

**CITY COUNCIL MINUTES
FEBRUARY 9, 2021, 7:00 P.M.
CHEROKEE CITY HALL**

A regular meeting was called to order on this date by Mayor Schmidt. Roll call: Present: Councilpersons Brown, Loughlin, Johnson, Miller, Pingel, City Attorney Herbold, City Administrator List, and City Clerk-Treasurer Cargin.

Approve Agenda

Motion by Pingel, seconded by Brown to approve the agenda. Roll call was: AYES: All. NAYES: None.

Public Hearing – FY21-22 Proposed Property Tax Levy

At 7:00 p.m., Mayor Schmidt opened the public hearing on the FY21-22 Proposed Property Tax Levy. As there were no oral or written comments, the hearing was closed at 7:01 p.m.

Resolution #2021-06 Approving FY21-22 Maximum Property Tax Dollars

Motion by Brown, seconded by Miller to approve Resolution #2021-06, a Resolution Approving FY21-22 Maximum Property Tax Dollars from Certain Levies. The total maximum levy for the affected property tax levies is \$2,170,614, a 7.52% over FY20-21. Roll call was: AYES: Johnson, Brown, Miller, Loughlin, Pingel. NAYES: None.

Public Hearing – Vacate Portion of City Street

At 7:01 p.m., Mayor Schmidt opened the public hearing on the vacation of 178.2' of the S. 9th St. right-of-way north of Birch St. As there were no oral or written comments, the public hearing was closed at 7:01 p.m.

Ordinance #694 Vacation of a Portion of City Street

Motion by Miller, seconded by Brown, to approve the first reading and waive the second and third readings of Ordinance #694, an Ordinance Vacating the South 178.2' of S. 9th St. immediately north of W. Birch St., and order its publication. Roll call was: AYES: All. NAYES: None.

Resolution #2021-07 Disposing of Vacated Portion of Street

Motion by Loughlin, seconded by Pingel to adopt Resolution #2021-07, a Resolution Disposing of a Vacated Portion of S. 9th St. and Approving Sale. This Resolution authorizes the vacation and conveyance of a portion of S. 9th St. to Keith and Maylissa Wells at the fair market value of \$1,000. Roll call was: AYES: All. NAYES: None.

Public Hearing – Proposed Rezoning

At 7:03 p.m., Mayor Schmidt opened the public hearing on the proposed rezoning of 816 W. Birch St. As there were no oral or written comments, the public hearing was closed at 7:03 p.m.

Ordinance #695 Amending the Official Zoning Map

Motion by Pingel, seconded by Miller to approve the first reading and waive the second and third readings of Ordinance #695, an Ordinance Amending the Official Zoning Map and the Zoning Districts as Established in the City Code of Cherokee, Iowa, to Rezone 816 W. Birch St. from its

Present Classification to a New Classification of C-1 Commercial District. Roll call was:
AYES: All. NAYES: None.

Resolution #2021-08 Approving Euclid St. SWAP Funding

Motion by Loughlin, seconded by Brown to adopt Resolution #2021-08, a Resolution Approving Agreement Surface Transportation Block Grant Program Federal-Aid Swap Program. This resolution authorizes the mayor to sign the agreement for previously accepted STBG federal aid for the reconstruction of Euclid Ave. from E. Spruce St. to E. Bluff St. The city will be responsible for 20% of the cost and STBG funds will be available up to \$269,000. Roll call was:
AYES: All. NAYES: None.

Resolution #2021-09 Approving E. Willow St. Bridge SWAP Funding

Motion by Miller, seconded by Johnson to adopt Resolution #2021-09, a Resolution Approving Agreement for City Bridge Federal-Aid SWAP Funding. This resolution authorizes the mayor to sign the agreement for a previously accepted award of federal-aid SWAP funding for the E. Willow St. bridge over Railroad Creek. The City will be responsible for 20% of the costs. Roll call was: AYES: All. NAYES: None.

