

**SPENCER CITY COUNCIL MEETING
COUNCIL CHAMBERS, CITY HALL
Monday, October 5, 2015
Regular Council Meeting
6:30 o'clock P.M.**

1. **ROLL CALL:** Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty

2. **Consent Agenda:**

A. Minutes of September 21, 2015:

B. Licenses:

C. Motion: Schedule Public Hearing for SRF Environmental Review for Waste Treatment Plant Project for November 16, 2015 at 6:30 P.M.;

D. Motion: Approve Memorandum of Understanding with Iowa Department of Administrative Services for Participation in the Income Offset Program;

3. **Old Business:**

A. Roll Call: Ordinance Amending Title 5, Chapter 4, Section 3, Paragraph "B" of the Spencer City Code Concerning Private Columbariums and Inurnment of Cremains, Final Filing;

Enclosed in your packet information is an Ordinance pertaining to Private Columbariums and Interment of Cremains. The ordinance for the most part limits the number of cremains in one gravesite or mausoleum space to 2 down from 4. It also clarifies that only the Cemetery Superintendent will have access to the above ground columbarium. **I would recommend approval of the final filing.**

B. Roll Call: Ordinance Amending Title 5, Chapter 5, Sections 13 (5-5-13) and 4 (5-5-4) of the Spencer City Code Concerning Requirements for Commercial Tree Trimmer's License and Removal of Trees on Public Property, 2nd Filing;

Enclosed in your packet information is an Ordinance amending the Code requirements pertaining to Tree Removal on Public Property on City Projects. The Ordinance for the most part exempts contractors working for the City in public property to remove trees from the tree trimmer's license requirements. The tree trimmer's license requirement was primarily meant to make sure individuals performing tree trimming were properly trained in trimming and pruning trees.

The Public Works Committee met on this item and voted to recommend approval of the ordinance. **I would recommend approval of the 2nd filing.**

C. Roll Call: Ordinance Amending Title 5, Chapter 1 Article B, Section 3 (5-1B-3) of the Spencer City Code Concerning Definitions Pertaining to Excavations, 2nd Filing;

Enclosed in your packet information is an Ordinance amending the City Code pertaining to Excavations. The amendment, for the most part, requires individuals be a licensed excavator in the City to be able to excavate in the public utility easement over private property and excavations to install or repair “service lines” or” private treatment systems”.

The Public Works Committee met on this item and voted to recommend approval of the ordinance. **I would recommend approval of the 2nd filing.**

4. New Business:

A. Motion: Approve Economic Assistance Contract for Quality Refrigerated Services, Inc. and the Iowa Economic Development Authority;

Enclosed in your packet information is an Economic Development Assistance Contract between Quality Refrigerated Services, the City of Spencer and the Iowa Economic Development Authority for their current expansion project. As you may remember, the Council approved their application for this project on June 15 and since these types of assistance include community participation, therefore the City needs to sign off on the contract. Our participation is in the form of a TIF rebate for 13 years as has been discussed previously with the Council. Also, the Council at their last meeting started the process of approving the development agreement and amending the City’s Urban Renewal Plan for this project. **I would recommend approval of the agreement.**

B. Little Sioux Riverfront Boardwalk Project:

1. Motion: Approve Change Order #3 to repair retaining wall, for an increase of \$2417.03;

Enclosed in your packet information is a change order for the Little Sioux Riverfront Project. This summer, an individual driving on West Park Street drove through a portion of the retaining wall and damaged it. The Change Order before you covers the cost of making the necessary repairs to the retaining wall. The City will try to recoup its expenses for these repairs from the individual that damaged the property. **I would recommend approval of the change order.**

2. Motion: Approve Certificate of Substantial Completion;

This project is finally ready for approval and the Architect has issue their statement of Substantial Completion for the project. **I would recommend approval.**

C. Roll Call: Resolution Adopting Final Assessment Schedule for 2015 Gateway by IGL First Addition Public Improvement Project and Amending, Confirming and Levying the Assessments

The public improvements have now been completed for the Gateway by IGL subdivision and are ready to be assessed against the property. Enclosed in your packet is a copy of the final assessment schedule. **I would recommend approval.**

5. Department Head Reports:

- A. City Attorney
- B. Parks & Recreation
- C. Golf Course
- D. Planning Department
- E. Library
- F. Fire
- G. Police
- H. Public Works
- I. EMS Update – Brian Weuve

6. Engineer's Report:

7. City Manager's Report:

8. Mayor's Report:

9. Council/Comm. Reports:

10. City Clerk's Report:

- Bill and Claims
- Funds Transfers

11. Other Business/Opportunity to Address the Council

12. Adjourn