

COUNCIL PROCEEDINGS

- Regular City Council Meeting: Monday, February 6, 2023 (5:00 p.m.)
- Mayor/Council Present: Mayor K. Billings presiding--1; J. Heckard, J. Clark*, A. Goebel, R. Gage, G. Heckard, B. Carlin--6
- Council Absent: D. Seylar--1
- Staff Present: G. VanLangen, E. Burton, P. Clayton, B. Shatto, J. Finn**, L. Hevern, B. Friesner*****--7
- Media Present: E. Funston (KILR), A. Petersen**** (EN)--2; via Zoom: KUOO--1
- Others Present: Gary Kastrup, Holle Smith, Suzanne West, Meghan Slom, Travis Sheridan, Dennis Valen, Jerry Erickson, Joan Eveleth, Brent Hopp, Gordon Garrison, Paul Kapustik, Anthony Olson, Jr., John Pluth, Jeff Quastad, Toney Olson, Chuck Gardner, Charla Gardner***--17

Minutes

Moved by Goebel, seconded by Gage to approve the minutes of the Jan. 16, 2023 council sessions. VOTE: ayes--5 absent: Clark, Seylar--2

Standing Committee Reports

- a. Finance Committee - Jan. 14 & Feb. 1
- b. Excel! Oversight Committee - Jan. 24

Petitions and Communications

- a. Iowa Lakes Corridor Quarterly Meeting is Feb. 23 at noon at ILCC

Bills

Moved by Carlin, seconded by Goebel to approve the bills for the month of Jan., 2022. VOTE: ayes--5 abstain: Clark, due to just arriving absent: Seylar--1

*J. Clark arrives.

911 Installs, LLC	Svcs.	\$	2,500.00
A & B Business Solutions, Inc.	Maint.		73.79
Access Systems Leasing	Maint.		576.58
Ace Hardware, Inc.	Supp.		264.74
Acek9	Svcs.		88.99
Advanced Door Systems, Inc.	Svcs.		354.00
Aflac Benefit Services	With.		1,116.28
Ahlers & Cooney, P.C.	Svcs.		120.00
Alex Air Apparatus, Inc.	Part		639.43
Alibris, Inc.	Books		84.16
Alpha Wireless Communication	Svcs.		150.00
Amaril Uniform Company	Supp.		237.97
Arends, Ryan	Reimb.		58.85
Assoc. Rural & Small Library	Fees		50.00

Assured Partners Great Plains	Fees	\$	4,440.00
AT&T Mobility	Acct.		650.82
Avera Holy Family Health	Svcs.		339.00
Baker & Taylor Books	Books		3,182.35
Bank Plus	With.		11,125.00
Barco Municipal Products	Supp.		1,388.14
Black Hills Energy	Acct.		14,952.28
Blacktop Service Company	Svcs.		35,448.71
Bolton & Menk, Inc.	Svcs.		16,182.00
Bomgaars Supply	Supp.		205.69
Burton, Elizabeth	Reimb.		110.76
Callyo 2009 Corp.	Svcs.		2,860.00
Card Services	Misc.		4,235.63
Center Point Large Print	Books		230.10
CenturyLink	Acct.		168.78
Cheathams, Derrick	Ref.		55.18
City Laundering Co.	Svcs.		84.16
CMBA Architects	Svcs.		378.00
CMRS-FP	Postage		5,000.00
Cohrs Construction, Inc.	Sand		608.85
Collection Services Center	Svcs.		942.44
Constellation NewEnergy	Power		5,254.11
Corn Belt Power Coop.	Power		1,035.08
Danner, Nick	Reimb.		42.77
Debt Service Fund	Transfer		23,177.17
Delta Dental of Iowa	Ins.		2,334.96
Demco, Inc.	Supp.		81.99
DGR Engineering	Svcs.		4,508.50
East Shore Group	Ref.		51.50
ECCOG	Svcs.		25,291.68
ELC Activities	Grant		500.00
Electric Fund	Transfer		1,958.33
Electric Pump, Inc.	Svcs.		13,181.65
Elizabeth Chevrolet, Inc.	Part		38.41
Elliott Equipment Co.	Parts		331.92
Emmet County Auditor	Pay.		10,746.93
Emmet County Public Health	Svcs.		70.00
Emmet County Recorder	Svcs.		27.00
Enerson, David P.	Svcs.		2,590.00
Equipment Rev.-Enterprise	Transfer		14,495.50
Equipment Rev.-General	Transfer		24,798.92
ESS Brothers & Sons, Inc.	Supp.		5,500.00
Estherville Area Chamber	Hotel/Motel Tax		11,892.29
Estherville Aviation, Inc.	Fees		2,995.50

