

**CITY COUNCIL MINUTES
TUESDAY, MAY 22, 2018, 7:00 P.M.
CHEROKEE CITY HALL**

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

Changes/Additions to Agenda

Kooiker requested the addition of Item 5.03 Pay Request for W. Elm St. Storm Sewer Project be added to the agenda. Motion by Pingel, seconded by Agnitsch, added this item. Roll call was: AYES: All. NAYES: None.

Public Forum

Rebecca Gisel from Alliant Energy presented their Community Annual Partnership Assessment, which highlights their support of local economic development and various community activities. The city recently planted 42 trees with grant funds provided by Alliant Energy through their Branching Out grant.

2018 Street Improvements

Armond Rider, Public Works Director, reported that only one bid has been received for the 2018 Street Improvements Project. Blacktop Services from Humboldt, IA, bid \$392,300.10, which is slightly over the engineer's estimate. Brown asked Josh if he had any insight as to why only one bid was received. Josh replied that there are not a lot of asphalt companies in this part of the state, therefore not much competition. He feels the bid obtained from Blacktop Services is a reasonable bid.

Public Hearing – 2018 Street Improvements

At 7:12 p.m., Mayor Schmidt opened the Public Hearing on the proposed Resolution Adopting Plans, Specifications, Form of Contract and Estimate of Cost; Consideration of Bids and Award of Contract and Resolution Making Award of Contract for the 2018 Street Improvements Project. As there were no oral or written comments, the Public Hearing was closed at 7:13 p.m. Roll call was: AYES: Agnitsch, Miller, Brown, Pingel, Johnson. NAYES: None.

Resolution 2018-37 Adopting Plans & Specs 2018 Street Improvements

Motion by Brown, seconded by Miller, adopted Resolution 2018-37, a Resolution Adopting Plans, Specifications, Form of Contract and Estimated Cost for the 2018 Street Improvements. Roll call was: AYES: Miller, Agnitsch, Brown, Johnson, Pingel. NAYES: None

Resolution 2018-38 Making Award of Contract 2018 Street Improvements

Motion by Agnitsch, seconded by Miller, to adopt Resolution 2018-38, a Resolution Making Award of Contract for the 2018 Street Improvements Project to Blacktop Service Co. of Humboldt, Iowa, in the amount of \$392,300.10. Roll call was: AYES: Johnson, Pingel, Brown, Agnitsch, Miller. NAYES: None.

Ordinance #665 Establishing Street Grade Elevations

Motion by Miller, seconded by Johnson approved the first reading and waived the second and third readings of Ordinance #665, an Ordinance to Establish or Re-Establish the Street Grade Elevations along Portions of the Following City Streets: N. 7th St. (from W. Main St. to W. Willow St.), N. 8th St. (from W. Main St. to W. Cedar St.), W. Elm St. (from S. 7th St. to S. 8th St.) and W. Bluff St. (from N. 9th St. to N. 11th St.). Roll call was: AYES: Pingel, Johnson, Brown, Agnitsch, Miller. NAYES: None.

Resolution 2018-39 Utility Easement

Rider explained that a permanent public utility easement for the alley of the 200 block of S. 8th and the 100 block of S. 7th, has been granted by the two adjoining property owners Mark and Nancy Napier and Elda Cortez and Andrea Cano Cortez for the future construction of storm sewer utility in that alleyway. Kooiker stated the project will be done in a future budget year. Motion by Agnitsch, seconded by Pingel to adopt Resolution 2018-39, a Resolution Approving a Utility Easement for the Alley of the 200 Block of S. 8th St. and the 100 Block of S. 7th Street. Roll call was: AYES: All. NAYES: None.

Consent Agenda

On a motion by Brown, seconded by Miller, the following was approved under Consent Agenda.

Roll call was: AYES: All. NAYES: None

City Council Minutes of May 8, 2018.

Parks & Recreation Advisory Board Minutes of May 8, 2018.

Class C Liquor License/Outdoor Service Renewal for Jobies Pastime.

