

**SPENCER CITY COUNCIL MEETING  
JULY 17, 2017  
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 17<sup>th</sup> 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: Petska, Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Absent: None

Presentation of Urban Forestry Management Plan by Jason Walker, Iowa Department of Natural Resources;

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

Approve Minutes of July 3, 2017;

Approve Class C Beer Permit with Sunday Sales for Dyno's #31 & Class C Beer Permit with Sunday Sales for Dynos #32; both subject to final approval by Iowa Alcoholic Beverage Division;

Approve Spencer Care's Request #24 for City Mandated Tree Trimming, as recommended by the Spencer Care's Committee;

Change start time of August 7, 2017 City Council Meeting to 6:00 o'clock P.M.;

Approve Purchase of Flatbed Trailer for the Park Department from Performance Car & Truck of Spencer for \$6,980.52 (CIP Item);

**RESOLUTION NO. 5667:      RESOLUTION      AUTHORIZING      AND  
DIRECTING THE TEMPORARY CLOSING OF  
PORTIONS OF CITY STREETS IN THE CITY OF  
SPENCER AS REQUESTED BY CHAMBER OF  
COMMERCE ON BEHALF OF CLAY COUNTY  
FAIR CENTENNIAL COMMITTEE ON  
SEPTEMBER 7, 2017 FOR A SPECIAL EVENT**

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

Ayes: Petska, Orrison, 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 Zoning Ordinance Text Amendments to the City of Spencer Zoning Code to Amend Provisions of Title 9-11-11D Concerning Minimum Requirements for Residential Structures; Exterior Wall and Roof Material;**

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 Orrison introduced and caused to be placed on file an ordinance entitled, "AN ORDINANCE AMENDING TITLE 9, CHAPTER 11, SECTION 11(D) CONCERNING MINIMUM REQUIREMENTS FOR RESIDENTIAL STRUCTURES; EXTERIOR WALL AND ROOF MATERIAL". 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, Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

Absent: None

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

The Mayor announced this was the time and place set for a **Public Hearing on Proposed Exchange of City Property with Property of Robert L. Ginger;**

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 APPROVING AND AUTHORIZING THE EXCHANGE OF CITY PROPERTY WITH PROPERTY OF ROBERT L. GINGER", 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: Petska, Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5668 A RESOLUTION APPROVING AND AUTHORIZING THE EXCHANGE OF CITY PROPERTY WITH PROPERTY OF ROBERT L. GINGER**

The Mayor announced this was the time and place set for a **Public Hearing on Proposed Exchange of City Property with Property of Jacobsen Homes Corp.;**

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 to table action on exchange of City Property with Property of Jacobsen Homes Corp. seconded by Council Member Petska. The motion was declared carried when all Council Members present voted aye on voice call vote.

The Mayor announced this was the time and place set for a **Public Hearing on Proposed Grant of an Access Easement over the Little Sioux River Recreational Trail to John and Marie Thomas;**

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 Orrison moved the adoption of a resolution entitled "A RESOLUTION APPROVING THE GRANT OF AN ACCESS EASEMENT OVER THE LITTLE SIOUX RIVER RECREATIONAL TRAIL TO JOHN AND MARIE THOMAS", 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, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5669 A RESOLUTION APPROVING THE GRANT OF AN ACCESS EASEMENT OVER THE LITTLE SIOUX RIVER RECREATIONAL TRAIL TO JOHN AND MARIE THOMAS**

The Mayor announced this was the time and place set for a **Public Hearing on Proposed Plans, Specifications, Form of Contract and Estimate of Cost for the 2017 Pederson Park Electrical and Lighting Improvements;**

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 moved the adoption of a resolution entitled "RESOLUTION APPROVING AND CONFIRMING PLANS, SPECIFICATIONS AND FORM OF CONTRACT FOR 2017 PEDERSON PARK ELECTRICAL AND LIGHTING IMPROVEMENTS", 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: Petska, Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5670 RESOLUTION FINALLY APPROVING AND CONFIRMING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2017 PEDERSON PARK ELECTRICAL AND LIGHTING IMPROVEMENTS PROJECT**

