

COUNCIL PROCEEDINGS

- Regular City Council Meeting: Monday, October 2, 2023 (5:00 p.m.)
- Mayor/Council Present: Mayor K. Billings presiding--1; J. Heckard, A. Goebel, R. Gage, G. Heckard*, D. Seylar, R. Guge--6
- Council Absent: J. Clark--1
- Staff Present: G. Van Langen, B. Shatto, E. Burton, P. Clayton, J. Finn--5
- Media Present: E. Funston (KILR), A. Petersen (EN), KICD--3; via Zoom: KUOO--1
- Others Present: Mike Cornwall, David Sutherland, Zachary Ehret--3

Minutes

Moved by Goebel, seconded by J. Heckard to approve the minutes of the Sept. 18, 2023 council session. VOTE: ayes--5 absent: Clark, G. Heckard--2

Standing Committee Reports

- a. Finance Committee - Sept. 27

Petitions and Communications

- a. Aero Race Wheels Tour - Oct. 12 @ 10:00 a.m.
- b. Mayor & council invitation to meet with Lead the Ville participants Wed. Oct. 11 from 11:30 a.m. to 1:00 p.m.

Bills

Moved by Guge, seconded by Gage to approve the bills for the month of Sept., 2023. VOTE: ayes--5 absent: Clark, G. Heckard--2

A & B Business Solutions, Inc.	Maint.	\$	81.17
Access Systems	Maint.		1,858.95
Ace Hardware, Inc.	Supp.		2,836.97
Aflac Benefit Services	Ins.		1,315.25
Ahlers & Cooney, P.C.	Svcs.		99.00
Airport Capital - Snow Equip.	Transfer		468.12
Alex Air Apparatus, Inc.	Supp.		2,000.00
Alibris, Inc.	Books		38.90
Alpha Radiator	Svcs.		3,610.00
Alpha Wireless Communication	Acct.		165.00
Amaril Uniform Company	Supp.		338.59
American Legion Post 91	Grant		2,500.00
American Welding & Gas, Inc.	Svcs.		4.61
Arends, Ryan	Reimb.		472.28
Assured Partners Great Plains	Svcs.		6,600.00
AT&T Mobility	Acct.		326.42
Auto-Owners Insurance	Ins.		307.00
Baker & Taylor Books	Books		864.29
Bank Plus	With.		10,815.00

Black Hills Energy	Acct.	\$	1,921.16
Blacktop Service Company	Hot Mix		2,357.90
Blanco, Yesenia	Grant		5,000.00
Bolton & Menk, Inc.	Svcs.		24,147.00
Bomgaars Supply	Supp.		760.26
Border States Industries, Inc.	Supp.		369.89
C & G Manufacturing, LLC	Svcs.		30.00
Card Services	Misc.		2,713.64
Celayam, Miguel	Ref.		160.75
Center Point Large Print	Books		233.70
Centralsquare Technologies	Svcs.		1,524.60
CenturyLink	Acct.		189.98
Certified Laboratories	Supp.		669.75
City Laundering Co.	Svcs.		42.08
Clark, John	Svcs.		300.00
Clemens Lawn & Sales	Svcs.		2,120.00
CMBA Architects	Svcs.		285.00
Coe, Michael	Ref.		90.79
Collection Services Center	Svcs.		942.44
Condon, Jesse	Reimb.		219.34
Constellation NewEnergy	Power		2,619.55
Core & Main, LP	Supp.		288.85
Corn Belt Power Coop.	Power		1,016.99
Cullom, Dominique	Ref.		190.97
Cummins Sales & Service	Svcs.		2,273.28
Dakota Supply Group, Inc.	Supp.		416.07
Debt Service Fund	Transfer		20,416.00
Del's Garden Center, Inc.	Trees		1,486.00
Delta Dental of Iowa	Ins.		2,252.02
Demco, Inc.	Supp.		163.97
DGR Engineering	Svcs.		3,822.17
Diamond Vogel, Inc.	Paint		320.25
Ditch Witch of Minnesota	Svcs.		317.86
Drain Pro of NW IA, LLC	Svcs.		190.00
Duitsman Plumbing & Heating	Svcs.		124.99
EAGP	Svcs.		1,768.00
ECCOG	Svcs.		29,601.15
Egel, Leann	Ref.		103.56
Electric Emergency Fund	Transfer		16,951.10
Electric Fund	Transfer		1,958.33
Electric Pump, Inc.	Svcs.		2,240.75
Elliott Equipment Co.	Parts		4,471.82
Emmet County Auditor	Pay.		8,347.10
Emmet County Public Health	Svcs.		45.00
Equipment Rev.-Enterprise	Transfer		14,586.26

