

SPENCER CITY COUNCIL MEETING
March 2, 2015
SPENCER, IOWA

The City Council of the City of Spencer, Iowa, met on the 2nd day of March, 2015, 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, Bomgaars, Swanson, Hanson, Moriarty
Absent: Orrison, Prentice

Kiley Miller, Iowa Lakes Corridor Development Corporation, gave an update.

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

Minutes of February 16, 2015;

Licenses: Class C Liquor License for Sarg's; subject to fire inspection and final approval by the Iowa Alcoholic Beverages Division;

Resolution No. 5376: Resolution Acknowledging Receipt of Fiscal Year 2015-2016 Budget of Spencer Municipal Hospital of the City of Spencer, Iowa;

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

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

Whereupon, the Mayor declared the motion carried.

The Mayor announced that this was the time and place for a Public Hearing on the Proposed Sale of Lot Four (4) Green Industrial Center First Addition.

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 Bomgaars introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Hanson 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, Moriarty

Nays: None

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

RESOLUTION NO. 5377: A RESOLUTION APPROVING AND AUTHORIZING THE SALE OF CITY REAL PROPERTY TO BLACK HILLS/IOWA GAS UTILITY COMPANY, LLC

This being the time and place specified for holding a public hearing and taking action on the proposal to enter into a Sewer Revenue Loan and Disbursement Agreement, the City Clerk announced that no written objections had been placed on file. Whereupon, the Mayor called for any written or oral objections, and there being none, the Mayor declared the public hearing closed.

After due consideration and discussion, Council Member Petska introduced the following resolution and moved its adoption, seconded by Council Member Hanson. The Mayor put the question upon the adoption of said resolution, and the roll being called, the following Council Members voted:

Ayes: Petska, Bomgaars, Swanson, Hanson, Moriarty

Nays: None

Whereupon, the Mayor declared the resolution duly adopted as hereinafter set out.

RESOLUTION NO. 5378: Resolution taking additional action with respect to a Sewer Revenue Loan and Disbursement Agreement and authorizing, approving and securing the payment of a \$575,000 Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement)

The Mayor announced that this was the time and place for a Public Hearing on Proposed Rezoning of Real Property Owners Troy & Jennifer Huisenga Located at 515 6th Ave. E., Spencer, Clay County, Iowa (from C-2 Hwy Commercial to A Residential Zoning).

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 placed on file an ordinance entitled, AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OWNED TROY C. HUISENGA AND JENNIFER M. HUISENGA LOCATED AT 515 6th AVENUE EAST, SPENCER, CLAY COUNTY, IOWA, AND LEGALLY DESCRIBED

HEREIN AND AMENDING THE OFFICIAL ZONING MAP.

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

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

The Mayor announced that this was the time and place for a Public Hearing on Proposed Zoning Ordinance Text Amendment to the Zoning Code to Revise Regulations Applicable to the Use Classification of Food Processing.

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 Moriarty introduced and caused to be placed on file an ordinance entitled, "An Ordinance Amending Title 9, Chapter 2, Section 2 (B) (35) of the Spencer City Code (Food Processing)"

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

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

Council Member Bomgaars 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, Moriarty
Nays: None

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

RESOLUTION NO. 5379: A RESOLUTION ADOPTING THE CITY OF SPENCER

**ANNUAL BUDGET FOR FISCAL YEAR ENDING
JUNE 30, 2016**

It was moved by Council Member Hanson, seconded by Council Member Bomgaars to approve the 5 Year Capital Improvement Plan (FY 2016-FY 2020). The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Bomgaars moved that the proposed ordinance entitled "AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OWNED BY CENTERS AGAINST ABUSE AND SEXUAL ASSAULT LOCATED AT 517 6TH AVENUE EAST, SPENCER, CLAY COUNTY, IOWA, AND LEGALLY DESCRIBED HEREIN AND AMENDING THE OFFICIAL ZONING MAP"; be placed on file and finally passed and adopted as Ordinance No. 778. 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, Moriarty
Nays : None
Absent: Orrison, Prentice

Whereupon, the Mayor declared the motion carried and said proposed ordinance 778 duly passed and adopted and signed his approval thereto.

