

**CITY COUNCIL MINUTES
TUESDAY, DECEMBER 11, 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, Miller, Johnson, Pingel and City Clerk-Treasurer Cargin. Absent was City Attorney Herbold.

Approve Agenda

Motion by Brown, seconded by Miller to approve the agenda. Roll call was: AYES: All. NAYES: None.

Public Forum

Greg Stieneke stated that all the covers have been missing off the trash cans in Spring Lake Park since this summer's flood, were they removed or did they float away? He also questioned why the street between the park and the river was not blocked off so that river water could not enter the park. Why did we wait instead of taking action immediately? He feels this was an embarrassment to the city. Miller commented that the water rose quickly and Brian Benson was down there trying to build up the berm. Agnitsch agreed with Stieneke that the city should have been more proactive.

Presentation of Home Rule Proclamation

Mayor Schmidt read a Home Rule Proclamation to those present, affirming that the City of Cherokee supports Home Rule and the powers it provides to our city to make local decisions that best reflect the residents of our community, recognizing the 50th anniversary of municipal Home Rule in Iowa and proudly supporting its continued authority.

CAEDC Annual Report

Bill Anderson and Brian Freed from Cherokee Area Economic Development Corporation passed out the CAEDC Annual Report for 2018, which highlighted new business growth, expansions and other economic development activities. Anderson and Freed expressed appreciation for the city's financial investment as well as the time commitment given by city officials in partnering with CAEDC. Diane Young, owner of Foundation Analytical Lab, thanked city officials for their help with FAL's expansion project. Freed commented that CAEDC is very focused on increasing the county's workforce as well as providing housing for new residents. Anderson noted that Cherokee County has many advantages that other counties do not have such as the Cherokee County Promise program which provides free tuition for residents who enroll in traditional or online classes at Western Iowa Tech Cherokee Campus after non-repayable financial aid has been applied. Freed also emphasized the importance of tax increment financing as a valuable tool in attracting new businesses and stressed that this fact needs to be continually expressed to state lawmakers.

Ordinance #671 Alliant Energy Franchise

Agnitsch advised Randy Brummer, representative from Alliant Energy, that he wants to see the company maintain a physical presence in Cherokee, or at least have one or two service vehicles housed in town. Brummer stated he would take this concern back to the appropriate officials,

and that some communities do have home-based employees. Miller does not see the advantage of pushing the term of the franchise agreement back 13 years, if Alliant does not have a building in town where employees are working out of, he doesn't see what the city gains by passing a new 25 year franchise agreement over leaving the current agreement (another 12 years) in place and updating wordage in the current agreement to comply with wordage in the Iowa Code. He proposed requesting a meeting with Alliant prior to the third reading of the ordinance as well as asking the City Attorney for her opinion regarding the advantage of making changes to the wording in the current franchise agreement removing outdated references to the Iowa Code instead of granting a new 25 year agreement. Agnitsch agrees. Motion by Brown, seconded by Agnitsch to approve the second reading of Ordinance #671, an Ordinance repealing Ordinance #515 and granting Interstate Power and Light Co. (Alliant Energy) a new, non-exclusive franchise for a 25 year period, with the provision that there be another meeting with Alliant Energy officials prior to the third reading of the ordinance, and that the City Attorney be consulted prior to the third reading. Roll call was: AYES: All. NAYES: None.

Ordinance #672 Adjusting Sewer Rates

Armond Rider, Public Works Director, explained that the city's auditors noted that sewer revenue budgeted for FY19 does not appear to be sufficient to satisfy State Revolving Loan fund requirements to produce net revenues to the extent required by the bond resolutions. The city's sewer system is aging and is in need of repairs. New UV lights are needed as soon as this spring the old ones are outdated and it is hard to find parts. The cost of the lights will be around \$300,000. The proposed ordinance adjusting sewer rates implements a five-year sewer rate schedule with an annual increase of slightly over 3% and would go into effect in January, 2019. Motion by Miller, seconded by Brown, approved the first reading of Ordinance #672, an Ordinance Implementing a Five-Year Sewer Rate Schedule. Roll call was: AYES: All. NAYES: None.

Consent Agenda

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

City Council Minutes of November 27, 2018.

Pay Application #8 Grundman Hicks – Water Treatment Improvements Project.

November Police Report.

