

**SPENCER CITY COUNCIL MEETING
MARCH 6, 2017
6:30 o'clock P.M.**

1. Pledge of Allegiance

2. ROLL CALL: Petska, Orrison, Bomgaars, Hanson, Prentice, Moriarty

3. Consent Agenda:

- A. Motion: Approve Minutes of February 20, 2017;
- B. Motion: Approve Class C Liquor License with Outdoor Service for Rabab's Neighborhood Bistro; 5-day Class C Liquor License for Special Event for Sacred Heart Catholic Church and Name Change Only for Walgreens #11153; all subject to final approval by Iowa Alcoholic Beverages Division;
- C. Roll Call: Resolution Acknowledging Receipt of Fiscal Year 2017-2018 Budget of Spencer Municipal Hospital of the City of Spencer, Iowa;
- D. Motion: Approve purchase of Vactor Sewer Cleaning Equipment from Trans Iowa Equipment for \$306,828.46 and Chassis from Fox International for \$92,500.00 for a total of \$399,328.46 from CIP Plan;
- E. Roll Call: Resolution Confirming and Accepting Public Sanitary Sewer Main in conjunction with 2015 Fairway Woods 2nd Addition Sewer & Water Extension Project;
- F. Motion: Approve Multi-Family Residential Tax Abatement Application for Southern Pointe;

4. Public Hearings:

A. Public Hearing on Fiscal Year 2017/2018 Budget for City of Spencer;

1. Roll Call: A Resolution Adopting the City of Spencer Annual Budget for the Fiscal Year ending June 30, 2017;

Enclosed in your packet information is a Resolution adopting the Fiscal Year 2018 City of Spencer Annual Budget. The proposed budget calls for a levy rate of 11.99, which is the same rate as last years. It is important to point out that because the state formula for roll back increased, the taxable value of the home will reflect that change. For example, individuals with a home value of \$100,000.00, would pay approximately \$1.31 per month more than they did in the previous year. Home owners will also see an increase of 33 cents per month on their solid waste bill as well as an increase of \$2.26 per month for sewer, based on using 5,000 gallons of water per month. The total of all of the aforementioned services comes to \$3.90 per month. The Finance and Personnel Committee and voted to recommend approval. **I would recommend approval.**

B. Public Hearing on Capital Improvement Plan for Fiscal Year 2018 through Fiscal Year 2022;

1. Motion: Approve City of Spencer Capital Improvement Plan for Fiscal Year 2018 through Fiscal Year 2022;

Enclosed in your packet information is a copy of the City of Spencer's 5-year Capital Improvement Plan. As you may recall each of the Department Heads presented the plan to the full Council as part of the City's Budget. **I would recommend approval.**

5. Old Business:

A. Roll Call: Ordinance Amending Title 3, Chapter 3, the "Commercial Passenger Vehicle Code", as Required by House File 2414, Adopted by the 86th General Assembly, 2nd Filing;

Enclosed in your packet is an ordinance that will update the City's current ordinance dealing with Taxis. This change is necessitated by a change in State Law approved by the Legislature in 2016. These changes reflect the changes made by the State and will bring our ordinance in line. **I would recommend approval of the 2nd filing.**

B. Motion: Approve Purchase of 4 Roll-Off Containers from MWC Truck and Refuse of Lincoln, Nebraska for \$15,425.00, CIP Item (deletes action taken 2/6/2017 to purchase containers from SWECO of Omaha, Nebraska);

This item is needed to reflect an error in the bid tab for this purchase. As a result of the correction, Public Works is recommending the purchase of the equipment from MWC Truck and Refuse for a price of \$15,425. **This item was included as part of the 5-year CIP. I would recommend approval.**

6. New Business:

A. Roll Call: Resolution to Provide for a Notice of Hearing on Proposed Plans and Specifications, Form of Contract and Estimate of Cost for 2017 Landfill Cell D1 Expansion Project and the Taking of Bids Therefor (Hearing Date April 3, 2017 and Letting Date April 13, 2017);

Enclosed in your packet information is the notice setting a Public Hearing and Letting date for the Plans, Specs and Form of Contract for the 2017 Landfill Cell D1 Expansion Project. The Engineer's Estimate for the project is \$690,000. **I would recommend approval of setting the Public Hearing date for the April 3, 2017 Council Meeting and April 13, 2017 for the bid letting date.**

B. Motion: Approve Engineering Agreement for 2017 Landfill Cell D1 Expansion Project, Including Leachate Haul-out Improvements with Kruse, Cate & Nelson;

Enclosed in your packet information is an Engineering Agreement with Kruse, Cate and Nelson for the 2017 Landfill Cell D1 Expansion Project. The cost for their services is \$91,100. **I would recommend approval.**

C. Motion: Approve Engineering Agreement for 2017 Sidewalk Improvement Project with Kruse, Cate & Nelson;

Enclosed in your packet information is an Engineering Agreement with Kruse, Cate and Nelson for the 2017 Sidewalk Improvement Project. The cost for their services is \$26,500. The project consists of sidewalk being extended on 8th Street SE from South Grand Ave to 5th Ave, 13th Street SW from 4th Ave. SW to the CHI Apartments and at the Spencer High School on East 2nd Street east of 6th Ave East. **I would recommend approval.**

D. Roll Call: Resolution Approving Contract for 2017 Grand Avenue Bridge Monuments and Plaza Restoration Project (Concrete & Traffic Control Portion) with Diamond Concrete and Construction, Inc.;

