

**CITY COUNCIL MINUTES
TUESDAY, APRIL 28, 2020, 7:00 P.M.
CHEROKEE CITY HALL**

(Due to Covid-19 virus concerns and in conjunction with Gov. Reynolds emergency proclamation limiting groups of no more than 10 people, the meeting was made accessible to the council and public through Zoom conferencing. Proper notification on the agenda with the call-in information was provided.)

A regular meeting was called to order on this date by Mayor Schmidt. Roll call: Present: Councilpersons Brown, Miller, Pingel (in person), and Loughlin (via Zoom conferencing), City Administrator List, City Clerk-Treasurer Cargin (in person). Absent: Johnson.

Approve Agenda

List requested that Item 5.09 Approve Bid for Crack Sealing be added to the agenda. Motion by Miller, seconded by Brown to approve the agenda with this addition. Roll call was: AYES: All. NAYES: None.

Public Hearing – Magnetic Park Recreation Trail

At 7:01 p.m. Mayor Schmidt opened the Public Hearing on the Proposed Plans and Specifications, Form of Contract and Estimate of Cost for the 2020 Magnetic Park Recreational Trail. As there were no written or oral comments, the Public Hearing was closed at 7:02 p.m.

Consider Bids – Magnetic Park Recreational Trail

Jason Eygabroad, Beck Engineering, reported that three bids have been received for construction of the .97 mile trail around Magnetic Park from E. Main to E. Spruce St. as follows: VanderPol Excavating, Orange City IA, \$338,219.94; Howrey Construction, Rockwell City IA, \$421,165.60; Beck Excavating, Spirit Lake IA, \$426,765.49. The engineer's estimate for the project was \$392,017.50. Eygabroad recommends accepting the low bid. Jason Cook, Cherokee Trails Committee, asked that two alternate projects that were included in the bidding package not be accepted. These alternates may be completed by local contractors who have expressed interest in donating their services to the project. The trail construction is scheduled to be completed by October 30, 2020. Motion by Brown, seconded by Miller to accept the low bid of VanderPol Excavating in the amount of \$338,219.94 disregarding alternatives 1 & 2. Roll call was: AYES: All. NAYES: None.

Resolution 2020-13 Certifying the Population of Recently Annexed Territory

Motion by Miller, seconded by Pingel to adopt Resolution 2020-13, a Resolution Certifying the Population of Recently Annexed Territory to the City of Cherokee. Roll call was: AYES: Pingel, Loughlin, Brown, Miller. NAYES: None.

Resolution 2020-14 Setting Wages for Regular Part-time Employees

List commented on Resolution 2020-14 Setting Wages for Regular Part-time Employees, noting that current pay for regular part-time employees is dissimilar for like jobs. He seeks to provide uniformity between departments and retain and attract experienced workers. Wage adjustments would take effect May 15, 2020, with no further increase July 1, 2020. The City currently has four permanent part-time workers (excluding library staff) that work primarily in the Parks and Cemetery Departments and have been employed with the city anywhere from 4 years to 47 years.

This Resolution does not address seasonal part-time employees' pay. Motion by Brown, seconded by Loughlin to amend the Resolution to a proposed wage of \$15.00/hr. and adopt Resolution 2020-14. Roll call was: AYES: All. NAYES: None.

Ordinance #681 Amending Provisions Relating to Temporary Signs

Motion by Pingel, seconded by Miller to approve the third reading of Ordinance #681, an Ordinance Amending Provisions Relating to Temporary Signs and order its publication. Roll call was: AYES: All. NAYES: None.

Resolution 2020-15 Adopting Code of Conduct – CDBG Sanitary Sewer Project

Motion by Brown, seconded by Pingel to adopt Resolution 2020-15, a Resolution Adopting Code of Conduct pertaining to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Resolution 2020-16 Adopting Procurement Policy – CDBG Sanitary Sewer Project

Motion by Pingel, seconded by Miller to adopt Resolution 2020-16, a Resolution Adopting Procurement Policy pertaining to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Consent Agenda

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

City Council Minutes of April 14, 2020.

Class C Liquor License – Pool & Pub Inc.

Class E Liquor License – Casey’s General Store

Bills totaling \$70,553.06

3B'S HONEY HAULING	HAUL SLUDGE	\$8,033.65
ACCO	POOL CHEMICALS	\$1,422.00
AGRIVISION EQUIPMENT GROUP	OIL FILTERS	\$184.39
AHLERS & COONEY P.C.	LOPEZ FOODS DA	\$152.50
ALLIANT ENERGY	NATURAL GAS	\$1,794.31
AMERICAN TEST CENTER	FIRE TRUCK TEST & INSPECTION	\$1,205.00
ARAMARK UNIFORM SERVICES	RAGS, RUGS, MOPS	\$67.75
AURELIA LUMBER COMPANY	LUMBER	\$127.44
BLAINE'S WATER CONDITIONING	SOFTNER SALT, COOLER RENT & WATER	\$48.85
BOLTON & MENK, INC.	2018 STORMWATER IMPROVEMENTS	\$675.00
BOMGAARS	OPERATING SUPPLIES	\$4,040.06
BROWN SUPPLY CO.	OPERATING SUPPLIES	\$400.41
BUILDERS SHARP. & SERVICE	JOHN DEERE MOWER	\$3,200.00
CHAMBER OF COMMERCE	GRANT FOR MICROPHONE	\$500.00
CHAMPION ELECTRIC, INC.	WORK ON TRAFFIC LIGHTS	\$225.00
CHEROKEE AVIATION AUTHORITY	TAX DRAW	\$6,533.35
COUNTRY TIRE & SERVICE	OIL CHANGE, SNOW REMOVAL	\$315.65
ERIC LIST	MICROPHONE	\$35.30
FELD FIRE	FIRE EXTINGUISHER & SUPPLIES	\$263.83
GREAT AMERICA FINANCIAL SV	COPY CONTRACT	\$74.00
HACH CO.	LAB SUPPLIES	\$1,357.67
HALLETT MATERIALS	CRUSHED GRAVEL	\$1,721.00
HY-VEE, INC.	MEDICAL SUPPLIES	\$204.82
IOWA COMM. ASSURANCE POOL	D. ROBINSON CLAIM	\$250.00

