

**CITY COUNCIL MINUTES
TUESDAY, APRIL 25, 2017, 7:00 P.M.
CHEROKEE CITY HALL**

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

Additions to Agenda

Added to the agenda were #3.05 Set Public Hearing Date for FY16-17 Budget Amendment, #3.06 Set Public Hearing Date to Declare Surplus City Lot.

Public Forum

Jim Flahive representing HyVee Store and Lisa Stowater representing HyVee Distribution Center presented the City with a \$25,000 donation toward the purchase of the aerial fire truck. The council thanked HyVee for their generous donation as well as their commitment and support of our community. Brent Kach, Jim Agnitsch and Gary Lundquist, representatives of the Cherokee County Landfill presented the City with a \$5,000 donation toward the purchase of the aerial fire truck. The council thanked the Landfill Board for their generous contribution.

Equipment Purchase

Motion by Miller, seconded by Brown, the council authorized the trade-in of a 2015 Bobcat Skidloader on a 2017 Bobcat 5600 Toolcat financed with a two-year lease, with a purchase option at the end of the two years. Roll call was: AYES: All. NAYES: None.

Ordinance No. 641 Rezoning Land

Motion by Brown, seconded by Johnson, to approve the second reading and waive the third reading of Ordinance No. 641, an Ordinance rezoning 3.91 acres of land near Sequoia Dr. and Hwy. 59 from A-1 Agricultural to C-1 General Retail Business District which was requested by the owner of the property, the Cherokee Fair Assn. Roll call was: AYES: All. NAYES: None.

Resolution No. 17-22 Authorizing Non-Union Pay Increases

Administrator Kooiker introduced Resolution No. 17-22, explaining this resolution sets a wage increase of 3% as well as an increase in the employee contribution for health insurance from 3% of the individual portion to 15% of the individual portion for non-union and supervisory employees beginning on July 1, 2017. The city will contribute 85% of the individual portion and continue with the current contribution of 85% of the dependent portion. The I.U.O.E. contract effective July 1, 2017, sets the employee's contribution to the individual plan at 15% as well, the Police Assn. has a two-year contract and their contribution of 3% will remain unchanged for the duration of their contract. Brown made a motion to adopt Resolution No. 17-22, seconded by Agnitsch. Roll call was: AYES: All. NAYES: None.

Resolution No. 17-23 Sale of Surplus Lots

Sealed bids were accepted on the following surplus lots with the high bids as follows: 918 W. Cherry St. - \$2,000 (Cindy Wilberding); 217 W. Elm St. - \$850 (Benson Construction); 301 W. 6th St. - \$2,500 (Oscar & Arlin Cortez); 313 S. 6th St. - \$1,111. (Brad Amick). No bids were received on 741 W. Main St. Administrator Kooiker recommended soliciting bids on 741 W. Main along with soliciting bids for 407 S. 6th St. at a later date. Motion by Brown, seconded by Johnson, adopted Resolution No. 17-23 accepting the high bid for each of the above properties. Roll call was: AYES: All. NAYES: None.

Public Hearing on Plans & Specs 2017 Street Projects

At 7:15 the Mayor opened the Public Hearing on the plans and specifications for the 2017 Street Project. Neil Guess, engineer with Bolton & Menk, reported on the bid opening held last week. Three bids were received as follows: Blacktop Service Co., Humboldt IA, base bid \$158,618.35, total with alternates \$230,143.35; Heartland Asphalt, Mason City IA, base bid \$161,448.80, total with alternates \$229,004.80; Barkley Asphalt, Sioux City IA, base bid \$187,937.07, total with alternates \$261,312.07. The low bid was \$34,000 under the engineer's estimate. As the low bid is based only on the base bid, Neil recommends awarding the bid to Blacktop Service. Co. As there were no other oral or written comments, the Mayor closed the Public Hearing at 7:20 p.m.

Resolution No. 17-24 Approving Contract 2017 Street Projects

Agnitsch made a motion approving the contract, bond, and awarding the base bid of \$158,618.35 for the 2017 Street Projects to Blacktop Services, Humboldt IA. Roll call was AYES: All. NAYES: None.

