

**SPENCER CITY COUNCIL MEETING
November 17, 2014
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 17th day of November 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 Pro-Tem Steve Bomgaars, in the Chair and the roll being called, the following Council Members were present:

Present: Petska, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Absent: Orrison

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

Minutes of November 3, 2014;

Licenses: Class B Wine Permit with Sunday Sales for Okoboji Wine Merchants (Pending Fire) and Class C Liquor License with Sunday Sales for Plaza Mexico (Pending Fire and Dram Shop); both subject to final approval by the Iowa Alcoholic Beverages Division;

The Agreement for Grant of Permanent Sanitary Sewer Force Main Easement & Temporary Construction Easement for John Thomas and Marie Thomas was **tabled** due to it not being ready;

RESOLUTION NO. 5322: ADOPTING FINAL ASSESSMENT SCHEDULE FOR THE NUISANCE ABATEMENT AND CONFIRMING AND LEVYING THE ASSESSMENTS (NUISANCE ABATEMENT-Mowing)

RESOLUTION NO. 5323: A RESOLUTION PROPOSING THE SALE OF CITY REAL PROPERTY, SCHEDULING A PUBLIC HEARING, AND DIRECTING THE PUBLICATION OF NOTICE (DECEMBER 1, 2014 AT 6:30 P.M.)

Approve 2014 Urban Renewal Annual Report;

Approve Jobs Trust Contribution of \$15,000 to the Noteboom Implement Project;

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

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

Whereupon, the Mayor declared the motion carried.

Council Member Hanson introduced and caused to be placed on file an Ordinance Amending Title 9, Chapter 12, Section 4D Concerning Public Hearings Held by the Planning Zoning Commission, 2nd Filing. Council Member Swanson seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

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

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

Council Member Petska introduced and caused to be placed on file an Ordinance Amending Title 9, Chapter 16 of the Spencer City Code to Amend Floodway Fringe Overlay District Performance Standards Regarding New and Substantially Improved Structures and Subdivisions; to Insert a Provision on Recreational Vehicles; to Amend General Flood Plain Overlay District Performance Standards and to Add Definitions for “Existing Construction”, “Historic Structure”, “Minor Projects”, “Recreational Vehicle”, “Routine Maintenance of Existing Buildings and Facilities”, “Start of Construction” and “Substantial Damage, 2nd 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, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None
Absent: Orrison

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

It was moved by Council Member Swanson and seconded by Council Member Prentice to Approve Preliminary Plat for Noteboom 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 Hanson introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Moriarty 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, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5324: RESOLUTION APPROVING CODE OF IOWA SECTION 403.19 TAX INCREMENT FINANCING INDEBTEDNESS CERTIFICATION TO COUNTY AUDITOR AND ANNUAL APPROPRIATION OF CERTAIN REBATE PAYMENTS

Council Member Swanson introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Prentice 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, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5325: A RESOLUTION TO EXPAND THE CITY OF SPENCER QUALITY HOUSING INITIATIVE GRANT PROGRAM

It was moved by Council Member Moriarty and seconded by Council Member Petska to Approve Assignment of Extension Agreement and Amendment to Contract for Sanitary Landfill Services (for Auto Shredder Fluff following Transfer from Shine Bros. to Spencer NF, Inc.). The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Prentice 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, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5326: RESOLUTION AUTHORIZING PERMANENT TRANSFER OF FUNDS

Council Member Hanson introduced and caused to be read the following Resolution, and moved its adoption, seconded by Council Member Swanson 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, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5327: A RESOLUTION AWARDED THE CONTRACT FOR THE RAIL AND TIE REMOVAL SALVAGE PROJECT TO A&K RAILROAD MATERIALS, INC. (WITH THE CITY BEING PAID \$45,650)

The following Reports were given:

City Manager's Report: Update on Planning & Zoning recommendation of no change for back yard chickens; Home Base Meeting Thursday at 10:00 A.M.; Mark White and Kirby Schmidt updated on snow removal

Mayor's Report: NW Iowa League Meeting on November 20, 2014 in LeMars

Council/Comm. Reports: Committee of the Whole (CIP) on November 25, 2014 at 6:00 P.M.

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.

