

**SPENCER CITY COUNCIL MEETING  
October 6, 2014  
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 6<sup>th</sup> day of October 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, Prentice, Moriarty

Absent: Hanson

Update on Clay County Convention & Visitors Bureau from Jill Toft;

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

Minutes of September 15 and September 17, 2014;

Licenses: Approve Class C Liquor License with Sunday Sales for Sneakers Sports Lounge (pending fire) and Class B Native Wine Permit with Sunday Sales for the Hen House, Ltd. (pending fire) and Class C Liquor License with Sunday Sales for JJ's Cutting Board, LLC at 311 11<sup>th</sup> St. SW (pending fire, final sales agreement and dram shop); all subject to final approval by the Iowa Alcoholic Beverages Division;

Approve purchase of  $\frac{3}{4}$  Ton Truck, equipped with a snow plow and gate, for the Cemetery Division from Don Pierson Ford for \$32,888 (from Capital Improvement Plan);

**RESOLUTION NO. 5311: RESOLUTION AUTHORIZING AND DIRECTING  
THE TEMPORARY CLOSING OF PORTIONS OF  
CITY STREET IN THE CITY OF SPENCER AS  
REQUESTED BY HOPE CHURCH**

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

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

Nays: None

Whereupon, the Mayor declared the motion carried.

Council Member Orrison moved that the proposed ordinance entitled "AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPENCER, IOWA, CONCERNING REAL ESTATE PARCELS 1 & 2 be finally passed and adopted as Ordinance No. 771. Council Member Bomgaars 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, Prentice, Moriarty  
Nays: None  
Absent: Hanson

Whereupon, the Mayor declared the motion carried and Ordinance No. 771 duly passed and adopted and signed his approval thereto.

**ORDINANCE NO. 771: AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPENCER, IOWA, CONCERNING THE FOLLOWING DESCRIBED REAL ESTATE PARCELS:**

**PARCEL 1:**

**A parcel of land in the West Half of the Northeast Quarter of Section 24, Township 96 North, Range 37 West of the Fifth Principal Meridian, Clay County, Iowa, described as follows to wit:**

**Beginning at a point on the south line of Stub's Third Addition, Spencer, Iowa, located 800.00 feet east of the west line of the West Half of the Northeast Quarter of said Section 24 and running from this point of beginning south 88°50'01" west along the south line of said Stub's Third Addition a distance of 93.54 feet to the northeast corner of Parcel G of said Section 24, thence south 01°09'59" east along the east line of said Parcel G a distance of 469.00 feet; thence north 88°50'01" east a distance of 97.31 feet; thence north 1°37'40" west a distance of 469.02 feet to the point of beginning.**

**PARCEL 2:**

**A parcel of land in the West Half of the Northeast Quarter of Section 24, Township 96 North, Range 37 West of the Fifth Principal Meridian, Clay County, Iowa, described as follows to wit:**

**Beginning at a point on the south line of Stub's Third Addition, Spencer, Iowa, located 800.00 feet east of the west line of the West Half of the Northeast Quarter of said Section 24 and running from this point of beginning north 88°50'01" east along the south line of said Stub's Third Addition a distance of 227.46 feet; thence south 01°09'59" east perpendicular with the said south line a distance of 469.00 feet; thence south 88°50'01" west a distance of 223.69 feet; thence north 1°37'40" west a distance of 469.02 feet to the point of beginning.**

Council Member Prentice introduced and caused to be placed on file an ordinance Providing for the Division of Taxes Levied on Taxable Property in the 2014 Addition to the Spencer Consolidated Urban Renewal Areas, Pursuant to Section 403.19 of the Code of Iowa, 2<sup>nd</sup> Filing. Council Member Moriarty seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

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

Whereupon, the Mayor declared the motion carried and said proposed ordinance was placed on 2nd filing.

