

COUNCIL PROCEEDINGS

- Regular City Council Meeting: Tuesday, September 6, 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, K. Olson, D. Edwards***, N. Steinle***, T. Sheridan***, L. Hevern--9
- Media Present: E. Funston (KILR), A. Gellert (KICD), via Zoom: A. Petersen (EN), KUOO--2
- Others Present: Cody Newgard**, Mike Karels, Tara Paul--3

Minutes

Moved by Goebel, seconded by Seylar to approve the minutes of the Aug. 15, 2022 council sessions. VOTE: ayes--6 absent: G. Heckard--1

Standing Committee Reports

- a. Excel! Estherville Oversight Committee - Aug. 23
- b. Finance Committee - Aug. 31

Petitions and Communications

- a. Estherville Area Chamber, Estherville Area Growth Partnership & Excel! Estherville Annual Banquet - Tues., Oct. 11 at 5:00 p.m.

Reports

Moved by Clark, seconded by Goebel to approve the Financial Statement for the month of July, 2022. VOTE: ayes--6 absent: G. Heckard--1

Bills

Moved by Clark, seconded by Carlin to approve the bills for the month of Aug., 2022. VOTE: ayes--6 absent: G. Heckard--1

A & B Business Solutions, Inc.	Maint.	\$	155.82
Access Systems, Inc.	Maint.		549.81
Ace Hardware, Inc.	Parts/Supp.		7,195.76
AFLAC Benefit Services	Ins.		1,143.19
Ahlers & Cooney, P.C.	Svcs.		90.00
Alex Air Apparatus, Inc.	Fire Dept. Supp.		43,963.45
Alig Backhoe & Construction	Svcs.		84,746.00
Alpha Wireless Communication	Svcs.		150.00
American Welding & Gas, Inc.	Supp.		189.90
Ancerly Hosting	Svcs.		420.00
Aquafix, Inc.	Svcs.		9,365.53
Armstrong Journal	Subsc.		32.00

Assured Partners Great Plains	Svcs.	\$	2,320.00
AT&T Mobility	Acct.		554.01
Auto-Owners Insurance	Ins.		305.00
Avera Holy Family Health	Svcs.		72.00
Baker & Taylor Books	Books		1,182.37
Baldelamar, Gloria	Ref.		21.60
Bank Plus	With.		19,850.00
Black Hills Energy	Acct.		1,601.08
Bolton & Menk, Inc.	Svcs.		8,353.15
Bomgaars Supply	Supp.		1,099.69
Border States Industries, Inc.	Supp.		4,540.43
Burton, Elizabeth	Reimb.		52.64
Card Services	Misc.		1,329.41
Center for Chiropractic Wellness	Svcs.		75.00
Center Point Large Print	Books		224.10
CenturyLink	Acct.		368.00
Certified Testing Services	Svcs.		300.00
City Laundering Co.	Svcs.		85.11
Clemens Lawn & Sales	Svcs.		500.00
CMRS-FP	Postage		5,000.00
Collection Services Center	Svcs.		722.76
Constellation NewEnergy	Power		3,309.56
Core-Mark Midcontinent, Inc.	Svcs.		805.33
Danielson, Steve	Svcs.		700.00
Debt Service Fund	Transfer		23,177.17
Delta Dental of Iowa	Ins.		2,050.36
Demco, Inc.	Supp.		145.96
DGR Engineering	Svcs.		2,546.00
Donovan, Dan	Grant		2,500.00
Duitsman Plumbing & Heating	Svcs.		477.04
EAGP	Svcs.		1,768.00
EBSCO Information Services	Svcs.		6,690.00
ECCOG	Svcs.		29,249.10
Edwards, Tanner	Ref.		120.82
Electric Fund	Transfer		1,958.33
Emmet County Auditor	Pay.		18,676.95
Emmet County Treasurer	Taxes		1,724.00
Environmental Resource Assoc.	Supp.		124.07
Equipment Rev.-Enterprise	Transfer		14,495.50
Equipment Rev.-General	Transfer		24,798.92
Estherville Abstract Co.	Svcs.		400.00
Estherville Area Chamber	Reimb.		1,324.68
Estherville Aviation, Inc.	Fees		3,054.00
Estherville, City of	Acct./Ins.		87,640.08