The Mayor announced this was the time and place set for a **Public 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)**;

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 Petska moved the adoption of a resolution entitled "RESOLUTION APPROVING AND CONFIRMING PLANS, SPECIFICATIONS AND FORM OF CONTRACT FOR 2017 NORTH PARK TRAIL PROJECT (Iowa D.O.T. TAP Program)", 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, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5671 RESOLUTION FINALLY APPROVING AND CONFIRMING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2017 NORTH PARK TRAIL PROJECT (Iowa D.O.T. TAP Program)**

Discussion was held regarding the establishment of a Sewer Connection Fee for 2004 Menard's Sewer Project. It was moved by Council Member Hanson, Seconded by Council Member Orrison to authorize staff to prepare the schedule and ordinance to establish a Sanitary Sewer Connection Fee for 2004 Menard's Sewer Project. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Jacobsen, seconded by Council Member Bomgaars to Approve Information Services Agreement with Solutions for managed services. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Petska moved the adoption of a resolution entitled "RESOLUTION TO ACCEPT WORK ON 2016 11<sup>th</sup> STREET SE CULVERT REMOVAL PROJECT", seconded by Council Member Orrison. 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, Jacobsen, Hanson, Prentice, Moriarty

Nays: None

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

**RESOLUTION NO. 5672 ACCEPTING WORK COVERING THE 2016 11<sup>th</sup> STREET SE CULVERT REMOVAL PROJECT**

It was moved by Council Member Hanson, seconded by Council Member Jacobsen to Award Quote for Removal and Replacement of East Parking Lot at the Wastewater Treatment Plant to DeLoss Construction for \$24,178.26. 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/Comm. Reports:** Committee of the Whole, Visit the Landfill, July 31, 2017 5:30 o'clock P.M.

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 Petska and seconded by Council Member Jacobsen to adjourn the meeting of the Spencer City Council at 7:30 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

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Reynold Peterson, Mayor

ATTEST:

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Theresa E. Reardon, City Clerk

(SEAL)

JUNE 2017 RECEIPTS	MTD REVENUE
001-GENERAL FUND	689,927.17
020-PROPERTY INSURANCE	60,054.23
040-CEMETERY RESERVE	20,020.72
041-RIVERSIDE COLUMARIUM	12.47
045-LIBRARY RESERVE	25,071.29
047-COMM CTR RES	10,046.07
049-DRUG EDUCATION	2.93
050-POLICE RESERVE	64,396.08
051-D.A.R.E.	
052-FIRE CAP IMPR	100,381.79
053-CAPITAL IMPR	433,865.82
054-STR IMP RESERVE	692,460.39
056-PARK RESERVE	116,274.49
057-PARK/RECR RESERVE	0.00
058-PARK SPECIAL PRJ	0.00
059-GOLF CAP IMPR	0.00
060-RC SRYS/SIDEWALK RESERVE	125,275.30
061-ECONOMIC DEVELOPMENT	77,161.31
062-SHINE LOAN	4,196.52
063-RENAISSANCE INITIATIVE	25,022.27
064-CABLE TV	76.28
065-BRIDGE RESERVE	50.79
066-P.W. SINKING	150,574.42
067-AIRPORT CAPITAL RES	0.00
068-CITY HALL RESERVE	30,092.76
069-RENTER DEPOSIT	0.00
070-ST WATER DIST #1	1,831.48
071-ST WATER DIST#2	0.00
080-STORM SWR RESERVE	273,926.48
085-RST CASH-HOTEL/MOTEL	53,140.56
087-RST CASH-SPENCER CARES	10,087.14
089-EMERGENCY FUND	21,913.24
090-QUALITY HSG INITIATIVE	100,075.74
092-TECHNOLOGY FUND	115,143.50
093-ACCRUED BENEFITS	150,000.00
110-ROAD USE TAX	271,010.93
112-FICA/IPERS	439,977.59
113-WORK COMP	44,789.17
114-UNEMPLOYMENT	282.04
115-GROUP INSURANCE	254,519.91
117-CS EXPENSE	74.92
118-CS POLICE	2,680.19
119-POLICE SPECIAL PROCEEDS	11,065.52