Enclosed in your packet information is a Resolution approving the Contract with Diamond Concrete and Construction, Inc. for a price of \$52,425. This project was awarded at your last Council Meeting. **I would recommend approval.**

E. Roll Call: Resolution Awarding Contract for 2017 Grand Avenue Bridge Monument and Plaza Restoration Project (Helical Pile Portion) to Atlas Foundation for \$53,840;

Enclosed in your packet information is a Resolution awarding the 2017 Grand Ave. Bridge Monument and Plaza Restoration Project (Helical Pile Portion) to Atlas Foundation for a bid price of \$53,840. Please note that there are some clarifications and exclusions that are listed on their quote that could affect the contract amount. **I would recommend approval.**

F. Roll Call: Resolution Approving Contract and Performance Bond for 2017 4th Avenue West CDBG Storm Sewer Project with Vander Pol Excavating, LLC;

Resolution approving the Contract and Performance Bond for 2017 4th Avenue West CDBG Storm Sewer Project for a bid price of \$2,003,737.06. This project was awarded at the last Council Meeting. **I would recommend approval.**

G. Roll Call: Resolution Proposing the Vacation of an Existing Utility Easement in the North 30 Feet of the South 93 Feet of Lot 7, Block 2, Subdivision 2, Corn Belt Industrial Park, City of Spencer, Clay County, Iowa, Setting a Public Hearing and Directing the Publication of Notice;

Enclosed in your packet information is a Resolution setting a Public Hearing for the consideration of vacating of an existing utility easement for March 20, 2017. The request is coming from Maurer Manufacturing in order to permit construction and improvement to that area. **I would recommend approval.**

H. Motion: Authorization to Submit Region 3 FAST Act Application for 4th Street Overlay Project, identified in the 5 year Capital Improvement Plan;

Staff requests authorization to submit a Region 3 Fast Act Application for the 4th Street Overlay Project that has been identified in our 5-year Capital Improvement Plan. **I would recommend approval.**

I. Motion: Approve Preliminary Plat of Hallett's Country Acres 2nd Addition;

Enclosed in your packet information is a Preliminary Plat of Hallett's Country Acres 2nd Addition. The plan calls for a two lot "Suburban Type" subdivision with septic tanks and drain fields. The plat is located on the City's western City limits on the south side of West 4th Street. P&Z voted to recommend approval. **I would recommend approval.**

J. Roll Call: Resolution Establishing Landfill Charges and Fees Commencing July 1, 2017 and ending June 30, 2020;

Enclosed in your packet information is a Resolution establishing Landfill Charges and Fees as follows (3%):

July 1, 2017	\$50.59 per ton
July 1, 2018	\$52.11 per ton
July 1, 2019	\$53.67 per ton

I would recommend approval.

K. Roll Call: Resolution Approving and Adopting a Material Disposal Ban Policy for the Northern Plains Regional Landfill Prohibiting the Disposal of Old Corrugated Cardboard (OCC) and Electronic Waste;

Enclosed in your packet information is a Resolution approving and adopting a Material Disposal Ban Policy for the Northern Plains Regional Landfill. The policy prohibits the disposal of Old Corrugated Cardboard (OCC) and Electronic Waste. The ban would take effect on July of 2017. This item was discussed in great detail at a Public Works Committee Meeting. The Committee recommend approval. **I would recommend approval.**

L. Roll Call: A Resolution Approving the Replat of Part of Lots 3 & 4, Auditor's Plat No. 12 , Part of the N ½ of the N ½ of 20-96-36 of the City of Spencer, Clay County, Iowa (on St. Lukes Drive);

Enclosed in your packet information is a Resolution approving the Replating of parts of Lots 3 & 4 of Auditor's Plat No 12. For the most part the replat is due to St Lukes selling off a portion of their property. When completed this will allow proper egress for

the lot being sold. P&Z will meet on Monday morning on this item. **Subject to P&Z's actions, I would recommend approval.**

M. Motion: Approve Farm Lease with Darren Rutter for Property North of the Transfer Station;

Enclosed in your packet information is a Farm Lease Agreement with Darren Rutter for the recently purchased property just north of the Transfer Station. Mr. Rutter was leasing this land from the previous owner. **I would recommend approval.**

N. Roll Call: Resolution Approving Contracts A & B and Performance Bond for 2017 South Spencer Drainage Improvement Project with DeLoss Construction, Inc. ;

Resolution approving Contracts A & Band performance bonds with DeLoss Construction, Inc. for the 2017 South Spencer Drainage Improvement Project for the bid price of (A) \$311,958.95 and (B) \$125,532.25. This project was award at your last Council Meeting. **I would recommend approval.**

7. Department Head Reports:

- A. Golf Course
- B. Planning Department
- C. Library
- D. Fire
- E. Police
- F. Public Works
- G. Park & Recreation
- H. City Attorney

8. Engineer's Report: Update on SMU Water Plant Project, Bolton & Menk

9. City Manager's Report:

10. Mayor's Report:

- A. Announce openings on Board of Adjustment, Library Board and Renaissance Initiative Committee;

11. Council/Comm. Reports: Finance & Personnel Committee, March 13, 2017, 5:30 P.M.

12. City Clerk's Report:

- Bills and Claims
- Funds Transfers

13. Other Business/Opportunity to Address the Council

14. Adjourn