

SPENCER CITY COUNCIL MEETING
August 18, 2014
SPENCER, IOWA

The City Council of the City of Spencer, Iowa, met on the 18th day of August 2014, at 6:30 o'clock P.M., in regular session in the Council Chambers, City Hall, Spencer, Iowa, pursuant to law, to adjournment and to the rules of said Council.

The meeting was called to order by Mayor Reynold Peterson, in the Chair and the roll being called, the following Council Members were present:

Present: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Absent: None

It was moved by Council Member Prentice, seconded by Council Member Swanson to approve items on the consent agenda, as follows:

Minutes of August 4, 2014;

Licenses: None

Approve Conveyance of Easement with Spencer Municipal Utilities near Fairview School;

Approve Property Management Agreement with Clay County Conservation Board for 2.87 acres of property located near the retention pond at the Waste Treatment Plant;

Set Public Hearing for September 2, 2014, at 6:30 P.M. on Proposed Rezoning of a tract of land in the West Half of the NE Quarter of Section 24-96N-37W (900 block of 14th St. S.W.) from C-2 Highway Commercial and A Residential Zoning Districts to B Multiple Residential Zoning District;

The Mayor put the question upon the motion, and the roll being called, the vote thereon was as follows:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None
Absent: None

Whereupon, the Mayor declared the motion carried.

The Mayor announced this was the time and place set for hearing on General Obligation Communications Equipment Acquisition Loan Agreement for the Acquisition of Emergency Communications Equipment for use in the E-911 System;

The Mayor declared the Public Hearing Open.

Written Comments Against:

None

Oral Comments Against:

None

Written Comments in Favor:

None

Oral Comments in Favor:

None

The Mayor declared the Public Hearing Closed.

Council Member Swanson introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Orrison and after due consideration, thereof by the Council, the Mayor, put the question upon the motion, and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion carried and said Resolution adopted as follows:

RESOLUTION NO. 5295: RESOLUTION TAKING ADDITIONAL ACTION WITH RESPECT TO A GENERAL OBLIGATION COMMUNICATIONS EQUIPMENT ACQUISITION LOAN AGREEMENT

Council Member Hanson moved that the proposed ordinance entitled “AN ORDINANCE AMENDING TITLE 9, CHAPTER 5, SECTION 2, SUBSECTION B TO ADD PRIMARY EDUCATIONAL FACILITIES AND SECONDARY EDUCATION FACILITIES AS SPECIAL EXCEPTION USES IN THE “CBD” CENTRAL BUSINESS DISTRICT” be finally passed and adopted as Ordinance No. 769. Council Member Moriarty seconded the motion. The Mayor put the question upon the motion, and the roll being called, the vote thereon was as follows:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None
Absent: None

Whereupon, the Mayor declared the motion carried and Ordinance No. 769 duly passed and adopted and signed his approval thereto.

ORDINANCE NO. 769: AN ORDINANCE AMENDING TITLE 9, CHAPTER 5, SECTION 2, SUBSECTION B TO ADD PRIMARY EDUCATIONAL FACILITIES AND SECONDARY EDUCATION FACILITIES AS SPECIAL EXCEPTION USES IN THE “CBD” CENTRAL BUSINESS DISTRICT

It was moved by Council Member Orrison and seconded by Council Member Bomgaars to Approve proposal from Midwest Fence and Gate Company to install an 8 foot fence around the East Leach Park Skate Park for \$21,026.24, as recommended by the Park Board, from undesignated Capital Improvements.

The voice call vote thereon was as follows:

Ayes : Petska, Orrison, Bomgaars, Swanson, Prentice, Moriarty
Nays : Hanson

The Mayor declared the motion duly carried.

The Mayor announced that, on August 4, 2014, the City Council had given its initial consideration to an ordinance entitled “An Ordinance Deleting Property From the Tax Increment Financing District for the Spencer Consolidated Urban Renewal Areas of the City of Spencer, Iowa, Pursuant to Section 403.19 of the Code of Iowa.”

It was moved by Council Member Orrison and seconded by Council Member Moriarty that the statutory rule requiring an ordinance to be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended. The Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion duly carried.

