

**Regular City Council Meeting  
City Hall, Cherokee, Iowa  
June 23, 2015 – 7:00 P.M.**

A regular meeting was called to order on this date by Mayor Murphy. Present: Council members Brown, Miller, Pingel, Peck, Johnson, City Attorney Herbold, Administrator Eikmeier, Clerk-Treasurer Taylor.

Mayor Murphy added the following items to the agenda: Item #5.05 – replacement of 48” storm sewer in alley on Elm St. and Item #5.06 – approve amended contract for asbestos surveys – flood buyout program.

A motion by Peck, seconded by Pingel, adopted Resolution No. 15-12, appointing the City Administrator as Plan Administrator and the City Clerk-Treasurer as the alternate Plan Administrator for the City’s 457 Deferred Compensation Plan. Roll call was: AYES: All. NAYS: None.

On a motion by Brown, seconded by Johnson, the council approved the first presentation of Ordinance No. 615 amending the truck route language, waived the second and third presentations, and ordered its publication. Roll call was: AYES: All. NAYS: None.

Administrator Eikmeier reported that as we move forward to advertise the City Administrator vacancy at the end of the calendar year, it is recommended that we clean up the ordinance creating the position. The current ordinance titles the position as “City Manager”. A city manager is not only a position, but also a form of government created by a vote of the citizens. The City Manager is hired by the City Council but has significantly more authority than does a Mayor/Council form of government particularly in appointing department heads. The City of Cherokee operates under the Mayor/Council form of government. A motion by Pingel, seconded by Brown, approved the first presentation of Ordinance No. 616, amending Chapter 19 changing the title from City Manager to City Administrator maintaining the same authority for the City Administrator as is in the current code. The council waived the second and third presentation of the ordinance and ordered its publication. Roll call was: AYES: All. NAYS: None.

On a motion by Johnson, seconded by Peck, the council unanimously approved the following under “Consent Business”.

City council minutes of June 9th and June 16th.

Bills totaling \$1,423,389.65.

IOWA FINANCE AUTHORITY	PRINCIPAL & INTEREST-SRF LOAN	\$329,731.25
BANKERS TRUST CO.	PRINCIPAL & INTEREST – G.O. BONDS	\$952,103.75
PETTY CASH	OPENING CASH – AQUATIC CENTER	\$200.00
CHEROKEE STATE BANK	REFUND – 312 FOUNTAIN	\$546.69
CORY COBURN	REFUND – 223 W. LCOUST	\$193.31
BAKER & TAYLOR, INC.	BOOKS & AUDIOS	\$688.97
DOUBLEDAY LARGE PRINT	BOOKS	\$101.93
DUFFY HUDSON	PROGRAM FEE	\$350.00
JASON & CAREY DUCOMMUN	REFUND SWIM LESSON FEE	\$90.00
CHEROKEE CO. RECORDER	TRANSFER TAX-301 N. 1ST	\$39.20
	TRANSFER TAX-315 E. MAPLE	\$26.40
	TRANSFER TAX-413 E. MAPLE	\$68.00
CHEROKEE CO. TREASURER	PRO-RATED TAXES-301 N. 1ST	\$165.88
	PRO-RATED TAXES-315 E. MAPLE	\$268.88
	PRO-RATED TAXES-413 E. MAPLE	\$502.38
	2ND HALF TAX-506 SPRING LAKE DR.	\$236.00
HAROLD & BEVERLY HESCHKE	PURCHASE PRICE-301 N. 1ST	\$24,794.92
MID AMERICAN ENERGY	ELECTRICITY	\$15,983.99
THREE RIVERS BENEFIT	CLAIMS THRU 6/12/15	\$396.27
CHEROKEE AVIATION AUTHORITY	JUNE TAX DRAW	\$265.16
OFFICE OF VEHICLE SERVICES	2 SALVAGE AUTO CERTIFICATES	\$20.00

