

**SPENCER CITY COUNCIL MEETING
May 18, 2015
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 18th day of May, 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, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty
Absent: None

Kiley Miller, Iowa Lakes Corridor Director - announced the Economic Development Award given to Randy Swanson, Council Member.

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

Approve Minutes of May 4, 2015;

Licenses: Approve Class E Liquor, Class B Wine, Class C Beer & Sunday Sales for **Hy-Vee**; Class C Beer Permit & Sunday Sales for **Casey's #1894** at 800 S. Grand Ave. and Class C Liquor License with Sunday Sales for **5:13**; both subject to all inspections & requirements

Motion: Approve Purchase of 10 sets of Bunker Gear for Spencer Fire Department from Veridian Fire Protective Gear of Spencer for \$18,140 (\$15,000 in CIP Plan);

Motion: Approve Agreement for Filing Assistance Services with Public Financial Management, Inc. (PFM);

Approve Sidewalk Construction and Assessment Agreements with Terry & Kimberly Wiegand, 316 E. 3rd Street; Chad and Ashley Atherton, 308 E. 3rd Street; and Patrick & Barbara Carey, 125 E. Park Street;

Motion: Confirm Jobs Trust Contribution of \$15,000 to Simonsen Iron Works (10 jobs);

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

Whereupon, the Mayor declared the motion carried.

The Mayor declared that this was the time and place for a Public Hearing on Proposed Vacation of an Existing Utility Easement in the West 4.5 Feet and North 5 Feet of Lot 4, Ell-Mor Court Addition, as Requested by Ron Manwarren.

The Mayor declared the Public Hearing Open:

Written Comments Against:

None

Oral Comments Against:

None

Written Comments in Favor of:

None

Oral Comments in Favor of:

None

The Mayor declared the Public Hearing Closed.

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

Whereupon, the Mayor declared the said motion duly carried and the said resolution adopted, as hereinafter set out.

RESOLUTION NO. 5402: A RESOLUTION VACATING A PERMANENT UTILITY EASEMENT LOCATED IN THE WEST 4.5 FEET AND THE NORTH 5.0 FEET OF LOT 4, ELL-MORE COURT ADDITION TO THE CITY OF SPENCER, CLAY COUNTY, IOWA

Council Member Hanson moved that the proposed ordinance entitled "AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OWNED BY IGL CONSTRUCTION, LLC LOCATED IN THE PLAT OF GATEWAY BY IGL FIRST ADDITION, AS LEGALLY DESCRIBED HEREIN AND AMENDING THE OFFICIAL ZONING MAP" be placed on file for the second time. Council Member Orrison 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, Hanson, Prentice, Moriarty
Nays: None
Absent: None

Whereupon, the Mayor declared the motion carried and said proposed ordinance was placed on file before the Council for the **second time**.

Council Member Hanson, seconded by Council Member Orrison moved that the rules requiring certain ordinances to be placed on file at two meetings prior to the meeting at which it is adopted be suspended. Whereupon, the Mayor put the question on 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 said proposed ordinance, at this time, was placed upon its final passage and adoption.

Council Member Swanson moved that the proposed ordinance entitled "AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OWNED BY IGL CONSTRUCTION, LLC LOCATED IN THE PLAT OF GATEWAY BY IGL FIRST ADDITION, AS LEGALLY DESCRIBED HEREIN AND AMENDING THE OFFICIAL ZONING MAP" be finally passed and adopted as Ordinance No. 785. Council Member Petska 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. 785 duly passed and adopted and signed his approval thereto.

ORDINANCE NO. 785: AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF REAL PROPERTY OWNED BY IGL CONSTRUCTION, LLC, LOCATED IN THE PLAT OF GATEWAY BY IGL FIRST ADDITION, AS LEGALLY DESCRIBED HEREIN, AND AMENDING THE OFFICIAL ZONING MAP

It was moved by Council Member Moriarty, seconded by Council Member Bomgaars to approve proposal for City of Spencer City Hall Preliminary Design Study/Renovation Master Plan with Cannon Moss, Brygger for \$13,000, from City Hall Reserve. The motion was declared carried when all Council Members present voted aye on voice call vote.