Estherville Communications	Acct.	\$ 484.37
Estherville Housing	Rent	100.00
Estherville Iron & Metal	Svcs.	178.50
Estherville News	Publications	528.36
Estherville Paint & Glass	Supp.	115.04
Expertpay	Svcs.	358.14
Fastenal	Supp.	2,228.39
Federal Signal Corp Ssg	Supp.	612.00
Fed Ex	Svcs.	322.00
Flexible Plastics, Inc.	Supp.	8,475.04
Foundation Analytical Laboratories	Svcs.	1,240.75
Fredrickson, Mike	Reimb.	25.67
Garage Fund	Transfer	39,714.18
General Fund	Transfer	140,087.75
General Traffic Controls, Inc.	Parts	396.27
Global Industrial	Equip.	3,289.25
Great Lakes Concrete, Inc.	Supp.	318.00
Hach Company	Supp.	2,932.52
Hawkins, Inc.	Supp.	8,748.60
Hood, Mary	Svcs.	144.00
Hopson, J. Robert	Svcs.	550.00
Hulstein Excavating, Inc.	Svcs.	260,256.77
Inman Electric Co., Inc.	Supp.	3,943.30
Iowa Barns	Books	34.95
Iowa Department of Natural Resources	Fees	1,275.00
Iowa Lakes Electric Coop	Power	360,767.00
Iowa Lakes Regional Water	Acct.	110.84
Iowa One Call, Inc.	Svcs.	209.00
Iowa Prison Industries	Supp.	1,511.70
Iowa Public Employees	With.	31,368.54
Iowa Utilities Board	Svcs.	935.38
Irby, Stuart C., Co.	Supp.	4,943.40
J & K Snowmobile	Part	386.33
Jacobson-Westergard, Inc.	Svcs.	3,025.00
JCL Solutions-Spencer	Supp.	351.51
John Deere Financial	Parts	2,797.64
Johnston Autostores	Parts/Supp.	2,619.72
Jones, Edward	Ref.	170.55
JPG Construction	Svcs.	37,631.95
JS Custom, LLC	Grant	10,000.00
Keltek, Inc.	Parts	1,596.54
Kimball Midwest	Parts	782.30
L.O.S.T. Revolving Funds	Transfer	5,000.00
Laidig, Lane	Svcs.	5,000.00

Lambert, Ellen	Ref.	\$	285.69
Locators & Supplies, Inc.	Supp.		103.55
Madison National Life Insurance	Ins.		918.49
Magazine Subscription Services	Subsc.		1,897.78
Malloy Industrial Services	Part		680.65
Mango Languages	Subsc.		972.30
McDonald Roofing Co.	Svcs.		60,140.00
McMaster-Carr	Supp.		337.36
Meadow Secrets	Hanging Baskets		5,038.00
Med Compass, LLC	Svcs.		215.00
Mediacom Business	Acct.		1,118.78
Menendez, Ronald	Svcs.		400.00
Miller, Stella	Grant		2,500.00
Morphew, Sarah	Svcs.		625.00
MPH Industries, Inc.	Part		61.62
Municipal Fire & Police Retirement	With.		18,050.12
Municipal Supply, Inc.	Supp.		557.10
Nationwide Retirement Solutions	With.		2,740.00
New 2 You Consignment	Grant		5,000.00
North Central Laboratories	Svcs.		554.34
North Iowa Lumber & Design	Lumber		636.31
NorthStar Bank	With.		56,740.97
Northwest Electric, LLC	Svcs.		605.85
Northwest Iowa League of Cities	Dues		50.00
Novelty Machine Co.	Part		2,502.98
O'Connor, Jessica	Ref.		155.20
One Office Solution	Supp.		159.00
O'Reilly Automotive, Inc.	Parts		111.52
Overdrive, Inc.	Subsc.		1,539.84
Parks & Rec Revolving Fund	Trana		4,999.92
Pelzer Law Firm, LLC	Svcs.		2,003.00
Pepsi-Cola	Supp.		671.12
Peterson, Jakob	Ref.		49.19
PFM Financial Advisors, LLC	Svcs.		6,500.00
Plumb Supply Company	Parts		349.86
Pomps Tire Service, Inc.	Tires/Repair		774.69
Preston, Brett	Reimb.		72.95
Presto-X	Pest Control		96.05
Pro Cooperative Cardtrol	Gas/Fuel		51,138.69
R & D Industries, Inc.	Svcs.		950.00
Ramboll Consulting, Inc.	Svcs.		3,800.00
Regional Wellness Center	With.		308.03
Rehab Systems, Inc.	Svcs.		50,040.00
Reineke, Matthew D.	Reimb.		225.86

