

COUNCIL PROCEEDINGS

- Regular City Council Meeting: Monday, May 2, 2022 (5:00 p.m.)
- Mayor/Council Present: Mayor K. Billings presiding--1; J. Heckard, J. Clark, A. Goebel, R. Gage, G. Heckard, D. Seylar, B. Carlin--7
- Council Absent: None--0
- Staff Present: G. VanLangen, E. Burton, B. Shatto, P. Clayton, J. Finn*, L. Hevern--6
- Media Present: E. Funston (KILR), A. Petersen (EN)--2; via Zoom: KICD**--1
- Others Present: Jessie Clabaugh, Doug Phillips***--1

Minutes

Moved by Goebel, seconded by Clark to approve the minutes of the Apr. 18, 2022 council sessions. VOTE: ayes--7

Standing Committee Reports

- a. Excel! Estherville Oversight Comm. - Apr. 26
- b. Finance Committee - Apr. 28

Petitions and Communications

- a. Letter from the Estherville Rodeo.
- b. Proclamation Honoring 2022 ELC Girls State Basketball Champions.

Bills

Moved by Clark, seconded by J. Heckard to approve the bills for the month of Apr., 2022. VOTE: ayes--7

A & B Business Solutions, Inc.	Maint.	\$	155.82
AFLAC Benefit Services	Ins.		1,213.95
AFSCME/Iowa Council 61	With.		370.44
Ahlers & Cooney, P.C.	Svcs.		606.00
Alibris, Inc.	Books		81.86
Alpha Wireless Communications	Svcs.		150.00
AT&T Mobility	Acct.		910.06
Avera Holy Family Health	Svcs.		298.00
Axon Enterprise, Inc.	Svcs.		2,051.17
Baker & Taylor Books	Books		2,470.57
Bank Plus	With.		21,475.00
Barco Municipal Products	Supp.		292.57
Bates, Loren	Svcs.		1,070.20
Black Hills Energy	Accts.		7,034.62
Bolton & Menk, Inc.	Svcs.		27,947.50
Bomgaars Supply	Supp.		706.88
Border States Industries, Inc.	Supp.		12,936.69

Bradley, Dale	Reimb.	\$	203.29
Brodie, Cindy	Svcs.		250.00
Burton, Elizabeth	Reimb.		154.82
C & D Used Oil Services, LLC	Svcs.		60.00
Card Services	Misc.		2,268.96
Carroll Construction Supply	Supp.		3,080.00
Center Point Large Print	Books		224.10
CenturyLink	Acct.		381.12
City Laundering Co.	Svcs.		34.81
Clayton, Penelope A.	Reimb.		29.73
CMBA Architects	Svcs.		1,152.00
Collection Services Center	Svcs.		838.19
Constellation NewEnergy	Power		4,191.92
Core & Main, LP	Parts		222.54
Corn Belt Power Coop.	Power		1,035.08
Cybrarian Corp.	License Renewal		909.45
Debt Service Fund	Transfer		27,410.00
Decker Sporting Goods	Supp.		1,626.50
Delta Dental of Iowa	Ins.		2,178.48
Demco, Inc.	Supp.		56.77
DGR Engineering	Svcs.		9,192.90
Diamond Vogel Paint Center	Paint		118.59
Doty, Reno	Reimb.		397.89
Drent, Dominic	Ref.		62.89
Duitsman Plumbing & Heating	Svcs.		1,425.69
EAGP	Pay.		2,946.66
Electric Emergency Fund	Transfer		61,412.17
Electric Fund	Transfer		1,958.33
Elliott Equipment Co.	Parts		2,486.84
Emmet County Auditor	Pay.		8,423.72
Emmetsburg Ford	Parts		195.00
Engineered Equipment Solutions	Parts		2,129.95
Environmental Resource Assoc.	Supp.		801.04
Equipment Rev.-Enterprise	Transfer		13,632.89
Equipment Rev.-General	Transfer		25,422.24
Estherville Aviation, Inc.	Fees		3,479.62
Estherville, City Of	Acct./Ins.		91,111.20
Estherville Communications	Svcs.		288.58
Estherville Housing	Rent		100.00
Estherville Iron & Metal Co.	Svcs.		245.00
Estherville News	Publication		1,024.67
Estherville Pharmacy	Supp.		5.77
Estherville Printing Co.	Supp.		174.00
Expertpay	Svcs.		358.14

