

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

The City Council of the City of Spencer, Iowa, met on the 15th day of August, 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, Orrison, Bomgaars, Swanson, Hanson, Prentice, Moriarty

Absent: None

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

Approve Minutes of August 1, 2016;

Licenses: - Class C Beer Permit and Sunday Sales for Tienda y Carniceria La Morenita at 205 11th Street S.E.; and Temporary Outdoor Service Area Extension for 5:13 for event August 27, 2016;

RESOLUTION NO. 5537: RESOLUTION TO FIX A DATE FOR A PUBLIC HEARING ON A PROPOSAL TO ENTER INTO A SEWER REVENUE LOAN AND DISBURSEMENT AGREEMENT AND TO BORROWER MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$4,100,000.00 (Public Hearing 9/19/2016, 6:30 o'clock P.M.)

RESOLUTION NO. 5538: RESOLUTION APPROVING OFFICIAL 2015-2016 FISCAL YEAR STREET FINANCE REPORT

RESOLUTION NO. 5539: RESOLUTION AUTHORIZING AND DIRECTING THE TEMPORARY CLOSING OF PORTIONS OF CITY STREET (West 5th Street) IN THE CITY OF SPENCER AS REQUESTED BY SPENCER MAIN STREET ON AUGUST 25, 2016

RESOLUTION NO. 5540: RESOLUTION AUTHORIZING AND DIRECTING THE TEMPORARY CLOSING OF PORTIONS OF CITY STREETS (East 5th Street) IN THE CITY OF SPENCER AS REQUESTED BY SEASONS CENTER ON SEPTEMBER 29, 2016

RESOLUTION NO. 5541: ADOPTING FINAL ASSESSEMENT SCHEDULE FOR THE

**NUISANCE ABATEMENT AND CONFIRMING AND
LEVYING THE ASSESSMENTS NUISANCE ABATEMENT
AND CONFIRMING AND LEVYING THE ASSESSMENTS
(NUISANCE ABATEMENT – Mowing)**

Motion: Approve four Subcontractors for the Wastewater System Improvements, Waste Treatment Plant Rehabilitation, Phase I Project, as follows: **Rock Solid Masonry** of Spirit Lake, Iowa; **Champion Coatings** of Savage, Minnesota; **Holstein Electric** of Holstein, Iowa; and **Southern Minnesota Urethanes** of Caledonia, Minnesota;

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.

Council Member Bomgaars moved that the proposed ordinance entitled “AN ORDINANCE AMENDING TITLE 7, CHAPTER 10 OF THE SPENCER CITY CODE CONCERNING THE OPERATION OF GOLF CARTS ON CITY STREETS” be finally passed and adopted as Ordinance No. 805. Council Member Orrison 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

Whereupon, the Mayor declared the motion carried and Ordinance No. 796 duly passed and adopted and signed his approval thereto.

**ORDINANCE NO. 805: AN ORDINANCE AMENDING TITLE 7, CHAPTER 10 OF
THE SPENCER CITY CODE CONCERNING THE
OPERATION OF GOLF CARTS ON CITY STREETS**

Council Member Orrison moved the adoption of a resolution entitled "RESOLUTION APPROVING CONTRACT AND BOND WITH SIOUX COMMERCIAL SWEEPING, INC., FOR 2016 HMA CRACK & PCC JOINT SEALING PROJECT FOR \$97,606.40", seconded by Council Member Moriarty. After due consideration, 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 resolution duly adopted and signed approval thereto.

**RESOLUTION NO. 5542: RESOLUTION APPROVING CONTRACT AND BOND
WITH SIOUX COMMERCIAL SWEEPING, INC., FOR 2016**

HMA CRACK & PCC JOINT SEALING PROJECT FOR \$97,606.40

Council Member Moriarty moved the adoption of a resolution entitled "RESOLUTION AWARDING CONTRACT FOR 2016 SANITARY SEWER REHABILITATION PROJECT TO MUNICIPAL PIPE TOOL CO., LLC OF HUDSON, IOWA FOR \$53,340.00; (Quotes received at City Hall 8/5/2016)", seconded by Council Member Petska. After due consideration, 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 resolution duly adopted and signed approval thereto.