It was moved by Council Member Moriarty and seconded by Council Member Prentice that the ordinance entitled “An Ordinance Deleting Property From the Tax Increment Financing District for the Spencer Consolidated Urban Renewal Areas of the City of Spencer, Iowa, Pursuant to Section 403.19 of the Code of Iowa,” now be put upon its final consideration and adoption. The Mayor put the question on the final passage and adoption of the ordinance and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion duly carried and the ordinance duly adopted, as follows:

ORDINANCE NO. 770: AN ORDINANCE DELETING PROPERTY FROM THE TAX INCREMENT FINANCING DISTRICT FOR THE SPENCER CONSOLIDATED URBAN RENEWAL AREAS OF THE CITY OF SPENCER, IOWA, PURSUANT TO SECTION 403.19 OF THE CODE OF IOWA

Council Member Petska introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Orrison and after due consideration, thereof by the Council, the Mayor, put the question upon the motion, and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion carried and said Resolution adopted as follows:

RESOLUTION NO. 5296: RESOLUTION SETTING DATE FOR A PUBLIC HEARING ON DESIGNATION OF THE EXPANDED SPENCER CONSOLIDATED URBAN RENEWAL AREAS AND ON URBAN RENEWAL PLAN AMENDMENT (SEPTEMBER 15, 2014)

Council Member Orrison introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Bomgaars and after due consideration, thereof by the Council, the Mayor, put the question upon the motion, and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion carried and said Resolution adopted as follows:

RESOLUTION NO. 5297: A RESOLUTION APPROVING THE PLAT OF WEST BELTWAY COMMERCIAL FIRST ADDITION TO CLAY COUNTY, IOWA

It was moved by Council Member Bomgaars and seconded by Council Member Petska to Approve Agreement with RDG Planning and Design for North Spencer Trail Visioning Plan for \$17,200 plus expenses.

The voice call vote thereon was as follows:

Ayes : Petska, Orrison, Bomgaars, Swanson, Prentice, Moriarty
Nays : Hanson

The Mayor declared the motion duly carried.

It was moved by Council Member Petska and seconded by Council Member Orrison to Approve Change Order #2 for 2014 City of Spencer PCC Recreational Trail Improvements Project for an increase of \$2280.00. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Moriarty introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Petska and after due consideration, thereof by the Council, the Mayor, put the question upon the motion, and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

Whereupon, the Mayor declared the motion carried and said Resolution adopted as follows:

RESOLUTION NO. 5298: RESOLUTION AWARDDING CONTRACT FOR 2014 CITY HALL ROOF PROJECT (H & S ROOFING COMPANY, INC \$45,910.45)

The following Department Reports were given:

City Manager's Report: Northwest Iowa Planning & Development Commission, Ted Kourisis spoke.

Mayor's Report:

Council/Comm. Reports:

Other Business: Donna Goebel and other citizens commented on having backyard chickens.

It was moved by Council Member Prentice, seconded by Council Member Swanson to approve the Bills & Claims and Funds Transfers. The motion was declared carried when all Council Members present voted aye on roll call vote.

It was moved by Council Member Petska, seconded by Council Member Orrison to adjourn the meeting of the Spencer City Council at 7:55 o'clock P.M. The motion was declared carried when all Council Members present voted aye on roll call vote.

Reynold Peterson, Mayor

ATTEST:

Theresa Reardon, City Clerk

(SEAL)

August 18, 2014 Claims:

VENDOR	DESCRIPTION	AMOUNT
PETTY CASH-SPENCER MUNICIPAL	reimbursement	2764.25
FARMERS BANK	fees	119.60
TREASURER, STATE OF IOWA	taxes	7971.29
FARMERS BANK	taxes	36239.79
DEPARTMENT OF HUMAN SERV	deductions	1051.28
ICMA RETIREMENT TRUST-457	dec	859.23
JON HJELM	land	83000.00
IOWA LIBRARY SERVICES- CENTR	registration	50.00
CLAY COUNTY SHERIFF	deductions	313.05
AGSOURCE	misc	22.00
ALLIANT ENERGY	utilities	288.27

