

**CITY COUNCIL MINUTES
TUESDAY, MAY 9, 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, Johnson, Miller, Pingel, City Administrator Kooiker, City Clerk-Treasurer Cargin. Absent were Councilperson Brown and City Attorney Herbold.

Changes & Additions to Agenda

Added to the agenda were #5.03 Authorize Change Order & Payment for City Hall Roof Replacement; #6.01 Accept Resignation from Zoning Board. Removed from the agenda was #3.05 Resolution 17-28 Authorizing Deed Reversion of Phipps Park Site at the request of applicant, Pat Phipps, until further notice.

Public Forum

The Mayor read a Proclamation declaring May being Prescription Drug Awareness Month. He announced that the Cherokee Rotary Club furnished a prescription drug drop-off box which has been installed in the parking lot of the Cherokee Law Enforcement Center. The box was full within a few days and Sheriff Jerod Clyde reported over 100 lbs. of prescription drugs have been collected already.

Gary Bowers, owner of rental property at 200 N. 11th, has received notice ordering that the curb stop/box be repaired. Gary appealed this notice and does not want to incur the cost of the repair. The council did not grant Gary's request and will go ahead with the curb stop/box repair.

Kooiker reported that Karen Swain dropped off a letter requesting a hearing on a notice she received regarding the Wilson School building.

Chris & Jennifer Decious, 453 Euclid, would like to have 5-7 laying hens in their backyard. City ordinance does not allow livestock in city limits except by written consent of the council. The council did not grant the request.

Public Hearing – Sale of Real Estate

Mayor Murphy opened the public hearing on the sale of property located at 407 S. 6th St. at 7:35 p.m. As there were no written or oral comments, the public hearing was closed at 7:36 p.m.

Resolution to Dispose of Surplus Real Property

Motion by Pingel, seconded by Miller, adopted Resolution #17-25, a Resolution Declaring Surplus Property and Authorizing Advertising for Bids the property located at 407 S. 6th Street. Roll call was: AYES: All. NAYES: None.

Motion by Miller, seconded by Johnson, to set a minimum bid of \$100 for the lot at 741 W. Main St and \$500 for the lot at 407 S. 6th St. Roll call was: AYES: All: NAYES: None.

Resolution No. 17-26 Doherty & Gustafson Additions Urban Renewal Plan

Motion by Pingel, seconded by Agnitsch, adopted Resolution #17-26, a Resolution Terminating the Doherty and Gustafson Additions Urban Renewal Plan and ending the Doherty and Gustafson Additions Urban Renewal Area. Roll call was: AYES: All. NAYES: None.

Ordinance No. 642 Doherty & Gustafson Urban Renewal

Motion by Miller, seconded by Johnson, approved the first reading and waived the second and third readings of Ordinance No. 642, an Ordinance Repealing Ordinance No. 318 providing for the division of taxes levied on taxable property in the Doherty and Gustafson Additions Urban Renewal Area. Roll call was: AYES: All. NAYES: None.

Public Hearing – Budget Amendment FY16-17

Mayor Murphy opened the Public Hearing on the FY16-17 budget amendment at 7:38 p.m. As there were no oral or written comments, the public hearing was closed at 7:39 p.m.

Resolution Amending FY16-17- Budget

Motion by Pingel, seconded by Agnitsch, adopted Resolution No. 17-27 Amending the FY2016-2017 Budget. Roll call was: AYES: All. NAYES: None.

Ordinance No. 643 Regulating Fireworks

Motion by Miller, seconded by Pingel, approved the first reading of Ordinance No. 643, an Ordinance Relating to Fireworks, with the revision that the Cherokee Fire Dept is the authorizing agent for the fireworks permit process. Roll call was: AYES: All. NAYES: None.