Resolution #2021-10 Supporting Submittal of STBG Application – W. Main St.

Motion by Brown, seconded by Loughlin to adopt Resolution #2021-10, a Resolution Supporting the Submittal of a Grant Application through the Siouxland Regional Transportation Planning Assn. for Funding for Surfacing Transportation Block Grant (STBG) Projects. This application is for the resurfacing of W. Main St. from N. 11th St. to N. 6th St. If approved, the project would be slated for 2024 or 2025. Roll call was: AYES: All. NAYES: None.

Ordinance #696 Amending No Parking Zones

Motion by Miller, seconded by Brown, to approve the first reading of Ordinance #696, an Ordinance Amending Provisions Pertaining to No Parking Zones. The proposed ordinance will modify Section 69.08 of the current code to include as no parking zones a portion of Sioux Valley Dr. on the north side from N. 1st St. to a point 250' heading west, S. 4th St. on the west side from Main St. to Maple St., E. Ridgeview Dr. on the east side from E. Indian St. to E. Bow St., E. Cedar St. on the south side from N. Roosevelt Ave. to Saratoga Ave., N. 6th St. on the east side from W. Cherry St. to a point 75' heading south, and E. Cherry St. on the north side from N. 1st St. to N. 2nd St. List stated that the current parking along both sides of the street in these areas is a concern for the fire department and for city crews, limiting their access. Roll call was:
AYES: All. NAYES: None.

Ordinance #697 Grade and Elevations of Roosevelt St.

Motion by Pingel, seconded by Miller to approve the first reading and waive the second and third readings of Ordinance #697, an Ordinance Establishing the Street Grades for the 2021 City of Cherokee Roosevelt Ave. Reconstruction Project and order its publication. Roll call was:
AYES: All. NAYES: None.

Resolution #2021-11 Endorsement of Brummer Legacy Foundation, Inc.

List reported that a group of local concerned citizens have collaborated to form the Brummer Legacy Foundation, Inc., a nonprofit corporation established for the purposes of obtaining, renovating, and maintaining the Brummer building at 101 E. Main St. for the benefit of the

citizens of Cherokee, with the intent of lessening the burden of local government, combatting community deterioration, and promoting historical preservation. There is no city financial support requested. Motion by Brown, seconded by Miller to adopt Resolution #2021-11, a Resolution Expressing Official Endorsement of Brummer Legacy Foundation, Inc. Roll call was: AYES: All. NAYES: None.

Consent Agenda

On a motion by Loughlin, seconded by Brown, the following was approved under Consent Agenda. Roll call was: AYES: All. NAYES: None.

City Council Minutes of January 26, 2021.

January Police Report.

Approve Tax Abatement Application for 920 W. Bluff St. – Dorothy Meehan.

Review Park & Recreation Committee Meeting Minutes of February 1, 2021.

January Treasurer’s Report and Receipts as follows: General \$95,684.68; Police Forfeiture \$2,347.54; County Library \$.84; Road Use \$60,769.66; Employee Benefits \$25,272.93; Emergency \$1,658.94; Other Street Monies/Local Option Sales Tax \$58,519.47; Hotel/Motel Tax \$8.17; Tax Increment Financing \$0; Wilson School Reserve \$0; Revolving Loan \$.18; Library Memorial \$8,347.31; Park & Rec Capital Improvement \$.94; Cemetery Special Care \$.25; Debt Service \$15,880.12; 2016 Capital Projects \$0; Floods of 2018/19 \$45,637.25; S. 5th Street Improvement Project \$0; Emergency Set-Aside \$8.43; Oak Hill Perpetual Care \$0; Water Utility \$56,472.65; Water Utility – Industrial \$4.18; Water Main Project Bond & Interest \$5,273.00; Water System Maintenance \$9,706.06; Sewer Utility \$107,115.37; Sewer Facility Bond & Interest \$34,006.00; Sewer System Maintenance \$8,792.29; CDBG Sanitary Sewer Euclid/Spruce \$0; Aviation Authority \$921.61; Solid Waste \$31,271.09; Landfill \$29,147.93; Storm Sewer Utility \$6,746.27; Self-Insurance \$10.62; Police Dept. Special Acct. \$.00.