Bills totaling \$150,800.61

ADVANCED SYSTEMS, INC.	LASERFICHE SOFTWARE & SUPPORT	\$420.00
AL'S CORNER OIL CO.	PARK FUEL	\$98.36
ALLIANT ENERGY	NATURAL GAS	\$990.97
ALYSSA A. HERBOLD PLC.	4/18 LEGAL SERVICE	\$1,942.50
ALYSSA A. HERBOLD PLC.	WILSON SCHOOL NUISANCE	\$148.50
BAKER & TAYLOR INC.	BOOKS	\$1,073.90
BENSON CONSTRUCTION	STEEL & TRIM CEMETERY BLDG.	\$12,225.60
BOLTON & MENK, INC.	2017 ON CALL ENGINEERING	\$3,999.50
BOLTON & MENK, INC.	LEWIS, SKATE PARK, APPLICATIONS	\$412.50
BOLTON & MENK, INC.	WATER TREATMENT REHAB	\$2,535.00
BOLTON & MENK, INC.	2018 ENGINEERING	\$75.00
BOLTON & MENK, INC.	RAILROAD CREEK HYDRAULIC	\$10,015.50
BOLTON & MENK, INC.	2018 STORMWATER IMPROVEMENTS	\$710.00
BOLTON & MENK, INC.	WILSON SCHOOL	\$910.00
BOLTON & MENK, INC.	W. ELM ST. STORM SEWER	\$7,260.00
BRAD'S TIRE SERVICE	2018 ODES COMRADE	\$7,895.00
BROWN SUPPLY CO.	VAN STONE FLANGE, PIPE, PARTS	\$1,757.62
BUILDERS SHARP. & SERVICE	SKID LOADER REPAIRS, PARTS	\$1,374.84
C-M-L TELEPHONE	TELEPHONE & INTERNET	\$330.63
CARROLL DISTRIBUTING	SAFETY GLASSES, CAULKING GUN	\$168.98
CERTIFIED TESTING SERVICES	ELM ST. SANITARY SEWER TEST	\$2,702.00
CHEROKEE AUTO PARTS	HELICOIL, SHUT OFF	\$53.07

CHEROKEE AVIATION AUTHORIT	MAY TAX DRAW	\$858.96
CHEROKEE CO. SOLID WASTE	4/18 ASSESSMENT	\$29,688.51
CHEROKEE REGIONAL MED. CEN	INNUMIZATIONS	\$213.00
COUNSEL	COPY OVERAGE & CONTRACT	\$100.05
COUNTRY TIRE & SERVICE	BALL JOINTS, CONTROL ARM REPAIR	\$1,158.64
CRAIG SCHMIDT	MILEAGE TO SIMPCO MEETINGS	\$124.26
CROSSROADS OF WESTERN IOWA	SHOP TOWELS	\$39.10
DEMCO, INC.	SUMMER READING PROGRAM SUPPLIES	\$271.33
DENIS ALQUGARAY	UTILITY DEPOSIT REFUND	\$36.84
DEREK SCOTT	REFUND VARIANCE FEE	\$150.00
DIANE CARGIN	MILEAGE TO SPENCER CLERK MEETING	\$57.23
DOUG SMITH CONSTRUCTION	WINDOWS AT SEWER PLANT	\$1,950.00
FAREWAY STORES, INC.	OPERATING SUPPLIES	\$111.15
GREGG COMPUTER SERVICE	ROUTER, MOUSE, SERVICE	\$206.99
GUARANTEE GUTTER CO.	CITY HALL DOWNSPOUTS	\$112.50
HACH CO.	CHLORINE, CHEMICALS	\$313.92
HI MIDGE L.C.	208 W. MAIN ASBESTOS REMOVAL	\$16,300.00
HOLZHAUER MOTORS, LTD.	OIL CHANGE	\$40.99
IOWA LAKES ELECTRIC COOP	4/18 ELECTRICITY	\$47.00
IOWA ONE CALL	LOCATES	\$27.90
JIM'S SEWER SERVICE	JETTER SW LINE 5TH ST	\$150.00
JUAN ROMEO VINCENTE	INCOME OFFSET REIMBURSEMENT	\$240.00
K-MART #9222	SUPPLIES	\$27.35
LEGISLATIVE SERVICES AGENCY	CODE BOOKS FOR PD	\$100.00
LINDA MATTSO	INCOME OFFSET REIMBURSEMENT	\$509.62
MID AMERICAN ENERGY	ELECTRICITY	\$21,743.51
MID-AMERICAN BENEFITS, INC	CLAIMS THROUGH 5/15/18	\$1,287.00
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$75.10
PETTY CASH	RETURN LIVE HEALTHY RIBBONS	\$7.70
PROSECUTING ATTORNEYS TRAINING	FORFEITURE ORDER	\$144.58
RACO MANUFACTURING	1 YEAR ALARMAGENT.COM	\$375.00
RAPID AMERICAN PRESS	DISCONNECT NOTICES	\$205.00
RECREONICS, INC.	LENS GASKET	\$123.54
RICK SWAIN	INCOME OFFSET REIMBURSEMENT	\$38.00
SAM KOOIKER	SAM & DIANE MEETING MEAL	\$18.73
SCE, LLC	WATER LEAKS, SNOW REMOVAL, PARTS	\$11,542.98
SHIELD TECHNOLOGY CORPORATION	SHIELDWARE	\$1,320.25
SIMPCO	HWY 20 ECONOMIC DEV. STUDY	\$350.00
SIOUX SALES COMPANY	BOOTS	\$139.95
UNUM LIFE INS. CO OF AMERICA	6/18 LIFE & DISABILITY INS.	\$1,058.43
US BANK EQUIPMENT FINANCE	COPIER LEASE	\$89.94
USPS	UTILITY BILL POSTAGE	\$328.02
VERIZON WIRELESS	CELL PHONE	\$30.78
WIEMOLD SMALL ENGINE REPAIR	SERVICE WORK 2 PUMPS	\$92.18
WIESE OIL & SUPPLY CO., LT	TOP MOUNT GAUGE, FUEL	\$1,343.69