RESOLUTION NO. 5543: RESOLUTION AWARDING CONTRACT FOR 2016 SANITARY SEWER REHABILITATION PROJECT (Municipal Pipe Tool Co., LLC, for \$53,340.00)

Council Member Bomgaars moved the adoption of a resolution entitled "RESOLUTION APPROVING CONTRACT & BOND FOR 2016 SANITARY SEWER REHABILITATION PROJECT WITH MUNICIPAL PIPE TOOL CO., LLC FOR \$53,340.00", seconded by Council Member Hanson. After due consideration, 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 resolution duly adopted and signed approval thereto.

RESOLUTION NO. 5544: APPROVING CONTRACT AND PERFORMANCE BOND FOR 2016 SANITARY SEWER REHABILITATION PROJECT (Municipal Pipe Tool Co., LLC, for \$53,340.00)

It was moved by Council Member Orrison, seconded by Council Member Moriarty to Authorize Riverfront Committee to negotiate contract with consultant for Spencer Riverfront Master Plan Project for up to \$50,000.00. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Hanson moved the adoption of a resolution entitled "RESOLUTION TO AWARD CONTRACT FOR 2016 SIDEWALK GRINDING PROJECT TO PRECISION CONCRETE CUTTING FOR SIDEWALK SAW CUTTING SERVICES; \$40,485.05", seconded by Council Member Bomgaars. After due consideration, 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 resolution duly adopted and signed approval thereto.

**RESOLUTION NO. 5545: RESOLUTION AWARDING CONTRACT FOR 2016
SIDEWALK GRINDING PROJECT (Precision Concrete Cutting
\$40,485.05)**

It was moved by Council Member Swanson, seconded by Council Member Orrison to Approve Preliminary Plat for Orwig's 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.

Engineer's Report:

City Manager's Report:

Mayor's Report:

Council Member Orrison moved the Appointment of Chris Tostenrud to Spencer Municipal Utilities Board, term expires 6-30-2022, seconded by Council Member Moriarty. After due consideration, the Mayor put the question upon the motion and the roll being called, the following named Council Members voted:

Ayes: Petska, Orrison, Swanson, Prentice, Moriarty

Nays: Bomgaars, Hanson

Whereupon, the Mayor declared the motion carried.

Council/Comm. Reports:

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:

It was moved by Council Member Orrison and seconded by Council Member Petska 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.

ATTEST:

Reynold Peterson, Mayor

Theresa E. Reardon, City Clerk

(SEAL)

JULY 2016 RECEIPTS	MTD REVENUE
001-GENERAL FUND	369,183.58
020-PROPERTY INSURANCE	1,865.77
040-CEMETERY RESERVE	17.98
041-RIVERSIDE COLUMBARIUM	12.74
045-LIBRARY RESERVE	80.92
047-COMM CTR RES	41.96
049-DRUG EDUCATION	1,729.50
050-POLICE RESERVE	191.80
051-D.A.R.E.	0.00
052-FIRE CAP IMPROVEMENT	405.40
053-CAPITAL IMPROVEMENT	92,079.25
054-STR IMP RESERVE	739.50
056-PARK RESERVE	984.28
057-PARK/RECR RESERVE	0.00
058-PARK SPECIAL PRJ	0.00
059-GOLF CAP IMPROVEMENT	0.00
060-RC SRYS/SIDEWALK RESERVE	30,292.95
061-ECONOMIC DEVELOPMENT	1,032.39
062-SHINE LOAN	4,200.39
063-RENAISSANCE INITIATIVE	20.23
064-CABLE TV	77.17
065-BRIDGE RESERVE	53.95
066-P.W. SINKING	633.85
067-AIRPORT CAPITAL RESERVE	0.00
068-CITY HALL RESERVE	116.88
069-RENTER DEPOSIT	0.00
070-ST WATER DISTRICT #1	1,799.89
071-ST WATER DIST#2	0.00
080-STORM SEWER RESERVE	799.44
085-RST CASH-HOTEL/MOTEL	218.78
087-RST CASH-SPENCER CARES	85.41
089-EMERGENCY FUND	242.00
090-QUALITY HSG INITIATIVE	23.23
092-TECHNOLOGY FUND	78.67
110-ROAD USE TAX	104,540.94
112-FICA/IPERS	2,092.62
113-WORK COMP	1,847.19
114-UNEMPLOYMENT	386.72
115-GROUP INSURANCE	35,646.72
117-CS EXPENSE	1,067.72
118-CS POLICE	3,608.03

