

**CITY COUNCIL MINUTES  
TUESDAY, JUNE 12, 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 Brown, Johnson (by phone), Miller, Pingel, City Administrator Kooiker, City Attorney Herbold and City Clerk-Treasurer Cargin. Absent was Councilperson Agnitsch.

**Resolution 2018-40 Supporting HyVee's Disaster Plan**

Motion by Brown, seconded by Miller adopted Resolution 2018-40, a Resolution Authorizing a Signed Agreement with Hy-Vee, Inc. to allow for use of City facilities in the event of an emergency. Roll call was: AYES: All. NAYES: None.

**Resolution 2018-41 Public Utility Easement**

Motion by Miller, seconded by Pingel adopted Resolution 2018-41, a Resolution Approving Public Utility Easement for 545 Park Ave. Roll call was: AYES: All. NAYES: None.

**Public Hearing on Proposed Wilson School Urban Renewal Plan**

At 7:02 p.m., Mayor Schmidt opened the Public Hearing on the proposed Wilson School Urban Renewal Plan. The Mayor asked for the report of the City Administrator with respect to the consultation held with the affected taxing entities to discuss the proposed Plan. The Council was informed that the consultation was duly held as ordered by the Council, and that no written recommendations were received from the affected taxing entities. The report of the City Administrator with respect to the consultation has been placed on file and considered by the Council. Kooiker also reported that the proposed Plan has been approved by the Planning & Zoning Commission as being in conformity with the general plan for development of the City as a whole as set forth in the minutes of the Commission. The minutes have been reviewed by the Council. Kooiker asked developer Shawn Foutch, present by telephone, if he had anything to add. Foutch replied that it looks as if all the pieces have come together and he is satisfied with everything he has seen. The City Clerk reported that no written objections have been filed. The Mayor then called for any oral objections to the adoption of the Wilson School Urban Renewal Plan and there were none. The Public Hearing was closed at 7:07 p.m.

**Resolution 2018-42 Resolution Determining Blighted Area**

Motion by Pingel, seconded by Brown, adopted Resolution 2018-42, a Resolution Determining an Area of the City to be a Blighted Area, and that the Rehabilitation Conservation, Redevelopment, Development or a Combination Thereof of Such Area is Necessary in the Interest of the Public Health, Safety or Welfare of the Residents of the City, Designating Such Area as Appropriate for Urban Renewal Projects, and Adopting the Wilson School Urban Renewal Plan. Roll call was: AYES: Johnson, Pingel, Brown, Miller. NAYES: None.

**Resolution 2018-43 Fixing Date of Public Hearing on Development Agreement**

Motion by Pingel, seconded by Miller, adopted Resolution 2018-43, a Resolution Fixing Date for a Public Hearing on the Proposal to Enter into a Development Agreement with Wilson School Apartments, LLC, for Tuesday, June 26, 2018, at 7:00 p.m. and Providing for Publication of Notice Thereof. Roll call was: AYES: Miller, Johnson, Brown, Pingel. NAYES: None.

**Resolution 2018-44 Fixing Date For Meeting on Proposal to Re-allocate Funds**

Motion by Brown, seconded by Pingel, adopted Resolution 2018-44, a Resolution Fixing Date for a Meeting on the Proposal to Reallocate Certain Unspent Proceeds of the Taxable General Obligation Capital Loan Notes, Series 2016A of Cherokee, Iowa, for Tuesday, June 26, 2018, at 7:00 p.m., and Providing for Publication of Notice Thereof. Roll call was: AYES: Brown, Pingle, Miller, Johnson. NAYES: None.

