGY	ELECTRIC	388.79
MLLS & MILLER	ROAD SALT	12,930.48
MILLER, MILLER, MILLER PC	FEMA BUYOUT CLOSINGS	4,600.00
MODERN HEATING & COLLING	FEMA-D. BAHR	675.88
	FILTERS, ZIP TIES	80.58
MOTOR PARTS SALES	BACK UP ALARMS/TERMINAL SLIDE	39.83
MUMMERT, DUANE	CELL PHONE REIMB.	35.00
MUNICIPAL SUPPLY	SMARTPOINTS REPAIR CLAMP	3,030.34
NORTH CENTRAL LABS	BOD STANDARD THERMOMETER	95.52
NORTHWEST COMMUNICATIONS	INTERNET	84.90
NORTHWESTER WAREHOUSE	MOVING EXPENSE – S. KOOIKER	6,300.00
O’HALLORAN INT’L	SWEEPER REPAIR	2,883.69
	HYDRAULICS REPAIR – 2009 TRUCK	3,288.98
OFFICE OF VEHICLE SERVICES	SLUDGE TRUCK, SWEEPER REPAIR	464.80
OFFICE ELEMENTS	6 SALVAGE AUTO CERT.	60.00
PERKINS OFFICE SOLUTIONS	COPIES	9.62
PEOPLE SERVICE	SUPPLIES	179.61
PETTY CASH	DEC. SERVICE	4,700.00
POWERPLAN	POSTAGE, GB BAGS, BATTERIES	82.40
RAPID AMERICAN PRESS	CUTTING EDGE FOR PAYLOADER	975.90
RAMIREZ, JASMINE	ENVELOPES	450.00
RDG PLANNING & DESIGN	VOLLEYBALL REF	50.00
REINERT MACHINE SHOP	CDBG – PROFESSIONAL SERVICES	9,762.40
RIDER, ARMOND	WELDING SNOW PLOW BRACKET	150.00
ROYER’S JEWELRY	CELL PHONE REIMB.	50.00
SANITARY SERVICES	ENGRAVE PLAQUE	12.50
SCHOON CONST.	NOV. GARBAGE PICKUP	25,365.00
SHARE CORP.	CURB STOP REPAIR	1,237.22
SIOUX SALES CO.	FEMA UTILITY DISC./RECONNECT-BAHR	3,862.22
STANDARD READY MIX	DEGREASER/CLEANER	184.65
STEVE’S WINDOW SERVICE	UNIFORMS	742.40
STOREY KENWORTHY/MATT PARROTT	VALVE REPLACEMENT	775.00
R. J. THOMAS MFG.	WINDOW CLEANING	26.00
UNITED STATES CELLULAR	UTILITY BILL FORMS, W2’S	1,006.28
VERIZON WIRELESS	BASKETBALL SIGNUP SIGNS	180.00
WEX BANK	CELL PHONE SERVICE 10/22 – 11/21	227.85
WILLIAMS, LINDSAY	CELL PHONE SERVICE 11/21 – 12/21	40.01
WIESE OIL & SUPPLY	FUEL	2,084.23
WINDSTREAM	VOLLEYBALL REF	60.00
WITTGRAF LAW FIRM	DIESEL	4,973.65
WOODALL ELECTRIC	TELEPHONE 11/13 – 12/12	789.99
U.S. BANK EQUIP. FINANCE	LEGAL SERVICES	3,380.05
	ELEC. REPAIRS	1,445.25
	COPY MACHINE LEASE	89.94

Neal Guess, Bolton & Menk, was present to review the plans and specifications for the CDBG Sanitary Sewer Improvements. The project will abandon approximately 5,900 linear feet of old sewer lines and

manholes located in the flood plain, and replace them with 1,500 linear feet of new line and a small lift station. Estimated total project cost is \$580,000, with \$450,000 from Community Development Block Grant funds. The balance will be financed locally. Bids will be received January 21, 2016 and considered by the council on January 26. A motion by Miller, seconded by Pingel, approved the plans and specifications and authorized advertising for bids. Motion carried.