Fastenal	Supp.	\$	699.29
Ferguson Waterworks #2516	Water Meters		30,380.00
Fisher, Cory	Reimb.		51.76
Flexible Plastics, Inc.	Supp.		7,708.68
Foundation Analytical Laboratories	Svcs.		1,023.25
Francotyp-Postalia, Inc.	Meter Postage		115.26
Fredrickson, Mike	Reimb.		60.86
Galls, LLC	Supp.		105.35
Garage Fund	Transfer		40,830.66
GCS Tech, Inc.	Svcs.		300.00
General Fund	Transfer		132,864.66
Global Industrial	Supp.		3,464.10
Group Benefit Partners	Svcs.		2,204.00
Hash, Roger	Reimb.		21.38
Hawkins, Inc.	Supp.		6,558.76
Heiman Fire Equipment	Supp.		5,989.93
Hoffman Filter Service, LLC	Svcs.		45.00
Hood, Mary	Svcs.		87.00
Hulstein Excavating, Inc.	Svcs.		341,754.90
Inland Truck Parts Co.	Parts		503.64
Inman Electric Co., Inc.	Svcs.		7,105.93
Iowa Assoc. Municipal Utilities	Fees		2,215.55
Iowa Great Lakes Doors	Svcs.		7,950.00
Iowa Lakes Comm. College	Power		27,207.64
Iowa Lakes Electric Coop.	Power		217,323.00
Iowa Lakes Regional Water	Acct.		121.44
Iowa Law Enforcement Academy	Svcs.		150.00
Iowa One Call, Inc.	Svcs.		40.80
Iowa Prison Industries	Supp.		68.14
Iowa Public Employees	With.		30,962.55
Iowa Utilities Board	Svcs.		7,023.00
Irby, Stuart C., Co.	Supp.		1,693.81
J & J Trailer Sales & Weld	Supp.		91.50
J & K Snowmobile	Parts		29.99
Jacobson-Westergard, Inc.	Svcs.		9,568.50
JCL Solutions-Spencer	Supp.		306.58
Jetter Clean, Inc.-Fairmont	Svcs.		475.00
John Deere Financial	Parts		4,449.77
Johnson, Katherine	Ref.		75.00
Johnston Autostores	Parts		2,012.88
Keltek, Inc.	Parts		73.75
Kilgore Zach	Reimb.		228.90
Kimball Midwest	Supp.		1,862.49
Kiwanis Noon Estherville	Dues		100.00

Knopik Sand & Gravel, Inc.	Supp.	\$	1,228.87
Laidig, Lane	Svcs.		5,000.00
Linn County Sheriff	Svcs.		350.64
Locators & Supplies, Inc.	Supp.		2,320.73
Mace, Bret	Reimb.		144.44
Madison National Life Insurance	Ins.		879.26
Matheson Tri-Gas, Inc.	Parts		135.17
McMaster-Carr	Supp.		707.51
Mediacom Business	Acct.		1,714.74
Menendez, Ronald	Svcs.		400.00
Merchant Services	Svcs.		3,482.99
Midwest Breathing Air, LLC	Svcs.		575.23
Midwestern Mechanical, Inc.	Parts		1,927.71
Minnesota Municipal Utilities	Publication		45.00
Morphew, Sarah	Svcs.		500.00
Municipal Fire & Police Retirement	With.		19,361.98
Municipal Supply, Inc.	Parts		1,213.53
Nationwide Retirement Solutions	With.		2,840.00
North Central International	Parts		482.89
North Central Laboratories	Supp.		422.59
North Iowa Lumber & Design	Treated Lumber		297.26
NorthStar Bank	Bonds		298,857.92
Olson, Kim	Reimb.		117.55
Pelzer Law Firm, LLC	Svcs.		3,078.75
Plumb Supply Company	Svcs.		81.43
Presto-X	Svcs.		96.05
Pro Cooperative Cardtrol	Gas/Fuel		11,906.23
Productivity Plus Account	Supp.		543.50
Proquest, LLC	Svcs.		2,288.26
R & D Industries, Inc.	Svcs.		950.00
Railpros Field Services, Inc.	Svcs.		34,637.50
Ramboll Consulting, Inc.	Svcs.		1,664.50
Ramirez, Raul	Ref.		319.84
Regional Wellness Center	With.		351.72
Reineke, Matthew D.	Reimb.		127.19
Resco	Parts		3,592.53
River Valley Telecommunication	Svcs.		522.50
Salazar, Cassandra	Ref.		200.00
Sande Construction & Supply	Svcs.		217,935.60
Segura, Daniela	Ref.		95.90
Shatto, Brent	Reimb.		152.18
Skarshaug Testing Lab, Inc.	Svcs.		309.63
Smart Technology Team Solutions	Svcs.		5,554.20
Spee Dee Delivery Service	Svcs.		77.79