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

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

RESOLUTION NO. 5304: A RESOLUTION APPROVING AN OFF-STREET PARKING AND SIDEWALK AGREEMENT AND GRANT OF EASEMENT WITH KRI-LAR BUILDING PARTNERSHIP

Council Member Orrison introduced and caused to be placed on file an ordinance entitled, "AN ORDINANCE AMENDING TITLE 4, CHAPTER 4, SECTION 11, (D)(2) OF THE SPENCER CITY CODE AMENDING WASTEWATER SERVICE CHARGES IN THE CITY OF SPENCER". Council Member Bomgaars 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, Hanson, Prentice, Moriarty
Nays: None
Absent: None

Whereupon, the Mayor declared the motion carried and said proposed ordinance was placed on file before the Council for **1st filing**.

Engineer's Report: May 21, 2015 Public Project meeting at 5:30 PCC Paving Project #1

City Manager's Report:

Mayor's Report:

Council/Comm. Reports: May have Progress & Development & Public Works upcoming

It was moved by Council Member Prentice, seconded by Council Member Swanson 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: None

It was moved by Council Member Petska seconded by Council Member Moriarty to adjourn the meeting of the Spencer City Council at 6:52 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)

CLAIMS 5-18-2015

VENDOR	DESCRIPTION	AMOUNT
DEPARTMENT OF HUMAN SERV	pr deduct	\$1,162.66
FARMERS BANK	pr taxes	\$34,425.65
ICMA RETIREMENT TRUST-457	pr deduct	\$859.23
CLAY COUNTY SHERIFF	pr deduct	\$83.00
FARMERS BANK	fees	\$1,140.55

TREASURER, STATE OF IOWA	qtrly sales tax	\$10,681.46
TREASURER, STATE OF IOWA	monthly tax	\$9,546.29
EMPLOYEE BENEFIT SYSTEMS	premiums	\$100,569.06
PETTY CASH-SPENCER MUNICIPAL	reimburse	\$2,824.77
LANDFILL OF NORTH IOWA	mtg exp	\$50.00
JERRY LARSON	purchase	\$300.00
ALLIANT ENERGY	utilities	\$293.48
ALL STAR PRO GOLF	equipment	\$552.00
A & M INC.	services	\$340.65
ALPHA EXCAVATING	sidewalk	\$3,200.00
ALL AMERICAN TURF BEAUTY INC	maintenance	\$1,243.33
AED SUPERSTORE	supplies	\$550.00
AERUS	supplies	\$124.99
THE AMERICAN BOTTLING COMPANY	pop	\$120.96
BLACK HILLS ENERGY	utilities	\$478.22
ARNOLD MOTOR SUPPLY	repairs	\$200.01
SAFELITE FULFILLMENT, INC - AUT	repairs	\$437.46
BAKER & TAYLOR CO.	books	\$25.04
BECK ENGINEERING, INC.	services	\$2,900.00
BEAR GRAPHICS	supplies	\$227.26
SARAH BETH FUSCHSEN	mileage	\$312.36
BEEHIVE/BEN FRANKLIN	supplies	\$11.64
BJORKLUND PAINTING	painting	\$4,300.00
NORTHERN LIGHTS DISTRIBUTING	food	\$371.29
BOOK LOOK	books	\$945.33
BLACKTOP SERVICES CO.	maintenance	\$981.00
BRIDGESTONE GOLF, INC.	equipment	\$441.52
BUDS SERVICE	repairs	\$407.50
VERIZON WIRELESS	phones	\$100.86
CENTER POINT PUBLISHING	books	\$41.94
CANNON MOSS BRYGGER & ASSOCIATE	services	\$183.00
CLAY COUNTY ABSTRACT	abstract	\$543.00
CLAY COUNTY	local option	\$14,378.54
CLAY COUNTY TREASURER	taxes	\$364.60
THE DOOR DOCTOR	maintenance	\$646.84
COFFMAN'S LOCKSMITH SHOP	supplies	\$71.00
ALPHA WIRELESS COMMUNICATIONS	services	\$229.00
CRESCENT ELECTRIC	maintenance	\$71.72
CORNBELT POWER COOP	services	\$1,191.67
COOPERATIVE ENERGY COMPANY	fuel	\$2,167.58
CENGAGE LEARNING	books	\$377.46
CENTRAL IOWA DISTRIBUTING INC.	supplies	\$143.20
CULLIGAN	supplies	\$28.42
DE LOSS CONSTRUCTION	pay estimate	\$226,744.57
DELS GARDEN CENTER	maintenance	\$5,525.29
DIAMOND VOGEL	misc	\$291.13
DENISON DRYWALL CONTRACTING INC	maintenance	\$12,653.00
DYNO OIL CO. #32	fuel	\$151.38
DES MOINES REGISTER	subscription	\$20.00
ELM USA, INC	contract	\$70.00
ELECTRONIC ENGINEERING	cap prj	\$3,000.00
ECOLAB PEST ELIMINATION DIV.	maintenance	\$113.00
E.M.S. AUTO PARTS	repairs	\$89.40
FAIRCHILD MFG. INC.	repairs	\$2,441.39
FAREWAY STORES #788	supplies	\$64.81
FARM & HOME PUBLISHERS	books	\$476.00
THE ANDERSON'S, INC.	fuel	\$3,822.12
FASTENAL COMPANY	supplies	\$8.61
FOX INTERNATIONAL, INC.	repairs	\$300.72
FIRE PROOF PLUS, INC.	maintenance	\$275.60

