

**SPENCER CITY COUNCIL MEETING  
FEBRUARY 15, 2016  
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 15<sup>th</sup> day of February, 2016, 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, Swanson, Hanson, Prentice, Moriarty  
Absent: Orrison, Bomgaars

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

Approve Minutes of February 1, 2016;

Licenses: Ownership Update for Walgreens #1153;

**RESOLUTION NO. 5475: A RESOLUTION ADOPTING A FINAL ASSESSMENT SCHEDULE FOR SNOW REMOVAL COSTS AND CONFIRMING AND LEVYING THE ASSESSMENTS**

Set Public Hearing for City of Spencer Budget and Capital Improvement Plan for Fiscal Year 2016/2017 for March 7, 2016, 6:30 o'clock P.M.;

**RESOLUTION NO. 5476: RESOLUTION SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE A DEVELOPMENT AGREEMENT WITH THE WILLIAM J. MULLER REVOCABLE TRUST, INCLUDING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS IN AN AMOUNT NOT TO EXCEED \$150,000.00 - Public Hearing date is March 7, 2016, 6:30 o'clock P.M.**

**RESOLUTION NO. 5477: RESOLUTION SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE A DEVELOPMENT AGREEMENT WITH SPENCER AG CENTER, LLC, INCLUDING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS IN AN AMOUNT NOT TO EXCEED \$500,000.00 - Public Hearing date is March 7, 2016, 6:30 o'clock P.M.**

**RESOLUTION NO. 5478: RESOLUTION TO FIX A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE AND AUTHORIZE THE SALE OF REAL PROPERTY FOR REDEVELOPMENT - March 7, 2016**

Approve Quote from Alex Apparatus, Inc. for \$40,000.00 for Upgrading Extrication Equipment for Fire Department, CIP Item;

Approve Sewer Refund for Jacobsen Homes Corp. at 221 32<sup>nd</sup> Avenue West for \$666.86;

**RESOLUTION NO. 5479: RESOLUTION TO FIX A DATE FOR A PUBLIC HEARING ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION STREET IMPROVEMENT LOAN AGREEMENT AND TO BORROW MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$350,000.00 - Public Hearing date is March 7, 2016, 6:30 o'clock P.M.**

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

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

Whereupon, the Mayor declared the motion carried.

The Mayor announced this was the time and place set for a **Public Hearing on An Ordinance Amending Title 9, Chapter 3, Section 3 (D) and Title 9, Chapter 4A, Section 3 (D) to Provide for Maintenance of Historic Front Yard Setback Distances for Residential Properties Abutting North Grand Avenue;**

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.

It was moved by Council Member Hanson and seconded by Council Member Moriarty that the aforementioned ordinance be given its first consideration and that it be adopted. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

Ayes: Petska, Swanson, Hanson, Prentice, Moriarty

Nays: None

Absent: Orrison, Bomgaars

Whereupon, the Mayor declared the motion duly carried and that said ordinance had been given its first consideration.

The Mayor announced this was the time and place set for a **Public Hearing on An Ordinance amending Title 9, Chapter 9, Section 2A of the Spencer City Code to Permit "Indoor Sports and Recreation" as a Special Exception Use in the "E" Heavy Industrial Zoning District;**

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.

It was moved by Council Member Petska and seconded by Council Member Moriarty that the aforementioned ordinance be given its first consideration and that it be adopted. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

Ayes: Petska, Swanson, Hanson, Prentice, Moriarty

Nays: None

Absent: Orrison, Bomgaars

Whereupon, the Mayor declared the motion duly carried and that said ordinance had been given its first consideration.

Council Member Swanson introduced and caused to be placed on file an ordinance entitled, "An Ordinance to Update the Schedule of Street and Sidewalk Grades". Council Member Prentice seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

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

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

Council Member Hanson introduced and caused to be placed on file an ordinance entitled, "An Ordinance Amending Title 7, Chapter 11 of the Spencer City Code Concerning Snowmobiles". 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, Swanson, Hanson, Prentice, Moriarty  
Nays: None  
Absent: Orrison, Bomgaars

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

Council Member Hanson moved the adoption of a resolution entitled "RESOLUTION APPROVING A CONTRACT AND PERFORMANCE AND/OR PAYMENT BOND FOR THE 2016 FAIRWAY WOODS SECOND ADDITION PCC PAVING PROJECT", seconded by Council Member Swanson. After due consideration, the Mayor put the question upon the motion and the roll being called, the following named Council Members voted:

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

Whereupon, the Mayor declared the resolution duly adopted and signed approval thereto.