A & M INC.	services	322.75
ALL AMERICAN TURF BEAUTY INC	maintenance	296.56
ASSOCIATE FOR PSYCHIATRIC SE	misc	1055.00
THE AMERICAN BOTTLING COMPAN	beverages	119.52
BLACK HILLS ENERGY	utilities	126.21
ARNOLD MOTOR SUPPLY	repairs	316.04
ANIMAL MEDICAL CENTERS, P.C.	services	1864.50
AUDIO EDITIONS	books	207.62
AUTOMATIC DOOR GROUP INC.	repairs	286.00
BAKER & TAYLOR CO.	books	30.25
BECK ENGINEERING, INC.	services	5070.00
BECK EXCAVATING	pay estimate	133757.98
NORTHERN LIGHTS DISTRIBUTING	food	1077.25
BOOK LOOK	books	659.54
BOOK PAGE	subscription	300.00
JANEE BOEVER	refund	54.00
CAMPBELL TREE SERVICE, LTD	services	10197.50
CANON FINACIAL SERVICES	contract	121.55
CARROLL CONSTRUCTION SUPPLY	maintenance	849.76
VERIZON WIRELESS	phones	116.19
CANNON MOSS BRYGGER & ASSOCI	services	1781.93
CHRISTIANS SHEET METAL WORKS	maintenance	785.00
CLAY COUNTY	local option	14481.10
CLAY COUNTY RECORDER	recording	49.00
CLAY COUNTY TREASURER	beltway	626.01
THE DOOR DOCTOR	maintenance	1762.63
COFFMAN'S LOCKSMITH SHOP	supplies	55.00
CRESCENT ELECTRIC	maintenance	186.96
CORY JUERGENS CONSTRUCTION L	pay estimate	75601.24
CONTINENTAL RESEARCH CORP	maintenance	820.34
COPPER COTTAGE	maintenance	490.50
COOPERATIVE ENERGY COMPANY	fuel	4812.35
CENTRAL IOWA DISTRIBUTING IN	supplies	184.50
CREATIVE PRODUCT SOURCING IN	shirts	277.49
CULLIGAN	supplies	5.25
DELS GARDEN CENTER	maintenance	5829.72
DEMCO	supplies	142.05
DIAMOND VOGEL	maintenance	78.17
DYNO OIL CO. #32	fuel	1346.75
EMAGINE	misc	461.95
ECOLAB PEST ELIMINATION DIV.	services	109.00
E.M.S. AUTO PARTS	repairs	18.60
FAREWAY STORES #788	supplies	91.88
FAREWAY STORES #849-EMBG	supplies	9.69
THE ANDERSON'S, INC.	fuel	5778.84
FASTENAL COMPANY	supplies	9.15
FOX INTERNATIONAL, INC.	repairs	610.70
FIRE PROOF PLUS, INC.	maintenance	287.30
GALE GROUP	books	481.64
GALLS, LLC	uniform	302.64
ZIEGLER	repairs	496.35
GOOGLE, INC	fees	291.69
GALEN'S PRO-MOW	repairs	1733.79
H & N CHEV-BUICK	re[aors	5213.12
HAHN ROOFING COMPANY	maintenance	390.00
HARDWARE HANK	supplies	12.99
HANDY ANDY'S YARD/SPRAY	maintenance	1775.84
HASELHOFF CONSTRUCTION INC.	pay estimate	32067.24
HELEN'S LAUNDRY	services	119.95

HEMPHILL LAW OFFICE P.L.C.	fees	6735.64
HODGIN'S MFG.	maintenance	720.00
HY-VEE FOOD STORES	supplies	12.46
IA LIBRARY ASSOCIATION	registration	691.00
IOWA DEPT NATURAL RESOURCES	fees	23672.51
IA DEPT OF PUBLIC SAFETY	supplies	300.00
IOWA LAKES ELECTRIC COOP	utilities	8849.79
IOWA LIBRARY SERVICES- CENTR	registration	586.65
IOWA ONE CALL	services	211.50
INGRAM LIBRARY SERVICES	books	1849.34
JANITORS CLOSET	supplies	1549.00
JACK'S UNIFORMS & EQUIP	uniform	74.44
JOHNSTON AUTOSTORES	repairs	522.74
J.W. REPAIR	repairs	111.19
KNIGHT PROTECTION, INC.	monitoring	300.00
KOENIG PORTABLE TOILETS	maintenance	1040.00
KRUSE, CATE & NELSON	fees	18002.17
KUYY-FM	advertising	325.00
K&W ELECTRIC INC.	maintenance	1928.85
LARUE COFFEE	supplies	89.50
LEADING EDGE AVIATION	contract	2916.67
HANSON PLUMBING & HEATING db	maintenance	448.45
MATHESON TRI-GAS INC.	supplies	51.75
MAR-LIN BUSINESS SUPPLY	supplies	250.71
MCCLURE ENGINEERING CO.	services	1160.00
McNEILUS TRUCK & MANUFACTURI	repairs	170.72
MENARDS-SPENCER	maintenance	923.60
MAXYIELD	supplies	15.00
MIDWEST TURF & IRRIGATION	equipment	33025.79
NAPA AUTO PARTS	repairs	288.30
NATIONAL REC & PARK ASSC.	membership	15.00
MARK NEMMERS	reimbursement	38.64
NIELSEN'S TIRE CO.	repairs	7771.19
NOTEBOOM IMPLEMENT LLC	repairs	1024.53
NORTHWEST GLASS CO. INC.	maintenance	120.00
NORTHWEST IA COMM COLLEGE	registration	95.00
N.W IA PLANNING & DEVELOP	fees	2444.10
NORTHWEST PRINTING CO.	supplies	960.70
O'BRIEN COUNTY IMPLT. INC.	repairs	88.89
OLD DUTCH FOODS, INC.	food	245.70
PENWORTHY COMPANY	books	579.58
PEOPLE FOR PETS	monthly fee	400.00
PETTY CASH-MANDIE ROBERTS	supplies	8.44
DON PIERSON FORD	repairs	151.77
POOL TECH	chemicals	3378.01
PIXLER ELECTRIC	maintenance	65.00
UNITED STATES POSTAL SERV	supplies	800.00
RIVER VALLEY TELECOMMUNICATI	phones	74.01
RICK'S PEST CONTROL	maintenance	80.00
ROTO-ROOTER	maintenance	315.65
SCHOENEMAN BROS. CO.	maintenance	28.23
SHARE CORPORATION	supplies	191.93
SEQUOIA INVESTMENTS LLC	loan	80000.00
BOMGAARS	maintenance	711.94
SHOWCASES	supplies	120.58
SOLUTIONS INC	fees	487.22
SPEED'S AUTOMOTIVE SUPPLY	rental	1225.00
SPENCER AUTO PARTS	repairs	573.27
SPENCER COMM SCHOOLS	local option	36202.76