Estherville, City of	Acct./Ins.	\$	90,822.30
Estherville Communications	Svcs.		1,497.04
Estherville Housing	Rent		100.00
Estherville Iron & Metal Co.	Svcs.		154.00
Estherville Paint & Glass	Svcs.		993.12
Estherville Printing Co.	Supp.		497.35
Expertpay	Svcs.		358.14
Fastenal	Parts		1,577.63
Feld, Ed M. Equip Co., Inc.	Parts		36.60
Ferguson Waterworks #2516	Battery		80.01
Fire Service Training Bureau	Training		50.00
Flexible Plastics, Inc.	Supp.		10,654.34
Forge & Build	Fees		74.99
Foundation Analytical Laboratories	Svcs.		1,034.75
Francotyp-Postalia, Inc.	Postage		230.52
Friesner, Brad	Reimb.		32.83
Galls, LLC	Supp.		138.39
Garage Fund	Transfer		39,714.18
General Fund	Transfer		140,087.75
General Traffic Controls, Inc.	Supp.		228.75
Hach Company	Supp.		1,577.28
Hall, Mark	Reimb.		77.06
Hawkins, Inc.	Supp.		4,259.93
Holiday Express 3	Ref.		30.00
Hy-Vee, Inc.	Rebate		90.00
IMFOA	Dues		50.00
Inman Electric Co., Inc.	Svcs.		471.63
Internachi	Dues		499.00
International Assoc. of Chiefs	Dues		190.00
Iowa D.A.R.E. Association	Dues		100.00
Iowa Lakes Comm. College	Power		27,772.13
Iowa Lakes Electric Coop.	Power		237,120.00
Iowa Lakes Regional Water	Acct.		89.24
Iowa Law Enforcement Academy	Fees		500.00
Iowa One Call, Inc.	Svcs.		11.80
Iowa Prison Industries	Supp.		159.00
Iowa Public Airports Assn.	Dues		175.00
Iowa Public Employees	With.		36,131.55
J & J Trailer Sales & Weld	Supp.		86.83
J & K Snowmobile	Equip. Purchase		499.99
Jacobson-Westergard, Inc.	Svcs.		2,810.00
JCL Solutions	Supp.		465.97
John Deere Financial	Supp.		279.96
Johnston Autostores	Parts		5,836.46

Kilgore, Zach	Reimb.	\$	495.00
Kiwanis Noon Estherville	Dues		200.00
Laidig, Lane	Svcs.		5,000.00
M. E.'s Body Shop	Svcs.		641.59
MacQueen Equipment	Parts		1,981.73
Madison National Life Insurance	Ins.		1,040.54
Matheson Tri-Gas, Inc.	Supp.		252.50
McClurg, Megan	Ref.		18.00
McGuinness, C. H. Co., Inc.	Parts		1,562.46
McMaster-Carr	Parts		1,209.63
Mediacom Business	Acct.		1,189.19
Menendez, Ronald	Svcs.		400.00
Mid-States Organized Crime	Fees		150.00
Monsen, Carroll	Reimb.		40.42
Morphew, Sarah	Svcs.		500.00
Municipal Fire & Police Retirement	With.		17,205.80
Municipal Supply, Inc.	Parts		1,700.41
Murphy Tractor & Equip Co.	Equip. Purchase		210,317.16
Nationwide Retirement Solutions	With.		2,745.00
New Tec, Inc.	Parts		2,935.09
North Central Laboratories	Supp.		1,161.20
Northstar Agency	Ins.		312.00
NorthStar Bank	Bonds		59,482.56
Nuway - K&H Cooperative	Propane		983.19
O'Reilly Automotive, Inc.	Parts		548.00
Origer, Allan	Svcs.		1,995.00
Patten Roofing of Iowa, Inc.	Svcs.		611.00
Pelzer Law Firm, LLC	Svcs.		538.25
PFM Financial Advisors, LLC	Svcs.		2,000.00
Pomps Tire Service, Inc.	Svcs.		1,369.23
Presto-X	Svcs.		96.05
Pro Cooperative Cardtrol	Gas/Fuel		42,279.02
Quijano, Hilda	Ref.		123.87
R & D Industries, Inc.	Svcs.		950.00
Regional Wellness Center	With.		329.61
Revize, LLC	Svcs.		5,175.00
Roy's Auto, Inc.	Svcs.		500.16
S & R Auto & Tire, Inc.	Kerosene		68.13
Schimberg Company	Part		377.20
Schmitz, Ian	Reimb.		29.24
Shatto, Brent	Reimb.		73.38
Shryock, Dennis	With.		33.16
Simon, Mike	Reimb.		45.61
Smart Technologies	Svcs.		178.87

