

COUNCIL MINUTES
REGULAR SESSION
SEPTEMBER 20, 2021

Charles City city council met in regular session on September 20, 2021 at 6:00 p.m. in council chambers. Mayor Dean Andrews presided and the following council members were present: Keith Starr, Jerry Joerger, DeLaine Freeseman, Phoebe Pittman (via Zoom) and Phillip Knighten (via Zoom). Also present were city administrator Steve Diers, city engineer John Fallis and city attorney Brad Sloter.

Citizen comments - Bob Carey asked about the intersection at N. Jackson and Clark Street and also about nuisance properties. Holly Cheney also addressed the council about issues she has been having with guns in city limits.

Mayor Andrews welcomed everyone to the meeting.

Motion by Freeseman, second Joerger to approve the agenda. Ayes - 5

Motion by Joerger, second Starr to approve the minutes of the September 7 meeting. Ayes - 5

Motion by Freeseman, second Starr to approve the consent calendar. Ayes - 5. Consent calendar consisted of the following items: consider approval of 9/21 financials for city of Charles City and CC Public Employees Health Plan and payment of claims (including those approved by other boards):

74095	CENTRAL LOCK & SECURITY, supp.	\$716.00
74096	JOANN M BAILEY, utility deposit refund	\$19.67
74097	MISTY FIELDER, utility deposit refund	\$9.56
74098	PARELLE HAYSLETT, utility deposit refund	\$34.01
74099	ELIZABETH HEINOLD, utility deposit refund	\$0.54
74100	GRAHAM LYNCH, utility deposit refund	\$9.56
74101	DENNIS J ANTHONY, utility deposit refund	\$90.00
74102	KAREN CROWE, utility deposit refund	\$90.00
74103	JAMIE DIEWALD, utility deposit refund	\$90.00
74104	JAMES FOSTER III, utility deposit refund	\$90.00
74105	MELISSA HOLT, utility deposit refund	\$90.00
74106	BRANDY JORGENSEN, utility deposit refund	\$90.00
74107	TRINITY KUHN, utility deposit refund	\$90.00
74108	JENNIFER G LOPEZ, utility deposit refund	\$90.00
74109	SHERRI MEZA, utility deposit refund	\$90.00
74110	DREW MITCHELL, utility deposit refund	\$90.00
74111	DAVID M RICHARDS, utility deposit refund	\$90.00
74112	SARAH SULLIVAN, utility deposit refund	\$90.00
74113	RICHARD WESTON, utility deposit refund	\$90.00
74114	POSTMASTER, supp.	\$1,200.00
74115	AMAZON CAPITAL SERVICES, supp.	\$324.54
74116	BAKER & TAYLOR BOOKS, SERV, supp.	\$3,931.60
74117	BAKER & TAYLOR ENTERTAINMENT, supp.	\$155.00
74118	BIBLIOTHECA LLC, serv.	\$1,999.00
74119	CANON FINANCIAL SERVICES, serv.	\$69.32
74120	CAROL CASE, serv.	\$1,138.20
74121	CC PUBLIC EMP HEALTH PLAN, serv.	\$3,214.06

