

**CITY COUNCIL MINUTES
TUESDAY, JUNE 26, 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, City Attorney Herbold and City Clerk-Treasurer Cargin.

Ordinance #626 Water Rate Increase

Motion by Brown, seconded by Miller approved the second reading of Ordinance #626, an Ordinance Implementing a Five-Year Water Rate Schedule beginning January 1, 2019. Roll call was: AYES: All. NAYES: None.

Resolution 2018-45 Approving Contract 2018 Street Improvements

Motion by Miller, seconded by Agnitsch adopted Resolution 2018-45, a Resolution Approving Contract and Surety Bond for the 2018 Street Improvements. Roll call was: AYES: All. NAYES: None.

Resolution 2018-46 Adopting New City Personnel Manual

Motion by Brown, seconded by Miller adopted Resolution 2018-46, a Resolution Adopting New City Personnel Manual with the change that Martin Luther King Day and President's Day are not to be taken as "floating" holidays. Roll call was: AYES: All. NAYES: None.

Public Hearing on Reallocation of Unspent Bond Proceeds

At 7:08 p.m. Mayor Schmidt opened the Public Hearing on the matter of the proposed reallocation of not to exceed \$465,000 of unspent proceeds of the Taxable General Obligation Capital Loan Notes, Series 2016A, in order to provide funds to pay costs of aiding in the planning, undertaking and carrying out of urban renewal projects under the authority of Iowa Code chapter 403 and the Urban Renewal Plan for the Wilson School Urban Renewal Area, as amended, including financing one or more Economic Development Grants to a private developer to fund demolition and/or rehabilitation of the former Wilson school building and construction of a new residential facility, or paying costs incurred by the City directly for demolition of the former Wilson school building, and paying associated legal and planning costs; or paying costs of the construction, reconstruction, and/or repairing of any street, water, sewer, or public infrastructure improvements and that notice of the proposed action by the Council to institute proceedings for the proposed reallocation had been published pursuant to the provisions of Sections 364.6 and 384.25 of the Code of Iowa. The Mayor then asked the Clerk whether any written objections had been filed by any City resident or property owner to the proposed reallocation. The Clerk advised the Mayor and Council that none had been filed. The Mayor then called for oral objections to the proposed reallocation and none were made. The Mayor then closed the Public Hearing at 7:11 p.m.

Resolution 2018-47 Approving Reallocation of Unspent Proceeds Series 2016A

Motion by Brown, seconded by Johnson adopted Resolution 2018-47, a Resolution Instituting Proceedings to Take Additional Action and Approving the Reallocation of Certain Unspent

Proceeds of the Taxable General Obligation Capital Loan Notes, Series 2016A.. Roll call was: AYES: Agnitsch, Johnson, Pingel, Brown, Miller. NAYES: None.

Public Hearing on Proposed Development Agreement with Wilson School Apartments LLC

At 7:13 p.m. Mayor Schmidt opened the Public Hearing on the matter of the proposal to approve and authorize execution of a Development Agreement by and between the City of Cherokee and Wilson School Apartments, LLC, and that notice of the proposed action by the Council to enter into said Agreement had been published pursuant to the provisions of Section 364.6 of the City Code of Iowa. The Mayor then asked the Clerk whether any written objections had been filed by any City resident or property owner to the proposed action. The Clerk advised the Mayor and Council that no written objections had been filed. The Mayor then called for oral objections and none were made. The Mayor closed the Public Hearing at 7:14 p.m.

Resolution 2018-48 Approving Development Agreement

Motion by Pingel, seconded by Miller, adopted Resolution 2018-48, a Resolution Approving and Authorizing Execution of a Development Agreement by and between the City of Cherokee and Wilson School Apartments, LLC. Roll call was: AYES: Brown, Pingel, Miller, Johnson, Agnitsch. NAYES: None.

Resolution 2018-49 Establishing Wilson School Apartments Project Reserve Fund

Motion by Miller, seconded by Pingel adopted Resolution 2018-49, a Resolution Authorizing the Establishment of the Wilson School Development Reserve Fund. Roll call was: AYES: Johnson, Agnitsch, Pingel, Brown, Miller. NAYES: None.