IOWA LAKES ELECTRIC COOP	ELECTRCITY	\$76.00
IOWA ONE CALL	LOCATES	\$32.40
JANITOR'S CLOSET, LTD.	TOILET TISSUE	\$130.62
JJSS, LLC	SNOW REMOVAL	\$255.00
MEDIACOM LLC	INTERNET	\$326.90
MID AMERICAN ENERGY	ELECTRICITY	\$21,521.35
MID-AMERICAN BENEFITS, INC	5/20 ADMIN FEES & CLAIMS	\$1,034.07
MIDWEST TECHNOLOGY SERVICE	CAMERAS & INSTALL	\$609.80
MOTOR PARTS SALES	OPERATING SUPPLIES	\$25.68
MUNICIPAL SUPPLY, INC.	OPERATING SUPPLIES	\$10,455.40
O'HALLORAN INTERNATIONAL	VEHICLE REPAIRS	\$801.23
ONE OFFICE SOLUTION	PHONE WITH ANSWERING MACHINE	\$125.00
STATE OF IOWA	BEECH ST. OPERATING PERMIT	\$225.00
TRUCK EQUIPMENT INC.	SWEEPER GUTTER BROOM	\$300.00
UNUM LIFE INS. OF AMERICA	5/20 LIFE & DISABLITY INSURANCE	\$1,194.24
USPS	UTILITY BILL POSTAGE	\$333.39
WALDNER'S LAWN SERVICE	SNOW REMOVAL	\$275.00

Consider Concrete/Asphalt Crushing Bid

Motion by Miller, seconded by Loughlin to approve a proposal from Schmillen Construction, Marcus, IA, in the amount of \$5.50 per ton for concrete crushing, \$5.00 per ton for asphalt crushing and \$350/hr. for breaking and processing large pieces for the city's piles. Roll call was: AYES: All. NAYES: None.

Set Public Hearing Date – SRF Sanitary Sewer Project

Motion by Pingel, seconded by Brown to set a Public Hearing Date for the 2020 CDBG Sewer Main Improvement Project for Tuesday, June 9, 2020, at 7:00 p.m. at City Hall. Roll call was: AYES: All. NAYES: None.

Library Building Repairs

List reported on two building repair projects that have been identified at the public library. The first is to replace a pump for the heating & cooling system, there are two pumps and one has failed. Control System Specialists, Alta IA, has supplied a quote of \$6,050 for the pump replacement. The second project is upgrades to the elevator necessary to comply with new State safety standards. The enforcement date was to be May 1, 2020, however due to the Covid-19 virus the Governor has suspended this due date. Schumacher Elevator Co., Denver IA, has provided a proposal for the work in the amount of \$14,960. The Library Board and City Administrator have just recently been made aware of these necessary repairs and the cost has not been budgeted for. Motion by Miller, seconded by Loughlin to approve the two bids. Roll call was: AYES: All. NAYES: None.

Consider Cemetery/Townsend Agreement

Motion by Loughlin, seconded by Brown to approve an Agreement between the City and the Estate of Velma R. Townsend. This agreement gives permission for the Estate to enter onto Oak Hill Cemetery premises for the construction of paved concrete traffic lanes and absolves the Estate of any claims, suits, actions, or liabilities for any claims which arise out of their involvement in the construction of the paved lanes. Roll call was: AYES: All. NAYES: None.

Equal Opportunity Policy – CDBG Sanitary Sewer Project

Motion by Pingel, seconded by Brown to adopt an Equal Opportunity Policy Statement in regard to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Excessive Force Policy – CDBG Sanitary Sewer Project

Motion by Pingel, seconded by Brown to adopt the Mayor’s Proclamation Regarding a Policy on the Prohibition of the Use of Excessive Force pertaining to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Residential Anti-Displacement & Relocation Assistance Plan – CDBG Sanitary Sewer Proj.

Motion by Pingel, seconded by Brown to adopt a Residential Anti-Displacement and Relocation Assistance Plan pertaining to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Fair Housing Policy – CDBG Sanitary Sewer Project

Motion by Pingel, seconded by Brown to adopt the Affirmative Fair Housing Policy pertaining to the CDBG Sanitary Sewer Project. Roll call was: AYES: All. NAYES: None.

Proposal for Crack Sealing

Motion by Pingel, seconded by Miller to approve a bid from Sioux Commercial Sealing, Sioux Center IA, for blacktop and concrete crack sealing at .65 per lineal foot for blacktop and .75 per lineal foot for concrete sealing. Roll call was: AYES: All. NAYES: None.

Adjournment

On a motion by Pingel, seconded by Brown, the meeting was adjourned at 7:28 p.m.

Media Present: None.

Craig Schmidt
Mayor

ATTEST:
Diane Cargin
City Clerk-Treasurer