

COUNCIL MINUTES
REGULAR SESSION
OCTOBER 5, 2020

Charles City city council met in regular session on October 5, 2020 at 6:00 p.m. remotely via Zoom due to the COVID-9 pandemic. Mayor Dean Andrews presided and the following council members were present: Keith Starr, Jerry Joerger, DeLaine Freeseaman, Phoebe Pittman and Phillip Knighten. Also present were city administrator Steve Diers, city engineer John Fallis and city attorney Brad Slotter.

Citizen comments - none

Mayor Andrews welcomed everyone to the meeting.

Motion by Freeseaman, second Pittman to approve the agenda. Ayes - 5

Motion by Joerger, second Freeseaman to approve the minutes of the September 16 and 21 meetings. Ayes - 5

Motion by Joerger, second Pittman to approve the consent calendar. Ayes - 5. Consent calendar consisted of the following items: approve filing the following liens for unpaid utility bills- \$101.96Acct5012150000, \$69.40Acct5005600000 and payment of claims (including those approved by other boards):

70260	MIDAMERICAN ENERGY, serv.	\$6,248.49
70261-70279	PAYROLL ENDING 09/26/2020	\$114,553.24
70280	CITY OF CHARLES CITY, payroll liabilities	\$1,514.80
70281-70282	CC PUBLIC EMP HEALTH PLAN, payroll liabilities	\$10,359.46
ACH	COLLECTION SERVICE CENTER, payroll liabilities	\$5.07
ACH	EFTPS, payroll liabilities	\$34,080.93
70283	EMC NATIONAL LIFE CO, payroll liabilities	\$6.00
ACH	FAMILY COMM CREDIT UNION, payroll liabilities	\$1,608.00
ACH	ICMA, payroll liabilities	\$1,966.10
70284	MIDAMERICAN ENERGY, serv.	\$1,459.92
70285	VERIZON WIRELESS, serv.	\$120.03
70286-70295	OCTOBER HAP CHECKS	\$8,382.95
ACH	OCTOBER HAP CHECKS	\$57,947.65
70296	ANGELA JACKSON, credit balance refund	\$25.45
ACH	BANCORPSV, serv.	\$129.94
ACH	BANCORPSV, serv.	\$554.00
ACH	FORTE PAYMENT SYSTEMS, serv.	\$578.05
ACH	FUSE TECHNIC, serv.	\$962.50
ACH	IMAGETEK, serv.	\$365.00
ACH	IOWA WORKFORCE DEVELOPMENT, serv.	\$2,461.96
ACH	KABRICK DISTRIBUTING, supp.	\$241.70
70297	AGVANTAGE FS, serv.	\$39.00
70298	ARNOLD MOTOR SUPPLY LLP	**VOIDED**
70299	ARNOLD MOTOR SUPPLY LLP, supp.	\$799.80
70300	ARNOLD MOTOR SUPPLY LLP, supp.	\$134.99
70301	AUTOZONE, supp.	\$6.93