74122	CC CHAMBER OF COMMERCE, serv.	\$25.00
74123	COREY HAWKE, serv.	\$389.00
74124	DEMCO INC, supp.	\$489.36
74125	GORDON FLESCH COMPANY, serv.	\$380.98
74126	HOCKENSON PLUMBING, supp.	\$4.89
74127	HY-VEE INC, supp.	\$64.01
74128	INGRAM LIBRARY SERVICES, supp.	\$47.52
74129	KANOPY INC, supp.	\$96.00
74130	KS STATE BANK, serv.	\$157.00
74131	LAURA HUGHES, supp.	\$60.00
74132	MEDIACOM, serv.	\$337.05
74133	MICK GAGE PLUMBING & HEATING, serv.	\$3,229.92
74134	MIDAMERICAN ENERGY, serv.	\$2,703.74
74135	MIDWEST TAPE, supp.	\$209.41
74136	ORKIN, serv.	\$50.88
74137	OVERDRIVE INC, supp.	\$1,677.36
74138	SCHUETH ACE HARDWARE, supp.	\$12.98
74139	STAPLES ADVANTAGE, supp.	\$71.69
74140	VISA, supp.	\$151.48
74141-		
74156	PAYROLL ENDING 09/11/2021	\$100,007.64
74157	CITY OF CHARLES CITY, payroll liabilities	\$1,038.65
74158-		
74159	CC PUBLIC EMP HEALTH PLAN, payroll liabilities	\$9,325.76
ACH	EFTPS, payroll liabilities	\$26,721.75
74160	EMC NATIONAL LIFE, payroll liabilities	\$6.00
ACH	FAMILY COMM CREDIT UNION, payroll liabilities	\$1,608.00
ACH	ICMA, payroll liabilities	\$2,099.03
74161	BERGO ENVIRONMENTAL, serv.	\$960.00
74162	BUSINESS CARD, supp.	\$1,869.76
74163	CATHERINE MARIE OTT, serv.	\$560.00
74164	CHARLES CITY PRESS INC, serv.	\$895.44
74165	CINTAS CORPORATION, serv.	\$68.12
74166	CITY OF CHARLES CITY, serv.	\$3,593.09
74167	ESTATE OF ALMA WILDER, security deposit refund	\$200.00
74168	HD SUPPLY FACILITIES MAINTENANCE, supp.	\$342.33
74169	HEYER LAWN CARE, serv.	\$295.72
74170	HOCKENSON PLUMBING, supp.	\$830.98
74171	HOUSING AUTH ACCTG SPECIAL, serv.	\$790.00
74172	JENDRO SANITATION SERVICES, serv.	\$586.00
74173	JEREMY HEYER, travel reimbursement	\$239.33
74174	KATIE NOLTE, travel reimbursement	\$426.53
74175	LINDA KLEMESRUD, travel reimbursement	\$60.34
74176	LINDERMAN HEATING & AIR, serv.	\$3,163.32
74177	MARCO TECHNOLOGIES LLC, serv.	\$143.18

74178	MEDIACOM, serv.	\$306.90
74179	MIDAMERICAN ENERGY, serv.	\$6,865.72
74180	MRI SOFTWARE LLC, serv.	\$146.67
74181	NOAH, SMITH, SCHUKNECHT & SLOTER, serv.	\$96.13
74182	NORTH IOWA LAWN & SPORTS, supp.	\$37.64
74183	PITNEY BOWES, serv.	\$160.38
74184	PLUNKETT'S PEST CONTROL, serv.	\$330.00
74185	QUILL CORPORATION, supp.	\$183.62
74186	RAPID PRINTERS/OFFICE WORLD, supp.	\$982.00
74187	RENAISSANCE NASHVILLE, serv.	\$1,854.80
74188	RESERVE ACCOUNT, supp.	\$750.00
74189	ROCHFORD CONSTRUCTION, serv.	\$1,887.00
74190	SCHUETH ACE HARDWARE, supp.	\$337.69
74191	SHERWIN-WILLIAMS CO, supp.	\$132.56
74192	STAPLES ADVANTAGE, supp.	\$105.10
74193	SUPERIOR LUMBER INC, supp.	\$274.60
74194	T-J SERVICE INC, supp.	\$3,279.94
74195	TEETER SPECIALTY CO, supp.	\$129.95
74196	TRENT PARKER, serv.	\$531.25
74197	UNITED STATES CELLULAR, serv.	\$177.46
74198	US CELLULAR OF CHARLES CITY, supp.	\$3,196.56
74199	LONNIE ISAKSON, serv.	\$400.00
ACH	BANCORPSV, serv.	\$390.00
ACH	BANCORPSV, serv.	\$96.85
ACH	BUSINESS CARD, serv.	\$2,607.19
ACH	FIRST CITIZENS-CC, serv.	\$314.41
ACH	FGP SEPTEMBER STIPEND CHECKS	\$3,483.00
ACH	IMAGETEK, serv.	\$496.00
ACH	JULY HAP CHECK	\$440.00
ACH	KABRICK DISTRIBUTING, supp.	\$161.50
ACH	TREASURER, STATE OF IOWA, sales tax	\$605.96
ACH	TREASURER, STATE OF IOWA, sales tax	\$16,701.30
ACH	BARBARA BROWN (FGP), mileage	\$29.52
ACH	CARMEN RAMSAY (FGP), mileage	\$17.92
ACH	DEBRA KANE (FGP), mileage	\$19.20
ACH	JACQUELINE FERCH (FGP), mileage	\$9.60
ACH	MAVIS BEENEN (FGP), mileage	\$2.56
ACH	PORTZEN CONSTRUCTION INC, serv.	\$447,114.56
74200	AGVANTAGE FS, supp.	\$130.00
74201	AHLERS & COONEY PC, serv.	\$527.00
74202	AMAZON CAPITAL SERVICES, supp.	\$36.99
74203	ANSELL HEALTHCARE PRODUCTS, supp.	\$678.80
74204	BREITBACH OFFICE LLC, serv.	\$25.00
74205	CAL'S AUTO REPAIR INC, supp.	\$984.99

