

**SPENCER CITY COUNCIL MEETING
SEPTEMBER 18, 2017
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 18th day of September, 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, Prentice, Moriarty
Absent: Hanson

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

Approve Minutes of September 5, 2017;

Approve Class C Liquor License with Sunday Sales for Taqueria El Tapatio and Class C Beer Permit with Sunday Sales for Cargo Express; both subject to final approval by Iowa Alcoholic Beverage Division;

**RESOLUTION NO. 5692: AUTHORIZING AND DIRECTING THE
TEMPORARY CLOSING OF PORTIONS OF
CITY STREETS IN THE CITY OF SPENCER AS
REQUESTED BY SPENCER HIGH SCHOOL FOR
THE HOMECOMING PARADE ON SEPTEMBER
29, 2017**

Approve Purchase of Grasshopper Mower for Cemetery Division from Galen's Pro-Mow for \$14,164.00 (CIP Item);

Approve Greentech of Iowa, LLC and Iowa Plains Signing, Inc. as Subcontractors for the North Trail Project;

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

Ayes: Petska, Orrison, Bomgaars, Jacobsen, 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 CBDG Block Grand Application for \$600,000.00 for 4th Avenue West Storm Water & Sanitary Sewer Separation Project, Phase II;**

The Mayor declared the Public Hearing Open.

Written Comments Against:

None

Oral Comments Against:

None

Written Comments in Favor:

None

Oral Comments in Favor:

Darren Bumgarner, Northwest Iowa Planning & Development:

To comply with citizen participation requirements, pursuant to the requirements of Section 508 of the Housing and Community Development Act of 1987, as amended, this public hearing is being held by the City Council of Spencer, Iowa for the purpose to discuss the submittal of a Community Development Block Grant (CDBG) application for the City of Spencer Phase II - 4th Avenue W. Storm Water & Sewer Combined Sewer Overflow (CSO) Separation Project.

The City is under EPA Consent Order to control Combined Sewer Overflow (CSO). Storm water inlets are connected to the sanitary sewer system where the runoff is combined with sanitary sewage and conveyed to the wastewater treatment system plant where combined wastewater is treated and discharged into the Little Sioux River. During moderate rainfall events, the combined system hydraulically overloads and the combined raw sewage and storm water fills the pipe system and “back up” causing the water level in the pipes to rise and subsequently flow into any space that is below the hydraulic grade line, including service pipes, basements and areas where the ground surface is low. In several areas where the drainage is large and/or impervious this results in the ponding of combined sewage on the street surface.

All of these situations have the potential to cause property damage and human exposure to raw sewage. The City has constructed facilities to pump combined sewers and storm water to the WTP for treatment. This process results in increased operational costs.

The City of Spencer has entered into a consent order with the U.S. Environmental Protection Agency (EPA) for the elimination of the CSO's.

This proposed Phase II project is generally located in a drainage area between W. 11th Street north to W. 18th Street along and near 4th Avenue W and east to the abandoned railroad bed. This project consists of separation of the combined storm water and sanitary sewer (CSO) along the trunk main route of 4th Avenue W and storm laterals will be constructed on side streets to the east and replacement of pavement where construction occurs along the routes. Primary construction activities would consist of replacement of 5,000 LF storm sewer pipe, 2,300 LF sanitary sewer pipe, 52 sewer structures and 10,000 Sq. Yards pavement removal and restoration.

A CDBG application will be submitted on or before October 1, 2017 to the Iowa Economic Development Authority.

The estimated cost of the proposed project is \$2,120,000.00. The sources of funding for this proposed project are \$1,520,000.00 in local funds from a DNR Clean Water SRF loan and \$600,000.00 in requested federal CDBG funds. The estimated portion of federal funds that will benefit low-to-moderate (LMI) income persons is 73.94% or \$443,640.00.

Due to the nature of this project no persons or businesses shall be displaced as a result of the recommended project. In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

The Mayor declared the Public Hearing Closed.

Council Member Bomgaars moved the adoption of a resolution entitled “RESOLUTION TO APPROVE THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR PHASE II – 4TH AVENUE WEST COMBINED STORM WATER AND SANITARY SEWER SEPARATION PROJECT; AND TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE AND SIGN SAID APPLICATION AND RELATED MATERIALS”, 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, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5693 A RESOLUTION OF THE CITY COUNCIL OF SPENCER, IOWA, TO APPROVE THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR PHASE II – 4TH AVENUE WEST COMBINED STORM WATER AND SANITARY SEWER SEPARATION PROJECT; AND TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE AND SIGN SAID APPLICATION AND RELATED MATERIALS