70302	BEARING DISTRIBUTORS INC, supp.	\$105.25
70303	BITUMINOUS MATERIALS & SUPPLIES, supp.	\$2,255.66
70304	CALHOUN-BURNS & ASSOCIATES, serv.	\$17,882.47
70305	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
70306	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
70307	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
70308	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
70309	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
70310	CC PUBLIC EMP HEALTH PLAN, serv.	\$84,949.95
70311	CENTURYLINK, serv.	\$1,262.17
70312	CHARLES CITY ELECTRONICS, supp.	\$10.99
70313	CHARLES CITY PRESS INC, serv.	\$495.55
70314	CINTAS, supp.	\$289.88
70315	CINTAS CORPORATION, serv.	\$102.10
70316	CIRCLE K COMMUNICATIONS INC, serv.	\$5,289.83
70317	COMPUTRONICS, supp.	\$2,030.00
70318	CORE & MAIN LP, supp.	\$535.00
70319	DICK'S PETROLEUM COMPANY, supp.	\$6,392.27
70320	DICK'S PETROLEUM COMPANY, supp.	\$1,943.00
70321	DIGITAL-ALLY INC, serv.	\$300.00
70322	ELECTRONIC ENGINEERING, supp.	\$975.00
70323	ETHANOL PRODUCTS LLC, supp.	\$1,115.95
70324	FARMERS FEED & GRAIN CO INC, serv.	\$3,342.61
70325	FLOYD CO MEDICAL CENTER CLINIC, serv.	\$259.00
70326	FMC LANDFILL, serv.	\$373.51
70327	FOX ENGINEERING INC, serv.	\$23,625.15
70328	GORDON FLESCH COMPANY INC, serv.	\$275.70
70329	GHD SERVICES INC, serv.	\$878.00
70330	GRAINGER, supp.	\$654.46
70331	HOLDEN HILLEGAS/H&R LAWN CARE, serv.	\$280.00
70332	HACH COMPANY, supp.	\$267.60
70333	HAWKINS INC, supp.	\$625.00
70334	HIGH FOREST BOBCAT SERVICE, serv.	\$645.16
70335	HOCKENSON PLUMBING, serv.	\$159.43
70336	IDOT-CASHIER'S OFFICE	**VOIDED**
70337	IDOT-CASHIER'S OFFICE, supp.	\$8,986.75
70338	IDOT-CASHIER'S OFFICE, supp.	\$67.83
70339	IOWA LAW ENFORCEMENT ACADEMY, serv.	\$6,650.00
70340	IA MUN FINANCE OFFICERS ASSOC, serv.	\$125.00
70341	IOWA ONE CALL, serv.	\$115.60
70342	IOWA PRISON INDUSTRIES, supp.	\$225.00
70343	JOHN DEERE FINANCIAL, supp.	\$135.97
70344	JOHN A HOWE, serv.	\$425.00
70345	JOHNSTON HY-VEE, supp.	\$1,618.50

70346	L&J INDUSTRIES INC, supp.	\$17.95
70347	LEROY'S REPAIR, supp.	\$79.30
70348	LESSIN SUPPLY COMPANY, supp.	\$13.00
70349	LIBERTY TIRE SERVICES LLC, serv.	\$4,926.60
70350	MARCO TECHNOLOGIES LLC, serv.	\$58.97
70351	MARCO TECHNOLOGIES LLC, serv.	\$204.05
70352	METERING TECHNOLOGY SOLUTIONS, supp.	\$1,508.11
70353	MICK GAGE PLUMBING & HEATING, serv.	\$341.49
70354	MIDAMERICAN ENERGY	**VOIDED**
70355	MIDAMERICAN ENERGY, serv.	\$35,670.39
70356	MIKE'S C&O TIRE INC, serv.	\$1,092.28
70357	NCL OF WISCONSIN, supp.	\$200.23
70358	NEWBAUER INC, serv.	\$95.55
70359	NEWBAUER INC, serv.	\$93.75
70360	NIACC, serv.	\$120.00
70361	NOAH, SMITH, SCHUKNECHT & SLOTER, serv.	\$750.00
70362	NORTH IOWA LAWN & SPORTS, supp.	\$192.27
70363	OFFICE DEPOT, supp.	\$75.27
70364	PAWS HUMANE SOCIETY, serv.	\$1,550.00
70365	PERRY NOVAK ELECTRIC INC, supp.	\$68.74
70366	PLANSCAPE PARTNERS, serv.	\$1,125.00
70367	PRIORITY AUTO GLASS, serv.	\$175.00
70368	PETER OSOWSKI/PRO HYDRO-TESTING, serv.	\$1,646.67
70369	RILEY'S INC, supp.	\$310.50
70370	ROTARY CLUB OF CHARLES CITY, serv.	\$77.50
70371	SCHUETH ACE HARDWARE	**VOIDED**
70372	SCHUETH ACE HARDWARE, supp.	\$383.51
70373	SECRETARY OF STATE, serv.	\$60.00
70374	SHORT ELLIOTT HENDRICKSON INC, serv.	\$6,795.80
70375	SNAP-ON TOOLS/DUANE KAY, supp.	\$35.50
70376	SNAP-ON TOOLS/DUANE KAY, supp.	\$123.50
70377	SUPERIOR WELDING SUPPLY CO, serv.	\$78.75
70378	T&W GRINDING & COMPOST SERVICE, serv.	\$6,240.00
70379	TERRACON CONSULTANTS INC, serv.	\$2,526.75
70380	TRIUMPH SURPLUS LLC, serv.	\$16.38
70381	WILSON CUSTOM TREE, serv.	\$9,374.00
70382	ZARNOTH BRUSH WORKS INC, supp.	\$1,920.40
70383	ZIEGLER INC, supp.	\$249.92