Equipment Rev.-General	Transfer	\$	24,778.50
Estherville Abstract Co.	Svcs.		150.00
Estherville Area Chamber	Hotel/Motel		23,843.55
Estherville Aviation, Inc.	Fees		3,230.25
Estherville, City of	Acct./Ins.		87,561.17
Estherville Communications	Acct.		1,445.00
Estherville Housing	Rent		100.00
Estherville Iron & Metal Co.	Svcs.		230.00
Estherville News	Publication		565.09
Estherville Veterinary	Svcs.		85.00
E'ville Fitness	Grant		20,000.00
Expertpay	Svcs.		358.14
Fairchild Manufacturing, Inc.	Svcs.		120.00
Fastenal	Supp.		648.98
Fisher, Renee	Ref.		129.82
Flexible Plastics, Inc.	Curb Bags		4,842.88
Forge & Build	Supp.		640.07
Foundation Analytical Laboratories	Svcs.		1,910.00
Fuernisen, Logan	Ref.		4.16
Galls, LLC	Supp.		249.30
Garage Fund	Transfer		47,967.00
General Fund	Transfer		138,940.83
General Traffic Controls, Inc.	Parts		574.30
Haase, Rick/Becky	Svcs.		100.00
Hageman, Kimberly	Ref.		138.63
Hawkins, Inc.	Parts/Supp.		12,870.55
Hiway Truck Equipment	Svcs.		603.91
Hotsy Corporation	Supp.		220.69
Hy Vee, Inc.	Supp.		230.12
Inman Electric Co., Inc.	Svcs.		1,115.61
Iowa Lakes Electric Coop.	Power		384,231.00
Iowa Lakes Regional Water	Acct.		121.44
Iowa Public Employees	With.		33,617.01
Irby, Stuart C. Co.	Parts/Supp.		27,743.50
J & K Snowmobile	Parts		248.01
Jacobson-Westergard, Inc.	Svcs.		10,759.40
Jasa, Kevin Tree Service	Svcs.		2,700.00
Jatho, Trayton	Svcs.		417.00
JCL Solutions-Spencer	Supp.		501.51
Johnston Autostores	Supp.		2,663.53
Juergens, Cory Construction	Svcs.		125,708.75
K & N Company	Chemical		720.00
Laidig, Lane	Svcs.		5,400.00
Locators & Supplies, Inc.	Supp.		1,339.73
Lupkes, Maysen	Ref.		39.94

Madison National Life Insurance	Ins.	\$	929.08
Marges, Kim	Ref.		134.42
Mas Modern Marketing, Inc.	Supp.		268.21
McCorkell Rentals, Inc.	Grant		2,500.00
McMaster-Carr	Tool		938.88
Meadow Secrets	Hanging Baskets		5,036.00
Mediacom Business	Acct.		1,230.77
Menards - Spencer	Supp.		156.86
Menendez, Ronald	Svcs.		400.00
Mid-American Research Chemicals	Supp.		697.50
Midwest Technology Service	Svcs.		630.00
Midwestern Mechanical Iowa	Svcs.		6,385.00
Mittrucker, Corey	Ref.		166.48
Municipal Fire & Police Retirement	With.		17,541.56
Municipal Supply, Inc.	Part		1,571.21
Napa Auto Parts	Supp.		271.65
Nationwide Retirement Solutions	With.		2,615.00
Nitchals, Dave/Lisa	Svcs.		50.00
North Central Laboratories	Supp.		1,304.49
NorthStar Agency	Ins.		19.00
NorthStar Bank	With.		56,155.46
Northway Corporation, The	Svcs.		7,810.00
One Office Solution	Supp.		159.00
O'Reilly Automotive, Inc.	Parts		391.00
Pelzer Law Firm, LLC	Svcs.		1,102.50
Performance Car & Truck	Parts		388.06
Petersen Mfg. Co., Inc.	Svcs.		4,500.00
Petty Cash	Misc.		24.15
Plumb Supply Company	Part		70.88
Pomps Tire Service, Inc.	Svcs.		585.46
Presto-x	Pest Control		105.66
Pro Cooperative Cardtrol	Gas/Fuel		195,999.69
Productivity Plus Account	Parts		2,007.28
Quinn, Avery	Books		139.92
R & D Industries, Inc.	Svcs.		316.25
Regional Wellness Center	With.		344.76
Rehab Systems, Inc.	Svcs.		7,060.00
Rent-All, Inc.	Svcs.		685.94
Resco	Parts		16,218.90
Russell, Karen	Reimb.		85.51
Sabby, Dennis	Grant		4,000.00
Shatto, Brent	Reimb.		38.17
Simon, Mike	Reimb.		200.16
Smart Technologies	Supp.		19.99
Soat, Gabriel	Ref.		34.98