Standard, The	Ins.	\$	239.73
Staples Credit Plan	Supp.		482.59
Starnet - River Valley Telephone	Acct.		89.90
State Hygienic Lab-Univ. of	Svcs.		115.00
Steffen Truck Equipment, Inc.	Parts		1,925.22
Step Saver, Inc.	Salt		31,600.00
Sunset Law Enforcement	Supp.		725.40
Thom, Jordan	Ref.		18.02
Treasurer, State of Iowa	Taxes		34,981.59
Tyler Technologies, Inc.	Svcs.		2,055.55
U. S. Postal Service	Postage		1,048.02
UMB Bank, N.A.	Bonds		455,155.00
Unitypoint Clinic-Occ. Med.	Svcs.		84.00
Upper Des Moines Opportunity	Ref.		190.22
USA Bluebook	Supp.		196.73
Van Wert, Inc.	Supp.		1,854.99
Verizon Wireless	Acct.		256.53
Wages/Salaries	Wages/Salaries		174,766.23
Walker Process Equipment	Svcs.		5,014.31
Wastewater Admin.	Transfer		11,475.00
Wastewater Emergency	Transfer		13,469.28
Wastewater Fund	Transfer		7,500.00
Water Emergency	Transfer		13,469.29
Weideman, Joe	Reimb.		55.44
Wellmark Blue Cross/Blue Shield	Ins.		67,864.25
Werts Janitorial	Svcs.		30.00
Western Area Power Admin.	Power		32,152.73
	TOTAL	\$	<u>2,733,683.90</u>

Disbursements by Fund

Airport \$4,397.34; Cares Grant \$89.64; Debt Svc. \$703,963.75; Econ. Dev. Rev. \$344,701.56; Elect. Fund \$466,405.71; Elect. Aerial \$1,390.04; Elect. Emerg. \$5,089.90; FICA & IPERS \$16,925.82; Garage Fund \$28,180.97; General Fund \$170,744.26; Group Ins. \$46,554.22; Ind. Park \$58,750.74; L.O.S.T Fund \$11,848.33; L.O.S.T. Rev. \$87.51; Parks & Rec. Const. \$1,552.00; Police Misc. \$725.40; Police Ret. \$14,246.69; Pool Proj. \$219,509.15; Road Use Tax \$46,886.00; Self-Funded Ins. \$70,068.25; Snow Equip. \$14,850.00; Subdv. Dev. \$29,600.00; WWT Fund \$130,063.75; Water Fund \$169,286.64; TOTAL \$2,558,917.67

Receipts

Airport \$2,026.14; Debt. Svc. \$145,002.78; Econ. Dev. Rev. \$20,334.23; Elect. Aerial \$125.70; Elect. Fund \$603,533.34; Elect. Emerg. \$61,412.17; Emerg. Levy \$17,851.55; Equip. Rev.-Ent. \$13,632.89; Equip. Rev.-Gen. \$25,422.24; FICA & IPERS \$78,568.71; Garage \$40,830.66; General Fund \$791,151.67; Group Ins. \$222,546.21; Ind. Park \$55,669.16; Parks & Rec Rev. \$9,937.00; Police Misc. \$300.00; Police Ret. \$65,796.25; Pool Proj. \$240.00; Self-Funded Ins. \$69,483.61; Subdv. Dev. \$30,000.00; WWT Fund \$142,860.76; WWT Emerg. \$13,469.28; WWT Sinking Fund \$11,475.00; Water Fund \$137,600.90; Water Emerg. \$13,469.29; TOTAL \$2,559,270.25

Approval of Liquor License

Moved by Goebel, seconded by Seylar to approve a Class E Liquor License for Casey's General Store #1329 at 8 Central Ave.; and a Class B Beer Permit for Pizza Hut at 2009 Murray Rd. pending dram. VOTE: ayes--7

Electric Compilation

The presentation of the 2021 Electric Compilation from Brinkman was tabled to June, 2022.

*Jennifer Finn arrives

Swimming Pool Project

Pay Estimate #14 for \$217,935.60 to Sande Construction for the swimming pool project was presented for approval.

Moved by Seylar, seconded by J. Heckard to approve Pay Estimate #14 for \$217,935.60 to Sande Construction. VOTE: ayes--7

**KICD joined via Zoom.

Resolution No. 2346
Wanda Christensen Acres 2nd Addition
Preliminary & Final Plats

Greg Van Langen, Code Enforcement Officer presented the proposed preliminary and final plats for Wanda Christensen Acres - 2nd Addition.