74206	CAPITAL ONE TRADE CREDIT, serv.	\$39.99
74207	CARQUEST AUTO PARTS, supp.	\$785.45
74208	CENTRAL LOCK & SECURITY, supp.	\$8,530.30
74209	CENTURLINK, serv.	\$44.20
74210	CHOSEN VALLEY TESTING, serv.	\$5,000.00
74211	CINTAS CORPORATION, serv.	\$107.55
74212	CITY OF CHARLES CITY, serv.	\$279.66
74213	CJ COOPER & ASSOCIATES INC, serv.	\$35.00
74214	CRESCENT ELECTRIC SUPPLY, serv.	\$11,745.00
74215	CROELL INC, supp.	\$2,046.50
74216	ELECTRIC PUMP, supp.	\$64.00
74217	ETHANOL PRODUCTS LLC, supp.	\$1,045.92
74218	FAREWAY STORE, supp.	\$1,323.36
74219	FLOYD COUNTY CLERK OF COURT, serv.	\$171.00
74220	FMC LANDFILL, serv.	\$521.55
74221	HOLDEN HILLEGAS/H&R LAWN CARE, serv.	\$524.00
74222	HAWKINS INC, supp.	\$1,198.88
74223	HENKEL CONSTRUCTION COMPANY, serv.	\$5,784.00
74224	HERRON'S BAND BOX INC, serv.	\$342.60
74225	HEWETT WHOLESALE, supp.	\$11.80
74226	HOBERT ELECTRIC, serv.	\$90.00
74227	HY-VEE INC, supp.	\$145.57
74228	HYDRO KLEAN LLC, serv.	\$35,161.49
74229	IMAGETEK OPERATIONS LLC, serv.	\$479.08
74230	INTERSTATE BATTERIES OF UPPER IOWA, supp.	\$742.60
74231	IOWA PEACE OFFICERS ASSOC, serv.	\$330.00
74232	IOWA PRISON INDUSTRIES, serv.	\$230.00
74233	JENDRO SANITATION SERVICES, serv.	\$49,593.65
74234	JENDRO SANITATION SERVICES, serv.	\$238.00
74235	JENNIFER LANTZ, mileage reimbursement	\$96.32
74236	JOHN DEERE FINANCIAL, supp.	\$674.07
74237	KEVIN BEAVER, travel reimbursement	\$112.07
74238	KEYSTONE LABORATORIES, serv.	\$586.08
74239	KOCH OFFICE GROUP, serv.	\$13.69
74240	L&J INDUSTRIES INC, serv.	\$153.00
74241	LEAF, serv.	\$129.71
74242	LEISURETIME GOLF CARS, serv.	\$360.00
74243-		
74244	LESSIN SUPPLY COMPANY, supp.	\$902.07
74245	MARCO, serv.	\$126.60
74246	MERRITT COMPUTER SERVICE, serv.	\$9,703.48
74247	MID-WEST ROOFING COMPANY, serv.	\$165.05
74248	MIDAMERICAN ENERGY, serv.	\$419.67
74249	MIDAMERICAN ENERGY, serv.	\$1,590.60
74250	MIKE MOLSTEAD MOTORS INC, supp.	\$292.05