Council Member Bomgaars introduced and caused to be placed on file an Ordinance Amending Title 4, Chapter 1, Section 11 of the Spencer City Code Concerning Installment payments of Nuisance Abatement Costs, 1<sup>st</sup> Filing. Council Member Petska seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

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

Nays: None

Absent: Hanson

Whereupon, the Mayor declared the motion carried and said proposed ordinance was placed on 1st filing.

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, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5312: ACCEPTING WORK COVERING THE 2014  
DOWNTOWN PARKING LOT IMPROVEMENTS  
PROJECT**

It was moved by Council Member Swanson and seconded by Council Member Moriarty to Approve Preliminary Plat for Spencer Hospital, First Addition, as recommended by the Planning & Zoning Commission. 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, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5313: A RESOLUTION APPROVING THE PLAT OF SPENCER HOSPITAL FIRST ADDITION AS A SUBDIVISION OF THE CITY OF SPENCER, CLAY COUNTY, IOWA (INCLUDING COMMERCIAL SUBDIVISION DEVELOPMENT AGREEMENT)**

It was moved by Council Member Swanson and seconded by Council Member Prentice to Approve Quote for \$12,653.00 from Denison Drywall Contracting, Inc. for soffits on Police Department Building (front building). The motion was declared carried when all Council Members present voted aye on voice call vote.

The following Department Head - Goal Reports were given:

Finance Director/City Clerk:

Public Works:

City Attorney:

Planning Department/Fire Department:

Library/Police:

Golf/Parks & Recreation:

Engineer's Report:

City Manager's Report: Economic Development Report from Bonnie Dalager, Iowa State University Extension & Outreach

Mayor's Report: Proclamation & Press Release - City Week

Council/Comm. Reports:

Other Business:

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 voice call vote.

It was moved by Council Member Petska, seconded by Council Member Moriarty to adjourn the meeting of the Spencer City Council at 7:22 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

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Reynold Peterson, Mayor

ATTEST:

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Theresa Reardon, City Clerk

(SEAL)

**October 6, 2014 Claims:**

VENDOR	DESCRIPTION	AMOUNT
EMPLOYEE BENEFIT SYSTEMS	premiums	93255.42
INSIDE THE TAPE	registration	125.00
BLACK HILLS ENERGY	utilities	380.64
ARNOLD MOTOR SUPPLY	repairs	626.58
HISTORIC ARNOLDS PARK INC.	misc	1150.00
ASHER MOTOR CO.	capital prj	22875.00
AUDIO VIDEO CONNECTION	misc	1256.00
BANKERS TRUST	fees	300.00
DON BAXTER CONSTRUCTION	construction	700.00
BERNIES LAWN AND GARDEN	maintenance	1279.95
BOLTON & MENK INC.	misc	1326.50
SHANE BREIDINGER	mowing	120.00
BUDS SERVICE	towing	35.50
THE BOULDER COMPANY	supplies	97.65
CABERNET CATERING/LEGENDS	mtg expense	96.00
CARROLL CONSTRUCTION SUPPL	supplies	257.50
CENTRAL SERVICE & SUPPLY	repairs	573.56
VERIZON WIRELESS	phone	80.02
CHIEF SUPPLY CORP.	uniform	266.23
CHRISTIANS SHEET METAL WOR	repairs	72.80
CLAY COUNTY AUDITOR	jail expense	6250.00
CLAY COUNTY	local option	15742.01
CLAY COUNTY RECORDER	recording	39.00
CLAY CO. REGIONAL EVENT	hotel/motel	22500.00
COFFMAN'S LOCKSMITH SHOP	maintenance	252.50
COMMUNITY INSURANCE	fees	8114.50
CRESCENT ELECTRIC	maintenance	255.01
CORY JUERGENS CONSTRUCTION	pay estimate	6438.05
CORNBELT POWER COOP	maintenance	1443.38
CONTINENTAL RESEARCH CORP	supplies	235.37
COOPERATIVE ENERGY		
COMPANY	fuel	4070.49
CREATIVE PRODUCT SOURCING	misc	9.00
C.R. POWDER COATING	misc	247.00
CULLIGAN	fees	190.66

