

**Regular City Council Meeting
City Hall, Cherokee, Iowa
May 12, 2015 – 7:00 P.M.**

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

Mayor Murphy introduced new City Attorney, George Wittgraf. George indicated that Alyssa Herbold would most likely attend a majority of the city council meetings and he would fill in as needed. He has lived in Cherokee and practiced law here since 1976. Alyssa lives near Pierson and has been with the firm since 2013. He thanked the council for the opportunity to serve as City Attorney.

Marsha Cory, Simmering-Cory, Inc., was present to briefly review the implementation of two recently awarded Community Development Block Grants. A \$420,000 grant was awarded for the sewer improvement project in the south part of town to reduce inflow and infiltration by abandoning sewer mains and manholes in the flood buyout area. The local share of the project is \$155,000. The second grant of \$480,000 was awarded for the downtown façade program. There are currently 20 property owners interested in the program with the local match projected as follows: City-\$75,000, CAEDC-\$30,000, County-\$60,000, and building owners-\$323,717. The City has 3 years from the date of the contract to complete the projects. Both awards are on conditional status, but the State will notify the City for sure by July. The City can, however, proceed with hiring a grant administrator and enter into an agreement with an engineer for both projects. Ms. Cory left proposals as grant administrator for council consideration for each of the projects.

Mayor Murphy added item #4.05 to the agenda – approval of a 6-month beer permit for the Cherokee Co. Fair Association.

The council reviewed a copy of the water and sewer line insurance policy discussed at the last meeting and endorsed by the National League of Cities. The program is offered through Utility Service Partners, Inc. and is a voluntary program for residents. The maximum limit is \$4,000 per occurrence with an additional \$4,000 for public street repairs and \$500 maximum for public sidewalk repairs. Residents can enroll in one or both programs at a cost of \$76/yr. for water and \$88/yr. for sewer. The program is administered entirely by Utility Service Partners with the City receiving a royalty of \$.50/mon./contract. The City can determine how this revenue is used, and the council felt this could be credited back to the customers. A motion by Miller, seconded by Peck, unanimously approved an agreement with Utility Service Partners to offer the voluntary water and sewer line insurance policy to residents.

As part of the CDBG requirements for the flood buyout program, a motion by Brown, seconded by Pingel, approved Resolution No. 15-9, adopting a relocation assistance plan; and Resolution No. 15-10, approving a policy on the prohibition of the use of excessive force. Roll call was: AYES: All. NAYS: None.

A motion by Johnson, seconded by Miller, unanimously approved the following under “Consent Business”.

City council minutes of April 28th.

Bills totaling \$329,338.81.

A TO Z LIQUOR & SMOKE SHOP	LIQUOR LICENSE REFUND	56.25
ACCO	CHLORINE; STABILIZER	2,242.80
ACCURATE COURT REPORTER	MAY SUBSCRIPTION	13.00
AL'S CORNER OIL CO.	DIESEL	67.49
ALLIANT ENERGY	NATURAL GAS	2,138.84
ALLOY SPECIALTY, INC.	ANALYTICAL COSTS; COSULTING-FLOOD PROG.	340.00
ALPHA WIRELESS	REPAIR TECH. SERVICE ON VAN	221.13
ARAMARK UNIFORM SERVICES	SHOP RAGS; RUGS; MOPS	49.47
ATIRA CREDIT MASTERCARD	HOTEL; MEALS - K9 QUALIFICATIONS	133.00
	AVIATION FUEL	49.30