**ORDINANCE NO. 778: AN ORDINANCE AMENDING THE ZONING
CLASSIFICATION OF REAL PROPERTY OWNED
BY CENTERS AGAINST ABUSE AND SEXUAL
ASSAULT LOCATED AT 517 6TH AVENUE EAST,
SPENCER, CLAY COUNTY IOWA, AND LEGALLY
DESCRIBED HEREIN AND AMENDING THE OFFICIAL
ZONING MAP**

Council Member Swanson moved that the proposed ordinance entitled AN ORDINANCE AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE CITY SPENCER AND AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OF THE MERRILL COMPANY AS DESCRIBED HEREIN AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPENCER, IOWA be finally passed as Ordinance No. 779. 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, Bomgaars, Swanson, Hanson, Moriarty
Nays : None
Absent: Orrison, Prentice

Whereupon, the Mayor declared the motion carried and Ordinance No. 779 duly passed and adopted and signed his approval thereto.

**ORDINANCE NO. 779: AN ORDINANCE AMENDING THE COMPREHENSIVE
LAND USE PLAN OF THE CITY OF SPENCER AND
AMENDING THE ZONING CLASSIFICATION OF REAL
PROPERTY OF THE MERRILL COMPANY AS
DESCRIBED HEREIN AND AMENDING THE
OFFICIAL ZONING MAP OF THE CITY OF SPENCER,
IOWA**

Council Member Petska introduced the resolution next hereinafter set out and moved its adoption, seconded by Council Member Moriarty; and after due consideration thereof by the Council, the Mayor put the question upon the adoption of said resolution, and the roll being called, the following named Council Members voted:

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

Whereupon, the Mayor declared said resolution duly adopted, as follows:

RESOLUTION NO. 5380: A RESOLUTION APPROVING BRIAN WEUVE AS DEPUTY CITY MANAGER/FINANCE OFFICER OF THE CITY OF SPENCER, IOWA

The Mayor announced that bids for the construction of the 2015 PCC Paving Project No. 1 had been received, opened and read aloud at 1:00 p.m., at the Council Chambers, City Hall, on February 27, 2015, and that this was the time and place set for the consideration of such bids.

Thereupon, the City Clerk reported the results of the bidding and the Project Engineers made their recommendation thereon to the Council.

Council Member Petska introduced the resolution next hereinafter set out and moved that the said resolution be adopted; 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, Bomgaars, Swanson, Hanson, Moriarty

Nays: Orrison, Prentice

Whereupon, the Mayor declared the said motion duly carried and the said resolution duly adopted.

RESOLUTION NO. 5381: RESOLUTION AWARDDING CONTRACT FOR THE 2015 PCC PAVING PROJECT NO. 1 (Vander Pol Excavating LLC)

Department Head Reports - Goals Reports were given

Engineer's Report

City Manager's Report: Home Base Iowa Announcement

Mayor's Report:

Opening on Muni. Golf Course Board

Council/Comm. Reports:

It was moved by Council Member Swanson, seconded by Council Member Bomgaars to approve the Bills and 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 7:45 P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

Reynold Peterson, Mayor

ATTEST:

Theresa E. Reardon, City Clerk

(SEAL)