Consent Agenda

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

City Council Minutes of April 25, 2017

Parks & Recreation minutes of May 1, 2017

April 2017 Police Report

April Treasurer’s Report and receipts as follows: General \$452,285.52; Police Forfeiture \$842,73; County Library \$1,70; Road Use \$36,793.32; Employee Benefits \$186,094.13; Emergency \$11,275.54; Local Option Sales Tax \$41,015.56; Hotel/Motel Tax \$39.70; Tax Increment Financing \$7,623.36; Revolving Loan \$4,024.99; Library Memorial \$2,178.92; Park & Rec Capital Improvement \$5,446.54; Cemetery Special Care \$12.51; Debt Service \$108,367.46; Road Use Equipment \$50,080.18; CDBG Storefront Project \$0; FEMA Flood Buyout Program \$32,691.90; 2016 Capital Projects \$34,720.00; Emergency Set-Aside \$10.36; Oak Hill Perpetual Care \$0; Water Utility \$47,612.75; Water Utility – Industrial \$35.36; South Water Main Extension Project \$0; Water Main Project Bond & Interest \$0; Water System Maintenance \$8,924.09; Sewer Utility \$84,520.14; Sewer Utility – Industrial \$24.38; Sewer Facility Bond & Interest \$30,292.33; Sewer System Maintenance \$9,010.48; CDBG Sanitary Sewer \$0; Aviation Authority \$11,377.37; Solid Waste \$24,017.11; Landfill \$29,949.76; Storm Sewer Utility - \$6,536.85; Self-Insurance \$0; Police Dept. Special Acct. \$0

Bills totaling \$255,290.79

ACCO POOL CHEMICALS \$3,131.00

AHLERS & COONEY P.C.	ANNEXATION, WILSON SCHOOL	\$2,231.00
ALLIANT ENERGY	GAS	\$583.33
ALLOY SPECIALTY, INC.	ASBESTOS INSPECTION	\$3,249.25
ALYSSA HERBOLD	WILSON SCHOOL NUISANCE, LEGAL SVCS	\$3,159.00
ARMOND RIDER	CELL PHONE REIMB., CONF. REIMB.	\$300.00
BLAINE'S WATER CONDITIONING	WATER, COOLER RENT, SOFTNER SALT	\$151.40
BOLTON & MENK, INC.	STREET PROJECTS, SO. SIDE WATER MAIN	\$7,156.75
BOMGAARS	OPERATING SUPPLIES	\$1,757.42
BROWN SUPPLY CO.	PIPE	\$140.88
BUGH WELDING	MOUNT VALVES	\$60.00
CARROLL DISTRIBUTING	SAFETY VEST	\$250.00
CHAMPION ELECTRIC, INC.	REPLACE MAIN ST. LIGHTS, TRAFFIC CONT.	\$11,864.34
CHARLENE CARLSON	MILEAGE	\$167.35
CHEROKEE AUTO PARTS	PARTS	\$96.50
CHEROKEE CO. SOLID WASTE	4/17 ASSESSMENT	\$29,688.51
CHEROKEE CO. WORK SERVICE	CLEAN SHOP TOWELS	\$133.22
CHEROKEE COUNTY EXTENSION	PESTICIDE STUDY GUIDE	\$30.00
CHEROKEE COUNTY RECORDER	RECORD VALLEY VIEW DOCS.	\$17.00
CHRONICLE TIMES	PUBLICATIONS	\$1,177.71
C-M-L TELEPHONE	TELEPHONE & INTERNET	\$632.85
COOK, COOK, COOK TRUST	330 E. MAIN FEMA BUYOUT	\$21,000.00
COUNSEL	COPY CONTRACTS, COPY OVERAGES	\$450.72
COUNTRY TIRE & SERVICE	TIRE REPAIRS	\$416.05
CRESCENT ELECTRIC	TRAIL & POOL LIGHT BULBS	\$78.18
DEMCO, INC.	SUPPLIES	\$222.06
DENNY'S SERVICE	STOOL REPAIRS	\$332.25
DIABETIC LIVING MAGAZINE	SUBSCRIPTION RENEWAL	\$19.96
DIANE CARGIN	MILEAGE & MEALS, VOICE RECORDER	\$275.49
DUANE MUMMERT	5/17 CELL PHONE REIMBURSEMENT	\$35.00
ECHO GROUP INC.	LIGHT BULBS, HEAT SHRINK	\$197.33
ENGINEERED EQUIP. SOLUTION	WIPER PISTONS	\$761.87
FAREWAY STORES, INC.	SUPPLIES	\$118.36
FASTENAL COMPANY	POOL BOLTS & SCREWS	\$83.05
FIREICE FIREAMRS LLC	BLANKS FOR TRACK MEET	\$13.69
FIRST ABSTRACT & LOAN	FEMA ABSTRACTING	\$400.00
FOUNDATION ANALYTICAL LAB	WATER SAMPLES	\$802.00
GEORGE SCHMIDT	5/17 CELL PHONE REIMBURSEMENT	\$35.00
GREG EATON, FIRE CHIEF	FIREMAN PAYROLL	\$710.00
GROUP RESOURCES/THREE RIVERS	FLEX SPENDING THROUGH 4/21/17	\$3,980.30
H. G. KLUG SONS, INC.	FILTERS, REGULATOR, PRESSURE GAUGE	\$870.86
HOLIDAY INN DES MOINES	LODGING-IMFOA-D. CARGIN	\$190.40
HOLZHAUER MOTORS, LTD.	VEHICLE REPAIRS	\$1,996.02
HY-VEE, INC.	FUEL	\$21.29
IAWEA REGION 3	CONFERENCE REGIS - G. SCHMIDT	\$40.00
IOWA COM. ASSURANCE POOL	T. PEDERSEN REIMBURSEMENT	\$100.00
JACK'S UNIFORMS & EQUIPMENT	BULLET PROOF VEST	\$5,000.00

