

## COUNCIL PROCEEDINGS

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Regular City Council Meeting: Monday, October 5, 2020 (5:00 p.m.)

Mayor/Council Present: Mayor J. May presiding--1; G. Haukoos, A. Goebel, G. Heckard, D. Seylar, B. Carlin--5; via Zoom: J. Clark, R. Gage--2

Council Absent: None--0

Staff Present: via Zoom: J. Finn --1; G. Van Langen, E. Burton, P. Clayton, B. Shatto\*--4

Media Present: via Zoom: E. Funston (KILR), A. Petersen (EN), (KICD)--3

Others Present: David Welch--1

### Minutes

Moved by Goebel, seconded by Seylar to approve the minutes of the Sept. 21, 2020 council session. VOTE: ayes--7

### Standing Committee Reports

- a. Finance Committee Minutes - Oct. 1

### Petitions and Communications

- a. Annual Financial Report
- b. News Release - City Tree Dump Closure

### Bills

Moved by Haukoos, seconded by Carlin to approve the bills for the month of Sept., 2020. VOTE: ayes--7

A & B Business Solutions, Inc.	Maint.	\$	264.89
ABM Equipment & Supply, LLC	Svcs.		704.88
Access Systems	Maint.		659.83
Ace Hardware, Inc.	Supp.		1,508.15
Advanced Door Systems, Inc.	Supp.		121.50
AED Superstore an Allied 1	Supp.		131.61
AFLAC Benefit Services	Ins.		1,254.39
AFSCME/Iowa Council 61	With.		395.00
Alibris, Inc.	Books		158.30
Alpha Wireless Communications	Svcs.		300.00
American Muscle Auto Restoration	Supp.		443.42
Ameripride Linen & Uniform	Svcs.		40.00
Amy's Sign Design	Svcs.		5.00
Aquarius Technologies, LLC	Part		581.77
Asmus Farm Supply, Inc.	Supp.		174.88
AT&T Mobility	Acct.		271.32
Atlantic, City of	Fees		730.00
At-Scene, LLC	Svcs.		2,400.00
Avera Holy Family Health	Svcs.		187.92

Baker & Taylor Books	Books	\$ 3,078.51
Bank Plus	With.	22,750.00
Betty's Flower Box	Flowers	40.00
Bieber, Chelsie	Ref.	106.73
Black Hills Energy	Acct.	2,527.40
Blacktop Service Company	Svcs.	62,440.15
Bolton & Menk, Inc.	Svcs.	12,010.50
Bomgaars Supply	Supp.	457.93
Boot Barn	Supp.	169.25
Border States Industries, Inc.	Svcs.	378.92
Bradham, Scott M.	Grant	8,905.00
Burton, Elizabeth	Reimb.	23.12
Calhoun-Burns & Assoc., Inc.	Bridge Inspection	1,143.20
Campus Cleaners & Launderer	Svcs.	39.39
Card Services	Supp.	3,163.71
Casey's General Store #1328	Ref.	18.75
Cazares, Adrian	Ref.	93.31
Center for Chiropractic Wellness	Svcs.	75.00
Center Point Large Print	Books	436.20
CenturyLink	Acct.	370.52
Clayton, Penelope A.	Reimb.	100.00
CMRS-FP	Meter Postage	5,000.00
Collection Services Center	Svcs.	811.92
Comfortec, Inc.	Svcs.	201.16
Core & Main, LP	Parts	561.15
Corn Belt Power Coop.	Power	1,035.08
Country Inn & Suites-Waterloo	Rent	1,019.20
Crysteel Truck Equipment	Parts	555.00
Custom Creations	Svcs.	45.00
Danner, Cory	Reimb.	382.65
Debt Service Fund	Transfer	27,023.09
Delta Dental of Iowa	Ins.	4,180.63
Demco, Inc.	Supp.	124.37
E. L. Metals, Inc.	Dumpsters/Casters	5,870.00
EAGP	Grant	13,882.66
ECCOG	Svcs.	49,675.57
ECCOG Recycling	Svcs.	1,000.00
ELC School Yearbook	Yearbook	45.00
Electric Emergency Fund	Transfer	2,308.35
Electric Fund	Transfer	7,833.33
Elliott Equipment Co.	Part	1,223.01
Emmet County Auditor	Pay.	22,441.33
Emmet County Public Health	Svcs.	130.00
Emmet County Treasurer	Taxes	1,130.00
Emmetsburg Ford	Part	48.25

