

**SPENCER CITY COUNCIL MEETING
JULY 3, 2017
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 3rd day of July, 2017, 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: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
Absent: Petska, Orrison

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

Approve Minutes of June 19, 2017;

Approve Premises Update for smaller outdoor service area for RAGBRAI for **Clay County Fair Association**; and Class C Liquor License with Outdoor Service and Sunday Sales for **5:13**; both subject to final approval by Iowa Alcoholic Beverage Division;

RESOLUTION NO. 5654: RESOLUTION AUTHORIZING AND DIRECTING THE TEMPORARY CLOSING OF PORTIONS OF CITY STREETS IN THE CITY OF SPENCER AS REQUESTED BY SEASON'S CENTER FOR AUTUMN'S CENTER (September 19, 2017)

RESOLUTION NO. 5655: RESOLUTION ACKNOWLEDGING RECEIPT OF FISCAL YEAR 2016-2017 BUDGET AMENDMENT OF SPENCER MUNICIPAL HOSPITAL OF THE CITY OF SPENCER, IOWA

Approve Purchase of 4 Safe Routes to School Speed Signs from General Traffic of Spencer for \$14,132.00 (CIP Item);

Approve Purchase of Ram 4500 Chassis Cab from Asher Motors for \$33,838.00 and Extended Height Box from Crysteel for \$14,415.00 for the Street Department (CIP Item);

RESOLUTION NO. 5656: A RESOLUTION PROPOSING THE EXCHANGE OF CITY PROPERTY WITH PROPERTY OF ROBERT L. GINGER, SETTING A PUBLIC HEARING AND DIRECTING THE PUBLICATION OF NOTICE

RESOLUTION NO. 5657: A RESOLUTION PROPOSING THE GRANT OF AN ACCESS EASEMENT OVER THE LITTLE SIOUX RIVER RECREATIONAL TRAIL TO JOHN AND MARIE THOMAS, SETTING A PUBLIC HEARING AND DIRECTING THE PUBLICATION OF NOTICE

RESOLUTION NO. 5658: A RESOLUTION PROPOSING TEXT AMENDMENTS TO TITLE 9, CHAPTER 11, SECTION 11(D) CONCERNING MINIMUM REQUIREMENTS FOR RESIDENTIAL STRUCTURES; EXTERIOR WALL AND ROOF MATERIAL

RESOLUTION NO. 5659: TO PROVIDE FOR A NOTICE OF HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2017 NORTH PARK TRAIL PROJECT (IOWA D.O.T. TAP PROGRAM)

RESOLUTION NO. 5660: TO PROVIDE FOR A NOTICE OF HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2017 PEDERSON PARK ELECTRICAL AND LIGHTING IMPROVEMENTS

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

Ayes: Bomgaars, Jacobsen, 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 Proposal to Enter into a Sewer Revenue Improvement and Refunding Loan and Disbursement Agreement;**

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 Hanson moved the adoption of a resolution entitled "RESOLUTION AUTHORIZING AND APPROVING AN AMENDED LOAN AND DISBURSEMENT AGREEMENT AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$3,960,000.00 SEWER REVENUE IMPROVEMENT AND REFUNDING BONDS, SERIES 2017", seconded by Council Member Jacobsen. After due consideration, the Mayor put the question upon the motion and the roll being called, the following named Council Members voted:

Ayes: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5661 RESOLUTION AUTHORIZING AND APPROVING AN AMENDED LOAN AND DISBURSEMENT AGREEMENT AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$3,960,000.00 SEWER REVENUE IMPROVEMENT AND REFUNDING BONDS, SERIES 2017

Council Member Bomgaars moved that the proposed ordinance entitled "ORDINANCE AMENDING TITLE 7, CHAPTER 6, SECTION 2 OF THE SPENCER CITY CODE CONCERNING VEHICLE WEIGHT LIMITATIONS ON CITY STREETS" be finally passed and adopted as Ordinance No. 820. Council Member Hanson seconded the motion. The Mayor put the question upon the motion, and the roll being called, the vote thereon was as follows:

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

Whereupon, the Mayor declared the motion carried and Ordinance No. 820 duly passed and adopted and signed his approval thereto.

ORDINANCE NO. 820: ORDINANCE AMENDING TITLE 7, CHAPTER 6, SECTION 2 OF THE SPENCER CITY CODE CONCERNING VEHICLE WEIGHT LIMITATIONS ON CITY STREETS

Council Member Prentice moved the adoption of a resolution entitled "RESOLUTION REQUESTING THE ASSISTANCE OF NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION AND APPROVING THE ADMINISTRATION AGREEMENT FOR HAZARD MITIGATION GRANT FEMA-DR4234-007-IA (5 Backup Generators)", 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: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5662 A RESOLUTION REQUESTING THE ASSISTANCE OF NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION AND APPROVING THE ADMINISTRATION AGREEMENT