Carlin introduced Resolution No. 2346 entitled "RESOLUTION SETTING HEARING ON MINOR SUBDIVISION FOR WANDA CHRISTENSEN ACRES - 2ND ADDITION, ESTHERVILLE, IOWA" and moved its adoption, which was seconded by Seylar. (This resolution sets May 16, 2022 at 5:00 p.m. in the council chambers as the time and place for the public hearing.) VOTE: ayes: Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard, Seylar--7

Resolution No. 2347
Vacate Easement
2014 5th Avenue North

Greg Van Langen, Code Enforcement Officer presented information on a request for vacating easements located on Outlot 1, Meadows Addition (2014 5th Ave. No.).

Carlin introduced Resolution No. 2348 entitled "RESOLUTION SETTING HEARING ON VACATION OF THE NORTH, SOUTH AND WEST EASEMENTS OF OUTLOT 1, MEADOW'S ADDITION (2014 5TH AVE. NO.)" and moved its adoption, which was seconded by Gage. (This resolution sets May 16, 2022 at 5:00 p.m. in the council chambers as the time and place for the public hearing.) VOTE: ayes: Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard, Seylar--7

Resolution No. 2348
Economic Development
High Quality Jobs Program Application

Lyle Hevern, Estherville and Emmet County Economic Development Director presented an application of moveero, Inc. to the Iowa Economic Development Authority High Quality Jobs Program for approval.

Seylar introduced Resolution No. 2348 entitled “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESTHERVILLE, IA APPROVING THE APPLICATION OF MOVEERO, INC. TO THE IOWA ECONOMIC DEVELOPMENT AUTHORITY HIGH QUALITY JOBS PROGRAM” and moved its adoption, which was seconded by Clark. VOTE: ayes: Seylar, Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard--7

Resolution No. 2349
Miscellaneous Fees & Charges

City Clerk Burton presented a proposed change to the Miscellaneous Fees & Charges to reflect an increase on administrative fees from \$35.00 to \$50.00 for approval.

Seylar introduced Resolution No. 2349 entitled “A RESOLUTION APPROVING MISCELLANEOUS FEES & CHARGES FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by Goebel. VOTE: ayes: Seylar, Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard--7

DOT Agreement

Administrator Clayton presented a proposed DOT Agreement #2022-6-099 with the Iowa DOT regarding the Highway 9 PCC Pavement Project for approval.

Moved by G. Heckard, seconded by Gage to approve the DOT Agreement #2022-6-099 with the Iowa DOT for the Highway 9 PCC Pavement Project. VOTE: ayes--7

Agreement with Lexipol, LLC

Police Chief Shatto presented information on an agreement with Lexipol, LLC in the amount of \$30,136 for services related to the Police Policy Manual for approval.

Moved by G. Heckard, seconded by Gage to approve the agreement with Lexipol, LLC in the amount of \$30,136 for services related to the Police Policy Manual. VOTE: ayes--7

***Doug Phillips arrives.

Commercial Building Standards
Adjustment Request

Greg Van Langen, Code Enforcement Officer presented a request for an adjustment from Commercial Building Standards by The Emmet County Historical Museum for approval. They are planning to construct a 60' X 108' building on their property located at 1720 3rd Ave. So. They plan to use vertical steel baked enamel finish siding to match what is used on the existing buildings.

Moved by Seylar, seconded by Goebel to approve the request for an adjustment from Commercial Building Standards by The Emmet County Historical Museum. VOTE: ayes--7

Appointment

Mayor Billings announced the appointment of Tim Busch to the Airport Commission.

Moved by Clark, seconded by Goebel to approve the appointment of Tim Busch to the Airport Commission. VOTE: ayes--7

Updates

- a. Clarken Realty Property Complaints.
- b. Tony Nitchals resigned from the Elect. Dist. Dept.

Closed Session

Moved by Seylar, seconded by Carlin to adjourn into closed session at 5:47 p.m. pursuant to Section 21.5(1)c of the Code of Iowa. VOTE: ayes--7

Moved by Carlin, seconded by G. Heckard to return to open session at 6:17 p.m. VOTE: ayes--7

Adjournment

Moved by G. Heckard, seconded by J. Heckard to adjourn the meeting at 6:18 p.m. VOTE: ayes--7

Kenny Billings, Mayor

ATTEST:

Elizabeth Burton, City Clerk