USPS	POSTAGE FOR UTILITY BILLS	\$342.17
DAVID STINSON	BALANCE OF DEPOSIT-629 N. 1ST	\$32.35
TERESA CARTER	BALANCE OF DEPOSIT-310 N. 1ST	\$38.75
WILLIAM HINDE	BALANCE OF DEPOSIT-330 SUMNER	\$37.01
PETER STEWARD	PURCHASE/RELOC. ASST.-315 E. MAPLE	\$45,704.72
CREATIVE SERVICES	BANNERS	\$85.00
GROUT MUSEUM DISTRICT	PROGRAM FEE	\$267.50
SYNCHRONY BANK/AMAZON	BOOKS & DVDS	\$370.95
CITY OF CHEROKEE	WATER BILL LIEN-413 E. MAPLE	\$324.55
LANITA SOLEIL	PURCHASE PRICE-413 E. MAPLE	\$42,105.07
CHEROKEE FIRE DEPARTMENT	VOLUNTEER ALLOWANCE	\$110.00
COUNTRY TIRE & SERVICE	NEW TIRES FOR 2014 TAHOE	\$669.91
IOWA DIVISION OF LABOR	INSPECT 2 BOILERS	\$190.00
JANITOR'S CLOSET, LTD	SOAP; TISSUE; CLEANERS	\$273.43
LUNDELL CONSTRUCTION	INSTALL NEW POOL PUMP	\$476.00
PITNEY BOWES FINANCIAL	JUNE POSTAGE METER RENT	\$35.00
PIXLER ELECTRIC OF SPENCER	NEW POOL PUMP	\$5,100.00
R. J. THOMAS MFG. CO., INC.	REVISED & NEW POOL SIGNAGE	\$456.27

Reviewed Library Board minutes of May 6th.

Reviewed Park & Rec. Advisory Board minutes of June 15th.

Renewal of Class "C" beer permit – Casey's General Store; renewal of Class "C" beer permit – Sparky's One Stop; renewal of Class "C" liquor license – Archie Bunkers Place.

Street and parking lot closings for Chamber Customer Appreciation Event and Street Dance on Friday, July 24th.

The property at 330 E. Main St. is in the flood buyout program and an agreement to sell the property was reached with the owner. However, during the updating of the abstract the heirs realized that the liens on the property were greater than the proceeds to be received from the sale. The heirs have chosen to abandon the property and would be willing to deed it to the city, but the city would then be responsible for the liens. If the city proceeds with acquisition of the property through the abandonment process the court assigns title to the city and removes the liens from the property. Demolition of the structures would still be an eligible FEMA expense. A motion by Brown, seconded by Miller, unanimously authorized proceeding with abandonment proceedings for the property at 330 E. Main.

A motion by Miller, seconded by Pingel, unanimously reappointed Chad Brown and Amy Loughlin to the CAEDC Board.

A motion by Pingel, seconded by Johnson, approved an agreement with MidAmerican Energy for the conversion of streetlights to LED technology through their standard conversion program over a 10-year period. Motion carried.

Armond Rider, Public Works Supt., reported that the 48" storm sewer on Elm St. running from 7th and Willow to Main to behind Waldner's building on Elm St. has a broken top and needs to be replaced. The council reviewed the following bids: Schoon Construction & Excavation - \$18,478.56; Lundell Construction - \$21,095. A motion by Pingel, seconded by Miller, accepted the low bid of \$18,478.56 from Schoon Construction & Excavation with the condition that the project be completed no later than October 30, 2015. Motion carried.

A motion by Brown, seconded by Johnson, approved an amended contract with Alloy Specialty for asbestos surveys for 3 additional properties in the flood buyout program – 432 E. Willow, 239 E. Willow, and 231 E. Willow. Motion carried.

1. Administrator's report – began advertising for the sale of garages at 317 E. Willow and 315 E. Maple; Planning & Zoning Commission will meet July 7 at 5:30 regarding alternatives in regulating wind turbines in the city limits – interested citizens will be invited to the meeting.

The meeting was adjourned at 7:20 p.m.

News media – Ken Ross, *Chronicle Times*.

Mark Murphy – Mayor

ATTEST:

Debra Taylor  
City Clerk-Treasurer