

**CITY COUNCIL MINUTES
TUESDAY, JANUARY 31, 2017, 5:30 P.M.
CHEROKEE CITY HALL**

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

Public Forum

Gary Lundquist of the Cherokee County Landfill Board stated that there was a discrepancy in the minutes of the Board meeting pertaining to the recently agreed upon leachate disposal contract with the City. The minutes indicated that the agreement has a July 1, 2018, starting date. This is incorrect, the contract states the beginning date is July 1, 2017. He will make sure this is corrected.

Update from Mid-Sioux Opportunity

Dick Sievers, Executive Director of Mid-Sioux Opportunity, gave an update on their construction project in Cherokee. The new building will house two Head Start classrooms with room for about 20 children each. The approximately \$550,000 building is almost complete. Dick thanked the city staff with their help with permitting and other construction activities. He also mentioned the funding request in the amount of \$5,000 that has been sent to the City and asked for the council's consideration of this request.

Resolution #2017-06 Terminating Water Tower Southeast Urban Renewal Plan

On a motion by Brown, seconded by Miller, the council adopted Resolution #2017-06, a Resolution Terminating the Watertower Southeast Urban Renewal Plan and ending the Watertower Southeast Urban Renewal Area. Roll call was: AYES: All, NAYES: None.

Ordinance #635 Repealing Ordinance #s 321, 394 and 598

Brown made a motion, seconded by Pingel, to approve the first reading of Ordinance #635, an Ordinance Repealing Ordinance Nos. 321, 394 and 598 Providing for the Division of Taxes Levied on Taxable Property in the Watertower Southeast Urban Renewal Area and to waive the second and third readings and ordered its publication. Roll call was: AYES: All, NAYES: None

Resolution #2017-07 Terminating NW Railroad Creek and N. 11th St. Urban Renewal Plan

On a motion by Agnitsch, seconded by Johnson, the council adopted Resolution #2017-07, a Resolution a Resolution Terminating NW Railroad Creek and N. 11th Street Urban Renewal Plan and ending the NW Railroad Creek and N. 11th St. Urban Renewal Area. Roll call was: AYES: All, NAYES: None.

Ordinance #636 Repealing NW Railroad Creek and N. 11th St. Urban Renewal Area.

A motion was made by Miller, seconded by Brown, approving the first reading of Ordinance #636 Repealing NW Railroad Creek and N. 11th St. Urban Renewal Area and waiving the second and third readings and ordered its publication. Roll call was: AYES: All; NAYES: None.

Resolution #2017-08 \$850,000 Water Revenue Capital Loan Notes

Brown made a motion, seconded by Agnitsch, approving Resolution #2017-08, a Resolution Appointing Registrar and Paying Agent for the issuance of \$850,000 Water Revenue Capital Loan Notes, Series 2017.

Roll call was: AYES: All. NAYES: None.

Resolution #2017-09 Authorizing the Issuance of Notes and Tax Exemption Certificate.

Pingel made a motion to approve Resolution #2017-09 Authorizing the Issuance of \$850,000 Water Revenue Capital Loan Notes, Series 2017, and Tax Exemption Certificate, seconded by Miller. Roll call was: AYES: All. NAYES: None.

Resolution #2017-10 Authorizing Youth Shooting Assn.

Agnitsch made a motion, seconded by Johnson, to adopt Resolution #2017-10, a Resolution Authorizing Cherokee County Youth Shooting Sports Assn. to use the community center for practice. No live ammo will be used, this is for sighting practice only. Roll call was:

AYES: All. NAYES: None

Resolution #2017-12 Accepting Easements from CRMC

A motion made by Miller, seconded by Brown, adoption Resolution #2017012, a Resolution Accepting Easements from Cherokee Regional Medical Center pertaining to Sioux Valley Drive. Roll call was: AYES: All. NAYES: None

Resolution #2017-13 Supporting Creation of State Conservation Fund

Resolution #2017-13, a Resolution Supporting Creation of State Conservation Fund was postponed to the February 14, 2017 meeting.

Consent Business.

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

City Council Minutes of January 10, 2017.

Hotel/Motel Tax Advisory Board Minutes of January 12, 2017.

Class E Liquor License Renewal for Fareway Stores, Inc.