Resco	Parts/Supp.	\$ 67,897.76
Ringsted Dispatch	Subsc.	32.00
Riverside Hills Boarding	Svcs.	1,116.00
Rod's Repair,LLC	Part	240.00
Rutherford, Aaron	Ref.	164.82
S & R Auto & Tire, Inc.	Svcs.	127.73
Sample Brothers, Inc.	Supp.	895.49
Sanchez-Jimenez, Alex	Ref.	101.19
Sandefur, Jacob	Ref.	124.73
Shatto, Brent	Reimb.	103.49
Simmering Cory & IA Codification	Svcs.	3,290.00
Sioux Center Public Library	Training	15.00
Spee Dee Delivery Service	Svcs.	110.33
Stalls Farm & Home Dist., Inc.	Parts	516.23
Standard, The	Ins.	218.23
Stantec Consulting Service	Svcs.	9,279.00
Staples Credit Plan	Supp.	863.79
State Hygienic Lab-Univ. of	Svcs.	114.50
Step Saver, Inc.	Salt	47,400.00
Storey Kenworthy	Supp.	157.61
Subdivision Development	Transfer	450.00
Sunset Law Enforcement	Supp.	2,216.00
System Services, LLC	Svcs.	27,244.70
Talos Dynamics	Supp.	14,449.17
Texas Refinery Corp.	Tax Ref.	404.89
Thomson, Jayden	Ref.	164.84
Toyne, Inc.	Parts And Repair Kit	2,056.42
Treasurer, State of Iowa	Taxes	36,528.30
U. S. Postal Service	Postage	925.77
Uline	Supp.	224.07
Unitypoint Clinic-Occ. Med	Svcs.	42.00
USA Bluebook	Supp.	1,844.21
Van Holland Lawn Service	Svcs.	46,208.12
Verizon Wireless	Acct.	40.01
Wages/Salaries	Wages/Salaries	204,433.95
Walz, Carolyn	Ref.	127.16
Wastewater Admin.	Transfer	11,727.50
Wastewater Fund	Transfer	7,500.00
Wellmark Blue Cross/Blue Shield	Ins.	85,000.00
Werts Janitorial	Svcs.	35.00
Wesco Receivables Corp.	Supp.	2,696.40
Western Area Power Admin.	Power	31,206.11
Wheeler World, Inc.	Part	256.80
White Tools, LLC	Tools	769.25

Williams & Company P.C.	Svcs.	\$ 10,000.00
	TOTAL	<u>\$2,275,855.31</u>

Disbursements by Fund

Airport \$4,306.67; Cares Grant \$449.17; Debt. Svc. \$6,500.00; Econ. Dev. Rev. \$265,614.77; Elect. Fund \$689,856.25; Elect. Emerg. \$646.00; FICA & IPERS \$18,990.97; Garage Fund \$25,189.11; General Fund \$289,700.87; Group Ins. \$44,159.73; L.O.S.T Fund \$120,148.38; L.O.S.T. Rev. \$5,000.00; Parks & Rec. Constr. \$9,279.00; Police Misc. \$139.98; Police Ret. \$12,954.90; Pool Proj. \$50,470.504; Road Use Tax \$125,402.95; Self-Funded Ins. \$87,974.13; Snow Equip. \$4,462.50; Subdv. Dev. \$512.00; WWT Fund \$164,317.56; WWT Constr. \$3,890.65; Water Fund \$141,455.73; TOTAL \$2,071,421.36

