

**CITY COUNCIL MINUTES  
TUESDAY, NOVEMBER 14, 2023, 6:00 P.M.  
CHEROKEE CITY HALL**

A regular meeting was called to order on this date by Mayor Schmidt. Roll call: Present: Councilpersons Hayes, Loughlin, Nitz, Pingel, Wilberding, and City Clerk-Treasurer Lucas. Absent: None.

Motion by Loughlin, seconded by Wilberding to approve the agenda. Roll call: AYES: All. NAYES: None.

Jim Adamson, Mick Samsel, John Snapp and Linda Burkhart with several community members were present to express their concerns over the planned sale of the MHI land.

At 6:15 p.m., Mayor Schmidt opened the public hearing on the re-zoning of undeveloped real estate in northeast Cherokee and amending the official zoning map. As there was no oral or written comments, the hearing was closed at 6:16 p.m.

Motion by Loughlin, seconded by Pingel, to approve the 1<sup>st</sup> reading and waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings of Ordinance 720, an Ordinance Amending the Official Zoning Map and the Zoning Districts as Established in the City Code of Cherokee, Iowa, to Develop Land in Northeastern Cherokee from its Present Classification to a new Classification of “M-1” Revised M-1 Light Industrial District. Roll call: AYES: All. NAYES: None.

Motion by Loughlin, seconded by Hayes, to approve Resolution 2023-44, a Resolution Transferring Funds. Roll call: AYES: All. NAYES: None.

Motion by Loughlin, seconded by Nitz to approve Resolution 2023-45, a Resolution Proposing to Vacate Gillette Drive, Dispose of Real Property, and Publish Notice of Public Hearing. Roll call: AYES: All. NAYES: None.

On a motion by Wilberding, seconded by Pingel the following was approved under Consent Agenda, except for the bill to Beck Engineering for Country Club Estates 2<sup>nd</sup> Addition for \$8,346.25. Roll call: AYES: All. NAYES: None.

City Council Minutes of October 24, 2023.

October Police Report.

Country Club Estates 2<sup>nd</sup> Addition - Pay App #4.

Country Club Estates – Change Order #2.

Country Club Estates – Certificate of Substantial Completion.

Approve Class B Retail Alcohol License for Kimmes Cherokee Country Store.

Approve Application for Tax Abatement – 739 E. Spruce St. – David & Jean Van Natta.

October Treasurers Report and Receipts as follows: General \$644,520.78; Police Forfeiture \$279.86;

County Library \$6.00; Road Use \$58,369.55; Employee Benefits \$257,233.78; Emergency

\$15,085.11; Other Street Monies/Local Option Sales Tax \$87,733.03; Hotel/Motel Tax \$84.58; Tax

Increment Financing \$5,025.65; Library Memorial \$22.21; Park & Rec Capital Improvement

\$1,060.33; Cemetery Special Care \$1.94; Debt Service \$143,059.94; Floods of 2018/2019

\$155,000.00; Country Club Estates \$12,657.71; 2016 Capital Projects \$0; Willow St. Bridge \$0; Hwy

59 Storm SW/Sidewalk \$0; American Rescue Funds \$342.87; Emergency Set-Aside \$86.51; Euclid St.

Reconstruction \$0; Oak Hill Perpetual Care \$0; Water Utility \$94,571.77; Water Utility – Industrial

\$2.51; Water Main Project Bond & Interest \$5,032.50; Water System Maintenance \$10,159.45; Sewer Utility \$154,457.64; Sewer Facility Bond & Interest \$5,653.50; Sewer System Maintenance \$9,175.22; CDBG Sanitary Sewer Euclid/Spruce \$877.72; Beech St. Lift Relocation \$0; Aviation Authority \$9,030.07; Solid Waste \$33,173.15; Landfill \$30,764.77; Storm Sewer Utility \$7,222.00; Self-Insurance \$803.85; Police Dept. Special Acct \$0.