DANKO EMERGENCY EQUIPMENT	supplies	181.63
DELS GARDEN CENTER	maintenance	1699.97
DIAMOND VOGEL	supplies	62.83
DYNO OIL CO. #32	supplies	1329.18
DES MOINES REGISTER	subscription	20.00
DUO-SAFETY LADDER CORPORAT	equipment	74.57
EMAGINE	misc	18.75
EMMETSBURG REPORTER-DEMOCR	publication	761.50
EMPLOYMENT CONNECTIONS	misc	302.11
FAIRCHILD MFG. INC.	repairs	6149.00
FAREWAY STORES #788	supplies	99.74
FAREWAY STORES #849-EMBG	supplies	10.05
THE ANDERSON'S, INC.	fuel	23397.51
FASTENAL COMPANY	supplies	6.90
FELD FIRE	equipment	45.00
FLEETPRIDE	repairs	16.47
FOX INTERNATIONAL, INC.	repairs	5079.96
LINDSEY GETHMANN	uniform	59.64
GALEN'S PRO-MOW	repairs	310.25
GRAINGER	repairs	1757.52
GRAB AND GO AUTO SALVAGE L	repairs	69.95
GREG'S REPAIR	repairs	184.00
HARDWARE HANK	supplies	17.56
HELEN'S LAUNDRY	supplies	150.65
HEMPHILL LAW OFFICE P.L.C	fees	6069.30
HI-WAY TRUCK EQUIPMENT	repairs	6052.62
G.W. PETE HOWE SANITATION	maintenance	125.00
IMPACT PLASTICS INC.	repairs	792.77
IA DEPT OF TRANSPORTATION	supplies	16.00
IOWA ONE CALL	fees	166.50
IOWA LAW ENFORCEMENT ACADE	mtg expense	200.00
AIRGAS NORTH CENTRAL	repairs	277.93
IRA/ISOSWO CONFERENCE	registration	225.00
ADVANCED SYSTEMS INC.	supplies	7365.00
JANITORS CLOSET	supplies	356.12
JACK'S UNIFORMS & EQUIP	uniform	426.67
JACOBSON HOME CORP	tif payment	8669.59
KARDELL LEASING CO.	repairs	112.50
KEYSTONE LABORATORIES INC.	testing	13.18
KAPCO POSTAL PACK & SHIP	supplies	34.55
KUSSMAUL ELECTRONICS CO. I	repairs	283.60
k&J SERVICES	construction	450.00
LACROSSE FORAGE & TURF	maintenance	2250.00
LARUE COFFEE	supplies	44.20