Resolution 2018-50 Approving Official Endorsement of Fountain Park Trails Proposal

Motion by Brown, seconded by Pingel adopted Resolution 2018-50, a Resolution Officially Endorsing the Fountain Park Trails Proposal. Roll call was: AYES: All. NAYES: None.

Resolution 2018-51 Extending Building Permit “Holiday”

Motion by Miller, seconded by Agnitsch adopted Resolution 2018-51, a Resolution Extending the “Holiday” for Building Permit Fees until October 1, 2018, for New Construction of Single Family Homes & Duplexes. Roll call was: AYES: All. NAYES: None.

Consent Agenda

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

City Council Minutes of June 12, 2018.

Renewal of Cigarette Permits for the following: Hy-Vee Gas, Hy-Vee Store, Kimmes Country Store, Liquor on the Corner, A to Z Liquor, Casey’s General Store; Fareway, Al’s Corner Oil, Dollar General.

Application for Tax Abatement for 111 E. Main and 113 E. Main. – Lundquist Investments
Class C Beer Permit for Sparky’s One Stop

Class C Beer Permit for Casey’s General Store #3037

Mayoral appointment of Alan Julius to a 2nd six-year term on the Library Board of Trustees

Utility account write-off of \$137.93 for 445 N. Roosevelt – Roger Pietsch

Bills totaling \$180,515.98

ACCO	CHLORINATING SOLUTION	\$1,265.00
AHLERS & COONEY P.C.	2016A GENERAL GO NOTES	\$832.50
AHLERS & COONEY P.C.	URBAN RENEWAL	\$527.50
AHLERS & COONEY P.C.	WILSON SCHOOL APARMENTS	\$3,500.54
AHLERS & COONEY P.C.	FORMER WILSON SCHOOL URA	\$266.27
AHLERS & COONEY P.C.	GAS FRANCHISE ORDINANCE	\$44.00
ALLIANT ENERGY	NATURAL GAS	\$782.79
ALPHA WIRELESS	2 PD RADIOS	\$3,652.40
ALYSSA A. HERBOLD PLC.	6/18 LEGAL SERVICE	\$1,849.50
ARAMARK UNIFORM SERVICES	RAGS, RUGS, MOPS	\$49.28
ATIRA CREDIT MASTERCARD	MISC. CHARGES	\$1,499.83
BAKER & TAYLOR INC.	BOOKS	\$969.36
BIERSCHBACH EQUIP. & SUPPLY	FIRE HOSE	\$431.00
BOB HATCH MASONRY CONST.	POOL REPAIRS	\$1,111.00
BOLTON & MENK, INC.	WATER TREATMENT REAHB	\$12,686.00
BOLTON & MENK, INC.	2018 STORMWATER IMPROVMENTS	\$1,382.50
BOLTON & MENK, INC.	RAILROAD CREEK HYDRAULIC	\$26,419.00
BOLTON & MENK, INC.	WILSON SCHOOL DEMO	\$1,332.50
BOLTON & MENK, INC.	2017 STREET PROJECTS	\$5,610.00
BRAD CATES	SOFTBALL REF 6/13	\$45.00
BRAD'S TIRE SERVICE	BAD BOY OIL FILTERS	\$223.62
BROWN SUPPLY CO.	POOL REPAIRS	\$2,023.83
BUILDERS SHARP. & SERVICE	OPERATING PARTS	\$1,359.97
CAHOY PUMP SERVICE, INC.	WELL # 6 & 10 REPAIRS	\$57,722.00
CB HOUSEHOLD HAZARDOUS WASTE	DISPOSE OF FLUORESCENT BULBS	\$8.00
CHEM-SULT, INC.	CALCIQUEST & POTASSIUM	\$2,770.60
CHEROKEE AVIATION AUTHORITY	TAX DRAW	\$208.56
CHEROKEE COUNTY RECORDER	REGISTER CONRAD, TITLE	\$58.50
CHEROKEE REGIONAL MED. CENTER	IMMUNIZATIONS	\$213.00
CONNECTIONS INC. EAP	ADMINISTRATIVE CONSULTATION	\$1,966.30
CROSSROADS OF WESTERN IOWA	CLEAN TOWELS, RUGS	\$35.11
DARREN'S CLOTHING CO.	UNIFORM SHIRTS	\$195.00
DIAMOND VOGEL PAINTS	BLUE PAINT	\$77.25
EMILY MILLER	4 HOURS CLEANING BAC	\$37.00
ENGINEERED EQUIP. SOLUTION	DIP SWITCH	\$1,121.86
EZ-LINER	FLTR PNT SCREEN COARSE	\$286.70
FELD FIRE	DRY & STORE HOSE RACK	\$1,976.00
FOUNDATION ANALYTICAL LAB	WATER & WASTEWATER SAMPLES	\$385.50
GRANT THORSON	TOOLS	\$359.95
GREG EATON, FIRE CHIEF	FIREMAN PAYROLL	\$490.00
HACH CO.	CHLORINE	\$759.41
HALLETT MATERIALS	COLD MIX, ROAD & PEA GRAVEL	\$1,980.63
HAWKINS, INC.	LAB SUPPLIES	\$385.00
HOLZHAUER MOTORS, LTD.	OIL CHANGE, VEHICLE REPAIRS	\$298.17
HOPKINS & HUEBNER, P.C.	28E AGREEMENT WITH AURELIA	\$680.00