120-CS FIRE	793.70
121-PASSENGER FACILITY	0.00
122-TREES FOREVER	2,862.66
124-LOCAL OPTION	332,234.34
125-T.I.F.	7,037.76
126-T.I.F. HY-VEE	0.00
127-SALES TAX TIF	54.27
162-SSMID	1,121.58
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	1,203,056.66
300-CAPITAL IMPROVEMENT	1,600,530.06
500-PERPETUAL CARE	1,500.00
501-RIVERSIDE TRUST	15.40
502-COLUMBARIUM VAULT	3.67
503-NORTHLAWN PERP CARE	52.07
504-GRIFFIN TRUST	46.20
505-LEACH TRUST	13.93
600-ENTERPRISE CAPITAL IMPR	213,031.65
615-WTP RESERVE	274,199.43
620-SEWER	262,271.12
625-SAN SEWER RESERVE	369,277.79
630-CSI RESERVE	60,459.96
635-SEWER REV BND SKG FUND	570,640.51
660-AIRPORT ENTERPRISE	6,479.41
661-AIRPORT RESERVE	46,741.76
670-SOLID WASTE	212,310.56
671-SOLID WASTE RESERVE	260,650.24
672-SW TRNS ST CLOSURE	12.47
673-LANDFILL	300,472.69
674-LANDFILL IMPR/EQUIPMENT	341,071.56
675-LANDFILL BOND SKG	0.00
676-LANDFILL BOND RESERVE	0.00
677-LF-COMP PLANNING	8,799.39
678-LF ENVT PROTECTION	4,232.22
679-LF POST CLOSURE	167,874.91
685-LANDFILL CELL CONST RES.	129,059.37
690-LF REGIONAL COLL CNTR	12,560.14
680-LANDFILL CLOSURE FUND	131,169.60
682-LANDFILL ENV MGMNT(EMS)	109,216.39
745-GOLF COURSE ENTERPRISE	53,283.89
746-GOLF COURSE RESERVE	4,169.00
949-CENTRAL GRAGE	0.00
950-FUEL EQUIPMENT	8,890.35
951-HOEPNER TRUST	0.00
952-IGL DRUG TASK FORCE	0.00
953-ROSE RETAIL LOAN FUND	0.00
TOTAL	11,071,678.22