Engineered Equipment Solutions	Part	\$ 1,450.00
Equipment Rev.-Enterprise	Transfer	13,632.93
Equipment Rev.-General	Transfer	22,039.16
Erect-A-Tube, Inc.	Parts	794.77
Estherville Area Chamber	Dues & Hotel/Motel Taxes	18,224.55
Estherville Aviation, Inc.	Fees	5,656.74
Estherville, City Of	Acct./Ins.	141,419.02
Estherville Foods	Grant	3,000.00
Estherville Garden Club	Grant	250.00
Estherville Housing	Rent	200.00
Estherville Iron & Metal	Svcs.	549.50
Estherville News	Publications	295.41
Estherville Paint & Glass	Supp.	6,701.30
Estherville Printing Co.	Svcs.	126.63
Eveleth, Mitchel	Reimb.	100.00
Expertpay	Svcs.	358.14
Fareway Stores	Supp.	12.78
Fast Lane Motor Parts, LLC	Supp.	126.49
Fastenal	Supp.	1,693.52
Fire Service Training Bureau	Fees	150.00
Flexible Plastics, Inc.	Supp.	4,867.13
Foundation Analytical Laboratories	Svcs.	1,126.00
Fox International, Inc.	Parts	133,190.54
Garage Fund	Transfer	38,740.01
GDF Enterprises, Inc.	Svcs.	381.08
General Fund	Transfer	167,185.42
General Traffic Controls, Inc.	Part	90.00
Grave, Jacob	Ref.	162.30
Great Lakes Concrete, Inc.	Svcs.	675.00
H&D Underground, Inc.	Svcs.	420.00
Hach Company	Part	1,445.85
Hanson, Tena	Reimb.	8.54
Hawkeye Community College	Fees	4,995.00
Hawkins, Inc.	Svcs.	16,271.69
Heartland Paper Co.	Supp.	95.18
Heartland Team Solutions	Grant	1,051.99
Heiman Fire Equipment	Equip.	5,699.35
Helmers, Randy Construction	Svcs.	53,770.38
Helmich, Nick	Reimb.	86.64
Henning Rental, Inc.	Svcs.	240.45
Hevern, Lyle	Reimb.	100.00
Hinrickson, Jacob	Reimb.	498.08
Howrey Construction	Svcs.	344.14
Hy Vee, Inc.	Supp.	16.65
IA Dept. of Public Health	Fees	825.00

Idexx Distribution, Inc.	Supp.	\$ 258.09
IMFOA	Fees	125.00
Inman Electric Co., Inc.	Svcs.	265.79
Iowa Lakes Comm. College	Power	21,135.71
Iowa Lakes Electric Coop.	Power	374,391.00
Iowa Lakes Regional Water	Acct.	261.68
Iowa Law Enforcement Academy	Fees	600.00
Iowa Library Association	Fees	330.00
Iowa One Call, Inc.	Svcs.	87.30
Iowa Prison Industries	Svcs.	1,036.95
Iowa Public Employees	With.	31,209.86
Iowa State Univ. Extension	Svcs.	90.00
Iowa Utilities Board	Fees	7,040.00
Irby, Stuart C., Co.	Parts	30,794.60
J & J Trailer Sales & Weld	Supp.	534.75
J & K Snowmobile	Supp.	339.88
Jack's Uniforms & Equipment	Uniform	156.89
Jacobson-Westergard, Inc.	Svcs.	12,419.85
JCL Solutions	Supp.	826.30
Jensen, Eugene	Svcs.	100.00
JMV Graphix	Svcs.	26.75
John Deere Financial	Parts	327.85
Johnston Autostores	Parts	1,363.12
Keltek, Inc.	Svcs.	1,049.25
Kimball Midwest	Parts	2,567.90
Kiwanis Noon Estherville	Dues	100.00
Lakes Autosport	Parts	665.00
Lexisnexis Risk Solutions	Acct.	205.96
M. E.'s Body Shop	Svcs.	1,123.88
Madison National Life Insurance	Ins.	995.24
Mangold Environ. Testing, Inc.	Svcs.	91.00
Mau Marine	Svcs.	611.40
Mc2, Inc.	Parts	1,880.46
McMaster-Carr	Parts	414.68
Meadow Secrets	Flowers	4,248.00
Mediacom Business	Acct.	1,854.68
Menards - Spencer	Supp.	551.91
Menendez, Ronald	Svcs.	800.00
Mid-American Research Chemicals	Supp.	2,962.00
Mid-Iowa Solid Waste Equipment	Dumpsters	9,864.00
Midstates Builders, Inc.	Svcs.	15,000.52
Midwest Technology Service	Svcs.	150.00
Molacek Construction, LLC	Svcs.	11,876.00
Motor Inn of Spirit Lake	Parts	212.51
Municipal Fire & Police Retirement	With.	17,439.95