It was moved by Council Member Orrison, seconded by Council Member Jacobsen to approve Community Development and Housing Needs Assessment. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Petska moved that the proposed ordinance entitled, “AN ORDINANCE ESTABLISHING THE CITY OF SPENCER “MENARD’S SANITARY SEWER DISTRICT” AND ESTABLISHING SANITARY SEWER CONNECTION FEES IN THE DISTRICT” be placed on file for the second time. 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, Orrison, Bomgaars, Jacobsen, Prentice, Moriarty
Nays: None
Absent: Hanson

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

It was moved by Council Member Moriarty, seconded by Council Member Bomgaars to approve Street Patch Quote from Blacktop Services for \$21,440.00 for large patches on Grandview Boulevard and 11th Avenue SE, funded from Street Maintenance. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Bomgaars, seconded by Council Member Petska to approve Quote for Concrete Bunker for Glass Recycling Project at Solid Waste Division from Cory Hallett for \$15,100.00 for Bunker Foundation and Loading Apron and from Great Lakes Concrete for \$3,780.00 for Concrete Blocks. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Orrison moved the adoption of a resolution entitled “RESOLUTION TO ACCEPTING WORK ON 2017 PCC PATCHING & HMA CRACK SEALING PROJECT”, 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, Prentice, Moriarty
Nays: None

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

RESOLUTION NO. 5694 ACCEPTING WORK COVERING THE 2017 PCC PATCHING & HMA CRACK SEALING PROJECT

It was moved by Council Member Orrison, seconded by Council Member Bomgaars to approve Request from Spencer Industries Foundation for Increase in Annual Contribution to \$9,000.00 and One-time Contribution of \$3,000.00 for Real Estate Sign for Green Industrial Center. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Prentice, seconded by Council Member Jacobsen to approve Confirm \$100,000.00 for Quality Housing Initiative Grant Program for Fiscal Year

2017/18. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Bomgaars, seconded by Council Member Petska to approve Recommendation of the Compensation Advisory Board to increase the compensation for the Mayor to \$10,400.00 per year, plus \$700.00 per year car allowance and to retain compensation for the City Council at \$4,830.00 per year, plus \$400.00 per year car allowance. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Petska introduced and caused to be placed on file an ordinance entitled, "AN ORDINANCE AMENDING TITLE 1, CHAPTER 7, SECTIONS 1A (3) AND SECTION 1B (2), CONCERNING THE COMPENSATION OF THE MAYOR AND COUNCIL MEMBERS". 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, Prentice, Moriarty
Nays: None
Absent: Hanson

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: NWILC – Alta, September 21, 2017

Council/Comm. Reports: Committee of the Whole, September 19, 2017, 5:30 o'clock P.M.
Finance & Personnel Committee, October 2, 2017, 5:30 o'clock P.M.
Public Safety Committee, October 16, 2017, 6:00 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 Orrison and seconded by Council Member Jacobsen to adjourn the meeting of the Spencer City Council at 7:02 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)

September 18, 2017 Claims

VENDOR	DESCRIPTION	AMOUNT
ALLIANT ENERGY	utilities	287.64
A & M	services	342.55

ALL AMERICAN TURF BEAUTY	services	416.43
AED SUPERSTORE	supplies	2,060.00
AMERICAN UNDERGROUND SUPPLY	project	2,703.28
BLACK HILLS ENERGY	utilities	112.61
ARNOLD MOTOR SUPPLY	repairs	131.15
BAKER & TAYLOR CO.	books	410.69
BEE KLEEN LINEN & UNIFORM	services	37.06
BOOK LOOK	books	766.52
BLACKTOP SERVICES CO.	maintenance	790.50
BUDS SERVICE	repairs	1,000.00
THE BOULDER COMPANY	supplies	24.40
BULLEX	supplies	437.95
THE CARTRIDGE CONNECTION	supplies	149.95
C & D USED OIL SERVICES	miscellaneous	192.50
VERIZON WIRELESS	phones	114.43
CENTER POINT PUBLISHING	subscription	2,185.92
CENTURY BUSINESS PRODUCTS INC.	maintenance	115.35
CERTIFIED TESTING SERVICES INC	testing	4,295.00
CLAY COUNTY RECORDER	recording	63.00
ALPHA WIRELESS COMMUNICATIONS	maintenance	564.81
CRESCENT ELECTRIC	maintenance	81.75
CORNBELT POWER COOP	taxes	428.32
COPPER COTTAGE	repairs	76.80
COOPERATIVE ENERGY COMPANY	fuel	1,265.04
GALE/CENGAGE	books	396.51
CUMMINS CENTRAL POWER LLC	maintenance	567.16
DANKO EMERGENCY EQUIPMENT	repairs	473.42
DIAMOND VOGEL	repairs	381.85
DIAMOND CONCRETE & CONSTRUCTION	concrete	57,102.00
DES MOINES REGISTER	subscription	20.00
DOCKENDORF EQUIPMENT	supplies	22.63
EMMETSBURG AUTO SUPPLY	repairs	34.76
ELM USA, INC	supplies	140.00
ELECTRIC INNOVATIONS	maintenance	50.00
ECOLAB PEST ELIMINATION	maintenance	121.05
EMMETSBURG REPORTER-DEMOCRAT	publication	778.75
FAIRCHILD MFG	repairs	2,488.00
FAREWAY STORES #849-EMBG	supplies	16.94
MAXYIELD COOPERATIVE	fuel	20,582.87
FASTENAL COMPANY	supplies	11.36
FOX INTERNATIONAL	repairs	4,036.87
GENERAL TRAFFIC CONTROLS	maintenance	2,879.00
GALLS	miscellaneous	104.00
ZIEGLER	repairs	7.10
GOOGLE	fees	445.83
CHAD GANSEN	mowing	264.00
GALEN'S PRO-MOW	repairs	48.70
GRAHAM TIRE	repairs	6,994.45
GREG'S REPAIR	repairs	8.95
GCS TECH	miscellaneous	90.00
GRIDOR CONSTRUCTION	project	202,806.60
H&S ROOFING	maintenance	10,404.00
SWANSON HARDWARE	supplies	20.97
HANDY ANDY'S YARD/SPRAY	maintenance	4,729.40
HARRISON TRUCK CENTERS	maintenance	1,071.95
HEMPHILL LAW OFFICE	fees	6,305.21
HERBIES HANGAR DOOR	maintenance	2,785.66