November Treasurer's Report and Receipts as follows: General \$281,108.19; Police Forfeiture \$317.99; County Library \$1.12; Road Use \$58,894.66; Employee Benefits \$49,433.66; Emergency \$2,881.29; Other Street Monies/Local Option Sales Tax \$79,332.40; Hotel/Motel Tax \$28,229.07; Wilson School Reserve \$0; Revolving Loan \$.50; Library Memorial \$4,168.64; Park & Rec Capital Improvement \$2.38; Cemetery Special Care \$0; Debt Service \$27,077.38; Road Use Equipment \$0; CDBG Storefront Project \$0; 2016 Capital Projects \$0; Emergency Set-Aside \$7.38; Oak Hill Perpetual Care \$.0; Water Utility \$49,189.39; Water Utility – Industrial \$25.46; Water Treatment Fac. Project \$0; Water Main Project Bond & Interest \$18,665.00; Water System Maintenance \$9,284.58; Sewer Utility \$85,540.91; Sewer Utility – Industrial \$16.26; Sewer Facility Bond & Interest \$31,241.50; Sewer System Maintenance \$8,555.73; Aviation Authority \$1,600.64; Solid Waste \$26,603.36; Landfill \$28,433.15; Storm Sewer Utility - \$6,512.27; Self-Insurance \$201.01; Police Dept. Special Acct. \$.00
Bills totaling \$242,847.87

AHLERS & COONEY P.C.	SERIES 2018 GO LOAN NOTES	\$6,195.37
AHLERS & COONEY P.C.	FOUNDATION LAB URA & DA	\$213.50
AHLERS & COONEY P.C.	ANNEXATION	\$399.00
ALEXA TIMMERMAN	11/21/18 VOLLEYBALL REF	\$30.00
ALLIANT ENERGY	NATURAL GAS	\$2,037.81
ALYSSA A. HERBOLD PLC.	11/18 LEGAL SERVICE	\$1,431.00
ARAMARK UNIFORM SERVICES	RAGS, RUGS, MOPS	\$113.64
ARMOND RIDER	12/18 CELL PHONE REIMBURSEMENT	\$50.00
ATIRA CREDIT MASTERCARD	MISCELLANEOUS ITEMS	\$1,140.65
AURELIA LUMBER COMPANY	CEMETERY BUILDING SUPPLIES	\$49.40
BAKER & TAYLOR INC.	BOOKS	\$860.11
BECK ENGINEERING, INC.	S. 5TH ST. ENGINEERING	\$3,450.00
BLAINE'S WATER CONDITIONING	COOLER RENT, SOFTNER SALT & WATER	\$113.25
BOLTON & MENK, INC.	2018 STREET IMPROVEMENTS	\$9,123.50
BOLTON & MENK, INC.	ENGINEERING SERVICE	\$15,251.00
BOLTON & MENK, INC.	2018 STORMWATER IMPROVEMENTS	\$3,542.00
BOLTON & MENK, INC.	RAILROAD CREEK HYDRAULIC	\$7,325.00
BOLTON & MENK, INC.	W. ELM ST. STORM SEWER	\$157.50
BOMGAARS	OPERATING SUPPLIES	\$2,415.59
BRAD'S TIRE SERVICE	NEW TIRES	\$626.88
BROWN SUPPLY CO.	LAB SUPPLIES	\$41.58
BRYCE KREMER	11/18 VOLLEYBALL REF	\$90.00
BUGH WELDING	DRILL & TAP PIPE, CHIPPER, PINS	\$182.70
C-M-L TELEPHONE	TELEPHONE & INTERNET	\$626.79
CELLEBRITE INC	SOFTWARE AGREEMENT	\$740.00
CERTIFIED TESTING SERVICES	2018 STREET IMPROVEMENTS	\$1,825.00
CHAMPION ELECTRIC, INC.	LIGHT & CLOCK REPAIRS	\$821.08
CHEROKEE CO. SOLID WASTE	11/18 ASSESSMENT	\$29,688.51
CHEROKEE NAPA	PARTS	\$9.89
CHRONICLE TIMES	LEGAL PUBLICATIONS	\$725.52
COUNSEL	COPY CONTRACTS & OVERAGE	\$508.42
COUNTRY TIRE & SERVICE	OIL CHANGE, BATTERIES	\$525.47
CRAIG SCHMIDT	MILEAGE	\$113.36
DAVID ALLEN	WATER REFUND	\$100.00
DAVID PECK	CURB & GUTTER REPAIR	\$1,073.21
DON EIKMEIER	LEGAL SERVICE, CONTRACT PAYMENT	\$3,178.56
DUANE MUMMERT	12/18 CELL PHONE REIMBURSEMENT	\$35.00
ELECTRONIC ENGINEERING	BATTERY	\$89.95
ELLIE KOOIKER	11/18 VOLLEYBALL REF	\$90.00
ESI	LAB SUPPLIES	\$376.24
ETHAN YOUNG	11/18 VOLLEYBALL REF	\$60.00
FAREWAY STORES, INC.	POP, EAP TRAINING SUPPLIES	\$132.93
FASTENAL COMPANY	NUTS & BOLTS	\$20.07
FOUNDATION ANALYTICAL LAB	WASTEWATER SAMPLES	\$292.50
GAMETIME	SLIDE	\$2,314.73