**Ordinance #665 Increasing Water Rates**

Motion by Miller, seconded by Brown, approved the 1<sup>st</sup> reading of Ordinance #665, an Ordinance Amending the Code of Ordinances by Implementing a Five-Year Water Rate Schedule. This water rate schedule allows for gradual increases in the water rate base charge and commodity price over a five year period, beginning January 1, 2019, to keep up with rising costs and inflation. Roll call was: AYES: All. NAYES: None

**Consent Agenda**

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

- City Council Minutes of May 22, 2018.
- Community Foundation Minutes of May 22, 2018.
- Historic Preservation Commission minutes of May 1, 218.
- May Police Report.

- Class B Beer Permit for Pizza Hut.
- Class C Liquor License for V.F.W. Post #2253.
- Class C Liquor License for Gasthaus Bar & Grill.
- Class C Liquor License for Family Table
- Class E Liquor License for Liquor on the Corner.

May Treasurer’s Report and Receipts as follows: General \$100,406.52; Police Forfeiture \$2,347.42; County Library \$1.62; Road Use \$63,096.33; Employee Benefits \$28,921.49; Emergency \$1,546.20; Local Option Sales Tax \$45,498.05; Hotel/Motel Tax \$14,802.69; Revolving Loan \$29.65; Library Memorial \$979.19; Park & Rec Capital Improvement \$4.64; Cemetery Special Care \$14.92; Debt Service \$12,128.02; Road Use Equipment \$10.94; CDBG Storefront Project \$0; 2016 Capital Projects \$15,000.00; Emergency Set-Aside \$19.71; Oak Hill Perpetual Care \$0; Water Utility \$57,430.73; Water Utility – Industrial \$44.00; Water Treatment Fac. Project \$0; Water Main Project Bond & Interest \$4,993.75; Water System Maintenance \$9,589.58; Sewer Utility \$89,356.96; Sewer Utility – Industrial \$2,654.02; Sewer Facility Bond & Interest \$30,500.50; Sewer System Maintenance \$9,077.87; Aviation Authority \$858.96; Solid Waste \$27,931.94; Landfill \$29,875.53; Storm Sewer Utility - \$6,889.73; Self-Insurance \$128.88; Police Dept. Special Acct. \$0

Bills totaling \$271,105.71

ACCO	POOL SUPPLIES	\$812.50
AHLERS & COONEY P.C.	WILSON SCHOOL	\$5,678.62
AHLERS & COONEY P.C.	GAS FRANCHISE ORDINANCE	\$308.00
ALEX AIR APPARATUS, INC.	BAUER COMPRESSOR SERVICE	\$568.00
ALLIANT ENERGY	NATURAL GAS	\$589.01
ALYSSA A. HERBOLD PLC.	5/18 LEGAL SERVICE	\$2,592.00