**RESOLUTION NO. 5480: RESOLUTION APPROVING A CONTRACT AND PERFORMANCE AND/OR PAYMENT BOND FOR THE 2016 FAIRWAY WOODS SECOND ADDITION PCC PAVING PROJECT (DeLoss Construction, \$240,481.06)**

Council Member Moriarty introduced and caused to be placed on file an ordinance entitled, "An Ordinance Amending Title 2, Chapter 14 to Establish a Quorum of the Plumbers Examining Board". 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, Swanson, Hanson, Prentice, Moriarty  
Nays: None  
Absent: Orrison, Bomgaars

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

**Engineer's Report:**

**City Manager's Report:**

**Mayor's Report:** NW Iowa League Meeting February 18, 2016 at Spencer  
Appointment of Tiffany Andreasen to Spencer Cares Committee

**Council/Comm. Reports:**

It was moved by Council Member Moriarty, 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:**

It was moved by Council Member Moriarty and seconded by Council Member Petska to adjourn the meeting of the Spencer City Council at 6:50 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

ATTEST:

\_\_\_\_\_  
Reynold Peterson, Mayor

\_\_\_\_\_  
Theresa E. Reardon, City Clerk

(SEAL)

February 15, 2016 Claims

VENDOR	DESCRIPTION	AMOUNT
FARMERS BANK	taxes	33,746.38
DEPARTMENT OF HUMAN SERVICES	deductions	1,117.96
ICMA RETIREMENT TRUST-457	deductions	975.00
FARMERS BANK	fees	76.21
CENTRAL PAYMENT	fees	889.86
TREASURER, STATE OF IOWA	sales tax	6,365.17
SCOTT LONG	misc	1,195.00
ALLIANT ENERGY	utilities	256.64
A & M INC.	services	392.75
BLACK HILLS ENERGY	utilities	2,184.79
ARNOLD MOTOR SUPPLY	repairs	459.71
ANIMAL MEDICAL CENTERS, P.C.	fees	633.01
APWA/ISOSWO	mtg exp	245.00
BAKER & TAYLOR CO.	books	1,020.97
BATTERY PRODUCTS INC.	supplies	52.87
BECK ENGINEERING, INC.	fees	750.00
SCOTT BERENDS	safety	100.00
BEE KLEEN LINEN & UNIFORM SERVICE	services	37.15
BUDS SERVICE	services	1,000.00
CARROLL CONSTRUCTION SUPPLY	maintenance	45.15
VERIZON WIRELESS	phones	114.44
CERTIFIED LABORATORIES	supplies	189.78
CENTURY BUSINESS PRODUCTS INC.	supplies	61.18
CANNON MOSS BRYGGER & ASSOCIATE	services	763.50
CENTURY LINK	services	900.00
CLAY COUNTY	local option	16,310.47
CLAY COUNTY RECORDER	recording	17.00
THE DOOR DOCTOR	maintenance	110.00
ALPHA WIRELESS COMMUNICATIONS	maintenance	178.77
CRESCENT ELECTRIC	maintenance	747.50
CONTINENTAL RESEARCH CORPORATION	supplies	314.02
COOPERATIVE ENERGY COMPANY	fuel	730.08
CENGAGE LEARNING	books	868.76
CREATIVE PRODUCT SOURCING INC.	supplies	21.80
CRYSTEEL TRUCK EQUIPMENT	repairs	17.04
VAUGHN DELOSS CONSTRUCTION	snow removal	776.25
DIAMOND VOGEL	maintenance	240.81
DYNO OIL CO. #32	fuel	8,427.41
ELLIOTT EQUIPMENT	repairs	191.07
ECOLAB PEST ELIMINATION DIVISION	services	116.96
E.M.S. AUTO PARTS	repairs	145.85
EMS ONE	supplies	3,045.00