July 17, 2017 Claims

VENDOR

DESCRIPTION

AMOUNT

CLAY COUNTY SHERIFF	pr deduction	252.18
PETTY CASH-SMGC	supplies	5,497.89
EMPLOYEE BENEFIT SYSTEMS	premiums	105,366.92
FARMERS BANK	taxes	47,494.38
ICMA RETIREMENT TRUST-457	pr deduction	335.00
DEPARTMENT OF HUMAN SERV	pr deduction	981.68
TRACY MUSSER	reimbursement	75.00
AGSOURCE COOPERATIVE SERVICES	misc	25.50
ALLIANT ENERGY	utilities	285.36
ALL STAR PRO GOLF	supplies	363.62
A & M INC.	services	560.59
ALL AMERICAN TURF BEAUTY INC	services	47.94
THE AMERICAN BOTTLING COMPANY	supplies	146.16
BLACK HILLS ENERGY	utilities	5,321.62
ARNOLD MOTOR SUPPLY	repairs	1,036.65
ARCH CHEMICALS	supplies	186.00
A.S.I. TIRE CENTER	repairs	426.45
SAFELITE FULFILLMENT	repairs	733.96
BAKER & TAYLOR CO.	supplies	667.44
AXON ENTERPRISE, INC.	supplies	1,710.62
BARCO MUN. PRODUCTS	supplies	500.52
BD CONSTRUCTION SERVICES	repairs	3,479.92
NORTHERN LIGHTS DISTRIBUTING	supplies	1,300.31
BLUEGLOBES	supplies	451.88
BOLTON & MENK	services	10,321.48
BOOK LOOK	supplies	986.22
BLACKTOP SERVICES	maintenance	2,617.50
BLUE LAKES DISTRIBUTING	supplies	58.00
BIBLIONIX	contract	3,255.40
BUDS SERVICE	towing	1,980.00
CAMPBELL TREE SERVICE	services	6,500.00
CANON FINACIAL SERVICES	maintenance	172.00
CC SCREEN PRINTING	miscellaneous	75.00
CARROLL CONSTRUCTION SUPPLY	maintenance	42.40
THE CARTRIDGE CONNECTION	supplies	149.95
VERIZON WIRELESS	phones	114.40
CENTER POINT PUBLISHING	supplies	66.51
CANNON MOSS BRYGGER	services	668.92
CERTIFIED TESTING SERVICES	testing	4,142.00
CLAY COUNTY TREASURER	inspection	493.00
ALPHA WIRELESS COMMUNICATIONS	maintenance	2,635.71
IOWA LAKES CORRIDOR	miscellaneous	1,500.00
COPPER COTTAGE	maintenance	1,303.58
COOPERATIVE ENERGY COMPANY	fuel	12,412.28
GALE/CENGAGE	books	375.87
CULLIGAN	supplies	5.25
DELS GARDEN CENTER	maintenance	6,309.41
DORSEY & WHITNEY	fees	9,122.00
DES MOINES REGISTER	subscription	40.00
EBSCO	subscription	49.66
EMAGINE	supplies	51.00
E-PRIDE OFFICE PRODUCTS	supplies	99.36
FAREWAY STORES	supplies	101.45

MAXYIELD COOPERATIVE	fuel	2,136.70
FASTENAL COMPANY	supplies	2,444.56
FELD FIRE	repairs	625.00
FOX INTERNATIONAL	repairs	200.83
FORT DODGE TRANSMISSION	repairs	1,052.00
GOOGLE	fees	445.83
CHAD GANSEN	mowing	154.00
GALEN'S PRO-MOW	repairs	1,286.14
GRAHAM TIRE	repairs	5,279.16
GRIDOR CONSTRUCTION	pay estimate	127,853.85
HEMPHILL LAW OFFICE	fees	6,411.67
I STATE TRUCK CENTER	repairs	499.38
HY-VEE FOOD STORES	supplies	28.61
ICAN	advertising	925.00
INT'L ASSOC ELEC INSP.	supplies	46.00
IOWA LAKES ELECTRIC COOP	electric	996.84
INSURANCE ASSOCIATES	insurance	555.50
INGRAM LIBRARY SERVICES	books	42.90
AIRGAS NORTH CENTRAL	supplies	371.61
IA COUNTY ATTORNEYS	meeting	195.00
JANITORS CLOSET	supplies	1,093.23
JACK'S UNIFORMS	uniform	586.39
JOHNSTON AUTOSTORES	repairs	167.13
JUNIOR LIBRARY GUILD	books	2,828.10
JUSTIN KEARNEY	reimbursement	80.00
KNIGHT PROTECTION	maintenance	150.00
KOENIG PORTABLE TOILETS	maintenance	1,485.00
KRUSE, CATE & NELSON	fees	28,112.18
KUYF-FM	advertising	302.00
LARUE COFFEE	supplies	151.20
LINCOLN AQUATICS	supplies	610.30
LIBRARY JOURNAL	subscription	157.99
MAR-LIN BUSINESS SUPPLY	supplies	41.00
MPH INDUSTRIES	maintenance	79.95
MCCLURE ENGINEERING	fees	14,198.50
McNEILUS TRUCK	maintenance	56.18
MENARDS-SPENCER	maintenance	377.38
MIDSTATE BUILDERS	maintenance	1,990.00
MIDWEST TRIM & UPHOLSTERY	repairs	578.00
MODERN MARKETING	supplies	598.81
NAPA AUTO PARTS	repairs	116.20
NIELSEN'S TIRE	repairs	1,067.27
NELSON HEARING AID SERVICE	screening	25.00
NOTEBOOM IMPLEMENT LLC	repairs	761.28
HELLER ENTERPRISES	maintenance	3,377.64
NORTHWEST PRINTING	supplies	67.00
NORTHERN SAFETY	supplies	202.16
OLD DUTCH FOODS	supplies	20.30
PETERBILT OF SIOUX CITY	repairs	50.19
DON PIERSON FORD	repairs	6.03
PIXLER ELECTRIC	maintenance	1,217.66
PLUMBING & HEATING WHOLESAL	maintenance	1,185.94
UNITED STATES TREASURY	fees	180.11