Addition of Oak Knoll Drive to 2017 Street Projects

Neil Guess reviewed assessment plats and schedules for two previous street projects and advised the council that the portion of the assessment for the 11th Street project and W. Cherry project was capped at \$55.90 per linear foot. These assessments included curb and gutter and new water/sewer/storm sewer lines. He stated that it would be very difficult to apply a similar assessment schedule to the owners of property along Oak Knoll, as the properties are quite a distance apart, there will be no curb and gutter and no utility work. A special formula would need to be applied using multiple factors. If assessments are going to be applied, the City would have to start over with the process and solicit bids again. Neil proposes a 4" asphalt overlay to the road, which will require sealcoat in about 15 years and will take some maintenance. Brown made a motion, seconded by Pingel, to accept the Oak Knoll Drive alternate as part of the total bid package for 2017 Street Projects without assessments. Roll call was: AYES: Brown, Pingel, Johnson, Miller. NAYES: Agnitsch

Authorize Contract with CTS

Motion by Brown, seconded by Pingel, authorized the Mayor to sign a contract with Certified Testing Services Inc. for soil testing relating to the 2017 Street Projects. Roll call was: AYES: All. NAYES: None

Set Public Hearing Date – Budget Amendment

Motion by Miller, seconded by Johnson, setting the date of the Public Hearing for the 2016-2017 budget amendment for Tuesday, May 9th, 2017, at 7:00 p.m. Roll call was: AYES: All. NAYES: None.

Set Public Hearing Date on Surplus Property

Motion by Brown, seconded by Miller, set the date of Public Hearing on the declaration of a city-owned lot at 407 S. 6th St. as surplus property for Tuesday, May 9th, 2017, at 7:00 p.m.. Roll call was: AYES: All. NAYES: None.

Consent

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

City Council Minutes of April 11, 2017

Class C Liquor License for Pool & Pub

Bills totaling \$121,637.26

ALLIANT ENERGY	GAS	\$1,405.93
AL'S CORNER OIL CO.	FUEL	\$21.98
AMY MOORE	UTILITY BILL REFUND	\$24.33
ATIRA CREDIT MASTERCARD	MISCELLANEOUS	\$1,223.67
AUTOMATIC BUILDING CONTROL	SMOKE DETECTOR	\$168.86
BAKER & TAYLOR INC.	BOOKS & DVD'S	\$866.45
BIERSCHBACH EQUIPMENT & SUPPLY	SMOOTH CLAMPS	\$31.80
BOLTON & MENK, INC.	STREET REPAIRS, W. ELM STORM SW	\$15,889.25
BOMGAARS	OPERATING SUPPLIES	\$438.84
BOWILL, LLC	UTILITY BILL REFUND-OFFSET	\$176.38
BROWN SUPPLY CO.	VAC. TUBE	\$217.35
CARROLL DISTRIBUTING	SCREW ANCHORS	\$46.50
CENTRAL IOWA DIST. INC.	URINAL SCREENS	\$32.50
CHAMPION ELECTRIC, INC.	LIGHT BULBS	\$9.32
CHEROKEE COUNTY SHERIFF	SMALL CLAIMS	\$52.50
CHEROKEE POLICE RESERVES	CONFERENCE REIMBURSEMENT	\$1,680.72
CHICAGO CENTRAL & PACIFIC	LEASE PAYMENT	\$150.00
CHRIS HORTON	MEAL REIMBURSEMENT	\$32.32
COUNTRY TIRE & SERVICE	REPAIR BRAKES	\$381.41
COVERT TRACK GROUP, INC.	SUBSCRIPTION RENEWAL	\$600.00
DENNY'S SERVICE	BOOT COVERS	\$23.50
DPC INDUSTRIES, INC.	RETURN CHLORINE CONTAINERS	\$20.00
FAREWAY STORES, INC.	SUPPLIES	\$70.12
GROUP RESOURCES/THREE RIVERS	4/17 FLEX & ADMIN FEES, FLEX CLAIMS	\$1,167.94
HEALTH	SUBSCRIPTION	\$10.00
HY-VEE, INC.	MOTHER/SON SUPPLIES, GLOVES	\$121.51
IOWA LAKES ELECTRIC COOP	3/17 ELECTRICITY	\$53.51
J & M DISPLAYS, INC.	2017 FIREWORKS	\$4,000.00
JERRY'S TREE SERVICE	DROP TREES	\$850.00
JOHN LOUGHLIN	UTILITY BILL REFUND-OFFSET	\$540.97
JOHN MEIS	ROOSEVELT ST. PROJECT	\$317.45