JUDY GRIENKE-MILLER	SOFTWARE SECURITY	\$57.60
K-MART #9222	COFFEE, FLASH DRIVE, CLEANING SUPPLIES	\$251.62
KNIFE RIVER MIDWEST LLC	COLD MIX ASPHALT	\$946.35
LEIN	REGISTRATION	\$300.00
MACKENZIE STEFFENS	UTILITY BILL REFUND	\$53.47
MARCUS LUMBER COMPANY	LUMBER	\$8.52
MID AMERICAN ENERGY	ELECTRICITY	\$857.80
MID-IOWA SALES CO.	SUPPLIES	\$105.33
MODERN HEATING & COOLING	NYLON TIES	\$4.64
MUNICIPAL SUPPLY, INC.	METERS & PARTS	\$2,346.05
NATE JAMES	5/17 CELL PHONE REIMBURSEMENT	\$50.00
ONE OFFICE SOLUTION	OFFICE SUPPLIES	\$136.29
OVERHEAD DOOR CO.	DOOR & INSTALLATION	\$1,476.00
PETTY CASH	STAMPS, TROPHY PLAQUES	\$9.74
PETTY CASH - LIBRARY	PETTY CASH - LIBRARY	\$245.65
PIGOTT ELECTRIC	MISC. REPAIRS	\$1,078.19
PILOT ROCK SIGNS	ACRYLIC FOAM TAPE	\$37.50
RANDY DOWNEY	INCOME OFFSET REIMB.	\$526.05
RAPID AMERICAN PRESS	ABATE NOTICES	\$185.00
RASMUS TRUCKING	ROCK & HAULING	\$1,655.00
RDG PLANNING & DESIGN	CDBG STORE FRONT PROJECT	\$2,592.50
REHAB SYSTEMS, INC.	CUT ROOTS IN LINES	\$1,250.00
REINERT MACHINE SHOP	POOL REPAIRS, MANHOLE COVERS	\$234.35
RENAISSANCE RESTORATION INC	CDBG STOREFRONT PROJECT	\$94,634.25
SAM KOOIKER	MEAL , 5/17 CELL PHONE REIMB.	\$64.60
SANITARY SERVICES	4/17 PICK UP, HOSE REPAIRS	\$25,190.80
SCE, LLC	BURY HYDRANT	\$311.13
SENSUS USA	SOFTWARE SUPPORT	\$1,949.94
SHARE CORPORATION	PEAPODS	\$90.76
SHOPKO STORES OPERATING CO	TRASH BAGS, USB DRIVES	\$25.85
SIMMERING-CORY, INC.	FEMA GRANT ADMINISTRATION	\$1,025.00
SIOUX SALES COMPANY	UNIFORM-GOODMAN	\$97.90
SIOUXLAND DISTRICT HEALTH	FOOD SERVICE LICENSE	\$67.50
STAN HOUSTON EQUIP. CO. INC	BLOWER, CHAINSAW	\$343.00
STEVE'S WINDOW SERVICE	CLEAN LIBRARY WINDOWS	\$90.00
STOREY KENWORTHY	UTILITY BILLS	\$852.17
TAMMY'S HOME COOKING	CHAMBER COFFEE	\$27.00
THE BOOK VINE	BOOK, GIFT CARDS	\$40.39
TODD LARSEN	5/17 CELL PHONE, MEAL & PARKIN	\$48.02
TODD MILLER	5/17 CELL PHONE REIMBURSEMENT	\$35.00
TREASURES/SUBSCRIBER SERV.	SUBSCRIPTION RENEWAL	\$34.00
UNITED STATES CELLULAR	CELL PHONE	\$119.31
USA BLUE BOOK	GAUGE FOR POOL PUMPS, SEWAGE PUMP	\$7,171.06
USPS	UTILITY BILL POSTAGE	\$318.72
VERIZON WIRELESS	HOT SPOTS	\$80.04
VICTORIA	SUBSCRIPTION RENEWAL	\$39.98