I STATE TRUCK CENTER	repairs	308.19
HOLMES LOCK & SAFE	maintenance	635.00
ICAN	advertising	800.00
IA COMMUNICATIONS NETWORK	telephone	36.77
IOWA DEPT NATURAL RESOURCES	permit	700.00
IOWA LAKES ELECTRIC COOP	utilities	150.55
IOWA ONE CALL	calls	173.30
IOWA CHAPTER OF APCO	meeting	300.00
JANITORS CLOSET	supplies	587.99
JOHNSTON AUTOSTORES	repairs	473.68
KAPCO POSTAL PACK & SHIP	supplies	15.61
KRUSE, CATE & NELSON	fees	29,659.12
L.P. GILL	disposal	1,627.40
MAR-LIN BUSINESS SUPPLY	supplies	290.06
MCCLURE ENGINEERING	project	13,834.00
McNEILUS TRUCK & MANUFACTURING	repairs	131.19
MENARDS-SPENCER	maintenance	470.69
MAXYIELD	fuel	2,395.44
MIDWEST TAPE	materials	15.99
MODERN MARKETING	supplies	817.80
NAPA AUTO PARTS	repairs	448.48
NIELSEN'S TIRE	repairs	791.36
PETTY CASH-MANDIE ROBERTS	materials	15.00
DON PIERSON FORD	repairs	41.74
PITNEY BOWES GLOBAL FINANCIAL	lease	474.18
PLUMBING & HEATING WHOLESALE	maintenance	45.00
PRECISION BUILDERS	pay estimate	12,220.94
QUILL CORPORATION	supplies	279.84
RAMAKER & ASSOCIATES	miscellaneous	3,200.00
RIVER VALLEY TELECOMMUNICATION	phones	87.53
RICK'S PEST CONTROL	maintenance	80.00
SANDERS INC	supplies	1,718.93
SCOTT TECHNOLOGIES & TELECOM	services	95.00
BOMGAARS	supplies	39.22
SEBCO BOOKS	books	1,371.06
CARL ZEISS VISION SIOUXLAND	safety	142.95
SOLUTIONS	services	19,117.74
SPENCER DAILY REPORTER	publications	717.69
AVERA MEDICAL GROUP SPENCER	miscellaneous	166.00
SPENCER MUNI. UTILITIES	utilities	44,899.78
SPENCER OFFICE SUPPLIES	supplies	840.02
SPENCER READY MIX	maintenance	3,931.00
SPENCER SIGNS	miscellaneous	396.00
TRI STATE PAVING	maintenance	883.78
TRANS IOWA EQUIPMENT	repairs	179.00
TRITECH FORENSICS	supplies	220.21
TOOL DEPOT	repairs	94.95
THE WATER CONNECTION	supplies	24.00
WALLACE'S WATER CONDITIONING	supplies	64.50
WESTMOR FLUID SOLUTIONS	supplies	1,208.43
KATHY J WILSON	supplies	200.00
ROGER ROUSE	reimbursement	100.00
MARK GALBRAITH	refund	30.00
HARE PAINTING & SANDBLASTING	project expense	32,283.37
BARKERLEMAR	miscellaneous	5,070.00
TOTAL		530,144.12

Minutes are subject to approval by the Spencer City Council.