Purchase Truck for Water Department

Three bids were received for the purchase of a new truck for the Water Department as follows: Holzhauser Motors, 2018 Dodge Ram 4x4 Regular Cab, 8' box - \$25,371, Holzhauser Motors, 2018 Chevy Silverado - \$28,133, and Rasmussen's, 2018 Ford F150 - \$27,978. Motion by Brown, seconded by Agnitsch approved the purchase of the 2018 Dodge Ram from Holzhauser Motors and authorized the transfer of the Water Department's 2006 Chevy to the Cemetery Department. Roll call was: AYES: All. NAYES: None.

N. 11th St. Resurfacing

Brandon Billings, Cherokee County Engineer explained their resurfacing plan for O Ave. and 520th St. and is proposing that the project continues on the gravel portion of N. 11th St. within city limits. The county is applying an otta seal, much like a chip seal but with larger aggregate resulting in a more heavy duty surface. Brandon looked at a road in Minnesota on which otta seal was applied 17 years ago, and the road still looks like the otta seal was applied last year. The same surface was applied on L40 and there is now "bleeding" through the top, but Brandon said this was expected because of the surface the otta seal was applied over. Otta seal is ideally applied on a gravel road. The typical life expectancy of the otta seal surface is 17-30 years. The road will not need much maintenance, other than possibly needing to be hit with a durapatcher. Brandon estimates the city's cost for its portion of the project (25%) to be between \$58,000 and \$60,000 and the work will start the middle of June. Traffic can be on it immediately after the product is applied. Kooiker commented that this is not a budgeted project, but can be managed out of the Local Option Sales tax revenue fund. Motion by Miller, seconded by Brown to authorize payment to Cherokee County for the City's portion of N. 11th St. resurfacing project. Roll call was: AYES: All. NAYES: None.

Pay Request W. Elm Storm Sewer Project

Motion by Brown, seconded by Johnson, approved a pay request from Vander Pol Excavating in the amount of \$127,287.24 for the W. Elm St. Storm Sewer Project. Roll call was: AYES: All. NAYES: None.

Administrator's Report

Kooiker commented that rehabilitation work in the Lewis Hotel building has started.

Action on Board of Adjustment Recommendation

Kooiker reported that the Board of Adjustment met to consider a variance request for 507 N. 5th St. for the construction of an attached garage with living quarters and unanimously recommended approval. Motion by Agnitsch, seconded by Brown to agree with the Board's recommendation and approve the variance request. Roll call was: AYES: All. NAYES: None.

Adjournment

On a motion by Brown, seconded by Agnitsch, the meeting was adjourned at 7:33 p.m.

Media Present: None.

Craig Schmidt, Mayor

ATTEST:

Diane Cargin
City Clerk Treasurer