

SPENCER CITY COUNCIL MEETING

August 6, 2018

SPENCER, IOWA

The City Council of the City of Spencer, Iowa, met on the 6th day of August, 2018, 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 Kevin Robinson, in the Chair and the roll being called, the following Council Members were present:

Present: Petska, Orrison, Bomgaars, Jacobsen, Hanson, Prentice, Moriarty

Absent: None

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

Approve Minutes of July 16, 2018;

Licenses; Approve Class C Liquor License with Sunday Sales and Catering Privilege for **Sports Page Bar and Grill**; subject to final approval by Iowa Alcoholic Beverages Division;

RESOLUTION NO. 5815 RESOLUTION AUTHORIZING PERMANENT TRANSFER OF FUNDS OF BUDGETED TRANSFERS FOR MONTH ENDING JULY 31, 2018

“AN ORDINANCE TO UPDATE THE SCHEDULE OF STREET AND SIDEWALKS GRADES” was placed on 1st filing.

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

Approve purchase of L3 Disc Publisher for Police Department from L3 Mobile Vision, Inc. for \$3925.50 (CIP Item);

Approve Five Temporary Easement Agreements for Sidewalk Construction for 2018 HMA Overlay Project NO. 1:

- Michael & Becky Conley, 21 West 10th Street;
- Walter & Emily Rae Kummerfeld, 100 West 10th Street;
- Shirley K. Nalley, 101 West 10th Street;
- Nancy E. Hill, 201 East 10th Street;
- Mark & Lyndsey Kutzback, 301 East 10th Street;

Approve purchase of Welder/Generator/Air Compressor Unit for the Street Department from Maintainer Corporation, Sheldon, Iowa for \$9413.75 (CIP Item);

RESOLUTION NO. 5816 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 23, 2018;

Approve Spencer Care's Request #25 for \$250 for appeal fee to appear before the Zoning Board of Adjustment for Special Exception Use, as recommended by Spencer Care's Committee;

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 that this was the time and place set for a Public Hearing on Proposal to Enter into a General Obligation Urban Renewal Loan Agreement and to Borrow Money Thereunder in a Principal Amount not to exceed \$2,000,000;

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 read the following resolution, and moved its adoption, seconded by Council Member Jacobsen; and after due consideration, thereof

by the Council, 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 motion duly carried and said Resolution adopted, as follows:

RESOLUTION NO. 5817 RESOLUTION TAKING ADDITIONAL ACTION ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION URBAN RENEWAL LOAN AGREEMENT

It was moved by Council Member Orrison, seconded by Council Member Petska to Approve Downtown Cultural Facility Proposal with McClure Engineering Company for \$38,000. The Mayor put the question upon the motion, and the roll being called, the vote thereon was as follows:

Ayes: Petska, Orrison, Bomgaars, Hanson
Nays: Prentice, Moriarty
Abstain: Jacobsen

Whereupon, the Mayor declared the motion carried

Council Member Orrison introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Bomgaars; and after due consideration, thereof by the Council, 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

Thereupon, the resolution was declared adopted, as follows:

RESOLUTION NO. 5818 RESOLUTION AWARDDING CONTRACT FOR THE 2018 EAST 4TH STREET UTILITY EXTENSION PROJECT to Hulstein Excavating Inc. for \$258,732.06

It was moved by Council Member Moriarty, seconded by Council Member Bomgaars to Approve Agreement with Sullivan Concrete, Milford, Iowa for Concrete Work for Corn Belt Lift Station Emergency Backup Generators Project, DR-4234-0012-01 for \$1200.00. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Petska, seconded by Council Member Prentice to Approve Agreement with Toft Electric, Royal, Iowa for Electrical Work for Corn Belt Lift Station Emergency Backup Generators Project, DR-4234-0012-01 for \$2119.00. 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 Moriarty to Approve Agreement with Sullivan Concrete, Milfod, Iowa for Concrete Work for Lift Station Emergency Backup Generators Project, DR-4234-0007-01 (5 Generators) for \$6000.00. 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 Agreement with Pixler Electric, Spencer, Iowa for Electrical Work for Lift Station Emergency Backup Generators Project, DR-4234-0007-01 (5 Generators) for \$14,619.00. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Petska, seconded by Council Member Bomgaars to Approve Grant of Permanent Utility Easement and Temporary Construction Easement for 2018 18th Avenue West Storm Sewer Extension Project with Sunrise Condominium Owners' Association and Sunrise Ltd. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Moriarty introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Orrison; and after due consideration, thereof by the Council, 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 motion duly carried and said Resolution adopted, as follows:

RESOLUTION NO. 5819 RESOLUTION AWARDING CONTRACT FOR 2018 WEST 4TH STREET SANITARY SEWER REPLACEMENT PROJECT TO CORY JUERGENS CONSTRUCTION, LLC FOR \$22,511.00 (QUOTATION PROJECT);

Council Member Hanson introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Bomgaars; and after due consideration, thereof by the Council, 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 motion duly carried and said Resolution adopted, as follows:

RESOLUTION NO. 5820 APPROVING CONTRACT AND PERFORMANCE BOND FOR 2018 WEST 4TH STREET SANITARY SEWER REPLACEMENT PROJECT WITH CORY JUERGENS CONSTRUCTION, LLC FOR \$22,511.00 (QUOTATION PROJECT)

It was moved by Council Member Petska, seconded by Council Member Jacobsen to Approve Farmers Trust and Savings Bank Positive Pay Agreement for fraud detection for \$50 per month. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Moriarty, seconded by Council Member Orrison to Approve removal of Nuisance at 525 West 5th Street. The motion and the second were withdrawn when staff reported that the nuisance no longer exists.

Department Head Reports:

Planning Department
Library
Fire
Police
Public Works
Park & Recreation
Golf Department
City Attorney

Engineer's Reports:

City Manager's Report:

Mayor's Report:

Council/Committee Reports:

It was moved by Council Member Prentice, seconded by Council Member Orrison to approve the Bills and Claims. The motion was declared carried when all Council Members present voted aye on voice call vote.

Other Business/Opportunity to Address the Council;

It was moved by Council Member Petska and seconded by Council Member Jacobsen to adjourn the meeting of the Spencer City Council at 7: 43 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

Kevin Robinson, Mayor

ATTEST:

July 16, 2018

6

Theresa E. Reardon, City Clerk

(SEAL)