

**Committee of the Whole  
Monday, December 3, 2018  
5:15 PM  
Conference Room, City Hall**

**COMMITTEE MEMBERS:**

*Kevin Robinson, Mayor  
Bill Orrison  
Steve Bomgaars  
Leann Jacobsen  
Ron Hanson  
Rich Prentice  
George Moriarty*

1. Call to Order
2. Discuss Mural Ordinance
3. Discuss Golf Course Board Residency Requirement
4. Discuss Proposals for Property at 221 W. 2<sup>nd</sup> Street
5. Adjourn

**REGULAR SPENCER CITY COUNCIL MEETING  
Monday, December 3, 2018  
6:30 P.M.  
COUNCIL CHAMBERS, CITY HALL**

- 1. Pledge of Allegiance**
- 2. ROLL CALL:** Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
- 3. Consent Agenda:**
  - A. Motion: Approve Minutes of [November 19](#) and [November 26](#), 2018;
  - B. Licenses:

- C. Roll Call: Resolution Authorizing Permanent Transfer of Funds of Budgeted Transfers for Month Ending November 30, 2018;
- D. Roll Call: [Resolution](#) Acknowledging Receipt of Fiscal Year 2019 Budget Amendment for Spencer Hospital;
- E. Motion: Approve Residential [Tax Abatement Applications](#) and Multi-Residential Tax Abatement Applications from **Ronald and Evon Struthers** at 903 5<sup>th</sup> Ave. S.W.; **Craig Poulsen** at 1413 Country Club Drive; **Deborah J. Wilson** at 905 5<sup>th</sup> Ave. S.W.; **Scott Breidinger** at 2108 22<sup>nd</sup> Ave. W.; **Robert & Kimberly Bates** at 2009 22<sup>nd</sup> Ave. W.; **Todd & Melissa Krukow** at 1405 12<sup>th</sup> Ave. S.E.; **Windcrest Village, LLC** at 910, 914 and 1012 9<sup>th</sup> St. S.W. and **Windcrest Village, LLC** at 1001 9<sup>th</sup> St. S.W.;

#### 4. Public Hearings:

##### A. [Public Hearing](#) on Proposed Sale of City Real Property Legally Described as Lot 11 and the West One-Fourth of Lot 12, Block 5, Lovewell and Hubbard's Addition to the City of Spencer, Clay County, Iowa, Locally known as 221 West 2<sup>nd</sup> Street, Spencer, Iowa;

- Mayor Declares the Public Hearing Open
    - Written Comments Against
    - Oral Comments Against
    - Written Comments in Favor of
    - Oral Comments in Favor of
  - Mayor Declares the Public Hearing Closed
1. Table Action on Sale of Property at 221 West 2<sup>nd</sup> Street;
- Or
2. Roll Call: Resolution Approving and Authorizing the Sale of Real Property Legally Described as Lot 11 and the West One-Fourth of Lot 12, Block 5, Lovewell and Hubbard's Addition to the City of Spencer, Clay County, Iowa, Locally known as 221 West 2<sup>nd</sup> Street, Spencer, Iowa;

##### B. [Public Hearing](#) on Proposed Zoning Ordinance Text Amendment to the City of Spencer Zoning Code to Permit "Indoor Entertainment" as a Special Exception Use in the "E" Heavy Industrial Zoning District;

- Mayor Declares the Public Hearing Open
    - Written Comments Against
    - Oral Comments Against
    - Written Comments in Favor of
    - Oral Comments in Favor of
  - Mayor Declares the Public Hearing Closed
1. Roll Call: Ordinance Amending Title 9, Chapter 9, Section 2 of the Spencer City Code to Permit "Indoor Entertainment" as a Special Exception Use in the "E" Heavy Industrial Zoning District, 1<sup>st</sup> Filing;

**5. Old Business:**

- A. Roll Call: [Ordinance](#) Amending Title 8, Chapter 5, Section 4, Subsection A of the Spencer City Code Concerning Fence Setbacks on Corner Lots, Final Filing;
- B. Roll Call: [Ordinance](#) Amending Title 9, Chapter 11, Section 7 C (5) of the Spencer City Code Concerning Parking of Accessory Vehicles, Final Filing;
- C. Roll Call: [Ordinance](#) Amending Title 9, Chapter 11, Section 3 of the Spencer City Code to Regulate Vehicle Parking on Single Family, Two Family, and Multi-Family Residential Dwelling Lots, Final Filing;

**6. New Business:**

- A. Motion: Approve [Infringing Use Agreement](#) with Jeremy Thiesen for a sign located approximately 8 feet north of the south line of City property and 14 feet east of the adjacent highway right-of-way;
- B. Motion: Approve [Proposal from F8 Creative](#) of Spencer for Brand Development Package (City Logo) for not to exceed \$9000;
- C. Motion: Approve [Proposal from Emagine](#) of Spencer for City of updating City of Spencer Website, for not to exceed \$6500;
- D. Roll Call: [Resolution](#) Finally Accepting Work for 2017 North School Park Shelter Project;
- E. Roll Call: [Resolution](#) Awarding Contract for 2018 DeWolf Park Fencing Project (Quotation Project) to Midwest Fence for \$47,625 (quotes received 11/28/18);

**7. Department Head Reports:**

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

**8. Engineer's Report:**

**9. City Manager's Report:**

**10. Mayor's Report:**

**11. Council/Comm. Reports:**

Upcoming Meetings: 12/10/18, 5:00 P.M. Committee of the Whole (David Toyer)  
12/19/18, 6:00 P.M. Committee of the Whole (CIP Plan)  
01/10/19, 6:00 P.M. Committee of the Whole (Agency Requests)  
01/28/19, 6:00 P.M. Public Works Committee (Budget)  
01/31/19, 6:00 P.M. Prog. & Dev. and Public Safety (Budget)  
02/07/19, 6:00 P.M. Finance & Personnel (Budget)

**12. Motion: Approve [Bills and Claims](#);**

**13. Other Business/Opportunity to Address the Council;**

**14. Adjourn**

*Note: Some members may participate by telephone, per Section 21.8 of the Code of Iowa*