	FATHER/DAUGHTER DANCE SUPPLIES	52.00
	HEAVY PLASTIC FOR DOOR OPENING	221.35
BARKLEY ASPHALT, INC.	3/4 BASE HOT PATCH	230.26
BICYCLING	SUBSCRIPTION	19.94
BLAINE'S WATER CONDITIONING	COOLER RENT; WATER; SOFTENER RENT	207.23
BOMGAARS	MAINTENANCE SUPPLIES & MATERIALS	2,201.06
BRAD'S TIRE SERVICE	REPAIR TIRE ON BACKHOE	170.60
BUGH WELDING	STAINLESS STEEL BOLTS & NUTS	157.94
	REPAIR 2 CABLE HOISTS	383.50
BUILDERS SHARP. & SERVICE	RENT SEEDER; SAW CHAINS; BLADES; FILTERS	506.81
	BRAKES FOR BOBCAT	157.97
	NEW J.D. MOWER	1,579.20
C-M-L TELEPHONE	BATTERY BACKUP; ACTIVATE PHONE JACKS	259.95
CAHOY PUMP SERVICE, INC.	REHAB WELL #4	20,612.00
CALHOUN-BURNS & ASSOC., INC.	ENG. - RIVER ROAD BRIDGE	1,317.03
CARUS CORPORATION	CALCIQUEST	2,050.00
CHAMPION ELECTRIC, INC.	LIGHT REPAIRS; LOCATE TRAFFIC LIGHT WIRES	414.30
	REPLACE TRAFFIC LIGHT-2ND/ELM	999.21
	TROUBLE SHOOT CONTROLS-WELL #1	28.00
	INSTALL ELEC. HEATER-WELL #4	583.33
CHARLENE CARLSON	MILEAGE; MOTEL- KIDS FIRST CONFERENCE	549.08
CHEROKEE AUTO PARTS	VEHICLE SUPPLIES	303.11
CHEROKEE AVIATION AUTH.	APRIL TAX DRAW	6,561.31
CHEROKEE CO. RECORDER	TRANSFER TAX-118 E. CEDAR	32.80
CHEROKEE CO. SOLID WASTE	MAY LANDFILL FEE	29,688.51
CHEROKEE CO. TREASURER	PRO-RATED TAX-108 1/2 S. ROOS.	870.34
	PRO-RATED TAX-118 E. CEDAR	302.40
CHEROKEE CO. WORK SERVICE	SHOP TOWELS	3.25
CHEROKEE COMM. FOUNDATION	CELL PHONE TOURISM-HISTORIC PRESERV.	500.00
CHEROKEE COUNTY RECORDER	TRANSFER TAX-108 & 108 1/2 S. ROOS.	70.40
CHEROKEE FIRE DEPARTMENT	VOLUNTEER ALLOWANCE	1,120.00
CHEROKEE INN	TEMP. RELOCATION-501 PARK (CDBG REHAB)	628.00
CHEROKEE STATE BANK	NSF CHECK - E. KRAMER	100.00
	NSF CHECK - J. HOYLE	95.00
CHRIS HORTON	MOTEL; MEALS-WASTEWATER SCHOOL	205.96
CHRONICLE TIMES	MINUTES; ORDINANCES; HEARING	145.86
CITIFINANCIAL, INC.	MORTGAGE PAYOFF-108 1/2 S. ROOS.	39,871.45
CLARK CONST. (CHUCK CLARK)	FLOOD BUYOUT-118 E. CEDAR (LESS COSTS)	20,664.80
CLAYTON & SONS, INC.	N. 11TH DITCH SEEDING/MULCH	950.00
CONTROL SYSTEM SPECIALISTS	MECHANICAL SYSTEM SERVICE; SUPPLIES	371.94
	MECHANICAL SYSTEM REPAIRS	2,253.33
COUNTRY PINES	TREES FOR TRAILS	7,467.00
	MOVE TREE AT POOL	80.00
	3 SPRING SNOW FOR DOWNTOWN NODES	1,000.00
COUNTRY TIRE & SERVICE	TIRE REPAIRS	103.12
CREATIVE SERVICES	CHAMPIONSHIP SHIRTS; LIFEGUARD SUITS	646.34
	PLAQUE FOR CITY ATTORNEY	23.00
DOUBLEDAY LARGE PRINT	BOOKS	113.94
DPC INDUSTRIES, INC.	CHLORINE; POTASSIUM PERMANG.	719.45
ED ROEHR SAFETY PRODUCTS	NEW BATTERIES FOR TASERS	135.85
EMERGENCY APPARATUS MAINT.	REPAIR UNIT 3	847.19
EVERTEK, INC.	APR. INTERNET SERVICE	36.30
FAMILY HANDYMAN	SUBSCRIPTION	34.98
FAREWAY STORES, INC.	SUPPLIES	80.44
FELD FIRE	CASCADE HYDRO-FILL	270.00
	MASK BAGS; STRAPS; BRACKETS	2,187.80
	HOSE JACKET; VELCRO NAME TAGS	237.90
	BRACKET FOR VOICE AMP; VEHICLE BRACKET	232.20
FINKBINER EQUIPMENT CO.	BITS FOR GRADER BLADE	857.00
FIRST ABSTRACT & LOAN	CREATE ABSTRACT-DOHERTY ADD. LOT	300.00
FOUNDATION ANALYTICAL LAB.	SAMPLE TESTING	888.00
FREDERICK WELDING & SALES	MOWER REPAIRS & PARTS	1,325.03