74251	MIKE'S C&O TIRE INC, supp.	\$387.48
74252	MISSISSIPPI LIME COMPANY, supp.	\$6,909.07
74253	NEWBAUER INC, serv.	\$119.00
74254	NOAH, SMITH, SCHUKNECHT & SLOTER, serv.	\$2,257.71
74255	NORTH IOWA LAWN & SPORTS, supp.	\$99.96
74256	O'REILLY FIRST CALL, supp.	\$53.08
74257	OTTO'S ENTERPRISES LLC, serv.	\$577.80
74258	PERRY NOVAK ELECTRIC INC, serv.	\$771.67
74259	PRODUCTIVITY PLUS ACCOUNT, serv.	\$747.52
74260	QUILL CORPORATION, supp.	\$57.98
74261	RAPID PRINTERS/OFFICE WORLD, supp.	\$30.77
74262	SURVEYING AND MAPPING LLC, serv.	\$210.00
74263	SHERWIN-WILLIAMS CO, supp.	\$53.34
74264	SKYLINE TREE SERVICE LLC, serv.	\$24,400.00
74265	STAPLES ADVANTAGE	**VOIDED**
74266	STAPLES CREDIT PLAN, supp.	\$61.88
74267	SUPERIOR WELDING SUPPLY CO, supp.	\$193.80
74268	T AND K TRACTOR REPAIR, supp.	\$177.95
74269	TESTAMERICA LABORATORIES, serv.	\$499.75
74270	UNIQUE COUNTRY STORE, supp.	\$1,444.20
74271-		
74272	UNITED STATES CELLULAR, serv.	\$864.95
74273	USA BLUEBOOK, supp.	\$1,176.18
74274	VERIZON WIRELESS, serv.	\$120.09
74275	LOIS J DEBERG/WERTJES UNIFORMS, supp.	\$581.94
74276	WEX BANK, supp.	\$7,871.48
74277	WISCONSIN INDEPENDENT NETWORK, serv.	\$1,200.00

TOTAL \$869,821.83

August Receipts - Gen - 64795.22;Disp-378.81;SafetyEd-350.00;P/R C/I-8.33;CommEq-29.15;H/M-31599.18;RAGBRAI-.27;RUT-71090.82;CVTC-19705.10;OptTx-75868.01;TIF-94.78;AmerResPlan-544457.95;StateCares-3587.47;LibrTr-15500.00;FGP-9870.45;PubHous-76702.68;Sect8-48758.50;'20CapFnd-7779.40;Water-335907.61;Sewer-181379.56;WasteFnd-58973.86;Transit-31119.02;SWU-17386.24;FireExt-352.00

August Disbursements - Gen-508981.67;Disp- -352.48;SafetyEd-3000.00;RUT-43586.00;EmpBen-88879.73;CVTC-3874.84;TIF-4958.85;StateCares-3281.16;LibrTr-1712.15;FGP-12741.15;pubHous-63201.11;Sect8-79434.78;Cable-10330.00;'16CapFnd-601.79; '20CapFnd-630.00;CW Bridge-45472.05;FibertoHome-107.68;SWIndust-222122.67;IPC-8102.32;Water-316606.15;Sewer-70465.70;WWTPExp-16167.25;WasteFnd-52509.74;Transit-29643.31;SWU-22287.13;FireExt-293.39

Business of the Mayor - Mayor Andrews met the new hospital administrator earlier tonight. A proclamation for National Rail Safety Week has been submitted for council approval. Motion by Freeseaman, second Joerger to approve. Ayes - 5.

A request has been received for street closures for the Homecoming parade and painting on the street in front of the football stadium on October 1. Parade will be same route as in previous years. They are requesting the street by the football field to be closed from 8:20 to 11:00 a.m. Motion by Joerger, second Starr to approve the request. Ayes - 5

Mayor Andrews opened the public hearing on ordinance 1153 to rezone property located at 1202 S. Main Street from M-1 to B-3. Affidavit of publication dated 9/10/21 was informally filed. Mayor Andrews asked for written comments. There being none, he then asked for oral comments. There were none. Motion by Freeseaman, second Joerger to close the hearing. Ayes - 5. Planning and zoning has reviewed this and are recommending approval. Motion by Freeseaman, second Starr to approve the second reading of Ordinance 1153. Ayes - 5. Council member Freeseaman read the ordinance.

Mayor Andrews opened the public hearing on Ordinance 1154 to rezone 904 Court Street from R3 to B3. Affidavit of publication dated 9/10/21 was informally filed. Mayor Andrews asked for written comments. There being none, he then asked for oral comments. There were none. Motion by Joerger, second Freeseaman to close the hearing. Ayes - 5. The property owners would like to operate a motorcycle engine repair shop on this property. Planning and zoning has reviewed this request and are recommending approval. Motion by Starr, second Pittman to approve the second reading of Ordinance 1154. Ayes - 5. Council member Starr read the ordinance.