Council Member Jacobsen moved the adoption of a resolution entitled "RESOLUTION REQUESTING THE ASSISTANCE OF NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION AND APPROVING THE ADMINISTRATION AGREEMENT FOR HAZARD MITIGATION GRANT FEMA-DR4234-0012-IA (Corn Belt Lift Station Backup Generator)", 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: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5663 A RESOLUTION REQUESTING THE ASSISTANCE OF NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION AND APPROVING THE ADMINISTRATION AGREEMENT

It was moved by Council Member Hanson, seconded by Council Member Jacobsen to Approve Proposal from Barker LeMar Engineering Consultants for Fire Risk Management Plan and Training for the Northern Plains Regional Landfill for \$16,900.00. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Moriarty moved the adoption of a resolution entitled "RESOLUTION AUTHORIZING PERMANENT TRANSFER OF FUNDS AT 2016/17 FISCAL YEAR END", seconded by Council Member Prentice. After due consideration, the Mayor put the question upon the motion and the roll being called, the following named Council Members voted:

Ayes: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5664 RESOLUTION AUTHORIZING PERMANENT TRANSFER OF FUNDS AT 2016/17 FISCAL YEAR END

It was moved by Council Member Bomgaars, seconded by Council Member Jacobsen to Approve Sponsorship of Iowa Lakes Corridor Northwest Iowa Opportunities Hub at the Clay County Fair. 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 PROPOSING THE TRANSFER OF CITY PROPERTY WITH JACOBSEN HOMES, INC., SETTING A PUBLIC HEARING FOR JULY 17, 2017 AT 6:30 O'CLOCK P.M. AND DIRECTING PUBLICATION OF NOTICE", 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: Bomgaars, Hanson, Prentice, Moriarty
Nays: None
Abstain: Jacobsen

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

RESOLUTION NO. 5665 RESOLUTION PROPOSING THE EXCHANGE OF CITY PROPERTY WITH PROPERTY OF JACOBSEN HOMES, CORP., SETTING A PUBLIC HEARING AND DIRECTING THE PUBLICATION OF NOTICE

Council Member Bomgaars moved the adoption of a resolution entitled "RESOLUTION ACCEPTING WORK ON 2015 SOUTHERN POINTE APARTMENTS WITH SITE IMPROVEMENTS, SUPPLEMENTAL CONTRACT (Public Sidewalk along 13th Streets SW)", seconded by Council Member Jacobsen. After due consideration, the Mayor put the question upon the motion and the roll being called, the following named Council Members voted:

Ayes: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

RESOLUTION NO. 5666 ACCEPTING WORK COVERING THE 2015 SOUTHERN POINTE APARTMENTS SITE IMPROVEMENTS (Sidewalk Portion – Supplemental Contract)

Golf Course:

Planning Department:

Library:

Fire:

Police:

Public Works:

Park & Recreation:

City Attorney:

EMS Update:

Engineer's Report:

City Manager's Report:

Mayor's Report:

Council/Comm. Reports:

It was moved by Council Member Prentice, seconded by Council Member Moriarty 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 Jacobsen, seconded by Council Member Hanson to go into closed session under Iowa Code Section 21.5 (j).

The roll call vote thereon was as follows:

Ayes: Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

The Mayor declared the motion duly carried.

Closed session began at 7:16 o'clock P.M.

The City Council Meeting returned to open session at 7:52 o'clock P.M.

It was moved by Council Member Jacobsen and seconded by Council Member Moriarty to adjourn the meeting of the Spencer City Council at 7:57 o'clock 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)

July 3, 2017 Claims

VENDOR	DESCRIPTION	AMOUNT
A & M INC.	services	57.50
BLACK HILLS ENERGY	utilities	63.46
ARNOLD MOTOR SUPPLY	repairs	518.01
ANIMAL MEDICAL CENTERS	services	1,565.80
AUTO REFINISH SOLUTIONS	maintenance	205.00
BD CONSTRUCTION SERVICES	pay estimate	10,800.00
SCOTT BERENDS	cell phone	300.00
BEE KLEEN LINEN & UNIFORM	services	36.43
BLACKTOP SERVICES CO.	maintenance	3,094.50
BROWNELLS INC.	supplies	399.96
CARROLL CONSTRUCTION SUPPLY	supplies	285.24
VERIZON WIRELESS	phones	120.03
CLAY COUNTY	local option	16,606.57
CLAY CO. REGIONAL EVENT CENTER	qtrly payment	10,000.00
COE EQUIPMENT	maintenance	319.22
COMMUNITY INSURANCE	fees	1,000.00
ALPHA WIRELESS COMMUNICATIONS	maintenance	89.60
CRESCENT ELECTRIC	maintenance	46.44
COREY'S AUTO DETAILING	misc	200.00
CENTRAL IOWA DISTRIBUTING	supplies	142.00
CULLIGAN	supplies	60.65
DE LOSS CONSTRUCTION	pay estimate	89,985.05
DANKO EMERGENCY EQUIPMENT	clothing	282.04
DIAMOND VOGEL	supplies	9.70
DENISON FIRE DEPARTMENT	mtg	300.00
DYNO OIL CO. #32	supplies	290.00
CHUCK DUHN	cell phone	300.00
DES MOINES REGISTER	subscription	20.00
E.M.S. AUTO PARTS	repairs	11.37
DUDE SOLUTIONS	fees	4,336.50
FAREWAY STORES #788	supplies	47.63
MAXYIELD COOPERATIVE	fuel	2,062.80
FLEETPRIDE	repairs	483.96
FOX INTERNATIONAL	repairs	2,693.37
GFOA	dues	190.00
GENERAL TRAFFIC CONTROLS	service	6,948.16
ZIEGLER	repairs	1,525.33
GALEN'S PRO-MOW	repairs	440.40
GRAHAM TIRE CO.	repairs	969.89
GREG'S REPAIR	repairs	8.95
H & N CHEV-BUICK	repairs	52.92
SWANSON HARDWARE	supplies	65.42
HEMPHILL LAW OFFICE	fees	1,875.00
ISFSI	membership	125.00
I STATE TRUCK CENTER	repairs	228.57
IMWCA	premium	67,790.00
IOWA LEAGUE OF CITIES	dues	4,473.00
AIRGAS NORTH CENTRAL	supplies	123.98
INSPIRON LOGISTICS	service	2,640.00
I WIRELESS	phones	43.49