Bills totaling \$176,116.24

A-OX WELDING SUPPLY CO.	WELDING SUPPLIES	\$12.15
AGRIVISION EQUIPMENT GROUP	HY-GARD	\$258.49
AHLERS & COONEY P.C.	2021 SEWER SRF	\$9,021.25
ALLIANT ENERGY	NATURAL GAS	\$1,275.19
ALYSSA A. HERBOLD PLC.	1/21 LEGAL SERVICE	\$1,365.00
ANGELA LAI	ADULT VOLLEYBALL REFUND	\$175.00
ARAMARK UNIFORM SERVICES	RAGS, RUGS, MOPS	\$78.03
ARMOND RIDER	2/21 CELL PHONE REIMBURSEMENT	\$50.00
AURELIA LUMBER COMPANY	PRE MIX CEMENT, WOOD & NAILS	\$342.06
BAKER & TAYLOR INC.	BOOKS	\$733.37
BECK ENGINEERING, INC.	2021 ROOSEVELT AVE RECONSTRUCT	\$11,034.64
BECK ENGINEERING, INC.	2021 CITY ENGINEERING	\$2,995.00
BECK ENGINEERING, INC.	EUCLID AVE. RECONSTRUCTION	\$14,340.00
BECK ENGINEERING, INC.	WILLOW ST. BOX CULVERT	\$3,600.00
BIERSCHBACH EQUIPMENT & SUPPLY	GROUT KIT	\$1,968.00
BLAINE'S WATER CONDITIONING	RENTALS & WATER	\$438.10
BOMGAARS	OPERATING SUPPLIES	\$176.52
BUGH WELDING	REPAIRS	\$258.81
BUILDERS SHARP. & SERVICE	SKID LOADER REPAIRS	\$83.00
C-M-L TELEPHONE	TELEPHONE & INTERNET	\$785.47
CHAMPION ELECTRIC, INC.	STOP LIGHT MOUNT BRACKET	\$114.00
CHEM-SULT, INC.	PHOSPHATE	\$1,291.10
CHEROKEE AVIATION AUTHORITY	TAX DRAW - JAN. 2021	\$921.61
CHEROKEE CO. SOLID WASTE	1/21 ASSESSMENT	\$29,688.51