Spee Dee Delivery Service	Svcs.	\$	106.51
Spencer Municipal Hospital	Svcs.		97.50
Stalls Farm & Home Dist., Inc.	Supp.		753.32
Standard, The	Ins.		268.22
Staples Credit Plan	Supp.		362.37
State Hygienic Lab.-Univ. of	Svcs.		114.50
Step Saver, Inc.	Salt		51,800.00
Storey Kenworthy	Supp.		90.48
Streicher's, Inc.	Supp.		27.00
Swift Air Corp.	Svcs.		1,490.94
Texas Refinery Corp.	Additives		756.28
Treasurer, State of Iowa	Taxes		43,346.34
Truck Center Companies	Supp.		130.62
Tyler Business Forms	Supp.		86.64
Tyler Technologies, Inc.	Fees		2,133.10
U. S. Post Office	Postage Stamps		1,379.04
UnityPoint Clinic-Occ. Med	Svcs.		210.00
USA Bluebook	Supp.		1,513.90
Valley Contracting, Inc.	Svcs.		1,200.00
Verizon Wireless	Acct.		176.63
Vermeer Sales & Service, Inc.	Parts		157.84
Wages/Salaries	Wages/Salaries		196,867.70
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
Western Area Power Admin.	Power		34,965.48
White Tools, LLC	Tools		1,070.70
Young Brothers Lawn Protection	Svcs.		1,847.02
	TOTAL	\$	1,681,511.29

Disbursements by Fund

Airport \$11,905.43; Apron Repair \$14,440.00; Cares Grant \$5,175.00; Debt. Svc. \$2,000.00; Elect. Fund \$514,461.95; Elect. Emerg. \$666.67; Equip. Rev.-Gen. \$2,500.00; FICA & IPERS \$19,743.65; Garage Fund \$37,474.29; General Fund \$206,104.42; Group Ins. \$40,777.63; L.O.S.T Fund \$11,116.67; Parks & Rec. Constr. Fund \$378.00; Police Misc. \$147.84; Police Ret. \$12,348.92; Road Use Tax \$40,948.71; Self-Funded Ins. \$89,510.00; Snow Equip. \$209,201.50; WWT Fund \$109,787.07; WWT Constr. \$1,455.00; Water Fund \$152,387.51; Water Emerg. \$2,810.00; TOTAL \$1,484,643.59

Receipts

Airport \$4,974.63; Airport Rev. \$75,000.00; Apron Repair \$45,000.00; Debt. Svc. \$24,003.73; Elect. Fund \$621,419.00; Elect. Aerial Fund \$90.00; Emerg. Levy \$127.26; Equip. Rev.-Ent. \$14,495.50; Equip. Rev.-Gen. \$24,798.92; FICA & IPERS \$659.33; Garage \$42,833.45; General Fund \$254,302.96; Group Ins. \$1,544.89; L.O.S.T. Fund \$84,570.99; Police Misc. \$300.00; Police Ret. \$496.57; Pool Proj. \$12,550.00; Road Use Tax \$58,473.76; Self-Funded Ins. \$67,294.89; Snow Equip. \$190,606.05; WWT Fund \$165,877.54; WWT Sinking Fund \$11,727.50; Water Fund \$142,509.45; TOTAL \$1,843,656.42

Approval of Liquor License

Moved by Goebel, seconded by Gage to approve a Class B Beer Permit and Outdoor Service Area for the Emmet County Agricultural Show in the fairgrounds at 1686 3rd Ave. So. pending dram.
VOTE: ayes--6 absent: Seylar

**J. Finn arrives.

Maximum Property Tax Dollars
for Fiscal Year 2023-24

Mayor Billings opened the public hearing on the Maximum Property Tax Dollars for the Fiscal Year 2023-24. Due to a bill under consideration at the State Legislature, changes may be made to our taxable valuations. It was recommended to table the resolution approving the maximum property tax dollars until Feb. 20 to make necessary modifications to our maximum property tax resolution.

Moved by G. Heckard, seconded by Carlin to table the Maximum Property Tax Dollars resolution to Feb. 20. VOTE: ayes--6 absent: Seylar

***A. Petersen arrives.

Resolution No. 2389
Maximum Property Tax Dollars
for Fiscal Year 2023-24

Administrator Clayton presented information and a proposed resolution to set a date for a public hearing for the Proposed Maximum Property Tax Dollars for the Fiscal Year 2023-24 Budget.

Carlin introduced Resolution No. 2389 entitled "RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED MAXIMUM PROPERTY TAX DOLLARS FOR THE FISCAL YEAR ENDING JUNE 30, 2024, FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by G. Heckard. (This resolution sets Feb. 20, 2023 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--6 absent: Seylar--1

Proposed Carbon Dioxide Pipeline

Meghan Sloma addressed the council on the proposed carbon dioxide pipelines. Meghan suggested that the council submit an objection letter to the Iowa Utility Board.