WALDNER'S LAWN SERVICE	MOW LIBRARY	\$60.00
WEX BANK	FUEL	\$2,682.03
WIESE OIL & SUPPLY CO., LT	FUEL	\$690.96
WINDSTREAM	TELEPHONE	\$382.77
YOUR FLEETCARD PROGRAM	PARK FUEL	\$82.33
ZACH FREKING-SMITH	DVD LOCKS, GAMING HARDWARE	\$201.24

FEMA Buyout Purchase Offers

Motion by Miller, seconded by Agnitsch, approved the following purchase offers as part of the FEMA flood buyout program: 429 E. Cedar St. - \$33,000; 408 E. Main St. - \$30,000; 310 E. Maple St. - \$35,000; 435 E. Cedar St. - \$53,000. Roll call was: AYES: All. NAYES: None

Removal of City Garage Building

Motion by Agnitsch seconded by Miller, authorized the removal of an old city garage on the south side of the 400 block of E. Willow St. The garage is deteriorated and in the flood plain. Roll call was: AYES: All. NAYES: None.

Authorize Change Order for City Hall Roof

Motion by Miller, seconded by Johnson approved a change order in the amount of \$2,246.67 submitted by Benson Construction for the recent tear off and re-shingling of the City Hall roof and authorized payment. Roll call was: AYES: All. NAYES: None.

Board of Adjustment Recommendation

Motion by Agnitsch, seconded by Miller, to uphold a recent Board of Adjustment recommendation for the approval of a setback variance for a deck located at 131 E. Spruce St. with stipulations as set out by the Board. Roll call was: AYES: All. NAYES: None.

Board of Adjustment Resignation

Kooiker reported that Matt Royster has submitted his resignation to the Board of Adjustment due to time constraints, and that the City is required to make a concerted effort to select a female replacement due to the State's gender balancing requirement. Motion by Miller, seconded by Pingel, accepted Royster's resignation with thanks for his service. Roll call was: AYES: All. NAYES: None.

Wastewater Treatment Plant Inspection Report

George Schmidt, Wastewater Superintendent, was not present to give his report.

Adjournment

Pingel made a motion to adjourn, seconded by Miller. All voted aye. The meeting was adjourned at 7:58 p.m.

Mark Murphy, Mayor

ATTEST:

Diane Cargin
City Clerk Treasurer