QUILL CORPORATION	supplies	61.14
RAMAKER & ASSOCIATES	fees	4,070.00
THE PAVEMENT DOCTOR	maintenance	1,402.50
R.D.G. PLANNING AND DESIGN	fees	2,885.17
RIVER VALLEY TELECOM	telephone	98.23
ROSSIE FEED & GRAIN	maintenance	1,203.96
RICK'S PEST CONTROL	maintenance	105.00
R&R PRODUCTS	maintenance	542.33
SQUIRE PROMOTIONAL	miscellaneous	229.20
SHARE CORPORATION	supplies	712.32
BOMGAARS	maintenance	827.15
CARL ZEISS VISION SIOUXLAND	safety	314.98
SOLUTIONS INC	maintenance	532.74
SLASH POINT SALES	maintenance	304.00
SPENCER AUTO PARTS	repairs	375.03
SAGA COMMUNICATIONS	advertising	718.05
SPENCER DAILY REPORTER	publications	1,420.40
SPENCER FAMILY YMCA	contract	20,354.91
AVERA MEDICAL GROUP SPENCER	services	1,026.00
SPENCER MUNI HOSPITAL	testing	35.30
SPENCER MUNI. UTILITIES	utilities	41,386.15
SPENCER OFFICE SUPPLIES	supplies	415.97
SPENCER READY MIX	maintenance	2,050.00
SPENCER YOUTH BASEBALL	maintenance	2,000.00
HOPE HAVEN D.B.A SUNSHINE SE	maintenance	263.64
TEXAS REFINERY	supplies	1,175.96
TITAN MACHINERY/PRODUCTIVITY	repairs	36.80
TIM'S AQUATIC SERVICE	maintenance	993.50
WINFIELD US	maintenance	688.03
THE WATER CONNECTION	supplies	301.70
PAUL VANDERBERG	reimbursement	80.25
VISA	supplies	1,481.24
WALLACE'S WATER CONDITIONING	supplies	34.50
WHITE GLOVE	supplies	109.14
WILKENS INDUSTRIES	supplies	89.34
WRIGHT EXPRESS	mtg	156.72
KENT HERBOLD	reimbursement	160.00
THE MESSENGER	advertising	150.00
BOB CODEY	miscellaneous	175.00
MACEY KUEHLER	miscellaneous	75.00
TOTAL		545,407.99
	FUND TOTALS	
	GENERAL	131,235.35
	RST CASH	14,059.21
	SP REVENUE	136,446.58
	DEBT SERV	1,122.00
	CAPITAL PRJ	40,036.81
	ENTERPRISE CAP PRJ	152,776.37
	SEWER	8,720.96
	AIRPORT	2,802.67
	SOLID WASTE	16,108.90
	LANDFILL	6,828.34
	ENV MNGMNT	2,984.76

REG COLL CENTER	296.85
GOLF COURSE	16,831.83
GOLF RESERVE	4,256.00
STOCK ITEMS	52.91
FUEL	10,848.45
TOTAL	545,407.99

Minutes are subject to approval by the Spencer City Council.