HY-VEE, INC.	FUEL, POOL SUPPLIES	\$509.77
IOWA D.O.T.	WOOD SIGN POST	\$1,078.98
IOWA FIRE CONTROL, LLC	YACHT CLUB FIRE ALARMS	\$90.00
IOWA LAKES ELECTRIC COOP	ELECTRICITY	\$78.00
IOWA ONE CALL	LOCATES	\$68.40
JACOB KINDWALL	SOFTBALL REF 5/23, 6/6	\$90.00
JJSS, LLC	PUMP TANK AT CEMETERY	\$110.00
JOHN MEIS	SIMPCO TAC MEETINGS	\$501.75
JOSH DOUGLAS	SOFTBALL REF 5/23, 5/30	\$90.00
JR'S SALES AND SERVICE	PARK SHOP DOOR REPAIRS	\$50.00
K & M TREE SERVICE	REMOVE 3 TREES	\$420.00
K-MART #9222	OFFICE SUPPLIES	\$90.98
KAMIE CRUM	5.75 HOURS CLEANING BAC	\$53.19
LARRY DUNBAR	LIBRARY PROGRAM	\$200.00
LETSCHKE BIKE/RADIO SHACK	OFFICE SUPPLIES	\$41.98
MID AMERICAN ENERGY	ELECTRICITY	\$515.46
MID-AMERICAN BENEFITS, INC	ADMIN & FLEX FEES, CLAIMS	\$2,237.25
MID-IOWA SALES CO.	CAR WASH SOAP & TOWELS	\$169.70
MIDWEST TENNIS & TRACK CO.	RED & GREEN CRACK FLEX	\$1,598.00
MICHAELENE PRITCHARD	UTLITY BILL REFUND	\$46.57
MODERN HEATING & COOLING	REPAIR LADIES RESTROOM FAUCET	\$342.08
MOTOR PARTS SALES	OPERATING SUPPLIES	\$24.75
O'HALLORAN INTERNATIONAL	FUSE FOR 1998 INTERNATIONAL	\$351.63
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$92.40
PARTY FUN RENTALS, LLC	MOVIE SCREEN RENTAL	\$309.99
RECREONICS, INC.	POOL BLASTER, SANITIZER	\$807.36
REHAB SYSTEMS, INC.	JET VAC CLEANING	\$275.00
SANITARY SERVICES	ROLL OFF AT CEMETERY	\$173.96
SCE, LLC	DIG GRAVES	\$405.00
SCE, LLC	WATER MAIN, MISC. REPAIRS	\$5,572.50
SCE, LLC	608 CURB STOP REPAIR	\$1,280.88
SCE, LLC	STORM SEWER REPAIR	\$10,176.52
SCHUMACHER ELEVATOR CO.	ELEVATOR MAINTENANCE-BEECH ST.	\$839.13
SHARE CORPORATION	HAND SOAP	\$157.48
SIMMERING-CORY, INC.	CDBG STOREFRONT FAÇADE	\$2,000.00
SIOUX SALES COMPANY	SHIRTS, EAR PIECE	\$238.45
SIOUX VALLEY ENVIRONMENTAL	SVENFLOC	\$1,260.00
SJE RHOMBUS	1ST QTR. SERVICE FLEX	\$2,500.00
STEPHEN VEIT, M.D.	IMMUNIZATIONS	\$132.50
STEVE COUCH	JUNE 6TH PERFORMANCE	\$400.00
SUPER CITY DOTS, LLC	DIPPIN DOTS FOR POOL	\$1,003.20
SYNCHRONY BANK/AMAZON	BOOKS	\$210.63
UNUM LIFE INS. CO OF AMERICA	LIFE & DISABILITY INSURANCE	\$1,058.43
USPS	UTILITY BILL POSTAGE	\$328.86
WIESE OIL & SUPPLY CO., LT	PROPANE, FUEL	\$1,690.99