Municipal Supply, Inc.	Supp.	\$ 660.23
Napa Auto Parts	Supp.	114.75
Nationwide Retirement Solutions	With.	3,320.00
Nebraska Hoist & Crane, LLC	Svcs.	3,344.97
North Central International	Parts	261.59
North Central Laboratories	Supp.	522.99
North Iowa Lumber & Design	Supp.	870.22
NorthStar Agency	Ins.	108,719.00
NorthStar Bank	Bonds	50,742.97
Northway Corporation, The	Svcs.	64,595.00
O'Reilly Automotive, Inc.	Parts	60.49
Osornio, Pedro	Ref.	23.03
Overdrive, Inc.	Subsc.	1,382.80
Ovivo USA, LLC	Parts	1,671.30
P.E.O. Chapter On	Supp.	704.00
Pelzer Law Firm, LLC	Svcs.	1,500.00
Petty Cash	Postage	25.81
PFM Financial Advisors, LLC	Svcs.	2,000.00
Pomp's Tire Service, Inc.	Svcs.	4,567.34
Presto-X	Svcs.	81.00
Pro Cooperative Cardtrol	Fuel	5,556.43
Productivity Plus Account	Svcs.	411.35
Quill Corporation	Supp.	131.73
R & D Industries, Inc.	Svcs.	1,900.00
Recorded Books, LLC	Recorded Books	146.10
Regional Wellness Center	With.	466.16
Rehab Systems, Inc.	Svcs.	25,000.00
Reineke, Matthew D.	Reimb.	8.50
River Valley Telecommunications	Svcs.	4,718.00
Riverside Hills Boarding	Svcs.	170.00
S & R Auto & Tire, Inc.	Svcs.	1,440.90
Schneider, John	Ref.	146.73
Shatto, Brent	Reimb.	68.10
Spee Dee Delivery Service	Svcs.	69.28
Stalls Farm & Home Dist., Inc.	Parts/Supplies	1,666.84
Standard, The	Ins.	228.98
Staples Credit Plan	Supp.	823.66
Starnet - River Valley Telephone	Acct.	179.80
State Hygienic Lab-Univ. of	Svcs.	164.00
State Library of Iowa	Subsc.	468.60
Step Saver, Inc.	Supp.	39,302.62
Subdivision Development	Transfer	350.00
Sunset Law Enforcement	Supp.	1,295.00
TIF #1 - Industrial Park	Transfer	10,002.18
Treasurer, State of Iowa	Taxes	17,857.00