Bills totaling \$106,321.70

AHLERS & COONEY P.C.	WILSON SCHOOL NUISANCES, ANNEX.	\$5,395.00
AL'S CORNER OIL CO.	FUEL	\$60.81
ALLIANT ENERGY	GAS	\$3,326.28
ARAMARK UNIFORM SERVICES	RUGS, RAGS, MOPS	\$43.46
ARTHRITIS TODAY	SUBSCRIPTION RENEWAL	\$32.95
BAKER & TAYLOR INC.	BOOKS	\$548.07
BARCO MUNICIPAL PRODUCTS	ONE WAY SIGNS	\$209.65
BLAINE'S WATER CONDITIONING	SOFTNER SALT	\$105.60
BOLTON & MENK, INC.	STREET & WATER MAIN ENGINEERING	\$10,410.50
BOMGAARS	OPEARTING SUPPLIES	\$1,265.48
CAHOY PUMP SERVICE, INC.	WELL #11 TEST	\$1,176.00
CENTER POINT LARGE PRINT	BOOKS	\$88.42
CERTIFIED TESTING SERVICES	STREET IMPROVEMENT TESTING	\$1,090.00
CHEROKEE AUTO PARTS	AUTOMOTIVE SUPPLIES	\$841.92

CHEROKEE FIRE DEPARTMENT	10 CITY CALLS-FIREMAN PAYROLL	\$600.00
CHEROKEE REG. MED CENTER	PRE EMPLOYMENT PHYSICALS	\$820.00
CHLORINATORS INCORPORATED	CHLORINE GAS DETECTOR, SMARTVALVE	\$6,852.15
CHRONICLE TIMES	PUBLICATION	\$77.14
COGRAN SYSTEMS	12/16 SCHEDULING SYSTEM	\$150.00
CONTROL SYSTEM SPECIALISTS	MAINTENANCE	\$237.70
COUNSEL	COPY CONTRACTS & COPIES	\$212.03
DEMCO, INC.	OFFICE SUPPLIES	\$324.10
DPC INDUSTRIES, INC.	CHLORINE	\$432.50
FAMILY CIRCLE	SUBSCRIPTION RENEWAL	\$11.98
FAREWAY STORES, INC.	OPERATING SUPPLIES	\$75.04
FELD FIRE	FIRE DEPARTMENT SUPPLIES	\$393.28
FOUNDATION ANALYTICAL LAB	WATER & WASTEATER SAMPLES	\$435.00
GOOD HOUSEKEEPING	SUBSCRIPTION RENEWAL	\$15.97
GREGG COMPUTER SERVICE	UPGRADE SERVER	\$170.00
GROUP RESOURCES/THREE RIVERS	GENERAL FUND FLEX BENEFITS	\$980.76
HACH CO.	RUBBER BULBS	\$8.50
HALLETT MATERIALS	ICE CONTROL SAND	\$844.08
HILLYARD	TOWEL, BRUSH	\$167.58
HIWAY TRUCK EQUIPMENT, INC	PLOW MARKER KIT	\$339.00
HOLZHAUER MOTORS, LTD.	OIL CHANGES	\$68.60
HOTSY EQUIPMENT CO.	POWERSHINE	\$534.00
HY-VEE, INC.	GLOVES, SNACKS	\$40.34
ICAP	T. PEDERSON REIMBURSEMENT	\$300.00
IOWA HISTORY JOURNAL	SUBSCRIPTION RENEWAL	\$35.95
IOWA LAKES ELECTRIC COOP	ELECTRICITY	\$55.76
IOWA WORKFORCE DEVELOPMENT	ELEVATOR OPERATING PERMIT	\$175.00
JIM GANO	FLAGS	\$50.00
LETSCHKE BIKE/RADIO SHACK	SPEAKER WIRE	\$19.98
M.O.C.I.C.	2017 ANNUAL MEMBERSHIP	\$100.00
MEN'S HEALTH	SUBSCRIPTION RENEWAL	\$25.97
MID AMERICAN ENERGY	ELECTRICITY	\$21,448.63
MOTOR PARTS SALES	PARTS	\$67.36
NELSON REPAIR	GENERATOR BATTERY	\$142.00
NORTHWEST ELECTRIC	RAS PUMP & PARTS	\$10,001.69
NORTHWEST IOWA APPRAISALS	2 APPRAISALS	\$750.00
O'HALLORAN INTERNATIONAL	2009 INTERNATIONAL REPAIRS	\$2,051.18
O'REILLY AUTOMOTIVE STORES	DOOR SPRINGS	\$105.84
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$827.95
PETTY CASH	RECREATION PETTY CASH	\$28.00
PETTY CASH - LIBRARY	POSTAGE, NEWSPAPERS, DANCE	\$180.81
PILOT ROCK SIGNS	SLICK BRIDGE SIGNS	\$80.00
PITNEY BOWES	RELOAD POSTAGE	\$1,068.82
RACHAEL RAY EVERY DAY	SUBSCRIPTION	\$20.00
RDG PLANNING & DESIGN	CDBG STOREFRONT FACADE	\$7,827.60