Spee Dee Delivery Service	Svcs.	\$	86.78
Spiegeler, Taylor	Ref.		16.07
Stalls Farm & Home Dist., Inc.	Parts/Supp.		1,917.38
Standard, The	Ubs		246.72
Staples	Supp.		174.91
State Hygienic Lab-Univ. of	Supp.		310.00
Step Saver, Inc.	Salt		54,000.00
Streicher's, Inc.	Supp.		101.00
Sunde, Tena	Reimb.		895.21
Texas Refinery Corp.	Supp.		2,382.45
TIF #1 - Industrial Park	Transfer		1,625.00
Treasurer, State of Iowa	Taxes		34,073.74
U. S. Postal Service	Svcs.		1,010.78
Utility Equipment Co.	Parts		878.13
Verizon Wireless	Acct,		82.42
Wages/Salaries	Wages/Salaries		199,400.78
Wastewater Admin.	Transfer		11,720.83
Wastewater Fund	Transfer		7,500.00
Welch, David	Grant		10,000.00
Wellmark Blue Cross/Blue Shield	Ins.		90,000.00
Werts Welding & Tank Service	Supp.		965.62
Werts Window & Awning Cleaning	Svcs.		35.00
Wesco Receivables Corp.	Supp.		481.93
Western Area Power Admin.	Power		34,236.90
Wheeler World, Inc.	Svcs.		169.37
White Tools, LLC	Tools		10,351.05
Williams & Company, P.C.	Svcs.		5,000.00
Witzke, Becca	Ref.		34.52
Ziegler, Inc.	Parts		333.04
	TOTAL	\$	<u>1,973,935.70</u>

Disbursements by Fund

Airport \$4,715.13; Am. Rescue Plan \$166.00; Apron Repair \$133,623.75; Economic Dev. Rev. \$1,768.00; Elect. Fund \$816,213.59; Elect. Emerg. \$1,625.00; FICA & IPERS \$17,623.69; Garage Fund \$55,611.62; General Fund \$200,200.20; Group Ins. \$40,670.44; Ind. Park TIF \$27,326.10; L.O.S.T. Fund \$47,321.03; L.O.S.T. Rev. \$17,292.00; Parks & Rec Constr. \$7,568.15; Police Misc. \$216.39; Police Ret. \$12,449.20; Road Use Tax \$7,976.25; Self-Funded Ins. \$96,600.00; WWT Fund \$104,235.73; WWT Constr. \$16,232.00; WWT Sinking \$1,875.00; Water Fund \$163,225.65; TOTAL \$1,774,534.92

Receipts

Airport \$1,831.66; Debt Svc. \$39,965.29; Elect. Fund \$880,147.57; Elect. Aerial Fund \$82.38; Emerg. Levy \$16,951.10; Emerg. Levy \$3,265.86; Equip. Rev.-Ent. \$14,586.26; Equip. Rev.-Gen. \$24,778.50; FICA & IPERS \$20,771.10; Garage Fund \$47,967.00; General Fund \$342,228.72; Group Ins. \$39,265.20; Ind. Park TIF #1 \$16,951.10; Parks & Rec Rev. \$1,450.00; Police Misc. \$375.00; Parks & Rec Rev. \$14,500.66; Pool Proj. \$50.00; Self-Funded Ins. \$68,620.12; Snow Equip. \$468.12; WWT Fund \$167,185.38; WWT Sinking \$11,720.83; Water Fund \$176,326.66; TOTAL \$1,889,488.51

Approval of Liquor License

Moved by Seylar, seconded by Goebel to approve a renewal Class E Liquor, Carryout Beer, Carryout Wine, and Sunday Sales Privilege for Hy-Vee, Inc., at 1221 East Central Ave. VOTE: ayes--5 absent: Clark, G. Heckard--2

Resolution No. 2431

FY 2023-24

Budget Amendment

Mayor Billings opened the public hearing on amending the FY 2023-24 Budget. City Clerk Burton reviewed the changes to the budget. No written or oral objections were heard, and the public hearing was closed.