119-POLICE SPECIAL PROCEEDS	10.49
120-CS FIRE	1,060.65
121-PASSENGER FACILITY	0.00
122-TREES FOREVER	0.75
124-LOCAL OPTION	166,860.07
125-T.I.F.	20,219.32
126-T.I.F. HY-VEE	0.00
127-SALES TAX TIF	25.47
162-SSMID	390.71
180-HOTEL/MOTEL-E.C.	0.00
181-HOTEL/MOTEL SOCCER	0.00
182-HOTEL/MOTEL RECREATION	0.00
183-HOTEL/MOTEL	0.00
200-DEBT SERVICE	42,034.58
300-CAPITAL IMPROVEMENT	60,000.00
500-PERPETUAL CARE	300.00
501-RIVERSIDE TRUST	15.73
502-COLUMBARIUM VAULT	3.75
503-NORTHLAWN PERP CARE	52.45
504-GRIFFIN TRUST	47.20
505-LEACH TRUST	14.24
600-ENTERPRISE CAPITAL IMPROVEMENTS	241,028.09
615-WTP RESERVE	1,085.64
620-SEWER	228,208.99
625-SAN SEWER RESERVE	749.24
630-CSI RESERVE	54,255.51
635-SEWER REV BND SKG FUND	98.15
660-AIRPORT ENTERPRISE	6,522.35
661-AIRPORT RESERVE	396.35
670-SOLID WASTE	186,092.60
671-SOLID WASTE RESERVE	507.23
672-SW TRNS ST CLOSURE	12.74
673-LANDFILL	174,660.34
674-LANDFILL IMPR/EQUIPMENT	812.92
675-LANDFILL BOND SKG	0.00
676-LANDFILL BOND RESERVE	0.00
677-LANDFILL-COMP PLANNING	142.36
678-LANDFILL ENVIRONMENT PROTECTION	110.89
679-LANDFILL POST CLOSURE	1,131.35
685-LANDFILL CELL CONST RES.	432.31
690-LANDFILL REGIONAL COLLECTION CENTER	8,128.99
680-LANDFILL CLOSURE FUND	554.44
682-LANDFILL ENVIRONMENTAL MANAGEMENT(EMS)	119.88

745-GOLF COURSE ENTERPRISE	50,317.08
746-GOLF COURSE RESERVE	26.22
949-CENTRAL GARAGE	0.00
950-FUEL EQUIPMENT	5,397.84
951-HOEPPNER TRUST	9.74
952-IGL DRUG TASK FORCE	0.00
953-ROSE RETAIL LOAN FUND	0.00
TOTAL	1,908,034.51

August 15, 2016 Claims

VENDOR	DESCRIPTION	AMOUNT
EMPLOYEE BENEFIT SYSTEMS	premiums	105,522.45
PETTY CASH-SPENCER MUNICIPAL GOLF	reimburse	5,641.20
FARMERS BANK	taxes	39,922.14
DEPARTMENT OF HUMAN SERVICES	deduction	1,117.96
ICMA RETIREMENT TRUST-457	deduction	975.00
CAMPBELL TREE SERVICE, LTD	service	7,400.00
CLAY COUNTY SHERIFF	deduction	653.92
AGSOURCE COOPERATIVE SERVICES	repairs	24.00
ALLIANT ENERGY	utilities	264.09
A & M INC.	services	435.67
ALL AMERICAN TURF BEAUTY INC.	services	392.66
THE AMERICAN BOTTLING COMPANY	supplies	122.64
BLACK HILLS ENERGY	utilities	3,662.46
ARNOLD MOTOR SUPPLY	repairs	890.13
ANIMAL MEDICAL CENTERS, P.C.	services	1,290.00
ARCH CHEMICALS	supplies	2,945.55
BAKER & TAYLOR CO.	supplies	522.41
BARCO MUN. PRODUCTS	supplies	429.94
NORTHERN LIGHTS DISTRIBUTING	supplies	603.52
BLUEGLOBES, LLC	supplies	444.03
BOLTON & MENK INC.	services	7,299.00
BOOK PAGE	supplies	300.00
BLACKTOP SERVICES CO.	maintenance	1,338.75
BOYER TRUCK	repairs	482.93
BRIDGESTONE GOLF, INC.	supplies	101.87
JULIE BREHMER	reimburse	58.50
BUDS SERVICE	services	1,025.00
THE BOULDER COMPANY	supplies	109.42
CANADIAN PACIFIC RAILWAY	maintenance	14,346.23
CAMPBELL TREE SERVICE, LTD	services	1,225.00
CANON FINANCIAL SERVICES	services	228.37
CDW GOVERNMENT INC.	supplies	10,292.10