JANITORS CLOSET	supplies	261.42
JACK'S UNIFORMS & EQUIP	equipment	3,626.00
JOHNSTON AUTOSTORES	repairs	819.64
KIMBALL MIDWEST	repairs	17.22
KNIGHT PROTECTION, INC.	maintenance	720.00
KOENIG PORTABLE TOILETS	misc	262.50
LEROY & SONS	pay estimate	107,269.44
LUBE TECH	supplies	460.02
HANSON PLUMBING & HEATING	maintenance	315.25
MAR-LIN BUSINESS SUPPLY	supplies	319.01
MENARDS-SPENCER	supplies	2,121.36
MIDWEST RADIOLOGY	misc	41.00
MID-IA.SOL.WASTE EQUIP.	repairs	1,993.47
L-3 MOBILE-VISION INC.	maintenance	2,210.20
BRIAN MOHR	cell phone	300.00
VEOLIA WATER NORTH AMERICA	contract	67,554.69
MURPHY TRACTOR/POWER PLAN	repairs	167.78
NAPA AUTO PARTS	repairs	215.55
NELSON HEARING AID SERVICE	screenings	75.00
NOTEBOOM IMPLEMENT	repairs	89.86
N.W IA PLANNING & DEVELOP	dues	5,954.00
REYNOLD PETERSON	refund	55.00
PLASTIC RECYCLING OF IOWA FALLS	misc	1,501.00
PIXLER ELECTRIC	maintenance	120.00
POLICE LEGAL SCIENCES	training	2,040.00
CRAIG POULSEN	cell phone	300.00
SCHOENEMAN BRO	maintenance	26.46
SCOTT TECHNOLOGIES	fees	248.00
BOMGAARS	maintenance	751.47
CARL ZEISS VISION SIOUXLAND	glasses	334.94
SPEED PRINTERS	supplies	550.50
SPENCER COMM SCHOOLS	local option	41,516.43
SCT COSTUME SHOP	misc	230.60
PRODUCTIVITY PLUS ACCOUNT	repairs	330.00
SPENCER FAMILY YMCA	contract	9,604.00
SPENCER MUNICIPAL BAND	contract	7,600.00
SPENCER MUNI. UTILITIES	telephones	2,395.09
SPENCER OFFICE SUPPLIES	supplies	1,022.18
SULLIVAN CONCRETE	sidewalk	375.00
SWANA	misc	150.00
TRI STATE PAVING	maintenance	1,166.53
JOANNA NORGAARD	mowing	110.00
TRUCK EQUIPMENT	repairs	102.26
TEMPLE DISPLAY LTD	misc	430.76
U.S. CELLULAR	cards	314.73
THE WATER CONNECTION	supplies	36.00
VANDER POL EXCAVATING	pay estimate	586,525.62
VISA	mtgs	928.57
KENT HERBOLD	cell phone	300.00
MARK WHITE	cell phone	300.00
LINDA SCHALLER	reimburse	32.10
TIM HAMRICK	cell phone	300.00
MARK GLANDER	cell phone	300.00
JANET MINNER	refund	55.00
TERESA BALL	refund	50.00
NORMAN HALVERSON	sidewalk	378.00
DARR PROPERTIES	sidewalk	810.00
TOTAL		1,090,316.59
	FUND TOTALS	
	GENERAL	53,190.42
	RST CASH	27,792.09
	SP REVENUE	144,158.00
	CAP PRJ	676,510.67
	ENT CAP PRJ	107,269.44
	SEWER	68,819.06
	AIRPORT	63.46
	SOLID WASTE	4,394.46
	LANDFILL	4,332.22
	ENV MNGMNT	1,533.48
	REG COLL CNTR	400.02
	GOLF	453.08
	STOCK	1,400.19
	TOTAL	1,090,316.59

Minutes are subject to approval by the Spencer City Council.