Gage introduced Resolution No. 2431 entitled "A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2024, FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by Seylar. VOTE: ayes: Gage, Seylar, Guge, J. Heckard, Goebel--5 absent: Clark, G. Heckard--2

Resolution No. 2432

Street Closure for Utility Construction

Administrator Clayton presented information on Estherville Foods expanding their facility and improving city infrastructure to accommodate the expansion. A request from Estherville Foods for temporary street closure of No. 4th St. between Central Ave. and 2nd Ave. No. beginning on or after Oct. 6 for city infrastructure improvements for the expansion project was presented for approval. They are also asking the IDOT to reroute the detour from No. 4th St. between Central Ave. and 2nd Ave. No. to accommodate the expansion.

*G. Heckard arrives.

Guge introduced Resolution No. 2432 entitled "RESOLUTION FOR CLOSING NORTH 4TH STREET IN THE CITY OF ESTHERVILLE, IOWA, FOR PURPOSES OF UTILITY CONSTRUCTION" and moved its adoption, which was seconded by Gage. VOTE: Guge, J. Heckard, Goebel, Gage, Seylar--5 abstain: G. Heckard--1 absent: Clark--1

Moved by Guge, seconded by Goebel to approve the revised detour agreement with IDOT. VOTE: ayes: Guge, J. Heckard, Goebel, Gage, Seylar--5 abstain: G. Heckard--1 absent: Clark--1

Resolution No. 2433

FY 2023-24 Budget Transfers

City Clerk Burton presented a proposed resolution authorizing the City Clerk to make the appropriate fund transfers for the 2023-24 City Budget.

Seylar introduced Resolution No. 2433 entitled "A RESOLUTION AUTHORIZING THE CITY CLERK TO MAKE THE APPROPRIATE INTERFUND TRANSFERS OF SUMS AND RECORD THE SAME IN THE APPROPRIATE MANNER FOR FY 2024 FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by G. Heckard. VOTE: ayes: Seylar, Guge, J. Heckard, Goebel, Gage, G. Heckard--6 absent: Clark--1

Resolution No. 2434

Airport State Aviation Grant

City Clerk Burton presented information on the Iowa DOT Grant Agreement for an Airport Entrance Sign Project for approval.

Goebel introduced Resolution No. 2434 entitled "A RESOLUTION PROVIDING FOR DESIGNATION OF AUTHORIZED REPRESENTATIVE TO THE APPROVAL OF IOWA DOT GRANT 9I130EST100, CONTRACT NUMBER CNTRT-00005795" and moved its adoption, which was seconded by Gage. VOTE: ayes: Goebel, Gage, G. Heckard, Seylar, Guge, J. Heckard--6 absent: Clark--1

Ordinance No. 810
Street Regulations

Code Enforcement Officer Greg Van Langen presented a proposed ordinance prohibiting the unauthorized dumping of snow on City streets, sidewalks and right of way for approval.

Moved by Seylar, seconded by Guge that the proposed Ordinance No. 810 entitled "AN ORDINANCE AMENDING TITLE VIII, CHAPTER 1, ARTICLE 1, OF THE CITY CODE OF ESTHERVILLE, IOWA, CONCERNING STREET REGULATIONS" be considered for the first time. VOTE: ayes: Seylar, Guge, J. Heckard, Goebel, Gage, G. Heckard--6 absent: Clark--1

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

Moved by Seylar, seconded by Guge that the proposed Ordinance No. 810 entitled "AN ORDINANCE AMENDING TITLE VIII, CHAPTER 1, ARTICLE 1, OF THE CITY CODE OF ESTHERVILLE, IOWA, CONCERNING STREET REGULATIONS" be finally passed and adopted. VOTE: ayes: Seylar, Guge, J. Heckard, Goebel, Gage, G. Heckard--6 absent: Clark--1

Resolution No. 2435
Lease Transfer

Administrator Clayton presented information on the transfer of an existing lease of City owned property with Hy-Vee to the prospective owners for approval.

Gage introduced Resolution No. 2435 entitled "A RESOLUTION APPROVING ASSIGNMENT OF LEASE" and moved its adoption, which was seconded by Goebel. VOTE: Gage, G. Heckard, Seylar, Guge, J. Heckard, Goebel--6 absent: Clark--1

Updates

- a. Hwy 4 South - bridge work beginning this week, weather permitting.
- b. Hwy 9 West - painting this week with 2 south lanes open later this week.
- c. Hwy 4 North - utilities need to be lowered so work can continue on road. Storm sewer work is continuing.

Adjournment

Moved by Gage, seconded by Goebel to adjourn the meeting at 5:37 p.m. VOTE: ayes--6 absent: Clark--1

Kenny Billings, Mayor

ATTEST:

Elizabeth Burton, City Clerk