CHEROKEE COMMUNITY FOUNDATION	HISTORIC PRESERVATION GRANT	\$3,871.00
CHEROKEE DAYCARE	SECURITY SYSTEM CONTRIBUTION	\$5,000.00
CHRONICLE TIMES	1/21 LEGAL PUBLICATIONS	\$537.71
CONTROL SYSTEM SPECIALISTS	FILTERS	\$180.33
COUNSEL	COPY OVERAGE	\$81.82
COUNTRY TIRE & SERVICE	TIRE REPAIRS & HAUL SNOW	\$927.74
CRAIG SCHMIDT	MILEAGE & AUCTION ITEM	\$122.55
CREATIVE SERVICES	SHIRTS	\$83.85
CRESCENT ELECTRIC	FLUORESCENT BULBS	\$82.26
DEMCO, INC.	OFFICE SUPPLIES	\$1,100.16
DENNY'S SERVICE	FILTERS	\$68.00
DUANE MUMMERT	2/21 CELL PHONE REIMBURSEMENT	\$35.00
EMILY HUMMEL	ADULT VOLLEYBALL REFUND	\$175.00
ERIC LIST	2/21 CELL PHONE REIMBURSEMENT	\$50.00
ERIN RYDREN	DVD	\$21.36
FAREWAY STORES, INC.	CITY HALL SUPPLIES	\$22.38
FASTENAL COMPANY	NUTS & BOLTS	\$29.74
FASTLANE MOTOR PARTS	CLEANING SUPPLIES	\$87.68
FELD FIRE	BROOKS COLLARS & BRACKET	\$101.00
FOUNDATION ANALYTICAL LAB	WATER & WASTEWATER SAMPLES	\$819.15
GEORGE SCHMIDT	2/21 CELL PHONE REIMBURSEMENT	\$35.00
GOVOFFICE	2021 EMAIL ACCOUNTS	\$100.00
GREG EATON, FIRE CHIEF	VOLUNTEER FIREMAN PAYROLL	\$520.00
HACH CO.	LAB SUPPLIES	\$978.16
HALLETT MATERIALS	ICE CONTROL SAND	\$994.27
HIWAY TRUCK EQUIPMENT, INC	CUTTING EDGES	\$450.00
HOLZHAUER MOTORS, LTD.	VEHICLE REPAIRS	\$1,021.07
HOME LIFE, INC.	PRACTICAL HOMESCHOOLING SUBSCR	\$25.00
HY-VEE, INC.	FUEL	\$45.34
IMFOA	FY22 MEMBER DUES	\$70.00
INGRAM BOOK COMPANY	BOOKS	\$8.94
JAMIE HODGDON	2/21 CELL PHONE REIMBURSEMENT	\$35.00
JEREMIAH MULLINS	COVERALLS	\$79.99
JJSS, LLC	HAUL SNOW	\$877.50
K & M TREE SERVICE	TRIM STORM DAMAGED TREES	\$300.00
KAYLA MEANS	ADULT VOLLEYBALL REFUND	\$175.00
KYLE SCHUCK	ADULT VOLLEYBALL REFUND	\$175.00
LEAF	COPY CONTRACTS	\$355.33
LOGAN COURTNEY	UTILITY DEPOSIT REFUND	\$5.05
LUIS ARREGUIN	UTILITY DEPOSIT REFUND	\$8.76
MADDY WOODALL	ADULT VOLLEYBALL REFUND	\$175.00
MARX TRAILER	SNOW PLOW	\$6,065.32
MEDIACOM LLC	INTERNET	\$414.40
MELODY ERICKSON	ADULT VOLLEYBALL REFUND	\$175.00
MID AMERICAN ENERGY	ELECTRICTY	\$605.45
MID-AMERICAN BENEFITS, INC	CLAIMS	\$4,959.53
MOTOR PARTS SALES	OPERATING SUPPLIES	\$154.02
MUNICIPAL SUPPLY, INC.	WATER PARTS	\$1,716.00
NATE JAMES	2/21 CELL PHONE REIMBURSEMENT	\$50.00
NATHAN PECH	UTILITY DEPOSIT REFUND	\$16.80
NOGGIN WATER	COOLER RENT & WATER	\$27.50
NORTHSIDE TIRE	TIRE REPAIRS	\$223.06
NORTHWEST IOWA LEAGUE OF CITIES	LEAGUE MEETING	\$15.00
O'HALLORAN INTERNATIONAL	FIX HOSE ON MAINTAINER	\$417.28

ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$328.10
PELLA GATEWAY	S. ROOM WINDOW REPAIR	\$450.00
POWERPLAN	FIX RIDE CONTROL	\$726.23
RAFAEL MONTANO	ADULT VOLLEYBALL REFUND	\$175.00
REHAB SYSTEMS, INC.	JET VAC	\$3,580.00
RUPP MANUFACTURING	SNOW PUSHER SKIDS	\$375.00
SANITARY SERVICES	1/21 GARBAGE PICK UP	\$28,811.95
SCE, LLC	WATER LEAKS & DIG GRAVES	\$7,876.57
SCHOON CONSTRUCTION, INC.	SNOW REMOVAL	\$2,790.00
SHARE CORPORATION	PEAPODS	\$101.78
SHELLY CLARK	UTILITY DEPOSIT REFUND	\$151.28
SIMMERING-CORY, INC.	CDBG GRANT ADMINISTRATION	\$2,000.00
SIOUX SALES COMPANY	PD SUPPLIES	\$109.50
STEVE'S WINDOW SERVICE	CLEAN WINDOWS	\$105.00
SYNCHRONY BANK/AMAZON	BOOKS	\$195.60
TAYLOR RANDALL	ADULT VOLLEYBALL REFUND	\$175.00
THE BOOK VINE	BOOKS	\$85.32
TODD LARSEN	2/21 CELL PHONE REIMBURSEMENT	\$35.00
TODD MILLER	2/21 CELL PHONE REIMBURSEMENT	\$35.00
TOM MUMMERT & SON CONSTRUCTION	SNOW REMOVAL	\$500.00
TREASURER, STATE OF IOWA	SALES & WET TAX	\$4,311.00
U.S. BANK	MISC. CHARGES	\$586.37
UNITYPOINT CLINIC-OCC. MED	RANDOM SELECTS	\$126.00
UPS	MAIL PACKAGE	\$17.94
USA BLUE BOOK	PADLOCKS	\$173.15
USPS	UTILITY BILL POSTAGE	\$326.28
VALLEY GLASS & FRAMING	LEXAN	\$30.75
VEENSTRA & KIMM, INC.	BEECH ST LIFT STATION RELOCATE	\$3,020.55
VERIZON WIRELESS	HOT SPOTS & CELL PHONES	\$364.83
WELLS FARGO FINANCIAL LEASE	COPY CONTRACTS	\$142.00
WEX BANK	FUEL	\$2,378.20
WIESE OIL & SUPPLY CO., LT	GREASE	\$38.00
YOUR FLEETCARD PROGRAM	PARK FUEL	\$319.04

Hwy. 59 Sidewalk and Storm Sewer Improvements

List and other city personnel recently met with Iowa D.O.T. staff regarding the rehab project the D.O.T. is doing along Hwy. 59 from south of Hwy. 3 to Linden St., to be completed in 2022. The project is planned to be a mill/overlay and the current plan leaves the roadway open to traffic. Also included in the plan is ADA ramp work at Bluff, Elm, Maple and Willow Streets. As part of the project, the D.O.T. has asked the city if there is any work the city would like to do along this stretch of roadway at the same time as the mill/overlay project. List explained that the overall cost will be less if it is done in conjunction with the D.O.T. project. City staff have identified storm sewer improvements along Hwy. 59 north of Cedar St. as well as curb, gutter and sidewalk replacement along sections of the Hwy. 59. Adjoining property owners would be assessed the costs of the sidewalk, as well as curb and gutter replacement. The council concurred with the proposed plan. List stated that city staff will be discussing the plan with the adjoining property owners that are proposed to be impacted by these improvements.

Consider Salt/Sand Spreader Bids

Two bids were received for the replacement of the city's salt/sand spreader as follows: Steffen Truck Equipment - \$14,800; Hiway Truck Equipment - \$20,233.00. Motion by Brown,

seconded by Miller to accept the low bid of Steffen Truck Equipment. Roll call was: AYES: All. NAYES: None.

Consider Roosevelt Easements

Motion by Miller, seconded by Brown to approve four temporary easements for construction for the Roosevelt St. Reconstruction Project, excluding an easement with Vennis Daniel Brown due to language inserted by the property owner. Roll call was: AYES: All. NAYES:

Reports/Other

List reported that the D.N.R. is prohibiting the construction of a new pedestrian bridge along W. Maple St. as a component of the Magnetic Trail project. The possibility of closing the current W. Maple St. bridge to traffic and using that bridge solely as a pedestrian bridge was discussed. It was the consensus of the council to keep the bridge open to traffic since the traffic over this bridge is light, and also utilize it for pedestrian traffic as “share the road.”

Adjournment

On a motion by Loughlin, seconded by Pingel, the meeting was adjourned at 7:37 p.m.

Media Present: *None*

Craig Schmidt
Mayor

ATTEST:

Diane Cargin
City Clerk-Treasurer