TOTAL \$498,419.43

August Receipts - Gen-47315.01; Disp-40108.04; SafetyEd-300.00; P/R C/I-21.51; CommEq-1198.29; H/M-34527.43; RAGBRAI-.27; RUT-80970.44; CVTC-557.07; OptTx-70257.48; TIF-197.32; LibrTr-20000.00; FGP-13125.87; PubHous-60100.10; Sect8-107585.68; '18RehabGrant-43800.00; ClarkStTrail-

7463.23;'18CapFnd-99637.92; '19CapFnd-81847.61;'20CapFnd-397.50;Water-211532.62;Sewer-170621.34;WasteFnd-58797.32;Transit-1439.50;SWU-16998.98;FireExt-183.00
August Disbursements - Gen-252292.79;Disp-87372.12;RUT-97725.80;EmpBen-84755.43;CVTC-4738.80;TIF-5082.99;LibrTr-208.13;FGP-11762.83;PubHous-40524.31;Sect8-7624.12;'18Rehab-15949.00;Cable-11.40;StreetRelC/I-372695.45;'18CapFnd-99637.92;'19CapFnd-81847.61;'20CapFnd-397.50; Fiber to the Home-4922.70; SW Indust Storm Water-1763.49;IPCSponsoredProj-8415.11;Water-169535.25;Sewer-218009.63;WWTPProj-1220396.90;WasteFnd-50050.41;Transit-36714.45;SWU-4872.73

Business of the mayor- A proclamation for Alpha Delta Kappa month for October was submitted. Council member Pittman commented that there have been a lot of retired teachers in our area that are helping with the hybrid learning that is going on now due to the pandemic and it has been invaluable aid. Motion by Pittman, second Freeseaman to approve the resolution. Ayes - 5. Mayor Andrews read the proclamation.

A street closure request has been submitted for the Spook Walk event on October 29. Due to the pandemic, this event has changed to a drive by event at Central Park. Local businesses will have costume characters along the street and a treat bag will be distributed to each child in a vehicle at the end of the display. Mark Wicks has discussed this plan with the police department. He is also asking the children participating to visit the rest homes and assisted living facilities in Charles City and walk by the resident's windows so they can see the costumes. He is requesting that Riverside/North Jackson be closed from North Main to Blunt Street on October 29 from 5:00 - 8:30 p.m. Motion by Joerger, second Pittman to approve this street closure request. Ayes - 5.

Ordinance 1147 AN ORDINANCE AMENDING THE CHARLES CITY CODE OF ORDINANCES CHAPTER 1, SECTION 1.14 - STANDARD PENALTY, BY AMENDING THE PROVISIONS PERTAINING TO THE STANDARD PENALTY FOR VIOLATIONS was presented for a second reading. This ordinance will make our code match the recent changes in state code pertaining to standard penalties for violations. It will increase the minimum penalty from \$65 to \$105 and increase the maximum penalty from \$650 to \$855. Motion by Freeseaman, second Joerger to approve the second reading of Ordinance 1147. Ayes - 5. Council member Freeseaman read the ordinance.