ARMOND RIDER	6/18 CELL PHONE REIMB., MISC. REIMB.	\$92.75
ATIRA CREDIT MASTERCARD	MISC. CHARGES	\$2,003.19
BARCO MUNICIPAL PRODUCTS	SIGNS	\$570.32
BICYCLING	SUBSCRIPTION RENEWAL	\$19.94
BLAINE'S WATER CONDITIONING	COOLER RENT & WATER, SOFTNER SALT	\$540.60
BLOOMING HOUSE	PLANTS, HANGING BASKETS	\$8,281.51
BOLTON & MENK, INC.	LAKE ST, LEWIS HOTEL, SKATEPARK	\$2,812.50
BOMGAARS	OPERATING SUPPLIES	\$3,601.94
BRAD'S TIRE SERVICE	TIRE & BRAKE REPAIRS, MOWER BLADES	\$628.86
BROWN SUPPLY CO.	OPERATING SUPPLIES	\$8,445.29
BUGH WELDING	VALVE KEY	\$105.00
BUILDERS SHARP. & SERVICE	OPERATING PARTS	\$1,265.53
CARROLL DISTRIBUTING	OPERATING SUPPLIES	\$2,256.08
CENTRAL IOWA DIST. INC.	BLACK BAGS	\$261.50
CERTIFIED TESTING SERVICES	ELM STREET TESTING	\$1,688.00
CHAMPION ELECTRIC, INC.	FIRE DEPT. REPAIRS, STOPLIGHT REPAIRS	\$181.92
CHEROKEE AREA ECONOMIC	FY18 4TH QTR. CONTRIBUTION	\$3,457.50
CHEROKEE AUTO PARTS	OIL & AIR FILTERS	\$283.14
CHEROKEE CO. SOLID WASTE	5/18 ASSESSMENT	\$29,688.51
CHEROKEE CO. SOLID WASTE	CITY WIDE CLEAN UP	\$290.00
CHEROKEE CO. TREASURER	100 E WILLOW TAX SALE	\$672.00
CHEROKEE COUNTY RECORDER	CORTEZ & NAPIER EASEMENT	\$44.00
CHEROKEE POLICE RESERVES	ISRLOA MEMBER DUES, CONFERENCE	\$2,060.00
CHESTERMAN COMPANY	POP FOR SWIMMING POOL	\$388.80
CHRONICLE TIMES	LEGAL PUBLICATIONS	\$841.99
C-M-L TELEPHONE	TELEPHONE & INTERNET	\$837.28
CONTROL SYSTEM SPECIALISTS	LIBRARY SERVICE	\$227.10
CORE-MARK MIDCONTINENT, INC	POOL CONCESSIONS	\$2,764.65
COUNSEL	COPY CONTRACTS & OVERAGE	\$554.78
COUNTRY TIRE & SERVICE	OIL CHANGE, TIRES	\$675.04
CREATIVE PRODUCT SOURCE, INC	STICKERS	\$367.61
DAWN HITCHCOCK	SIGNED HUNTED COPY	\$13.99
DEMCO, INC.	OFFICE SUPPLIES	\$322.93
DIAMOND VOGEL PAINTS	WHITE & YELLOW PAINT	\$1,449.76
DUANE MUMMERT	6/18 CELL PHONE REIMBURSEMENT	\$35.00
ECHO GROUP INC.	CAMPGROUND SUPPLIES	\$2,442.24
FAMILY HANDYMAN	SUBSCRIPTION RENEWAL	\$36.98
FAREWAY STORES, INC.	OPERATING SUPPLIES	\$150.82
FOUNDATION ANALYTICAL LAB	WATER & WASTEWATER SAMPLES	\$609.00
GEORGE SCHMIDT	6/18 CELL PHONE REIMBURSEMENT	\$35.00
GODFATHER'S PIZZA	CITY WIDE CLEAN UP	\$179.94
GREG EATON, FIRE CHIEF	15 CITY CALLS, 6 RURAL CALLS	\$1,565.00
GREGG COMPUTER SERVICE	3 TOWER COMPUTERS	\$2,550.00
GROUND EFFECT LP	MULCH	\$960.00
GRUNDMAN-HICKS L.L.C.	PAY REQUEST #4 - WATER PLANT	\$6,821.48