Other Business:

It was moved by Council Member Moriarty, seconded by Council Member Petska to adjourn the meeting of the Spencer City Council at 7:12 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

Steve Bomgaars, Mayor Pro-Tem

ATTEST:

Theresa Reardon, City Clerk

(SEAL)

November 17, 2014 Claims:

VENDOR	DESCRIPTION	AMOUNT
EMPLOYEE BENEFIT SYSTEMS	premiums	94551.12
TREASURER, STATE OF IOWA	tax	6635.88
ICMA RETIREMENT TRUST-457	pr deduct	859.23
FARMERS BANK	pr taxes	38643.72
DEPARTMENT OF HUMAN SERV	pr deduct	1155.96
SPENCER FAMILY YMCA	Hoepner trust	3500.00
PETTY CASH-KENT HERBOLD	supplies	50.00
ALLIANT ENERGY	utilities	273.44

A & M INC.	services	196.50
ALL AMERICAN TURF BEAUTY I	services	1075.67
BLACK HILLS ENERGY	utilities	1273.22
ARNOLD MOTOR SUPPLY	repairs	526.84
ARROWHEAD SCIENTIFIC. INC.	supplies	76.15
AUDIO EDITIONS	books	332.87
BAKER & TAYLOR CO.	books	822.09
SARAH BETH FUSCHSEN	reimbursement	440.72
BJORKLUND PAINTING	services	3000.00
BOOK LOOK	books	800.33
BRIDGESTONE GOLF, INC.	equipment	153.02
BUDS SERVICE	towing	175.00
CAMPBELL TREE SERVICE, LTD	services	3891.25
CANON FINACIAL SERVICES	contract	121.55
CARROLL CONSTRUCTION SUPPL	maintenance	2154.76
VERIZON WIRELESS	phones	113.10
CENTER POINT PUBLISHING	books	153.12
CLAY COUNTY	local option	33588.75
CLARION DISTRIBUTING	supplies	26.00
CLAY COUNTY TREASURER	misc	437.00
ALPHA WIRELESS COMMUNICATION	repairs	82.50
CRESCENT ELECTRIC	maintenance	171.67
COOPERATIVE ENERGY COMPANY	fuel	3515.00
CULLIGAN	supplies	12.25
DEMCO	supplies	521.02
DYNO OIL CO. #32	fuel	2369.46
CHUCK DUHN	reimbursement	12.74
EMAGINE	services	186.45
E-PRIDE OFFICE PRODUCTS	supplies	147.11
ECOLAB PEST ELIMINATION DI	services	109.00
E.M.S. AUTO PARTS	repairs	1.95
FAREWAY STORES #788	supplies	195.49
THE ANDERSON'S, INC.	fuel	4714.42
FASTENAL COMPANY	supplies	7.82
FLEETPRIDE	repairs	196.94
FOX INTERNATIONAL, INC.	repairs	309.58
JOE FROILAND PLBG & HTG	maintenance	245.38
GALE GROUP	books	903.23
GALLS, LLC	uniform	303.71
ZIEGLER	repairs	433.76
GOOGLE, INC	fees	311.74
GALEN'S PRO-MOW	repairs	485.46
GRAHAM TIRE CO.	repairs	79.95
GRAB AND GO AUTO SALVAGE L	repairs	46.97
HAHN ROOFING COMPANY	roof	34047.50
HELEN'S LAUNDRY	supplies	43.75
HEMPHILL LAW OFFICE P.L.C	fees	8418.99
HOLM'S/AMERICAN RADIATOR L	repairs	766.00
HOLMES LOCK & SAFE CO.	maintenance	110.00
HLW ENINERING GROUP	testing	2325.00
IOWA CENTRAL COMMUNITY COL	registration	35.00
IA COMMUNICATIONS NETWORK	telephone	12.84
IOWA DEPT NATURAL RESOURCE	fees	27328.84
IOWA LAKES ELECTRIC COOP	utilities	1042.70
INSURANCE ASSOCIATES	ssmid refund	22.58
IOWA INFORMATION PUB.	advertising	75.00
INGRAM LIBRARY SERVICES	books	2129.49
IOWA OUTDOORS	books	12.00
IOWA DEPT OF AGRI & LAND S	fees	84.00
JANITORS CLOSET	supplies	222.70