CARROLL CONSTRUCTION SUPPLY	supplies	4,201.92
VERIZON WIRELESS	services	114.46
CENTER POINT PUBLISHING	supplies	43.14
CANNON MOSS BRYGGER & ASSOCIATE	services	482.71
CINTAS CORPORATION	supplies	80.83
CLAY COUNTY	local option	16,676.49
CLAY COUNTY RECORDER	services	22.00
CLAY CO. REGIONAL EVENT CENTER	support	10,000.00
CRESCENT ELECTRIC	maintenance	1,065.50
CORY JUERGENS CONSTRUCTION LLC	pay estimate	16,948.33
CONTINENTAL RESEARCH CORP	supplies	929.23
COPPER COTTAGE	maintenance	130.93
COOPERATIVE ENERGY COMPANY	fuel	10,549.00
GALE/CENGAGE	supplies	581.46
DEL'S GARDEN CENTER	maintenance	4,704.09
DEMCO	supplies	572.94
DYNO OIL CO. #32	fuel	924.56
EBSCO	supplies	2,042.77
ELM USA, INC	supplies	70.00
EMAGINE	miscellaneous	76.45
ECOLAB PEST ELIMINATION DIV.	maintenance	201.96
FAREWAY STORES #788	supplies	36.44
FAREWAY STORES #849-EMBG	supplies	42.54
MAXYIELD COOPERATIVE	fuel	4,610.61
FASTENAL COMPANY	supplies	66.69
FOX INTERNATIONAL, INC.	repairs	1,013.36
GFOA	meeting	70.00
GAMETIME	equipment	2,134.08
GALEN'S PRO-MOW	repairs	1,352.12
GRAHAM TIRE CO.	repairs	3,638.68
HARDWARE HANK	supplies	9.99
HANDY ANDY'S YARD/SPRAY	maintenance	1,483.09
HEIMAN INC.	supplies	791.30
HEMPHILL LAW OFFICE P.L.C.	fees	3,172.72
I STATE TRUCK CENTER	repairs	1,196.92
HY-VEE FOOD STORES #1636	supplies	12.37
ICAN	advertising	712.00
IA LIBRARY ASSOCIATION	dues	779.00
IOWA DEPARTMENT OF NATURAL RESOURCES	fees	1,450.00
IOWA DEPARTMENT OF PUBLIC SAFETY	fees	2,568.00
IOWA LAKES ELECTRIC COOPERATIVE	utilities	1,070.68
INGRAM LIBRARY SERVICES	supplies	1,546.84
AIRGAS NORTH CENTRAL	supplies	32.26

INSPIRON LOGISTICS	miscellaneous	2,640.00
IOWA PARK & REC. ASSN.	dues	525.00
I WIRELESS	services	43.49
JANITORS CLOSET	supplies	188.26
JOBS TRUST	housing	10,000.00
JOHNSTON AUTOSTORES	repairs	380.54
J.W. REPAIR	repairs	38.40
KELTEK INC.	supplies	185.99
KAPCO POSTAL PACK & SHIP	supplies	21.64
KNIGHT PROTECTION, INC.	maintenance	300.00
KOENIG PORTABLE TOILETS	maintenance	1,835.00
KRUSE, CATE & NELSON	services	30,560.57
LEADING EDGE AVIATION	contract	2,916.67
HANSON PLUMBING & HEATING dba L	maintenance	3,785.69
AGUSTIN DAVALAS-LOPEZ	refund	45.00
MAR-LIN BUSINESS SUPPLY	supplies	345.22
McNEILUS TRUCK & MANUFACTURING	repairs	399.18
MENARDS-SPENCER	maintenance	507.31
MIDWEST RADAR & EQUIPMENT	maintenance	300.00
MIDWEST TRIM & UPHOLSTERY	repairs	254.00
DEAN MONROE	miscellaneous	40.00
MUNICIPAL EMERGENCY SERVICES	supplies	115.00
MURPHY TRACTOR/POWER PLAN	equipment	144,442.53
NAPA AUTO PARTS	repairs	256.00
NIELSEN'S TIRE CO.	repairs	808.45
NELSON HEARING AID SERVICE	testing	75.00
NOTEBOOM IMPLEMENT LLC	repairs	1,144.38
NORTHWEST IOWA PLANNING & DEVELOPMENT	services	1,826.28
HELLER ENTERPRISES LLC DBA NORT	maintenance	1,670.92
NORTHWEST PRINTING CO.	supplies	30.00
RAY O'HERRON CO., INC.	supplies	227.63
O'REILLY AUTO PARTS	repairs	6.69
OFFICE SYSTEMS COMPANY	contract	1,231.31
OVERDRIVE	contract	1,252.97
OLD DUTCH FOODS, INC.	supplies	118.32
PEOPLE FOR PETS	contract	400.00
PETTY CASH-MANDIE ROBERTS	supplies	45.00
DON PIERSON FORD	repairs	402.05
POOL TECH	supplies	643.50
PIXLER ELECTRIC	maintenance	720.12
UNITED STATES POSTAL SERVICES	supplies	847.00
THERESA REARDON	mtg exp	34.42
THE RETROFIT COMPANIES	disposal	328.13