Tyler Technologies, Inc.	Svcs.	\$ 227.50
U. S. Postal Service	Postage	916.32
United States Treasury	Taxes	30.43
Unitypoint Clinic-Occ. Med.	Svcs.	139.00
Upper Des Moines Opportunity	Svcs.	479.94
USA Bluebook	Supp.	426.12
Valley Contracting, Inc.	Svcs.	3,927.06
VanLangen, Greg	Reimb.	100.00
Verizon Wireless	Acct.	80.02
Vessco, Inc.	Part	64.52
Vogel Traffic Services, Inc.	Traffic Marking Paint	1,838.85
Wages/Salaries	Wages/Salaries	171,398.28
Wastewater Admin.	Transfer	11,608.33
Wastewater Fund	Transfer	7,500.00
Wellmark Blue Cross/Blue Shield	Ins.	82,472.35
Werts Janitorial	Svcs.	30.00
Wesco Receivables Corp.	Supp.	12,955.16
Western Area Power Admin.	Power	29,374.85
Wheeler World, Inc.	Parts	114.46
Wick's Construction, Inc.	Svcs.	91,282.34
Young's Carpet Care	Svcs.	<u>375.00</u>
	TOTAL	<u>\$2,255,720.25</u>

#### Disbursements by Fund

Airport \$23,182.63; Airport Parallel Taxiway \$99,986.84; Debt Svc. \$2,000.00; Econ. Dev. Rev. \$15,000.00; Elect. Fund \$652,312.52; Elect. Emerg. \$10,000.00; Equip. Rev.-Gen. \$134,320.47; FICA & IPERS \$17,529.17; Garage Fund \$27,399.25; General Fund \$287,274.99; Group Ins. \$85,501.71; Ind. Park \$34,850.80; L.O.S.T. Fund \$39,719.33; L.O.S.T. Rev. Fund \$8,359.25; Oakridge \$2.18; Parks & Rec Constr. \$28,963.38; Parks & Rec Rev. \$647.00; Police Misc. \$665.00; Police Ret. \$12,716.93; Pool Proj. \$825.00; Road Use Tax \$135,578.73; Self-Funded Ins. \$82,502.78; Subdv. Dev. \$95.00; WWT Fund \$170,715.77; Water Fund \$149,596.24; Water Emerg. \$64,595.00; TOTAL \$2,084,339.97

#### Receipts

Airport \$18,952.02; Debt Svc. \$44,543.21; Econ. Dev. Rev. \$13,882.66; Elect. \$712,934.29; Elect. Aerial Svc. \$75.00; Elect. Emerg. \$2,308.35; Emerg. Levy \$3,124.62; Equip. Rev.-Ent. \$13,632.93; Equip. Rev.-Gen. \$22,039.16; FICA & IPERS \$19,455.52; Garage \$38,740.01; General \$316,549.64; Group Ins. \$34,848.80; Ind. Park \$25,597.02; L.O.S.T. \$50,483.70; Oakridge \$23.62; Police Misc. \$300.00; Police Ret. \$12,283.82; Pool Proj. \$20,467.00; Road Use Tax \$90,322.83; Self-Funded Ind. \$65,812.30; Subdv. Dev. \$350.00; WWT Fund \$164,712.16 WWT Sinking \$11,608.33; Water Fund \$168,889.70; TOTAL \$1,851,936.69

#### Approval of Liquor License

Moved by Goebel, seconded by Heckard to approve a Class E Liquor, Carryout Beer, Carryout Wine, and Sunday Sales Privilege for Hy-Vee, Inc., dba Hy-Vee Wine and Spirits at 1033 Central Ave. VOTE: ayes--7

Pay Estimate #2  
2020 Curb & Gutter Improvements Project

Pay Estimate #2 for \$53,770.37 to Randy Helmers Construction for the 2020 Curb & Gutter Improvements Project was presented for approval.

Moved by Seylar, seconded by Heckard to approve Pay Estimate #2 for \$53,770.37 to Randy Helmers Construction for the 2020 Curb & Gutter Improvements Project. VOTE: ayes--7

Pay Estimate #1  
2020 Street Improvements Project

Pay Estimate #1 for \$42,337.70 to Blacktop Services for the 2020 Street Improvements Project was presented for approval.

Moved by Seylar, seconded by Heckard to approve Pay Estimate #1 for \$42,337.70 to Blacktop Services for the 2020 Street Improvements Project. VOTE: ayes--7

\*Shatto arrives.