KAPPS FIRE EXTINGUISHER SA	maintenance	100.15
KEYSTONE LABORATORIES INC.	testing	190.40
KAPCO POSTAL PACK & SHIP	supplies	60.32
KNIGHT PROTECTION, INC.	services	300.00
KOENIG PORTABLE TOILETS	services	1040.00
KRUSE, CATE & NELSON	fees	33654.11
LAW ENFORCEMENT SYSTEMS	supplies	1649.00
LEADING EDGE AVIATION	management	2916.67
HANSON PLUMBING & HEATING	maintenance	125.00
LOHMAN LANDSCAPING AND TRE	pavers	15051.00
MAR-LIN BUSINESS SUPPLY	supplies	262.84
MENARDS-SPENCER	maintenance	1102.49
MICHAELSON INC.	maintenance	1239.36
STAR TRIBUNE	subscription	499.20
MILTON CYCLE LLC	repairs	77.50
MURPHY TRACTOR/POWER PLAN	repairs	62.56
NAPA AUTO PARTS	repairs	303.95
NIELSEN'S TIRE CO.	repairs	5933.55
NOTEBOOM IMPLEMENT LLC	repairs	138.06
HELLER ENTERPRISES LLC DBA	maintenance	3.16
NUTRI-JECT SYSTEMS, INC.	services	45933.29
NORTHERN SAFETY & INDUSTRI	supplies	27.26
PEOPLE FOR PETS	contract	400.00
PALO ALTO COUNTY HOSPITAL	misc	159.30
PETTY CASH-MANDIE ROBERTS	supplies	74.89
DON PIERSON FORD	repairs	678.86
PIXLER ELECTRIC	maintenance	4490.13
UNITED STATES POSTAL SERV	postage	800.00
QUILL CORPORATION	supplies	466.12
RED'S RADIATOR REPAIRS	repairs	90.00
RADIO SHACK	supplies	69.99
R.D.G. PLANNING AND DESIGN	services	2128.94
RIVER VALLEY TELECOMMUNICA	telephone	80.28
RICK'S PEST CONTROL	services	80.00
ROWEKAMP	supplies	133.00
RTI	supplies	279.35
SECRETARY OF STATE	supplies	30.00
SHERWIN WILLIAMS	maintenance	641.26
STATE STEEL	maintenance	848.42
BOMGAARS	maintenance	466.06
SHOWCASES	supplies	103.19
SEBCO BOOKS	books	36.61
CLAY CO DEPT OF HUMAN SERV	Griffin Dist	186.45
SOLUTIONS INC	maintenance	558.98
SPEED PRINTERS	supplies	550.50
SLASH POINT SALES	misc	79.90
SPENCER AUTO PARTS	repairs	1116.27
SPENCER AVIONICS	repairs	201.24
SPENCER COMM SCHOOLS	local option	83971.89
SPENCER DAILY REPORTER	publication	2050.49
CRA PAYMENT CENTER/SPENCER	repairs	16.35
SPENCER FAMILY YMCA	Griffin Dist	186.45
SPENCER MUNI HOSPITAL	testing	300.00
SPENCER MUNI. UTILITIES	utilities	31428.04
SPENCER OFFICE SUPPLIES	supplies	79.33
SPENCER RED POWER	cap equipment	39625.00
SPENCER READY MIX	maintenance	3229.75
SPENCER SIGNS	supplies	1590.76
SPENCER TROPHY & AWARDS	supplies	49.75
STA-MEL ENTERPRISES, INC.	salt	1704.64

STAPLES CREDIT PLAN	supplies	150.59
STATE BANK	principle	83907.50
UNITYPOINT CLINIC-OCCUPATI	testing	296.00
STALLS	repairs	10.52
TESTAMERICA ANALYTICAL TES	testing	327.00
TOOL DEPOT	misc	73.70
TURFWERKS	repairs	43.51
USA TODAY	books	293.54
U.S. CELLULAR	supplies	27.03
UTILITY EQUIPMENT CO.	repairs	462.08
VHB	ssmid refund	722.13
VISA	mtg expenses	1494.41
VOLTMER INC.	pay estimate	178536.33
WHITE GLOVE JANITORIAL SER	supplies	49.48
WILLIAMS & COMPANY	ssmid refund	142.72
WRIGHT EXPRESS FSC	fuel	431.40
ZIMCO SUPPLY	supplies	9033.36
THOMAS NELSON	ssmid refund	145.83
EUGENE WOOD	ssmid refund	900.49
SPENCER JAYCEES	Griffin Dist	186.45
JOSEPH ZENKOVICH	ssmid refund	101.85
RICHARD & KATHY KREBSBACH	ssmid refund	37.80
DAN PULLEN	services	50.00
MICAH VAN OTTERLOO	uniform	48.99
KAYLA SCHLICHTE	reimbursement	204.44
JONES & GEYER	ssmid refund	193.00
STEVEN G & JEANINE M HALL	ssmid refund	112.66
DAVID JACOBSEN	sidewalk grant	515.00
JACOBSEN HOMES CORP	ssmid refund	679.80
DAVID KAUS	sidewalk grant	854.90
RUSSELL WRIGHT	sidewalk grant	226.80
CLAY COUNTY FAIR	sidewalk grant	4882.20
TOM R NELSON	sidewalk grant	360.50
JACOBSEN HOMES CORP	sidewalk grant	463.50
TOTAL		862684.85
	FUND TOTALS	
	GENERAL	101206.82
	RST CASH	88156.22
	SP REVENUE	218365.10
	SSMID	2379.06
	DEBT SERVICE	83907.50
	CAP PRJ	43271.93
	GRIFFIN TRUST	559.35
	ENTER CAP PRJ	185286.33
	SEWER	54110.52
	AIRPORT	7358.53
	SOLID WASTE	16778.98
	LANDFILL	40429.85
	REG COLL CNTR	197.40
	GOLF	17150.57
	GOLF RESERVE	26.69
	HOEPPNER	
	TRUST	3500.00
	TOTAL	862684.85