***Everyone left except L. Hevern & B. Friesner.

Annual Reports

Brad Friesner, Electrical Distribution Superintendent presented the Annual Report for the Electric Distribution & Generation.

****B. Friesner leaves.

Resolution No. 2390
Urban Renewal Plan Amendment

Administrator Clayton presented information on a proposed Urban Renewal Plan Amendment which describes the use of increment property tax revenues in a development agreement with the City's Estherville Area Chamber of Commerce Support Program and the City's Iowa Lakes Corridor Development Corporation Support Program.

Clark introduced Resolution No. 2390 entitled "RESOLUTION SETTING DATE FOR PUBLIC HEARING ON URBAN RENEWAL PLAN AMENDMENT" and moved its adoption, which was seconded by Goebel. (This resolution sets Mar. 6, 2023 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: Clark, Goebel, Gage, G. Heckard, Carlin, J. Heckard--6 absent: Seylar--1

Resolution No. 2391
Development Agreement

Administrator Clayton presented information on a proposed Development Agreement with the City's Estherville Area Chamber of Commerce Support Program.

Clark introduced Resolution No. 2391 entitled "RESOLUTION SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE AN ECONOMIC DEVELOPMENT SUPPORT AGREEMENT WITH ESTHERVILLE AREA CHAMBER OF COMMERCE, INCLUDING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS" and moved its adoption, which was seconded by Gage. (This resolution sets Mar. 6, 2023 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Clark, Goebel, Gage, G. Heckard, Carlin, J. Heckard--6 absent: Seylar--1

Resolution No. 2392
Development Agreement

Administrator Clayton presented information on a proposed Development Agreement with the City's Iowa Lakes Corridor Development Support Program.

Clark introduced Resolution No. 2392 entitled "RESOLUTION SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE AN ECONOMIC DEVELOPMENT SUPPORT AGREEMENT WITH IOWA LAKES CORRIDOR DEVELOPMENT CORPORATION, INCLUDING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS" and moved its adoption, which was seconded by Goebel. (This resolution sets Mar. 6, 2023 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Clark, Goebel, Gage, G. Heckard, Carlin, J. Heckard--6 absent: Seylar--1

**J. Finn leaves.

Resolution No. 2393
Amending Zoning Code Language

Greg Van Langen, Code Enforcement Officer presented a proposed amendment to the zoning code regarding fences, hedges, walls and retaining walls. The language change would allow more flexibility regarding placement of fences for particular land uses. If a variance was requested under the proposed change the Board of Adjustment could review any requests.

Gage introduced Resolution No. 2393 entitled "RESOLUTION SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CITY CODE, VOLUME 2, THE ZONING CODE AND SUBDIVISION CONTROL ORDINANCES FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by Carlin. (This resolution sets Feb. 20, 2023 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Gage, G. Heckard, Carlin, J. Heckard, Clark, Goebel--6 absent: Seylar--1

Former Employee Consulting
Agreement with Lyle Hevern

Administrator Clayton presented a proposed consulting agreement with Lyle Hevern through June 30, 2023. Lyle is retiring effective Feb. 17, 2023. He has been working with a large advanced manufacturing prospect for the South Industrial Park for an extended time. His continued help and knowledge would be beneficial.

Moved by Gage, seconded by Goebel to approve the consulting agreement with Lyle Hevern from his retirement to June 30, 2023. VOTE: ayes--6 absent: Seylar--1

DOT Agreement

Administrator Clayton presented a proposed Preconstruction Agreement #2023-6-073 with Iowa Dept. of Transportation regarding the Highway 4 PCC Pavement Project for approval.

Moved by Carlin, seconded by G. Heckard to approve the proposed Preconstruction Agreement #2023-6-073 with the Iowa Dept. of Transportation regarding Highway 4 PCC Pavement Project.
VOTE: ayes--6 absent: Seylar

Excel! Estherville Business Grant Programs

Administrator Clayton presented updated Façade and Business Property Improvement grant programs. In 2009, the program provided a 50% match to a maximum match of \$5,000. With prices increasing significantly since 2009 we are proposing to increase the match to \$10,000. We are also proposing to allow an existing business to reapply after 10 years for a new project. In 2017, the Business Property Improvement Program established a \$5,000 matching grant program for interior improvements. This proposal increases the match to \$10,000.

Moved by Gage, seconded by Carlin to approve the updated Façade and Business Property Improvement grant programs. VOTE: ayes--6 absent: Seylar--1

Updates

- a. Administrator Clayton in Des Moines Friday to meet with Iowa League of Cities.

Adjournment

Moved by Carlin, seconded by G. Heckard to adjourn the meeting at 6:08 p.m. VOTE: ayes--6
absent: Seylar--1

Kenny Billings, Mayor

ATTEST:

Elizabeth Burton, City Clerk