VENDOR	DESCRIPTION	AMOUNT
ALLIANT ENERGY	utilities	299.65
AL-JON	repairs	38.55
A & M INC.	services	89.00
BLACK HILLS ENERGY	utilities	2,063.08
ARNOLD MOTOR SUPPLY	repairs	469.30
BAKER & TAYLOR CO.	books	30.75
BUDS SERVICE	services	20.00
CANON FINACIAL SERVICES	contract	111.55
CARTRIDGE CONNECTION	supplies	429.90
CENTRAL SERVICE & SUPPLY	repairs	246.86
VERIZON WIRELESS	services	80.04
CENTER POINT PUBLISHING	books	129.35
CLAY COUNTY AUDITOR	supplies	40.00
ALPHA WIRELESS COMM	maintenance	120.60
CRESCENT ELECTRIC	maintenance	187.75
COOPERATIVE ENERGY CO	fuel	276.48
COVERTTRACK GROUP INC.	technology	600.00
CENGAGE LEARNING	books	43.38
CULLIGAN	supplies	55.20
DEMCO	supplies	325.57
DENNIS SUPPLY-SC	demanufacture	200.00
CITY DIRECTORY INC.	supplies	836.00
DIAMOND VOGEL	maintenance	38.19
DYNO OIL CO. #32	fuel	511.58
DES MOINES REGISTER	subscription	20.00
ELM USA, INC	supplies	73.95
FAREWAY STORES #788	supplies	34.79
FAREWAY STORES #849	supplies	23.06
THE ANDERSON'S, INC.	fuel	16,626.65
FASTENAL COMPANY	supplies	33.32
FEDERAL EXPRESS CORP	supplies	91.85
FOX INTERNATIONAL, INC.	repairs	3,025.88
GALLS, LLC	uniform	239.96
ZIEGLER	repairs	213.80
GOOGLE, INC	supplies	422.44
GRADY'S UPHOLSTERY	repairs	110.00
HARDWARE HANK	maintenance	232.07
HASELHOFF CONSTRUCTION	pay estimate	33,146.19
HEARTLAND AG-BUSINESS GR	books	45.00
I STATE TRUCK CENTER	repairs	3,256.98
HUGHES PHARMACY	supplies	63.91
HY-VEE FOOD STORES	supplies	18.76
IOWA DEPT NATURAL RES	fees	27,534.50
IOWA PRISON INDUSTRIES	supplies	326.70
IA LAW ENFORCEMENT ACAD	training	5,857.00
INGRAM LIBRARY SERVICES	books	1,030.43
AIRGAS NORTH CENTRAL	supplies	489.21
IAPMO	dues	150.00
JANITORS CLOSET	supplies	297.97
JACK'S UNIFORMS & EQUIP	uniform	185.49
J.W. REPAIR	repairs	659.81
KIMBALL MIDWEST	supplies	322.72
KAPCO POSTAL PACK & SHIP	supplies	22.39
HANSON PLUMBING & HTG	maintenance	80.00
MAR-LIN BUSINESS SUPPLY	supplies	29.85
MCCLURE ENGINEERING CO.	fees	4,857.50
MENARDS-SPENCER	maintenance	350.24
MIDWEST TECHNOLOGY SER	technology	1,077.68

VEOLIA WATER N AMERICA	contract	62,869.78
KRISTAT AUTO PARTS LLC.	repairs	21.36
NAPA AUTO PARTS	repairs	560.04
NOTEBOOM IMPLEMENT LLC	repairs	30.03
NORTHWEST GLASS CO. INC.	maintenance	120.00
N.W. IA LEAGUE	mtg expense	72.00
N.W IA PLANNING & DEVELOP	services	3,500.00
REYNOLD PETERSON	mtg expense	239.25
PETTY CASH-MANDIE		
ROBERTS	supplies	28.00
PIXLER ELECTRIC	maintenance	324.10
POSM SOFT LLC	supplies	1,500.00
UNITED STATES POSTAL SERV	postage	800.00
RAMAKER & ASSOCIATES, INC.	software	4,317.50
SHERWIN WILLIAMS	maintenance	48.00
STATE STEEL	repairs	107.45
BOMGAARS	maintenance	265.05
SHIELD TECHNOLOGY CORP	technology	400.00
SOLUTIONS INC	technology	279.00
SPENCER AUTO PARTS	repairs	999.25
SPENCER INDUSTRIES FOUND.	mtg expense	25.00
AVERA MEDICAL SPENCER	misc	184.00
SPENCER OFFICE SUPPLIES	supplies	348.98
SPENCER TROPHY & AWARDS	supplies	11.00
STA-MEL ENTERPRISES, INC.	salt	13,327.62
STAPLES CREDIT PLAN	supplies	6.73
STREICHERS	uniform	65.94
TITAN MACHINERY	repairs	142.50
TESTAMERICA ANALYTICAL		
TEST	services	881.00
VISA	mtg expense	2,100.57
WHITE GLOVE JANITORIAL	supplies	52.34
WOODMAN CONTROLS CO	maintenance	10,800.00
ZALAZNIK SALES & SERVICE	repairs	86.82
HAGEDORN EXCAVATING INC.	snow removal	1,312.50
CHAD JULIUS	uniform	41.58
RICK AND KAREN ADAMS	misc	700.00
DR MICHELE DEVLIN	mtg expense	800.00
DR MARK GREY	mtg expense	1,000.00
TOTAL		216,560.27
	FUND TOTALS	
	GENERAL	54,328.62
	RST CASH	16,368.58
	SP REVENUE	184.00
	CAP PRJ	33,146.19
	SEWER	69,954.71
	AIRPORT	867.55
	SOLID WASTE	5,656.56
	LANDFILL	35,761.79
	GOLF COURSE	292.27
	TOTAL	216,560.27

Minutes are subject to approval by the Spencer City Council.