SAGA COMMUNICATIONS OF IOWA,	advertising	266.00
SPENCER DAILY REPORTER	publication	1046.58
SPENCER FAMILY YMCA	contract	18710.80
SPENCER FLIGHT BREAKFAST	donation	500.00
AVERA MEDICAL GROUP SPENCER	safety	262.00
SPENCER MUNI HOSPITAL	testing	390.00
SPENCER MUNI. UTILITIES	utilities	45220.23
SPENCER OFFICE SUPPLIES	supplies	165.56
SPENCER READY MIX	maintenance	1762.00
SPENCER SIGNS	misc	456.76
STAPLES CREDIT PLAN	supplies	543.65
STERLING CODIFIERS INC.	publication	277.00
UNITYPOINT CLINIC-OCCUPATION	testing	333.00
SUNSHINE SERVICES INC.	maintenance	290.97
SULLIVAN CONCRETE	sidewalk prj	10515.00
SWANA	dues	245.00
TEXAS REFINERY CORP.	repairs	277.30
TESTAMERICA ANALYTICAL TESTI	testing	445.20
TRI STATE PAVING	maintenance	2970.10
TOFT ELECTRIC	pay estimate	41087.00
TURFWERKS	repairs	379.83
UNIVERSAL INC.	supplies	181.60
UPPER DES MOINES	local option	6500.00
U.S. CELLULAR	cards	318.88
UTILITY EQUIPMENT CO.	maintenance	350.95
VISA	mtg expenses	2189.50
VISU-SEWER	retainage	7925.74
WILKENS INDUSTRIES	repairs	312.05
WRIGHT EXPRESS FSC	fuel	1634.59
GOLDEN VALLEY HARDSCAPES, LL	maintenance	1484.80
YOUTH SPORTS CLUB INC.	books	35.94
ZIMCO SUPPLY	chemicals	788.10
BARKERLEMAR	studies	3675.00
TOM NORGAARD	mowing	160.00
TREAT AMERICA FOOD SERVICE	mtg expenses	37.90
KAYLA SCHLICHTE	mileage	45.13
FLORENCE WOJNAR	books	17.70
BLUE RIVER	refund	180.00
GCSA OF SD	dues	40.00
JOY JOHNSON	programming	100.00
DORIS BECK	sidewalk prj	64.80
CURTIS AND CAROLYN BATSCHEL	sidewalk prj	486.00
BRADLEY HAWN	sidewalk prj	442.90
SCOTT & CHARLOTTE ALGER	sidewalk prj	463.50
STEVE WOLTER	sidewalk prj	566.50
TOTAL		848250.80

FUND TOTALS

GENERAL	145514.96
RST CASH	87353.16
SP REVENUE	6157.28
LOCAL OPTION	57183.86
CAP PRJ	319991.64
ENT CAP PRJ	7925.74
SEWER	11149.46
AIRPORT	7892.53
AIRPORT RES	8000.00
SOLID WASTE	23920.56
SW RES	83000.00
LANDFILL	34530.54

LF COMP PLAN	3675.00
REG COLL	
CNTR	239.24
GOLF	18716.83
GOLF RES	33000.00
TOTAL	848250.80

Minutes are subject to approval by the Spencer City Council.