GLEND A SCHLEEF	FLOOD BUYOUT-108 S. ROOS. (LESS COSTS)	23,962.40
	FLOOD BUYOUT-108 1/2 S. ROOS. (LESS COSTS)	3,183.74
GREGG COMPUTER SERVICE	NEW COMPUTER; COMPUTER TOWER REPAIR	908.84
GRIMES DESIGN	HYD. DIFFUSER; HOSE; ADAPTER	2,386.17
HALLETT MATERIALS	14.35 T. LIMESTONE	457.76
HILLYARD	SUPPLIES	674.51
HOLZH AUER MOTORS, LTD.	SERVICE; REPAIRS; KEY	131.89
HULTGREN IMPLEMENT, INC.	15 GAL. OIL FOR LOADER	280.77
HY-VEE, INC.	9 SQ. TOURN. SUPPLIES; SAFETY MTG. SUPPLIES	74.50
I AWEA	REG.-WASTEWATER CONF.-AMES	220.00
IOWA D.N.R.	EXAM FEE - GRADE 1 & GRADE 3	90.00
IOWA LAKES ELECTRIC COOP	ELECTRICITY	45.04
IOWA LEAGUE OF CITIES	CLERK/FINANCE OFFICERS HANDBOOK	40.00
IOWA ONE CALL	MAR. LOCATES	40.50
JANITOR'S CLOSET, LTD.	TISSUE	125.22
JEBRO, INC.	CRS2 OIL	2,219.00
JESSICA BIEBER	LIFEGUARD CLASS	1,015.00
JON DRAPER	BAL. OF RELOCATION ASST.-FLOOD BUYOUT	2,000.00
JR'S SALES AND SERVICE	DOOR PHOTO SAFETY EYES	165.00
K-MART #9222	DAD/DAUGHTER DANCE SUPP.;CLEANING SUPP.	32.38
KNIFE RIVER MIDWEST LLC	COLD MIX ASPHALT	1,026.00
LETSCH E BIKE/RADIO SHACK	SOUND ADAPTOR	14.48
LUNDELL CONSTRUCTION CO.	LIFT STATION CLEAN OUT	230.00
	GRAVE DIGGING	862.50
	REPAIR LEAK-331 E. MAIN	2,256.30
	SEWER CLEANER-VARIOUS LOCATIONS	1,200.00
	METER REPAIR; MOTHER BOARD-WELL #1	1,035.14
METERING & TECH. SOLUTIONS	ELECTRICITY	18,132.83
MID AMERICAN ENERGY	BOILING FLASKS FOR LAB	46.08
MIDLAND SCIENTIFIC, INC.	SAFETY LIGHTS FOR MOWERS; LOADER	203.42
MIDWEST WHEEL COMPANIES	4 TANKLESS WATER HEATERS FOR POOL	16,885.00
MODERN HEATING & COOLING	PAINT BATHHOUSE FLOOR/ENTRY	5,229.00
MONGAN PAINTING CO.	VEHICLE MAINT. SUPPLIES	72.13
MOTOR PARTS SALES	5/8" IPERL METERS; ADAPTORS	2,092.34
MUNICIPAL SUPPLY, INC.	SERVICE J.D. LOADER	1,012.08
MURPHY TRACTOR & EQUIPMENT	MAY CELL PHONE	50.00
NATE JAMES	KEYS FOR WELL #4	8.00
NELSON'S LOCKSMITH SHOP	NEW STAGE CURTAIN	2,937.95
NORTHEAST STAGE	APR. INTERNET SERVICE	84.90
NORTHWEST COMMUNICATIONS	ADAPTOR; BELL REDUCER	42.51
NOVELTY MACHINE & SUPPLY	VEHICLE SERVICE/REPAIR; FILTERS	713.41
O'HALLORAN INTERNATIONAL	COPIER LEASES	462.70
OFFICE ELEMENTS	8 SALVAGE AUTO CERTIFICATES	80.00
OFFICE OF VEHICLE SERVICES	OFFICE SUPPLIES	278.62
PERKINS OFFICE SOLUTIONS	SUPPLIES; POSTAGE; SUNDAY PAPERS	143.47
PETTY CASH - LIBRARY	MAY POSTAGE METER RENT	35.00
PITNEY BOWES GLOBAL FIN.	POSTAGE METER LABELS	33.14
PITNEY BOWES, INC.	NEW INFLUENT VALVE @ SEWER PLANT	13,113.00
QTECH AUTOMATION, INC.	REPAIR PAGERS	442.60
R COMM WIRELESS	TV SEWER ON DAKOTA	375.00
REHAB SYSTEMS, INC.	GRADE 8 BOLTS; SWEEPER REPAIRS	402.92
REINERT MACHINE SHOP	REPAIR GUTTER - EMERGENCY CALL	16.54
RHONDA WITTKOP	REPAIR EXHAUST-F250 TRUCK	258.00
RON'S REPAIR, INC.	BALANCE OF WATER DEPOSIT	6.97
RONI JOHNS	APR. GARBAGE PICKUP	25,071.30
SANITARY SERVICES	SOIL VAC HOLES-5TH/MAIN	440.00
SCHOON CONST. & EXCAVATION	NEW SEWER LINE TO PARK AVE.	9,946.25
	SENSUS SYSTEM SUPPORT	1,784.47
SENSUS USA	ADMIN.-CDBG HOUSING REHAB	3,877.00
SIMMERING-CORY, INC.	POOL FOOD SERVICE LICENSE	67.50
SIOUXLAND DISTRICT HEALTH	PRE-EMPLOYMENT PHYSICAL	188.00
STEPHEN VEIT, M.D.	WINDOW CLEANING	90.00
STEVE'S WINDOW SERVICE		