FAREWAY STORES #788	supplies	33.99
FARM & HOME PUBLISHERS	supplies	487.00
THE ANDERSON'S, INC.	fuel	9,485.02
FASTENAL COMPANY	supplies	110.04
FOX INTERNATIONAL, INC.	repairs	612.36
FIRE PROOF PLUS, INC.	maintenance	62.00
GENERAL TRAFFIC CONTROLS	miscellaneous	737.68
GALLS, LLC	uniform	225.58
GOOGLE, INC	fees	429.16
GALEN'S PRO-MOW	repairs	14.98
GCS TECH, INC.	supplies	360.00
HAGEDORN EXCAVATING INC.	snow removal	2,557.50
HARDWARE HANK	supplies	93.42
HANNA TRUCKING	snow removal	690.00
HEIMAN INC.	maintenance	271.47
HEMPHILL LAW OFFICE P.L.C.	fees	6,765.10
HODGIN'S MFG.	repairs	40.00
HLW ENGINEERING GROUP	fees	3,000.00
IA LIBRARY ASSOCIATION	mtg exp	95.00
IA COMMUNICATIONS NETWORK	phones	11.59
IA DARE ASSOCIATION	supplies	50.00
IA DEPT OF PUBLIC SAFETY	supplies	2,502.00
IOWA LAKES ELECTRIC COOPERATIVE	utilities	1,424.18
IOWA PRISON INDUSTRIES	safety	822.69
INSTITUTE OF PUBLIC AFFAIRS	mtg exp	3,355.49
INGRAM LIBRARY SERVICES	books	83.75
AIRGAS NORTH CENTRAL	supplies	94.81
IAPMO	dues	150.00
IOWA PARK & RECREATION ASSOCIATION	dues	75.00
I WIRELESS	phones	43.49
JANITORS CLOSET	supplies	94.89
JACK'S UNIFORMS & EQUIPMENT	uniform	678.43
JOHNSTON AUTOSTORES	repairs	590.82
J.W. REPAIR	repairs	608.47
KAPCO POSTAL PACK & SHIP	supplies	38.57
KNIGHT PROTECTION, INC.	maintenance	375.00
KOENIG PORTABLE TOILETS	maintenance	300.00
LEADING EDGE AVIATION	contract	2,916.67
HANSON PLUMBING & HEATING dba L	maintenance	466.14
MAR-LIN BUSINESS SUPPLY	supplies	111.47
MCCREARY'S CREATIVE CATERING	mtg exp	105.00
MATT FURNITURE	miscellaneous	1,496.00
MENARDS-SPENCER	maintenance	452.76
MICHAEL TODD & CO.	repairs	250.08
MID-IOWA SALES CO.	supplies	100.71
MID-IA.SOL.WASTE EQUIPMENT	repairs	366.66
MID STATES BUILDERS, INC.	rental	2,745.00
MIDWEST TRIM & UPHOLSTERY	repairs	131.00
MOTION PICTURE LICENSING CORPORATION	contract	178.99
NAPA AUTO PARTS	repairs	373.60
NIELSEN'S TIRE CO.	repairs	2,881.34
NORGAARD SAND & GRAVEL	snow removal	2,941.25
NOTEBOOM IMPLEMENT LLC.	repairs	59.73
NORTHWEST PRINTING CO.	supplies	136.05
PEOPLE FOR PETS	services	400.00
DON PIERSON FORD	repairs	97.03
PIXLER ELECTRIC	maintenance	888.30
POSM SOFT LLC.	supplies	1,500.00
PHYSIO-CONTROL INC.	supplies	212.90
RIVER VALLEY TRUCK CENTERS INC.	repairs	109.42

RIVER VALLEY TELECOMMUNICATION	phones	76.98
RICK'S PEST CONTROL	maintenance	80.00
R&R PRODUCTS INC.	repairs	1,441.47
RC HAGEDORN TRUCKING LLC.	snow removal	776.25
SCHOON CONSTRUCTION	repairs	1,459.18
SHERWIN WILLIAMS	maintenance	160.78
BOMGAARS	maintenance	340.78
SIEH FARM DRAINAGE INC.	snow removal	1,465.00
CARL ZEISS VISION SIOUXLAND	safety	148.38
SOLUTIONS INC.	services	9,491.22
SPEED PRINTERS	supplies	359.40
SLASH POINT SALES	supplies	136.00
SPENCER AUTO PARTS	repairs	2,277.31
SPENCER COMM SCHOOLS	local option	40,776.18
SAGA COMMUNICATIONS OF IOWA, LLC	advertising	294.00
SPENCER DAILY REPORTER	publications	1,193.07
SPENCER MUNICIPAL HOSPITAL	testings	134.40
SPENCER HOSPITAL ATHLETIC ENHANCEMENT	miscellaneous	60.00
SPENCER MUNICIPAL UTILITIES	utilities	54,055.73
SPENCER OFFICE SUPPLIES	supplies	53.96
SPENCER SIGNS	supplies	357.50
UNITYPOINT CLINIC-OCCUPATIONAL	testings	111.00
STALLS	repairs	98.47
TOOL DEPOT	supplies	45.84
TYLER TECHNOLOGIES	supplies	62.50
VISA	mtg exp	2,092.90
WALLACE'S WATER CONDITIONING	supplies	46.50
WEST FOR AG LLC.	rental	3,600.00
WOODMAN CONTROLS COMPANY	maintenance	1,075.00
WRIGHT EXPRESS FSC	fuel	27.25
ZALAZNIK SALES & SERVICE	repairs	40.00
ZEE MEDICAL SERVICE SO.	supplies	61.60
TOTAL		264,519.54
	FUND TOTALS	
	GENERAL	83,810.40
	RST CASH	36,839.23
	SP REVENUE	62,558.96
	CAP PRJ	743.75
	WTP RES	2,745.00
	SEWER	11,635.51
	AIRPORT	10,158.38
	SANITATION	19,159.91
	LANDFILL	15,407.24
	GOLF	3,688.49
	C.G.-STOCK	984.91
	C.G.-FUEL	16,787.76
	TOTAL	264,519.54

Minutes are subject to approval by the Spencer City Council.