Bills totaling: \$196,627.51

360 CUSTOM DESIGNS	LIBRARY BAGS	\$1,221.00
AGSTATE	FUEL	\$3,140.96
AHLERS & COONEY P.C.	NOR-AM COLD STORAGE	\$1,569.00
AL'S CORNER OIL CO.	FUEL	\$62.42
ALEX AIR APPARATUS, INC.	TRUCK EQUIPMENT	\$1,434.18
ALLIANT ENERGY	NATURAL GAS	\$226.62
AURELIA LUMBER COMPANY	OPERATING SUPPLIES	\$226.01
BAKER & TAYLOR INC.	BOOKS	\$1,011.75
BECK ENGINEERING, INC.	WESTCOTT PARK RELOCATION	\$9,520.00
BECK ENGINEERING, INC.	CURB AND GUTTER PROJECT	\$307.50
BLAINE'S WATER CONDITIONING	WATER, COOLER RENT, SOFTENER SALT	\$129.95
BOMGAARS	OPERATING SUPPLIES	\$1,980.90
BRAD'S TIRE SERVICE	VEHICLE MAINTENANCE	\$791.82
C-M-L TELEPHONE	PHONE & INTERNET	\$1,022.12
CARROLL CONSTRUCTION SUPPLY	SOF-SEAL	\$462.00
CASEY CARPENTER	HOTEL & 11/23 CELL PHONE REIMBURSEMENT	\$162.68
CERTIFIED TESTING SERVICES	COUNTRY CLUB ESTATES	\$171.00
CERTIFIED TESTING SERVICES	WESTCOTT PARK RELOCATION	\$4,843.00
CHAMPION ELECTRIC, INC.	LIGHTING MAINTENANCE	\$140.00
CHEM-SULT, INC.	PHOSPHATE	\$2,708.60
CHEROKEE AVIATION AUTHORITY	ICAP NEW HOLLAND REFUND	\$362.95
CHEROKEE CHRONICLE TIMES	10/23 LEGAL PUBLICATIONS	\$556.18
CHEROKEE CO. SOLID WASTE	10/23 ASSESSMENT	\$29,688.51
CHEROKEE FIRE DEPARTMENT	VOLUNTEER FIREMAN PAYROLL	\$420.00
CHEROKEE NAPA	VEHICLE MAINTENANCE	\$488.13
CHRIS HORTON	11/23 CELL PHONE REIMBURSEMENT	\$35.00
COUNTRY TIRE & SERVICE	VEHICLE MAINTENANCE	\$1,085.01
D&H TREE SERVICE	TREE REMOVAL	\$1,600.00
DEMCO, INC.	OFFICE MATERIALS	\$1,489.46
DUANE MUMMERT	11/23 CELL PHONE REIMBURSEMENT	\$35.00
EBERT'S	COMPACT FRIDGE	\$299.95
ELECTRIC PUMP	PUMP MAINTENANCE	\$323.48
FAREWAY STORES, INC.	OFFICE SUPPLIES	\$15.97
FIRE SERVICE TRAINING BUREAU	TRAINING MATERIALS	\$168.60
FOUNDATION ANALYTICAL LAB	WATER & WASTE WATER SAMPLES/SLUDGE	\$1,370.00
GREAT AMERICA FINANCIAL	COPY CONTRACT	\$290.42
H & S ELECTRIC	ELECTRIC MAINTENANCE	\$1,346.05
HIWAY TRUCK EQUIPMENT, INC	TRUCK PARTS	\$666.92
HOLZHAUER MOTORS, LTD.	VEHICLE MAINTENANCE	\$117.56
HOTSY EQUIPMENT CO.	OPERATING SUPPLIES	\$110.00
IOWA D.O.T.	GRADER BLADES	\$1,878.57
IOWA ONE CALL	LOCATES	\$72.00
IOWA POETRY ASSOCIATION	LYRICAL IOWA 2023	\$12.75
IOWA RURAL WATER ASSOC.	2024 MEMBER DUES	\$455.00
JANITOR'S CLOSET, LTD.	CLEANING SUPPLIES	\$250.32
KYLE LOWE	MILEAGE REIMBURSE/ACADEMY	\$91.05
LUKE GRAVENISH	11/23 CELL PHONE REIMBURSEMENT	\$50.00