JOE FROILAND PLBG & HTG	repairs	\$87.68
GCSAA	membership	\$375.00
GALEN'S PRO-MOW	repairs	\$369.74
GRAHAM TIRE CO.	repairs	\$228.54
GCC ALLIANCE CONCRETE, INC.	cap prj	\$1,027.50
GREG'S REPAIR	repairs	\$11.50
GOLD'S CUSTOM GRADING	services	\$300.00
H & N CHEV-BUICK	equipment	\$34,727.09
HARDWARE HANK	maintenance	\$78.08
HEMPHILL LAW OFFICE P.L.C.	fees	\$5,375.57
HLW ENGINERING GROUP	services	\$2,390.00
IMPACT PLASTICS INC.	repairs	\$1,981.58
IA COMMUNICATIONS NETWORK	telephone	\$4.38
IA DEPT OF PUBLIC SAFETY	supplies	\$2,919.00
INTERNATIONAL ASSC. OF	membership	\$102.00
IA DEPT OF TRANSPORTATION	supplies	\$58.52
IOWA LEAGUE OF CITIES	supplies	\$60.00
INGRAM LIBRARY SERVICES	books	\$16.09
IA STATE ASSOCIATION OF COUNTIE	mtg expense	\$50.00
ADVANCED SYSTEMS INC.	contract	\$338.98
JANITORS CLOSET	maintenance	\$690.36
JOBS TRUST	contribution	\$15,000.00
JOHNSTON AUTOSTORES	repairs	\$646.80
KIMBALL MIDWEST	supplies	\$95.08
KNIGHT PROTECTION, INC.	maintenance	\$150.00
KOENIG PORTABLE TOILETS	maintenance	\$225.00
KRUSE, CATE & NELSON	services	\$32,895.78
KUYU-FM	advertising	\$140.00
LARUE COFFEE	supplies	\$83.00
LEADING EDGE AVIATION	contract	\$2,916.67
L & G PRODUCTS INC.	cap prj	\$1,411.70
LOHMAN LANDSCAPING AND TREE SER	cap prj	\$6,930.00
L.P. GILL, INC.	disposal	\$1,364.00
MAR-LIN BUSINESS SUPPLY	supplies	\$65.15
MENARDS-SPENCER	maintenance	\$1,759.16
MICHAEL TODD & CO.	blades	\$5,376.25
KRISTAT AUTO PARTS LLC.	repairs	\$9.98
NAPA AUTO PARTS	repairs	\$354.03
NIELSEN'S TIRE CO.	repairs	\$814.95
NOTEBOOM IMPLEMENT LLC	repairs	\$74.46
NORTHWEST PRINTING CO.	supplies	\$79.58
NORTH IOWA SAND & GRAVEL INC.	maintenance	\$2,000.00
OMAHA WORLD HERALD	subscription	\$122.72
OLD DUTCH FOODS, INC.	food	\$41.30
OUTDOOR RECREATION PRODUCTS	cap prj	\$99,871.00
PENWORTHY COMPANY	books	\$593.29
PEOPLE FOR PETS	agreement	\$400.00
KIM PETERSON	mtg expense	\$6.38
PALO ALTO COUNTY HOSPITAL & CLI	misc	\$177.00
PETTY CASH-MANDIE ROBERTS	supplies	\$56.27
DON PIERSON FORD	repairs	\$200.38
PIXLER ELECTRIC	maintenance	\$221.69
PLUMBING & HEATING WHOLESALE	maintenance	\$50.83
RIVER VALLEY TELECOMMUNICATION	telephone	\$145.08
RICK'S PEST CONTROL	maintenance	\$80.00
SCHOENEMAN BROS. CO.	maintenance	\$24.23
JUSTIN SCHULTES	uniform	\$149.78
SHERWIN WILLIAMS	maintenance	\$386.33
STATE STEEL	supplies	\$17.20
BOMGAARS	maintenance	\$1,140.48