WINDSTREAM
WOODALL ELECTRIC

TELEPHONE
LIGHT BULBS, POOL PUMP REPAIRS

\$56.28
\$910.00

Purchase of Fire Department Pumper

Fire Chief Greg Eaton explained that the Fire Department would like to replace a 1977 Ford Pierce and a 1991 Chevy Kodiak with one new pumper at an estimated cost of \$232,503. Steel and aluminum prices are on the rise, there is a history of trouble getting the 1977 pump to pass test each year and it requires extra maintenance. Replacing two pumpers with one will result in less maintenance costs, less pump tests and more room in the station. It is recommended that trucks be replaced approximately every 25 years. The Cherokee Rural Fire District has agreed to provide \$50,000 toward the chassis down payment of \$82,400 and the Cherokee Volunteer Fire Department will pay \$12,500 toward the down payment as well as contribute \$10,000 each year toward the bond payment. The sale of the 1977 Pierce and 1991 Kodiak would occur after the delivery of the new pumper and is estimated to bring in a total of \$10,000. An estimated \$150,000 will be financed over a five year period. Motion by Pingel, seconded by Miller approved an engagement agreement with Ahlers & Cooney, P.C. in the amount of \$6,000 for services pertaining to the issuance of a General Obligation Capital Loan Note, Series 2018A for the financing of a new pumper. Roll call was: AYES: All. NAYES: None. Motion by Miller, seconded by Brown to defer authorization of the purchase of a new pumper to the July 24, 2018, city council meeting. Roll call was: AYES: All. NAYES: None.

Police Officer Resignation

Motion by Brown, seconded by Pingel to accept the resignation of police officer Chase Goodman, who has accepted a position with the Calhoun County Sheriff's Office. Roll call was: AYES: All. NAYES: None. Motion by Brown, seconded by Miller to re-affirm the settlement cost agreement in the amount \$12,700 for reimbursement of Officer Goodman's police academy training costs as was initially estimated and agreed to by both parties on August 31, 2017. Roll call was: AYES: All. NAYES: None. Motion by Agnitsch, seconded by Brown authorized filling the vacant position of police officer. Roll call was: AYES: All. NAYES: None.

Administrator's Report

Kooiker reported he and the Mayor are working on a flood disaster declaration for the City which would pave the way for state/federal funding if such funding becomes available.

Board of Adjustment Report

Motion by Pingel, seconded by Miller acknowledged the continuance of a variance request to the Board of Adjustment relating to property at 3 S. Bow Drive. Roll call was: AYES: All. NAYES: None.

Adjournment

On a motion by Pingel, seconded by Miller, the meeting was adjourned at 7:29 p.m.

Media Present: None.

Craig Schmidt, Mayor

ATTEST:

Diane Cargin
City Clerk Treasurer