MARTIN MARIETTA MATERIALS	3/8 W CHIP	\$214.25
MEDIACOM LLC	INTERNET	\$406.90
MID AMERICAN ENERGY	ELECTRICITY	\$20,478.00
MID-AMERICAN BENEFITS, INC	11/23 HRA ADMIN FEE & CLAIMS	\$2,313.66
MISSI ROGGE	BOOK REIMBURSEMENT	\$71.99
MODERN HEATING & COOLING	REPLACE KITCHEN FAUCETS	\$505.25
MOTOR PARTS SALES	VEHCILE MAINTENANCE	\$194.48
MOTOROLA SOLUTIONS	MOTOROLA EQUIPMENT	\$6,147.68
MUNICIPAL SUPPLY, INC.	WATER SUPPLIES	\$318.49
NATE JAMES	11/23 CELL PHONE REIMBURSEMENT	\$50.00
NOGGIN WATER	COOLER RENT	\$25.00
NORTH CENTRAL LABORATORIES	LAB SUPPLIES	\$470.38
O'REILLY AUTOMOTIVE STORES	VEHICLE SUPPLIES	\$119.97
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$244.39
POWERPLAN	EQUIPMENT MAINTENANCE	\$62.96
PUMPKIN PEOPLE & PRODUCE	BOOKS	\$14.09
RECORD PRINTING	OFFICE SUPPLIES	\$214.76
ROB STINES	11/23 CELL PHONE REIMBURSEMENT	\$35.00
SANITARY SERVICES	10/23 GARBAGE PICK UP	\$29,333.85
SARA LUCAS	MILEAGE & 11/23 CELL PHONE REIMBURSEMENT	\$407.04
SCE, LLC	JETTER-PARK AVE	\$268.00
SIOUX SALES COMPANY	EMPLOYEE CLOTHING	\$319.80
SOLSMA BROS, INC.	COUNTRY CLUB ESTATES 2ND ADD.	\$23,181.58
SONNY'S LAWN CARE AND TREE	REMOVE TREE BLOCKING DRAIN	\$2,500.00
STEVE'S WINDOW SERVICE	CLEAN WINDOWS	\$110.00
STOREY KENWORTHY/MATT PARROT	UTILITY BILLS & W2'S	\$1,087.28
T.P. ANDERSON & COMPANY	FY23 AUDIT FEES	\$4,220.00
THE BOOK VINE	BOOKS	\$1,737.78
THE COLLINS GROUP	NYLON FLAGS	\$103.93
TODD LARSEN	11/23 CELL PHONE REIMBURSEMENT	\$35.00
TODD MILLER	11/23 CELL PHONE REIMBURSEMENT	\$35.00
TREASURER, STATE OF IOWA	UNCLAIMED PROPERTY	\$317.50
TREASURER, STATE OF IOWA	10/23 EXCISE & SALES TAX	\$6,065.02
TRIVISTA - IOWA	TRUCK MAINTENANCE	\$8,349.84
TYLER HAHN	MILEAGE TO CONFERENCES	\$358.94
USPS	UTILITY BILL POSTAGE	\$453.80
VEENSTRA & KIMM, INC.	BEECH ST.	\$4,788.00
VERIZON WIRELESS	HOT SPOTS & CELL PHONE	\$535.76
VISUAL EDGE IT	COPY OVERAGE	\$110.08
WELLS FARGO FINANCIAL LEASING	COPIER LEASE	\$128.00
WEX BANK	FUEL	\$4,324.56
WIESE OIL & SUPPLY CO., LT	GASOHOL	\$1,559.11

The City must annually request TIF funding from the County for next fiscal year by December 1. Motion by Loughlin, seconded by Wilberding to request funding from the Foundation and South Industrial URA for approved rebates for Foundation Labs, Lopez Foods, and Nor-Am Cold Storage. Roll call: AYES: All. NAYES: None.

The City is having troubles with a manhole on Bailey Court, we have 4 service lines that meet in this manhole and material bunches up causing backups. Public Works presented a proposal from SCE for \$14,410.00 to replace the manhole. Motion by Loughlin, seconded by Pingel to approve the proposal from SCE for \$14,410.00. Roll call: AYES: All. NAYES: None.

Valerie Woodrum, executor for Marlene Kelly's estate is requesting a sewer credit for the utility bill at 511 E. Spruce St. for a leaking toilet. Motion by Wilberding, seconded by Nitz to deny the credit request. Roll call: AYES: All. NAYES: None.

Motion by Loughlin, seconded by Pingel to set a Public Hearing for the FY 23/24 Budget Amendment #1 for Tuesday, November 28, 2023 at 6:00 p.m. Roll call: AYES: All. NAYES: None.

On a motion by Loughlin, seconded by Wilberding the meeting was adjourned at 6:28 p.m.

Media Present: *Kate Kealey, Cherokee Chronicle Times.*

Craig Schmidt, Mayor

ATTEST:

Sara Lucas, City Clerk-Treasurer