Commercial Building Standards  
Variance Request

A variance request from Commercial Building Standards submitted by David Welch for property located at 9 WN 1<sup>st</sup> St. was presented. He would like to permanently enclose the outdoor porch. He also stated that the real wood siding currently on the original part of the building is unavailable in the same dimension. He would like to use a brick look foam siding on the bottom 4' of the south side paired with dark brown vinyl siding on all other areas, until he is able to locate similar real wood siding to match the original building. He is asking for a variance from the minimum requirements for Commercial Buildings for up to three years and allow a brick look foam siding on the additions until he is able to locate the wood siding.

Moved by Carlin, seconded by Goebel to approve a brick look foam siding paired with dark brown vinyl siding on the building located at 9 WN 1<sup>st</sup> St. with up to three years to have time to locate the wood siding. VOTE: ayes--7

Annual Urban Renewal TIF Report

The Annual Urban Renewal TIF Report was presented for approval.

Moved by Carlin, seconded by Haukoos to approve the Annual Urban Renewal TIF Report. VOTE: ayes--7

Ordinance No. 780  
Water Rates

Administrator Clayton presented a proposed ordinance pertaining to miscellaneous fees and charges for the water utility for approval.

Seylar introduced Ordinance No. 780 entitled "AN ORDINANCE AMENDING TITLE VI, CHAPTER 1, ARTICLE 3 OF THE CODE OF ORDINANCES OF THE CITY OF ESTHERVILLE, IOWA, PERTAINING TO WATER RATES" and asked that it be placed on file.

Moved by Seylar, seconded by Carlin that the previously entitled Ordinance No. 780 be considered for the first time. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Moved by Seylar, seconded by Carlin that the rule requiring the previously entitled ordinance to be considered on three different council meetings be waived. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Moved by Seylar, seconded by Carlin that the proposed Ordinance No. 780 entitled “AN ORDINANCE AMENDING TITLE VI, CHAPTER 1, ARTICLE 3 OF THE CODE OF ORDINANCES OF THE CITY OF ESTHERVILLE, IOWA, PERTAINING TO WATER RATES” be finally passed and adopted. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Resolution No. 2253  
Miscellaneous Fees & Charges

Administrator Clayton presented a copy of the Miscellaneous Fees & Charges for approval. There were no changes to the charges.

Carlin introduced Resolution No. 2253 entitled “A RESOLUTION APPROVING MISCELLANEOUS FEES & CHARGES FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by Heckard. VOTE: ayes: Carlin, Haukoos, Clark, Goebel, Gage, Heckard, Seylar--7

Ordinance No. 781  
Animals Running at Large

Administrator Clayton presented a proposed ordinance concerning animals running at large which adds running at large is permitted in the City of Estherville Dog Park.

Seylar introduced Ordinance No. 781 entitled “AN ORDINANCE AMENDING AND REVISING TITLE III, CHAPTER 2, ARTICLE 1, OF THE CITY CODE OF ESTHERVILLE, IOWA, CONCERNING ANIMALS RUNNING AT LARGE” and asked that it be placed on file.

Moved by Seylar, seconded by Goebel that the previously entitled Ordinance No. 781 be considered for the first time. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Moved by Seylar, seconded by Goebel that the rule requiring the previously entitled ordinance to be considered on three different council meetings be waived. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Moved by Seylar, seconded by Goebel that the proposed Ordinance No. 781 entitled “AN ORDINANCE AMENDING AND REVISING TITLE III, CHAPTER 2, ARTICLE 1, OF THE CITY CODE OF ESTHERVILLE, IOWA, CONCERNING ANIMALS RUNNING AT LARGE” be finally passed and adopted. VOTE: ayes: Seylar, Carlin, Haukoos, Clark, Goebel, Gage, Heckard--7

Updates

- a. A council workshop will be held on Oct. 26 at 5:00 p.m. in the council room to discuss the dog ordinance. It will be a public meeting, but no public input will be taken at that time. Public input will be taken when a draft is complete and presented to Council.
- b. Street Paving will begin approximately Oct. 19.

Adjournment

Moved by Carlin, seconded by Seylar to adjourn the meeting at 5:35 p.m. VOTE: ayes--7

Joseph M. May, Mayor

ATTEST:

Elizabeth Burton, City Clerk