HALLETT MATERIALS	GRAVEL, SAND	\$838.15
HAWKINS, INC.	LAB SUPPLIES	\$910.00
HEARTLAND BACKFLOW INC.	BACKFLOW TESTING	\$908.47
HILLYARD	MOPS, TOWELS	\$213.00
HOLZHAUER MOTORS, LTD.	TOOL BOX	\$900.00
HOTSY EQUIPMENT CO.	POWERSHINE & SOAP	\$504.00
HY-VEE, INC.	PARK FUEL, RECREATION SUPPLIES	\$110.28
I.M.W.C.A.	2018/19 WORKERS COMP PREMIUM	\$48,111.00
IOWA COMM. ASSURANCE POOL	JOHNSON/CEDAR CLAIM	\$1,191.69
IOWA COMM. ASSURANCE POOL	NEW CEMETERY BUILDING	\$270.80
IOWA COMM. ASSURANCE POOL	TROY PEDERSEN RETSTITUION	\$100.00
IOWA OUTDOORS	SUBSCRIPTION RENEWAL	\$15.00
J. D. ROGGE	MEALS FOR JD & JAKE AT CLASS	\$34.87
J. J. KELLER & ASSOCIATES	OSHA TRAINING	\$325.00
JACK'S UNIFORMS & EQUIPMENT	BOOTS	\$421.83
JAKE DYSLIN	MEALS FOR K-9 SCHOOL	\$63.72
JAMIE HODGDON	6/18 CELL PHONE REIMBURSEMENT	\$35.00
JANITOR'S CLOSET, LTD.	TOILET PAPER & GARBAGE BAGS	\$424.83
JESSICA BIEBER	LIFEGUARD RECERTIFICATIONS	\$390.00
JJSS, LLC	SPRING LAKE LIFT STATION	\$110.00
K-MART #9222	OPERATING SUPPLIES	\$300.54
MANUEL VENTURA	UTILITY BILL REFUND	\$12.39
MARX LEASING	CONTAINER DD	\$450.00
MEDIACOM LLC	TELEPHONE & INTERNET	\$305.90
MID AMERICAN ENERGY	ELECTRICITY	\$19,706.53
MID-AMERICAN BENEFITS, INC	CLAIMS THROUGH 6/6	\$967.35
MID-IOWA SALES CO.	HANDLE, BRUSH	\$52.65
MIDWEST TENNIS & TRACK CO.	RED & GREED CRACK FLEX	\$1,980.50
MLS LANDSCAPE & DESIGN, INC	HWY 59 WATERMAIN LEAK	\$1,387.00
MODERN HEATING & COOLING	POOL & PARK REPAIRS	\$602.97
MOTOR PARTS SALES	OIL, LUBE	\$37.07
MUNICIPAL MANAGEMENT CORP.	ISOLATE MAIN BREAK	\$700.00
MUNICIPAL SUPPLY, INC.	METERS & SMART POINTS	\$4,746.00
NATE JAMES	6/18 CELL PHONE REIMBURSEMENT	\$50.00
NOGGIN WATER	DRINKING WATER FOR POOL	\$66.25
NORTHWEST CONCRETE PRODUCT	COMPARTMENT	\$2,165.20
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$292.55
OTTO ENVIRONMENTAL SYSTEMS	300 RECYCLE CARTS	\$13,765.00
OUR IOWA MAGAZINE	SUBSCRIPTION RENEWAL	\$34.98
PELLA GATEWAY	SEAL C. CENTER WINDOWS	\$360.00
PETTY CASH	POOL START UP CASH	\$180.00
PETTY CASH - LIBRARY	POSTAGE, LIBRARY SUPPLIES	\$110.60
PILOT ROCK SIGNS	POOL T-SHIRTS, SIGNS	\$760.33
PITNEY BOWES GLOBAL FIN. SERVICE	POSTAGE MACHINE LEASE	\$158.64
RECREONICS, INC.	LADDER	\$327.66