RIVER VALLEY TELECOMMUNICATION	phone	76.59
RICK'S PEST CONTROL	maintenance	115.00
SHERWIN WILLIAMS	maintenance	132.87
STATE STEEL	maintenance	118.80
BOMGAARS	maintenance	477.87
SEBCO BOOKS	supplies	2,029.09
SIMONSEN IRON WORKS	repairs	147.88
SOLUTIONS INC.	maintenance	487.22
SPEED PRINTERS	supplies	97.50
SPENCER AUTO PARTS	repairs	1,504.14
SPENCER COMMUNITY SCHOOLS	local option	41,691.23
SAGA COMMUNICATIONS OF IOWA, LL	advertising	168.00
SPENCER DAILY REPORTER	publications	694.43
PRODUCTIVITY PLUS ACCOUNT/SPENC	repairs	60.52
SPENCER FAMILY YMCA	contract	16,961.20
SPENCER FLIGHT BREAKFAST	donation	500.00
AVERA MEDICAL GROUP SPENCER	physical	1,219.00
SPENCER MUNI HOSPITAL	testing	105.90
SPENCER MUNI. UTILITIES	utilities	45,700.07
SPENCER OFFICE SUPPLIES	supplies	510.04
SPENCER READY MIX	maintenance	2,684.00
STATE LIBRARY OF IOWA	database	586.65
STATE LIBRARY OF IOWA	contract	58.00
SPENCER TROPHY & AWARDS	supplies	11.00
SPENCER YOUTH BASEBALL	reimburse	2,000.00
UNITYPOINT CLINIC-OCCUPATIONAL	testing	74.00
HOPE HAVEN D.B.A SUNSHINE SERVICES	maintenance	20.29
SWANA	dues	257.00
TEXAS REFINERY CORP.	maintenance	343.00
TENNIS COURTS UNLIMITED	resurface	60,498.00
JOANNA NORGAARD	mowing	430.00
TOFT ELECTRIC	maintenance	120.55
TOOL DEPOT	supplies	399.99
ULTRAGREEN	equipment	10,753.32
WINFIELD US	maintenance	124.17
UNITED ROTARY BRUSH CORPORATION	supplies	328.74
U.S. CELLULAR	cards	507.46
THE WATER CONNECTION	supplies	98.70
VAN-WALL EQUIPMENT INC.	equipment	50,250.00
VISA	mtg exp	1,982.97
WALLACE'S WATER CONDITIONING	supplies	46.50
WHITE GLOVE JANITORIAL SERVICE	supplies	149.77
WEST FORK AG LLC	repairs	91.00

WINTER EQUIPMENT COMPANY INC.	supplies	1,018.55
WOODMAN CONTROLS COMPANY	maintenance	1,075.00
ZIMCO SUPPLY	supplies	1,539.00
MICHAEL ANDERSON	miscellaneous	35.00
KENT HERBOLD	miscellaneous	100.00
BOB FAGEN	mileage	97.20
THE MESSENGER	advertising	145.00
JIM HYNES	miscellaneous	75.00
BUTCH SIERCK	sidewalk grant	291.60
TOTAL		769,201.87
FUND TOTAL		
GENERAL		152,489.16
RST CASH		206,186.64
SP REVENUE		172,519.79
CAP PRJ		88,052.11
ENT CAP PRJ		31,779.64
SEWER		5,874.60
AIRPORT		11,587.69
SOLID WASTE		13,623.20
LANDFILL		9,211.04
ENV MNGMNT		724.96
REG COLL CNTR		552.95
GOLF		15,439.00
GOLF RESERVE		50,250.00
CG SUPPLIES		362.09
CG FUEL		10,549.00
TOTAL		769,201.87

Minutes are subject to approval by the Spencer City Council.