SYNCHRONY BANK/AMAZON	BOOKS & DVDS; COFFEE POT; LEGOS	354.54
TAMMY'S	CHAMBER COFFEE SUPPLIES	45.71
THREE RIVERS BENEFIT	CLAIMS THRU 5/1/15; MAY ADMIN. FEE	2,408.79
TREASURER, STATE OF IOWA	APR. SALES TAX	3,810.67
UNITED PARCEL SERVICE	SHIPPING CHARGE	92.20
UNITED STATES CELLULAR	CELL PHONES	340.10
UPSTART	SUPPLIES	200.90
USA BLUE BOOK	CRUCIBLE FILTERS	319.62
USPS	POSTAGE FOR UTILITY BILLS	671.63
VERIZON WIRELESS	CELL PHONES	117.62
WALDNER'S LAWN SERVICE	APRIL LAWN CARE	60.00
WALLY MILLER, JR.	MAR./APR. LEGAL SERVICES	7,475.00
WEX BANK	APR. FUEL	79.98
WIESE OIL & SUPPLY CO., LTD	GAS; DIESEL; OIL	2,487.56
WINDSTREAM	PHONE/INTERNET SERVICE	1,153.13
ZIEGLER, INC.	FILTERS FOR CAT GRADER	86.05

Reviewed Library Board minutes of April 8th.