L & G PRODUCTS INC.	maintenance	203.40
HANSON PLUMBING & HEATING	maintenance	70.00
MAIN STREET PROGRAM	grant	2750.00
MCCLURE ENGINEERING CO.	misc	1900.00
MENARDS-SPENCER	maintenance	509.98
MICHAELS FENCE	maintenance	2342.79
MICHAELSON INC.	maintenance	1114.86
MID-IA.SOL.WASTE EQUIP.	carts	5265.61
MUDDY CREEK CONTRACTING	construction	2415.00
MODERN MARKETING INC.	misc	435.64
VEOLIA WATER NORTH AMERICA	contract	62869.78
WILLIAM MULLER REVOCABLE T	tif payment	5598.55
MURPHY TRACTOR/POWER PLAN	repairs	2621.82
NAPA AUTO PARTS	repairs	640.57
NEENAH FOUNDRY	frames/lids	3916.38
NIELSEN'S TIRE CO.	repairs	2318.75
NOTEBOOM IMPLEMENT LLC	repairs	559.48
NORTHWEST GLASS CO. INC.	maintenance	86.00
N.W. IA LEAGUE	mtg expense	60.00
NORTH IOWA K-9	mtg expense	200.00
RAY O'HERRON CO., INC	misc	337.87
OVERHEAD DOOR COMPANY OF S	repairs	174.52
REYNOLD PETERSON	mtg expense	198.80
PETTY CASH-LANDFILL	supplies	13.72
DON PIERSON FORD	equipment	23561.94
POOL TECH	supplies	382.48
PITNEY BOWES INC	rental	394.47
PIXLER ELECTRIC	maintenance	1358.19
PLUMBING & HEATING		
WHOLESA	maintenance	36.29
RIVER VALLEY TELECOMMUNICA	telephone	69.06
R&R PRODUCTS INC	equipment	421.93
SETON IDENTIFICATION PRODU	supplies	134.15
SCHOENEMAN BROS. CO.	maintenance	160.71
SCHOMAKER CONSTRUCTION	construction	3313.70
SCOTT TELEPHONE & TELECOM	maintenance	159.25
SHINE BROS. CORP	tif payment	10187.48
STATE STEEL	repairs	270.04
BOMGAARS	maintenance	1354.89
SOLUTIONS INC	equipment	9352.53
SPENCER AUTO PARTS	repairs	794.57
SPENCER COMM SCHOOLS	local option	39355.03
SPENCER DAILY REPORTER	subscription	297.00
SPENCER DIESEL	repairs	41.52
SPENCER INDUSTRIES FOUND.	mtg expense	25.00

SPENCER MUNI. UTILITIES	utilities	37792.19
SPENCER OFFICE SUPPLIES	supplies	164.92
STAPLES CREDIT PLAN	supplies	480.73
STERNBERG LANTERNS INC	fixtures	5388.00
STANARD & ASSOCIATES, INC	tests	370.00
SWEeper PARTS SALES	repairs	495.03
TOYNES IA FIRE TK SERVICE	repairs	23.89
TRANS IOWA EQUIPMENT, INC.	repairs	931.42
TRAF-O-TERIA	supplies	343.98
TD TOOLS	tools	114.95
ULTRAMAX	training	1824.00
ULINE	supplies	277.00
UNITED PARCEL SERVICE	misc	20.01
U.S. CELLULAR	cards	648.43
VANDEBERG SCALES	support	1155.00
VISA	mtg expense	4478.19
WALLACE'S WATER CONDITIONI	supplies	22.50
W B PROMO	prevention	542.70
WINTHER, STAVE & CO.	audit	13500.00
WOODMAN CONTROLS COMPANY	repairs	1075.00
DENNY KLATT	mtg expense	50.21
BOB FAGEN	mtg expense	496.70
BARKERLEMAR	study	1837.50
TOM NORGAARD	mowing	690.00
RON HANSON	mtg expense	202.72
TODD HAMRICK CONSTRUCTION	construction	7765.00
VERA RUBES	sidewalk grant	324.00
JIM BLEICH	sidewalk grant	615.60
HANSON FAMILY LLC	sidewalk grant	2073.60
JERRY STEVENSON	sidewalk grant	422.30
GERALD VANDERPOOL	sidewalk grant	236.90
DAN & CATIE VOS	sidewalk grant	464.40
TOTAL		539497.21
	FUND TOTALS	
	GENERAL	118624.70
	RST CASH	108238.80
	SP REVENUE	102681.42
	LOCAL OPTION	55097.04
	T.I.F.	24455.62
	DEBT SERVICE	300.00
	CAPITAL PRJ	24216.53
	ENT CAP PRJ	371.90
	SEWER	74458.94
	AIRPORT	2134.26
	SOLID WASTE	11739.35

SW RES	5265.61
LANDFILL	7933.06
LF COMP	
PLANNING	1853.50
REG COLL CNTR	50.01
GOLF	1826.47
ROSE REV FUND	250.00
TOTAL	539497.21

*Minutes are subject to approval by the Spencer City Council.*