

SPENCER CITY COUNCIL MEETING
COUNCIL CHAMBERS, CITY HALL
Monday, May 16, 2016
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 May 2, 2016;

B. Licenses: - Class B Wine Permit, Class C Beer Permit and Class E Liquor License for **Fareway**; Class B Wine Permit, Class C Beer Permit, Class E Liquor License and Sunday Sales for **Hy-Vee**; Class B Beer Permit and Sunday Sales for **Pizza Hut**; Class C Beer Permit with Sunday Seles for **Casey's #1894** at 800 South Grand Avenue and Temporary Outdoor Service for **Weasy's Lounge** for June 11, 2016 Event;

C. Motion: Award Proposal for City Hall Parking Lot from DeLoss Construction for \$25,257.20;

D. Roll Call: Resolution of Support and Financial Commitment for Main Street Program in Spencer, including Main Street Iowa Program Agreement;

3. **Public Hearings:**

A. **Public Hearing on Amendment to City of Spencer Budget for Fiscal Year Ending June 30, 2016;**

1. **Roll Call: Resolution Amending the Current Budget for Fiscal Year Ending June 30, 2016;**

Enclosed in your packet information is a Resolution approving an amendment to the 2015/16 Fiscal Year Budget. State Law requires municipalities to amend their budgets by no later than the end of May should they anticipate exceeding their original certified budget. This action is needed more often than not primarily due to the fact that budgets are prepared 14 to 18 months in advance of the fiscal year end.

The budget is being amended primarily due to expenses increased due to: dissolution of Hoepfner Trust, loader replacement, equipment purchases, QHI Housing grants, library lighting project, phone system upgrade, WTP improvements. Revenues increased due to: increased Hotel/Motel funds, Road Use Tax receipts increased, SMU Transfers increased, increase in building permits/licenses, additional special assessments received, insurance reimbursement for loader.

Subject to any comments received in the Public Hearing, **I would recommend approval.**

B. Public Hearing on Proposed Vacation of Existing Utility Easement located in the South 5 Feet of Lot 5 and North 5 Feet of Lot 6, Block 9, Green Acres Second Addition to the City of Spencer;

- 1. Roll Call: Resolution Vacating a Permanent Utility Easement in the South 5 Feet of Lot 5 and North 5 Feet of Lot 6, Block 9, Green Acres Second Addition to the City of Spencer, Clay County, Iowa;**

Enclosed in your packet information a Resolution approving vacation of an existing utility easement that is located in Green Acres Second Addition. The adjacent property owners have requested this vacation in order to combine their two lots for construction and improvements on their property. The utility companies have been contacted about the proposed vacation and no objections were received. Subject to any comments received at the Public Hearing, **I would recommend approval of the Resolution.**

C. Public Hearing on Sale of City Property, a Portion of the Former Soo Line Railroad Right-of Way Consisting of Approximately 50,000 square feet;

- 1. Roll Call: Resolution Approving and Authorizing the Sale of City Real Property, a Portion of Former Soo Line Railroad Right-of-Way Consisting of Approximately 50,000 Square Feet to Robert C and Martha Graham;**

Enclosed in your packet is a Resolution approving the Sale of City Property for a portion of the former Soo Line Railroad Right-of-Way that consists of approximately 50,000 square feet. The Grahams have agreed to grant to the City and to the public a permanent underground utility easement. Subject to any comments received at the Public Hearing, **I would recommend approval of the Resolution.**

4. Old Business:

- A. Roll Call: Ordinance Amending Title 7, Chapter 3, Section 9A of the Spencer City Code Governing Traffic Movement on Certain Alleys, Final Filing;**

Enclosed in your packet is an amended ordinance governing the traffic movement on the alley that runs between Grand Ave and 2nd Ave W, between W 1st and W 2nd Street. **I would recommend approval of the final filing.**

- B. Roll Call: An Ordinance Amending Title 8, Chapter 7 of the Spencer City Code to Permit Commercial Signs at Pederson Park Athletic Fields, Final Filing;**

Enclosed in your packet information is an amended ordinance that would allow for advertising signs on the fences in Pederson Park. These types of advertising signs are common place in youth fields. **I would recommend approval of the final filing.**

5. New Business:

- A. Roll Call: Resolution Approving Contract and Bond for 2016 Deerfield Park Improvements Project with Quail Construction;**

Enclosed in your packet information is a Resolution approving the Contract and Bond with Quail Construction for the 2016 Deerfield Park Improvement project. The Project consists of the construction of a shelter house and basketball court along with the necessary concrete work. **I would recommend approval of the Resolution.**

B. Roll Call: Resolution Approving Contract and Bond for 2016 PCC Patching Project No. 1 with Randy Helmers Construction;

Enclosed in your packet information is a Resolution approving the Contract and Bond with Randy Helmers Construction for the 2016 PCC Patching Project No. 1. The project will patch several areas of street around town that have deteriorated. **I would recommend approval of the Resolution.**

C. Motion: Approve Contract with Bolten & Menk for Engineering Services for Iowa Great Lakes Trail, Phase I, from West 10th Street to West 18th and from Grand Avenue to 4th Avenue West, for a total of \$39,500.00 for Basic Services, Construction Phase and Administration;

Enclosed in your packet information is a contract with Bolten & Menk to provide engineering services for Phase 1 of the Iowa Great Lakes Trail connection. As you may recall, the City was planning on constructing the W 18th Street Trail this construction season, however due to the estimate for construction greatly exceeding our planned budget, we have decided to push that trail portion back. In its place, we have proposed to construct Phase 1 of the Iowa Great Lakes Trail connection which would run from W 10th Street to W 18th Street and from Grand Ave to 4th Avenue W. Since grant funding was approved for both this project and the W 18th Street Trail project, we have applied for permission to swap projects around to best utilize the funding that is available. **I would recommend approval of the contract.**

D. Motion: Approve Assistance of McClure Engineering Company for Design Work for Funding Applications for Iowa Great Lakes Trail, not to exceed \$10,000.00;

Enclosed in your packet information is a letter from McClure Engineering outlining services to be performed relating to Phase 2 of the Iowa Great Lakes Trail connection. These services include a conceptual design, probable cost estimates, review of bridge/culvert structures along the proposed route, and assistance with materials to be used for funding requests. The proposed fee is not to exceed \$10,000. **I would recommend approval.**

E. Roll Call: Resolution Approving an Off-Street Parking and Sidewalk Agreement and Grant of Easement with the William J. Muller Trust;

Enclosed in your packet information is a resolution and agreement between the City and Bill Muller to allow on street parking on 1st Avenue SW. The request is the result of Bill's planned office complex that will be constructed on the property. Also enclosed is a diagram outlining where these spaces would be located. **I would recommend approval.**

6. Engineer's Report:

7. City Manager's Report:

8. Mayor's Report:

9. Council/Comm. Reports:

10. City Clerk's Report

-Bills and Claims

-Funds Transfers

11. Other Business/Opportunity to Address the Council

12. Adjourn