Mayor Andrews opened the public hearing on proposal to enter into a water revenue loan and disbursement agreement. Affidavit of publication dated 9/14/21 was informally filed. Mayor Andrews asked for written comments. There being none, he then asked for oral comments. There were none. Motion by Freeseaman, second Starr to close the hearing. Ayes - 5. This planning and design loan will be for \$362,000 and will be used for the clear well project. This loan will ultimately be combined into the construction loan once the project actually starts construction. It is a zero percent loan for 3 years. Council member Freeseaman introduced Resolution 115-21 entitled, "RESOLUTION TAKING ADDITIONAL ACTION WITH RESPECT TO A WATER REVENUE LOAN AND DISBURSEMENT AGREEMENT AND AUTHORIZING, APPROVING AND SECURING THE PAYMENT OF A \$362,000 WATER REVENUE LOAN AND DISBURSEMENT AGREEMENT ANTICIPATION PROJECT NOTE (IFA INTERIM LOAN AND DISBURSEMENT AGREEMENT) AND APPROVE ENGAGEMENT LETTER WITH DORSEY WHITNEY" and moved for adoption. Second to adopt Joerger. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none

Pay request #23 has been submitted from Portzen Construction for the WRRF project. Fox Engineering has reviewed it and is recommending approval. It is for the amount of \$447,114.56 and is largely for electrical/HVAC work on the plant. Council member Freeseaman introduced Resolution 116-21 entitled, "RESOLUTION APPROVING PAY ESTIMATE #23 FOR WATER RESOURCE RECOVERY FACILITY PROJECT" and moved for adoption. Second to adopt Starr. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none

Richard Deist would like to build a garage on an adjoining empty lot to his property. He has gone before board of adjustment and had the special use approved. A condition of that special use is to have a multi lot non conveyance agreement executed with the city and he has signed that agreement. Council member Joerger introduced Resolution 117-21 entitled, "RESOLUTION APPROVING MULTI LOT RESTRICTION AGAINST CONVEYANCE FOR 211 14TH AVENUE" and moved for adoption. Second to adopt Starr. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none.

The next two items both pertain to the Valero water main lease. Valero initially paid to install the water main to their facility and the city has been making payments on it for the last 15 years. It is now paid off and it needs to be deeded to the city. City attorney Slotter has prepared a bill of sale to be executed between the city and Valero. During the preparation of the bill of sale, it was discovered that a portion of the main was actually constructed on Valero's property. So a permanent easement will also need to be executed by the city and Valero for this. Council member Joerger introduced Resolution 118-21 entitled, "RESOLUTION APPROVING BILL OF SALE" and moved for adoption. Second to adopt Starr. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none. Council member Freeseaman introduced Resolution 119-21 entitled, "RESOLUTION APPROVING PUBLIC WATER MAIN EASEMENT" and moved for adoption. Second to adopt Pittman. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none.

At the last planning session, discussion was held on the speed limits on South Grand. It is a state highway, so the DOT has the final say on what those limits are. The city can request that the DOT conduct a study of this area and they will then let us know their recommendation on changing the speed limits there. Motion by Starr, second Freeseaman to request that the DOT conduct a study of the speed limits on South Grand Avenue in Charles City. Ayes - 5

Jendro Sanitation has presented a request to increase the garbage rates paid for their services. The agreement we have with them allows this. Some of the increase is due to an increase in tipping fees at the landfill and the rest is due to an increase in the CPI. After discussions with Jendro, city administrator Diers has calculated two different options for increases. One puts more of an increase on heavier garbage users and those prices are as follows: 35 gallon - from \$13.30 to \$13.77, 65 gallon - from \$17.14 to \$18.00 and 95 gallon from \$20.97 to \$22.33. The 33 gallon bags will go from \$1.58 to \$1.83 and the 15 gallon bags will go from \$1.18 to \$1.43. Council consensus was that it seemed more fair to put more of an increase on the heavier garbage users. Council member Starr introduced Resolution 120-21 entitled, "RESOLUTION APPROVING AMENDMENT TO RESIDENTIAL SOLID WASTE AND RECYCLABLE MATERIALS COLLECTION AGREEMENT BY INCREASING THE MONTHLY RESIDENTIAL TOTE RATES" and moved for adoption. Second to adopt Freeseaman. Resolution duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none.

City clerk O'Donnell reported that the next meeting will be a planning session on September 27 at 6:00.

City administrator Diers reported that city engineer Fallis is at a meeting in Floyd tonight for a proposed CO2 pipeline coming across the south edge of the city. It is proposed to go through the recently purchased certified site and we want to find out more information on it. The League conference last week was very good. Final touches are being made on the project at 401 N. Main and the ambulance bay remodel is almost done.

Motion by Freeseaman, second Starr to adjourn. Ayes - 5.

Dean Andrews, Mayor

Attest:

Trudy O'Donnell, City Clerk