New 5-day class "C" beer/wine license and outdoor service permit for Hy-Vee beginning June 6th.

New class "B" beer/wine permit – Cherokee Co. Fair Association.

A motion by Brown, seconded by Peck, authorized a contract with Barkley Asphalt for \$30,566 for milling and overlay of the community center north parking lot and a small section of the south parking lot. Motion carried.

A motion by Miller, seconded by Johnson, unanimously approved a request from the Chamber of Commerce for \$900 in hotel/motel tax support for regional advertising in the Western Iowa flyer that is distributed over a five state area each spring.

1. Administrator's report – a pump that is needed in order to open the pool for the season will be replaced rather than repaired eliminating a 2-week delay. The pump will hopefully be installed by the middle next week, most likely delaying the opening of the pool until at Monday, May 25 (Memorial Day) rather than Sat., May 23. SIMPCO's 50th anniversary event will be held on Thurs., May 14 at the Hard Rock in Sioux City.

2. Jim Agnitsch, Street Supt., presented his final quarterly report to the council. He reported that they had an average winter and plowed 8 snowfalls with a total of 29.5", used about 1/2 as much salt and sand as normal, and had very little equipment down time; they are doing spring maintenance on alleys, streets, and equipment; crushed concrete from the N. 11th St. and Cherry St. projects is being used on the alleys; doing a lot of street patching; street sweeper is doing a very meticulous job and is making very good progress with about 75% complete with all to be done by approximately the first week of June; Armond and Seth attended a safety class; Armond and Todd participated in a storm water webinar; and Schoon Construction completed a drainage project on the N. 11th St. ditch. Regarding his upcoming retirement, Jim said he is trying to cram a lot of knowledge into Armond and Todd regarding vendors, budgets, equipment, etc. He feels the City has very good, capable people on board and he has really enjoyed his 38 1/2 years with the City.

On the matter of street sweeping, Mayor Murphy mentioned unfavorable comments on Facebook directed at the employee doing the street sweeping. Residents have to realize that there is only one sweeper and one employee to complete the entire city, so it takes time. He also asked council how to enforce the City Code section regarding leaves raked into the street and grass clippings being blown into the street. This is not only unsightly but also clogs the storm sewers. It's not the street sweeper employee's problem; residents need abide by the Code. The Mayor also stressed the need for residents to follow the Code regarding temporary signs, such as garage sales and portable signs.

3. April Clerk-Treasurer's report and receipts as follows: General-\$438,907.44; Police Forfeiture-\$514.78; County Library-\$96; Road Use-\$40,920.10; Employee Benefits-\$167,323.11; Emergency-\$11,810.33; LOST-\$40,732.91; Hotel/Motel Tax-\$25.45; T.I.F.-\$698.30; Revolving Loan-\$415.68; Library Memorial-\$266.62; Park & Rec. Cap. Impr.-\$10,757.74; Debt Service-\$206,041.56; Emergency Set-Aside-\$4.15; Oak Hill Perpetual Care-\$167.69; Water Utility-City-\$42,780.91; Water Utility-Industrial-\$29.85; Water System Impr.-\$9,078.19; Sewer Utility-City-\$73,436.79; Sewer Utility-

Industrial-\$19.80; Sewer Bd./Int.-\$29,610; Sewer System Maint.-\$5,750; Sewer Improvement-\$1,793.67; Aviation Authority-\$10,561.57; Solid Waste-\$25,178.71; Landfill-\$30,822.19; Storm Sewer Utility-\$6,760.91; Self Insurance-\$17.31.

4. April General Fund revenue/expense report.

5. April Police reports.

The meeting was adjourned at 7:50 p.m.

News media – Ken Ross, *Chronicle Times*; Nikki Thunder, KCHE.

Mark Murphy – Mayor

ATTEST:

Debra Taylor
City Clerk-Treasurer