The council reviewed bids to update site inventory forms in conjunction with the CDBG Storefront Project. Bids were: Richard Carlson, Office of the State Archaeologist - \$3,485; Jennifer Price, Price Preservation Research - \$5,600. A motion by Brown, seconded by Pingel, awarded the contract to Richard Carlson for \$3,485. Motion carried.

Steve Thill, Assistant Park Supt., is retiring the end of January. However, he will fill in as a snowplow operator as well as Cemetery Sexton until that time. A motion by Brown, seconded by Miller, authorized advertising to fill his position. Motion carried.

Sam Kooiker's employment contract allows for the purchase of a City vehicle for his use. However, Sam would prefer continuing the monthly car allowance at this time, rather than having the City purchase a vehicle. A motion by Brown, seconded by Johnson, authorized a \$250/month car allowance for Sam beginning in January 1, 2016, in lieu of a City vehicle. Motion carried.

1. Administrator's report – Don told council that work is beginning on a new urban renewal/TIF area for the south side of town. The area will include the Tyson property and south and will go west to the river. As part of the property is outside the City limits, the City will be working closely with the County. Don reported that Sam has jumped in “hook, line sinker” and has met all department heads as well as most of the employees. He has been going over current issues, files, etc. He will be moving to Cherokee the end of next week.

2. November Clerk's report and receipts as follows: General-\$97,750.78; Police Forfeiture-\$515.22; County Library-\$.74; Road Use-\$44,277.97; Employee Benefits-\$32,734.28; Emergency-\$2,360.75; LOST-\$22,407.43; Hotel/Motel Tax-\$16.70; TIF-\$4,053.19; Revolving Loan-\$516.24; Library Memorial-\$2,229.54; Park & Rec. Cap. Impr.-\$4.69; Debt Service-\$26,653.28; Flood Buyout Program-\$471,462.62; Emergency Set-Aside-\$4.96; Oak Hill Perpetual Care-\$227.54; Water Utility-City-\$63,852.82; Water Utility-Indus.-\$29.63; Water System Maint.-\$8,596.83; Sewer Utility-City-\$90,075.36; Sewer Util.-Indus.-\$19.65; Sewer Bd. & Int.-\$29,959.17; Sewer System Maint.-\$5,750; Aviation Authority-\$1,311.55; Solid Waste-\$24,190.93; Landfill-\$29,570.30; Storm Sewer Utility-\$6,424.72; Self Insurance-\$19.64.

3. November Police reports.

Mark Buschkamp, CAEDC, was present to review his annual report with the council, highlighting various activities that have occurred over the past year. He recommended that the council review the “Beyond Expectations” video, a lively presentation of the advantages of living and working in northwest Iowa. This can be seen on their website. For 2016-17, CAEDC is requesting City support of \$12,535, which is a \$1,600 increase over the current year.

On a motion by Pingel, seconded by Peck, the council went into executive session at 7:47 p.m. to discuss the Calhoun-Burns contract as per Iowa Code Chapter 21.5(c). Roll call was: AYES: All. NAYS: None.

On a motion by Johnson, seconded by Miller, the council returned to regular session at 8:10 p.m. Roll call was: AYES: All. NAYS: None.

No action was taken as a result of executive session.

Council member Pingel asked about the status of the landfill. The Administrator said Mark Leeds would be invited to a meeting after the first of the year for an update. Council member Miller asked about stop and/or yield signs for various streets – 11th, Willow, and Cherry to name a few. Administrator Eikmeier said this could be a touchy subject as once you open that door there could be requests for more areas to be added. Nate and Armond will continue to review this issue.

The meeting was adjourned at 8:11 p.m.

News media – Ken Ross, *Chronicle Times*; Nikki Thunder, KCHE.

Mark Murphy – Mayor

ATTEST:

Debra Taylor
City Clerk-Treasurer