GEORGE SCHMIDT	12/18 CELL PHONE REIMBURSEMENT	\$35.00
GREG EATON, FIRE CHIEF	VOLUNTEER FIREMAN PAYROLL	\$710.00
GRUNDMAN-HICKS L.L.C.	WATER TREATMENT PLANT IMPROVEMENT	\$23,257.47
HALLETT MATERIALS	ICE CONTROL SAND	\$1,665.93
HILLYARD	CLEANING SUPPLIES	\$233.24
HIWAY TRUCK EQUIPMENT, INC	2013 INTERNATIONAL REPAIRS	\$16,510.00
HOLZHAUER MOTORS, LTD.	GUARD KIT	\$100.00
HY-VEE, INC.	LIBRARY SUPPLIES	\$70.79
IOWA ASSOC. OF MUNICIPAL UTILITIES	CONFERENCE REGISTRATION/LK/TM	\$130.00
JACK'S UNIFORMS & EQUIPMENT	PANTS	\$112.89
JAMIE HODGDON	12/18 CELL PHONE REIMBURSEMENT	\$35.00
JIM GANO	FLAGS	\$20.00
KOENIG PORTABLE TOILETS	PORT A POT RENT	\$99.00
KRISTI EBEL	11/18 VOLLEYBALL REF	\$120.00
MID AMERICAN ENERGY	ELECTRICITY	\$854.00
MID-AMERICAN BENEFITS, INC	12/18 ADMIN FEES, CLAIMS	\$3,170.89
MILLS & MILLER INC.	DEICING SALT	\$8,744.45
MODERN HEATING & COOLING	BATHROOM REPAIRS	\$2,350.52
MOLLY PITTS	11/21/18 VOLLEYBALL REF	\$37.50
MOTOR PARTS SALES	VEHICLE SUPPLIES	\$337.10
MUNICIPAL SUPPLY, INC.	WATER SUPPLIES	\$2,792.30
MUNICIPAL EMERGENCY SERVICE	UNIFORM	\$247.62
MUNSON CLEANING	CARPET CLEANING	\$642.60
NATE JAMES	12/18 CELL PHONE REIMBURSEMENT	\$50.00
NORTHWEST IOWA LEAGUE OF CITIES	SPENCER LEAGUE MEETING/SK/CS	\$30.00
O'HALLORAN INTERNATIONAL	SANDER & BRAKE REPAIRS	\$4,339.26
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$960.98
PAITYN HAGBERG	11/21/18 VOLLEYBALL REF	\$37.50
PETTY CASH	POSTAGE & CLEANING SUPPLIES	\$76.02
PETTY CASH - LIBRARY	POSTAGE & NEWSPAPERS	\$85.75
PITNEY BOWES GLOBAL FIN. SERVICE	POSTAGE MACHINE LEASE	\$158.64
REAL SIMPLE SUBSCRIBER SERVICE	SUBSCRIPTION RENEWAL	\$24.00
REHAB SYSTEMS, INC.	JET VAC SEWER LINES	\$550.00
REINERT MACHINE SHOP	VALVE CONTROL EXTENSION	\$220.91
SANITARY SERVICES	11/18 GARBAGE PICK UP	\$25,218.15
SCE, LLC	DIG GRAVE	\$405.00
SCE, LLC	1ST ST. SEWER-FEMA	\$20,544.54
SCE, LLC	COMMUNITY CENTER SEWER	\$4,880.38
SCE, LLC	WATER LEAKS	\$5,731.02
SIOUX CITY JOURNAL	SUBSCRIPTION RENEWAL	\$427.00
STEVE'S WINDOW SERVICE	CLEAN WINDOWS	\$116.00
SWAIN MOTOR CO.	REPLACE WINDSHIELD	\$253.49
SYNCHRONY BANK/AMAZON	BOOKS	\$289.39
THE ACCURATE COURT REPORTER	SUBSCRIPTION RENEWAL	\$39.00
THE BOOK VINE	BOOKS	\$126.61