Receipts

Airport \$5,012.21; Am. Rescue Plan \$423,598.50; Debt. Svc. \$24,461.07; Elect. Fund \$793,137.91; Elect. Aerial Fund \$115.55; Emerg. Levy \$197.68; Equip. Rev.-Ent. \$14,495.50; Equip. Rev.-Gen. \$24,798.92; FICA & IPERS \$1,024.15; Garage \$39,714.18; General Fund \$377,520.60; Group Ins. \$3,399.70; L.O.S.T. Fund \$19,500.00; Parks & Rec. Rev. \$700.00; Police Ret. \$771.33; Pool Proj. \$67,097.00; Road Use Tax \$60,235.73; Self-Funded Ins. \$68,029.99; Subdv. Dev. \$450.00; WWT Fund \$160,679.44; WWT Sinking Fund \$11,727.50; Water Fund \$158,276.24; TOTAL \$2,253,943.20

Approval of Liquor License

Moved by Seylar, seconded by Goebel to approve a renewal Class C Liquor License and Sunday Sales for El Tequila Mexican Restaurant at 6 No 16th St.; a renewal Class C Beer Permit, Class B Wine Permit, and Sunday Sales Privilege for Dollar General at 1700 Central Ave.; a Class C Liquor License and Sunday Sales for AllStar Lanes at 104 S. 17th St. VOTE: ayes--6 absent: G. Heckard--1

**Cody Newgard arrives.

Junior Firefighter Program

Travis Sheridan, Don Edwards and Nick Steinle of the fire department presented information on a Junior Firefighter Program for approval.

Moved by Clark, seconded by Goebel to approve the Junior Firefighter Program. VOTE: ayes--6 absent: G. Heckard

***Travis Sheridan, Don Edwards, Nick Steinle leave.

Minimum Requirement for
Commercial Structures

Greg VanLangen, Code Enforcement Officer presented information on the Estherville Area Growth Partnership (EAGP) building at 12 So. 6th St. for an exception to the commercial building standards. The north side of the building, which is visible from 6th St. has a brick exterior and is need of maintenance. The proposal is to install 2 X 8 wood treated product horizontally to keep the steel off the concrete. Above the wood they would install vertical ribbed panels 5 feet up, a trim piece and then vertical ribbed panels to the roof line. The 5' panel will allow easier replacement if steel is struck by a car or plow.

Moved by Seylar, seconded by Goebel to approve the exception to the commercial building standards for the EAGP building at 12 So. 6th St. VOTE: ayes--6 absent: G. Heckard--1

Ordinance No. 797

No Parking

Administrator Clayton presented information regarding a revision regarding no parking 2:00 a.m. to 5:00 a.m. The proposed revision would include allowing parking from 2:00 a.m. to 5:00 p.m. on the north side of Central between 6th & 7th St. and both sides of So. 7th St. south of the alley.

After some discussion, it was determined to change So. 7th St. on both the east and west side from Central to a point 100 feet south to state So. 7th St. on the east and Central to a point 100 ft. south.

Gage introduced Ordinance No. 797 entitled “AN ORDINANCE AMENDING AND REVISING TITLE II, DIVISION I, CHAPTER 2, ARTICLE 10, SECTION 212.1012A OF THE CODE OF ORDINANCES OF THE CITY OF ESTHERVILLE, IOWA, REGARDING NO PARKING 2:00 A.M. TO 5: A.M.” be considered for the first time as amended. VOTES: Gage, Seylar, Carlin, J. Heckard, Clark, Goebel--6 absent: G. Heckard

*G. Heckard arrives.