Ordinance 1148 AN ORDINANCE AMENDING THE CHARLES CITY CODE OF ORDINANCES CHAPTER 55, SECTION 55.02, BY AMENDING THE PROVISIONS PERTAINING TO ANIMAL NEGLECT was presented for a second reading. This ordinance will also make our code match recent changes in the state code. The state code has more clarification on this item than our current code. Motion by Joerger, second Pittman to approve the second reading of Ordinance 1148. Ayes - 5. Council member Joerger read the ordinance.

The purchase of a police vehicle had been discussed at the recent planning session. Other local bids have been received other than the state bid and all of the bids are as follows: State bid from Stivers Ford - \$34945, Mike Molstead Motors - \$34445 and Mason City Ford \$33806. Our local preference policy states that if a local business is within 10% of the low bid, we have the option to go with the local bid. All these vehicles are equal. Motion by Knighten, second Joerger to take the low bid for this vehicle purchase. Council member Starr stated that Mike Molstead had commented that he isn't making any money on his bid, so Starr is concerned about that. Police chief Anderson informed the council that if we go with Molstead's bid, the check for the state price of \$34,945 will still be made out to Stivers and the remaining balance will be paid to Molstead. Council member Knighten commented that if the vehicle is still coming from Stivers and the check is being made out to them, is this really a local purchase if we go with Molstead's bid. Vote on the motion as follows: Ayes - Knighten Nays - Starr, Joerger, Freeseaman, Pittman. Motion failed. Motion by Starr, second Joerger to accept the bid from Molstead Motors for the police vehicle purchase. Resolution 171-20 entitled, "RESOLUTION APPROVING PURCHASE OF POLICE VEHICLE" duly passed on roll call vote as follows: Ayes - Starr, Joerger, Freeseaman, Pittman. Nays - Knighten

Annette Dean, library director, had presented an idea to the city council at the last planning session about installing a permanent story walk on city property, preferably along the riverfront behind the library. But

the final location hasn't been decided yet. She wanted the approval of the council before she started apply for grants for the project. The story walk this summer was well received. Motion by Pittman, second Freeseaman to approve this project. Ayes - 5

Motion by Freeseaman, second Joerger to enter in to closed session pursuant to Iowa Code 21.5 (1) (c) to discuss strategy with counsel where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes - Starr, Joerger, Freeseaman, Pittman, Knighten. Nays - none. Council entered closed session at 6:30 p.m.

Council reconvened into open session at 7:07 with no action being taken in closed session.

City clerk O'Donnell reported that the next meeting will be a planning session on October 14 at 6:00 p.m. She thank the city council, mayor and employees for their expressions of sympathy on the recent passing of her father in law.

City administrator Steve Diers reported that the requirements to be a Foster grandparent have changed to allow anyone over 45 years of age to participate. The Charley Western Trail bridge project is underway. A meeting was held today with TLC to discuss their future plans and they will probably be looking for some funding from the city and county. The owner of Cedar Valley Auction Company would like to asphalt both of the parking lots at that building. There had been a lot of discussion on the lot to the east of the building previously since it wasn't within the parking lot requirements outlined in the zoning code. An offer had been made to require only a portion of that lot to be paved but that offer was never officially approved. Council had decided to wait on this issue until the zoning code was revamped, which is in the process now. We have been informed that the building permit for the housing development at Parkside should be applied for by the end of this week. The city will need to pay for the first set of lots before construction can start. Completed goal setting sheets have been sent to the consultant and she will be getting public input. That will be done through survey monkey.

Motion by Joerger, second Freeseaman to adjourn. Ayes - 5

Dean Andrews, Mayor

Attest:

Trudy O'Donnell, City Clerk