THE IOWAN	SUBSCRIPTION RENEWAL	\$24.00
TODD LARSEN	12/18 CELL PHONE REIMBURSEMENT	\$44.62
TODD MILLER	12/18 CELL PHONE REIMBURSEMENT	\$35.00
TYLER EBEL	11/18 VOLLEYBALL REF	\$120.00
USPS	UTILITY BILL POSTAGE	\$312.76
UTILITY EQUIPMENT COMPANY	WATER SUPPLIES, TRAFFIC REPAIR KIT	\$2,102.44
VERIZON WIRELESS	CELL PHONES	\$495.96
WEX BANK	FUEL	\$3,067.51
WIESE OIL & SUPPLY CO., LT	PROPANE, FUEL, GREASE	\$2,448.85
WINDSTREAM	EMAIL	\$4.23
WOODALL ELECTRIC	UPDATE SWITCH GEAR AT TYSON	\$8,750.00
YOUR FLEETCARD PROGRAM	PARK FUEL	\$415.85

Set Next Council Meeting Date

Motion by Pingel, seconded by Miller, set the date for the second council meeting in December for Wednesday, December 26, at 7:00 p.m. Roll call was: AYES: All. NAYES: None.

Set Budget Workshop Dates

Motion by Agnitsch, seconded by Brown set budget workshop dates for Monday, January 28, and Tuesday, January 29, 2019, at 5:30 p.m. Roll call was: AYES: All. NAYES: None.

Acceptance of REAP Grant for Trail Development

The City has been notified by the Iowa Department of Natural Resources that we have received a Resource Enhancement and Protection (REAP) grant in the amount of \$100,000 toward the acquisition of 50 acres of ag land for future development of a passive park and connecting piece for the Cherokee trail, located off E. Main St. and N. Saratoga Ave. Greg Stieneke stated he thinks the city is throwing good money after bad, that we need a destination trail that connects Cherokee to Aurelia or another town, and if part of the proposed trail is not paved will it be maintained? The unpaved trail constructed in the greenspace area in the mid 90's has not been maintained and it is overgrown. Greg stated that he doesn't see much usage of the CN trail, and women have expressed concern to him about walking the south end of the Spring Lake trail around the lake, that it is too dark and they don't feel safe. Brown replied that trails have been fragmented in the past, but the Trails Committee has an end goal in mind to make a big loop. Motion by Brown, seconded by Agnitsch to accept the grant agreement and authorize the Mayor to sign the same. Roll call was: AYES: All. NAYES: None.

Fire Department Report

Fire Chief Greg Eaton gave a report on activities in his department. Two new volunteer firefighters have joined the department, Jacob Kindwall and Mason Kruger. They are planning to submit a FEMA grant application for new bunker gear, the current bunker gear expires in 2019. Brown recommends that if the grant application is not funded, staggering the purchase of new gear over multiple years. International has a problem with a part in the doors of their fire pumper chassis' and therefore are not releasing any affected chassis until the part can be replaced. Delivery date of the new fire pumper won't be until at least the end of August at the earliest. Brown stated that if International cannot meet the set delivery date, there should be a cost adjustment. Pingel asked Eaton if Alliant Energy closes their Cherokee service office and

no longer houses trucks in town, would this affect the city's ISO rating? Eaton will check on this.

City Administrator Recruitment Report

Mayor Schmidt reported that the City has received about 15 applications for the City Administrator position, with four or five standing out among the others. The application period closes January 11, 2019.

Adjournment

On a motion by Brown, seconded by Miller, the meeting was adjourned at 7:58 p.m.

Media Present: None.

Craig Schmidt
Mayor

ATTEST:

Diane Cargin
City Clerk Treasurer