REHAB SYSTEMS, INC.	JET LINES & POOL REPAIRS	\$1,512.50
REINERT MACHINE SHOP	REMOVE RECEIVER TUBE	\$200.00
RENAISSANCE RESTORATION INC	CDBG FACADE PROJECT	\$6,692.91
RICK GRIES	C. CORTEZ BILL REIMBURSEMENT	\$252.40
SAM KOOIKER	6/18 CELL PHONE REIMBURSEMENT	\$50.00
SANITARY SERVICES	5/18 GARBAGE PICK UP	\$25,031.25
SCE, LLC	DIG GRAVES, ROADSTONE & HAULING	\$2,178.03
SIOUX SALES COMPANY	AMMO	\$779.00
STEVE'S WINDOW SERVICE	CLEAN WINDOWS	\$206.00
STOREY KENWORTHY/MATT PARROTT	RECEIPT BOOKS	\$430.55
SYNCHRONY BANK/AMAZON	BOOKS, LAP TOP, TABLET	\$2,505.14
TERRY FISK	HISTORY OF COMIC BOOK SUPERHERO	\$350.00
THE ACCURATE COURT REPORTER	SUBSCRIPTION RENEWAL	\$39.00
THE BOOK VINE	BOOKS	\$30.74
TODD LARSEN	6/18 CELL PHONE REIMBURSEMENT	\$35.00
TODD MILLER	6/18 CELL PHONE REIMBURSEMENT	\$35.00
TRUCK EQUIPMENT INC.	SWEEPER SUPPLIES	\$2,086.19
U.S. BANK EQUIPMENT FINANC	COPIER LEASE	\$89.94
USPS	UTILITY BILL POSTAGE	\$311.71
UTILITY EQUIPMENT COMPANY	PARTS	\$6,175.46
VERIZON WIRELESS	CELL PHONE, & HOT SPOTS	\$337.73
WALDNER'S LAWN SERVICE	MOWING, WEED & FERTILIZE	\$639.00
WEX BANK	FUEL	\$4,159.33
WIESE OIL & SUPPLY CO., LT	FUEL	\$3,260.20
WINDSTREAM	TELEPHONE	\$562.61
WOODALL ELECTRIC	SEWER REPAIRS	\$3,359.00
YOUR FLEETCARD PROGRAM	PARK FUEL	\$405.20
ZACH FREKING-SMITH	PIZZA, SUBSCRIPTIONS, TV	\$366.47

### **Worker's Compensation Insurance Renewal**

Terri Brown, Perspective Insurance, noted that the City's worker's compensation premium renewal is about \$7,000 less than last year. The City's mod factor was lowered. This is a preliminary cost estimate, once a payroll audit is completed later this summer the premium will be adjusted. Kooiker voiced his appreciation for Brown's assistance in filing claims and overall customer service. Motion by Miller, seconded by Brown, approved the insurance renewal with I.M.W.C.A. for worker's compensation coverage. Roll call was: AYES: All. NAYES: None.

### **Mosquito Fogging**

Chris Hansen from Triple C Pest Control, Quimby IA, reported on his company's method of spraying for mosquitos and distributed MSDS sheets. Beehives will not be affected by the spraying. He anticipates spraying on Sunday or Monday nights between 9:30 and midnight. He has contracts with a lot of towns and more are signing up each year so it must be working okay. The mosquito fog kills the mosquito instantly and does not leave a residue. The cost to spray the entire town is estimated to be \$5,200 per month assuming four weekly sprays (\$1,300 a spray.) Johnson asked if just the parks could be sprayed and what the cost would be. Chris replied that

he would have to look at it and could have a quote by the end of the week. If the council gives approval at the June 26<sup>th</sup> meeting, spraying would not start until mid-July and Chris advised if that was the case, the city should save their money as the season would be half over. He could bring a proposal to the council in January for consideration in next year's budget. Brown stated he would rather wait until next year, as nothing has been budgeted for this expense. Miller made a motion to proceed with a contract with Triple C Pest Control for mosquito spraying this summer. There was no second. Mayor Schmidt declared the motion dead for lack of a second.

**Close-out of CDBG Downtown Façade Project**

Motion by Brown, seconded by Miller, authorized the close-out of the CDBG Downtown Façade Project and ordered release of the retainage. Roll call was: AYES: All. NAYES: None.

**Demolition Cost Reserve for 430 W. Cherry**

Motion by Miller, seconded by Brown, authorized the release of the City's interest in the reserve for demolition costs from an insurance settlement for the property at 430 W. Cherry St. destroyed by fire in February. Roll call was: AYES: All. NAYES: None.

**Adjournment**

On a motion by Pingel, seconded by Miller, the meeting was adjourned at 7:25 p.m.

Media Present: None.

Craig Schmidt, Mayor

ATTEST:

Diane Cargin  
City Clerk Treasurer