REINERT MACHINE SHOP	BIKE RACK EXTENSION	\$30.00
SAM KOOIKER	CITY MANAGER MEETING MEAL	\$10.35
SCE, LLC	DIG 3 GRAVES	\$405.00
SIOUX SALES COMPANY	NEW OFFICER UNIFORM	\$1,054.20
SJE RHOMBUS	3RD QTR. SERVICE FLEX BILLING	\$2,500.00
STEVE'S WINDOW SERVICE	WINDOW CLEANING	\$90.00
SYNCHRONY BANK/AMAZON	DVD'S	\$109.85
THE BOOK VINE	BOOKS	\$110.40
TRUCK EQUIPMENT INC.	LIQUIMAXX SPRAYER & PARTS	\$10,165.00
U.S. BANK EQUIPMENT FINANCE	COPY CONTRACT	\$89.94
UNUM LIFE INS. CO OF AMERICA	2/17 LIFE & DISABILITY INS.	\$933.27
USPCA - REGION 21	K-9 TRIALS	\$50.00
USPS	UTILITY BILL POSTAGE	\$331.65
WIESE OIL & SUPPLY CO., LT	PROPANE TANKS	\$150.00
WINDSTREAM	TELEPHONE & EMAIL	\$92.71
WITTGRAF LAW FIRM	12/16 LEGAL SERVICE	\$702.00
WOODALL ELECTRIC	REPAIRS	\$5,750.90

Wilson School Building

The Council discussed whether any changes had occurred at the old Wilson School premises now that the 90 days have run since the Dangerous Buildings First Notices were served on property owners. Having determined there had been no change, the subparts to this agenda item were moved to follow Executive Session.

Sanford Museum Request for Grant Sponsorship

Linda Burkhart, director of Sanford Museum, is seeking the City's sponsorship for grant monies the museum plans to apply for to highlight a recent archeological site discovered by the excavation for Hwy. 20 near Correctionville. They plan a new exhibition in the lower level to accomplish this. The grant needs sponsorship by a government body. Linda also gave an update on the construction work happening at the museum. Brown made a motion, seconded by Johnson, for the City to sponsor the grant application. Roll call was: AYES: All. NAYES: None.

Variance Request – 409B Valley View Drive

Action on a Variance request for 409B Valley View Drive was postponed to a later date.

Executive Session

At 5:51 p.m. Pingel made a motion to go into Executive Session pursuant to Iowa Code Section 21.5(1)(c) for the discussion of litigation strategy. Pingel seconded the motion. Roll call was: AYES: All. NAYES: None.

Regular session was resumed at 6:28 p.m. on a motion made by Brown, seconded by Miller. Roll call was: AYES: All. NAYES: None

Actions Relating to Closed Session

100 E. Willow/Wilson School. Dangerous Building(s)/Nuisance: Pingel made a motion, seconded by Brown, authorizing the City Attorney to seek an Administrative Warrant with hearing in District Court setting a tentative date of February 27, 2016. Roll call was: AYES: All. NAYES: None

100 E. Willow/Wilson School. Sidewalk Repairs: Brown made a motion, seconded by Miller, authorizing the City Attorney to proceed with notice for sidewalk repairs at her discretion at a later date. Roll call was: AYES: All. NAYES: None

Settlement Negotiation. On a motion by Pingel, seconded by Johnson, the Council authorized settlement of a worker's compensation case and related claims. Roll call was: AYES: All. NAYES: None

Streets and Bridges Discussion

Neil Guess, engineer with Bolton & Menk, as well as Armond Rider, Public Works Director, led the discussion regarding condition of streets and setting priorities, including the need for assessments of curb and gutter costs to allow for dollars to stretch further. Sections of the following streets were deemed priorities: Sequoia Drive, mill & overlay and storm sewer - \$80,000; Elm Street, mill & overlay - \$100,400; E. Bluff, mill & overlay and pedestrian ramps - \$26,500; E. Spruce, overlay - \$33,000; Valley View, overlay - \$39,600; and Reddington, overlay - \$18,500, for a total of \$258,500 with abandonment of old sidewalks in the vicinity. Projects involving assessments would be delayed until 2018. There are no assessments for the above project. Bridges were then discussed. Of the ten bridges in the city, only one is relatively new. Most of the Railroad Creed bridges east of Hwy. 59 date back to 1909. Bridges on W. Cherry, W. Cedar and W. Bluff have been rebuilt more recently. Recommendation is to have Bolton & Menk do the next round of inspections and apply for D.O.T. funding. Maple and Union St. bridges are felt to be in the greatest need. The inspection process and scoring would be available by mid-summer, with recommendation for winter construction. An option is to use a combination of GO Bond proceeds and Local Option Sales Tax revenue to replace one bridge.

Adjournment.

Pingel made a motion to adjourn, seconded by Brown. All voted aye. The meeting was adjourned at 7:56 p.m.

Media Present: *Ken Ross, Chronicle Times*

Mark Murphy, Mayor

ATTEST: _____
City Clerk Treasurer