SIEH FARM DRAINAGE INC.	cap prj	\$4,027.12
SIOUXLAND DISTRICT HEALTH DEPT	misc	\$114.50
CARL ZEISS VISION SIOUXLAND	safety	\$200.00
SOLUTIONS INC	maintenance	\$487.22
SPEED PRINTERS	supplies	\$72.00
SPENCER AUTO PARTS	repairs	\$576.45
SPENCER COMM SCHOOLS	local option	\$35,946.36
SPENCER CHAMBER OF COMMERCE	misc	\$1,025.00
SAGA COMMUNICATIONS OF IOWA, LL	advertising	\$190.00
SPENCER DAILY REPORTER	publications	\$3,413.03
PRODUCTIVITY PLUS ACCOUNT/SPENC	repairs	\$4.45
SPENCER MUNI HOSPITAL	testings	\$512.00
SPENCER MUNI. UTILITIES	utilities	\$30,018.49
SPENCER OFFICE SUPPLIES	supplies	\$343.32
SPORT VIDEOS	supplies	\$76.00
SPENCER READY MIX	maintenance	\$4,308.00
STAPLES CREDIT PLAN	supplies	\$900.09
UNITYPOINT CLINIC-OCCUPATIONAL	testings	\$481.00
STALLS	repairs	\$9.96
TEXAS REFINERY CORP.	supplies	\$445.20
TRUCK EQUIPMENT INC.	repairs	\$496.15
TOOL DEPOT	misc	\$100.48
TYLER TECHNOLOGIES	training	\$906.25
U.S. CELLULAR	cards	\$294.08
THE WATER CONNECTION	supplies	\$13.00
VANDEBERG SCALES	maintenance	\$186.00
VISA	mtg expense	\$4,399.96
WRIGHT EXPRESS FSC	fuel	\$134.92
ZIMCO SUPPLY	supplies	\$295.60
DOUGLAS DUNCAN	uniform	\$132.92
BOB FAGEN	mtg expense	\$218.50
AL TROJHAN	safety	\$75.00
TYLER HECK	uniform	\$81.97
SPENCER MUNI LIBRARY TRUST	ren grant	\$1,999.00
KAYLA SCHLICHTE	mileage	\$55.97
WESLEY SCHULTES	misc	\$30.00
DICK ANDERSON	cap prj	\$530.00
DAVID OLTMAN	misc	\$95.00
TOTAL		\$777,154.71

FUND	
TOTALS	
GENERAL	\$94,172.15
RST CASH	\$64,936.24
SP REVENUE	\$161,398.60
CAP PRJ	\$380,020.61
ENT CAP PRJ	\$7,897.50
SEWER	\$11,636.66
AIRPORT	\$5,468.32
SANITATION	\$21,927.19
LANDFILL	\$11,269.85
LF ENV	
MNGM	\$50.00
REG COLL	
CNTR	\$349.45
GOLF	\$17,728.14
GOLF RES	\$300.00
TOTAL	\$777,154.71

Minutes are subject to approval by the Spencer City Council.