LORNA BENNETT	UTILITY BILL REFUND-OFFSET	\$90.00
MID AMERICAN ENERGY	ELECTRICITY	\$19,954.74
MID-IOWA SALES CO.	FIRE TRUCK SUPPLIES	\$9.18
MUNICIPAL SUPPLY, INC.	METERS & PARTS	\$3,020.50
MUNICIPAL EMERGENCY SERVICE	FIRE TRUCK PARTS	\$211.69
NORTHWEST IOWA APPRAISALS	408 E. MAIN APPRAISAL-FEMA	\$375.00
O'HALLORAN INTERNATIONAL	HYDRAULIC HOSE	\$54.00
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$351.01
O'REILLY AUTOMOTIVE STORES	BULB FOR SQUAD CAR	\$4.78
PETERSEN MFG. CO. INC.	REPLACEMENT BENCH-VFW	\$393.00
PETTY CASH	CLEANING & OFFICE SUPPLIES	\$79.64
PILOT INVESTMENTS	UTILITY BILL REFUND-OFFSET	\$307.19
PILOT ROCK SIGNS	CEMETERY & CAMPING SIGNS	\$155.00
RAPID AMERICAN PRESS	ENVELOPS,DISCONNECTS,DOOR TAGS	\$577.50
RASMUS TRUCKING	ROCK & HAULING	\$3,244.00
RICK GRIES	UTILITY BILL REFUND-OFFSET	\$156.00
RICK SWAIN	UTILITY BILL REFUND-OFFSET	\$126.00
SCE, LLC	DIG 3 GRAVES, CLEAN CREEK, RENTAL	\$850.00
	HIGH SCHOOL WATER MAIN	\$42,988.50
SVENDSEN TYLER, INC.	FEMA RECON SURVEY REPORT	\$12,090.00
SYNCHRONY BANK/AMAZON	BOOKS	\$187.35
TED REIS	UTILITY BILL REFUND-OFFSET	\$170.03
TOM MUMMERT & SON CONST.	DRILL HOLES AT POOL	\$150.00
TOOLS PLUS INDUSTRIES	PAINT, SAFETY VEST	\$1,283.13
U.S. BANK EQUIPMENT FINANCE	COPIER LEASE	\$89.94
UNUM LIFE INS. CO OF AMERICA	5/17 LIFE & DISABILITY INS.	\$1,030.26
USPS	UTILITY BILL POSTAGE	\$333.48
VERIZON WIRELESS	CELL PHONE	\$29.94
WATCHGUARD VIDEO	BODY CAMERA	\$1,300.00
WIESE OIL & SUPPLY CO., LT	SHELL OIL	\$1,260.43
WINDSTREAM	TELEPHONE & EMAIL	\$129.96

CDBG Sanitary Sewer Project Change Order

Motion by Miller, seconded by Agnitsch, approved a change order adding language but no additional costs to the contract for the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None

Parks & Cemetery Equipment Purchases

Motion by Brown seconded by Pingel, authorized the purchase of a 72" Bad Boy Outlaw mower from Brad's Tire Service at a cost of \$6,107.15 after trade in for the Parks Dept., a JD 3039R compact tractor from Builder's Sharpening & Service at a cost of \$14,155 after trade-in for the Parks Dept. and a 54" JD Z915E mower for the Cemetery Dept. from Builder's at a cost of \$6,825 after trade in. Roll call was: AYES: All. NAYES: None.

FEMA Buyout Purchase Offers

Motion by Miller, seconded by Brown approved the following purchase offers for the FEMA

Flood Buyout Program: 224 E. Maple - \$29,000; 241 E. Main - \$0; 206 E. Cedar - \$42,000; 315 E. Willow - \$48,000. Roll call was: AYES: All. NAYES: None.

Adjournment

Johnson made a motion to adjourn, seconded by Miller. All voted aye. The meeting was adjourned at 7:39 p.m.

Media Present: *Keith Crane, KCHE Radio*

Mark Murphy, Mayor

ATTEST:

Diane Cargin
City Clerk Treasurer