Moved by Gage, seconded by Goebel that the rule requiring the previously entitled ordinance be considered on three different council meetings be waived. VOTE: Gage, Seylar, Carlin, J. Heckard, Clark, Goebel--6 abstain: G. Heckard--1

Moved by Gage, seconded by Clark that the proposed Ordinance No. 797 entitled “AN ORDINANCE AMENDING AND REVISING TITLE II, DIVISION I, CHAPTER 2, ARTICLE 10, SECTION 212.1012A OF THE CODE OF ORDINANCES OF THE CITY OF ESTHERVILLE, IOWA, REGARDING NO PARKING 2:00 A.M. TO 5: A.M.” be finally passed and adopted as amended. VOTE: ayes: Gage, Seylar, Carlin, J. Heckard, Clark, Goebel--6 abstain: G. Heckard--1

Resolution No. 2368

FY 2022-23 Budget

City Clerk Burton provided information regarding the proposed amendment of the fiscal year 2022-23 Budget.

Seylar introduced Resolution No. 2368 entitled “RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED AMENDMENT OF BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2023 FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by G. Heckard. (This resolution sets Sept. 19, 2022 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Seylar Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard, Seylar--7

Resolution No. 2369

2020-21 Street Finance Report

The 2021-22 Street Finance report was presented and reviewed.

Seylar introduced Resolution No. 2369 “A RESOLUTION APPROVING THE 2021-22 STREET FINANCE REPORT” and moved its adoption, which was seconded by Gage. VOTE: ayes: Seylar, Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard--7

Resolution No. 2370
Council Sponsorship of the
First Responders Appreciation Dinner

Mayor Billings presented a proposed resolution to approve sponsorship of \$1,500 for the Estherville & Emmet County First Responders Appreciation Dinner.

Gage introduced Resolution No. 2370 entitled “RESOLUTION APPROVING COUNCIL SPONSORSHIP OF THE FIRST RESPONDER’S APPRECIATION DINNER” and moved its adoption, which was seconded by Goebel. VOTE: ayes: Gage, G. Heckard, Seylar, Carlin, J. Heckard, Clark, Goebel--7

Resolution No. 2371
Miscellaneous Fees & Charges

City Clerk Burton presented proposed revisions to the Miscellaneous Fees & Charges for approval.

Carlin introduced Resolution No. 2371 entitled “A RESOLUTION APPROVING MISCELLANEOUS FEES & CHARGES FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by Clark. VOTE: ayes: Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard, Seylar--7

Annual Urban Renewal TIF Report

The Annual Urban Renewal TIF Report was presented for approval.

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

Request for Authorization Abatement

Greg VanLangen, Code Enforcement Officer presented information on property located at 333 WN 2nd St. The sidewalk area is overrun by scrub trees and weeds. An abatement letter had been sent and the owners have not complied. This office is requesting permission to have city crews abate the area.

Moved by Gage, seconded by Seylar to allow city crews to abate the sidewalk area from the scrub trees and weeds. VOTE: ayes--7

Abatement Proceeding

Greg VanLangen, Code Enforcement Officer presented information on property located at 103 W 3rd Ave No. There has been an accumulation of bicycles and parts stored outside along the driveway area and front yard. An abatement letter had been sent and owner has not complied. This office is requesting permission to abate the property of these items.

Moved by Seylar, seconded by J. Heckard to allow city crews to abate the bicycles and parts accumulated along the driveway and front yard. VOTE: ayes--7

Public Forum

- a. 6th St. Emporium has broken windows.

Updates

- a. Enhanced tax abatement on next agenda.

Adjournment

Moved by Carlin, seconded by J. Heckard to adjourn the meeting at 6:15 p.m. VOTE: ayes--7

Kenny Billings, Mayor

ATTEST:

Elizabeth Burton, City Clerk