

**SPENCER CITY COUNCIL MEETING
September 20, 2021
SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 20th day of September, 2021, 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 Robinson, in the Chair and the roll being called, the following Council Members were present:

Present: Orrison, Larsen, Wunschel, Reit, Moriarty
Absent: Nelson, Hanson

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

Approve City Council Minutes of September 7, 2021;

Approve Class C Liquor License Renewal with Sunday Sales for El Tapitio, subject to final approval by Iowa ABD;

RESOLUTION NO. 6238 RESOLUTION AUTHORIZING AND DIRECTING THE TEMPORARY CLOSING OF PORTIONS OF CITY STREETS IN THE CITY OF SPENCER, AS REQUESTED BY SPENCER HIGH SCHOOL FOR HOMECOMING PARADE, OCTOBER 8, 2021;

RESOLUTION NO. 6239 RESOLUTION OF SUPPORT AND FINANCIAL COMMITMENT FOR THE MAIN STREET PROGRAM IN SPENCER, IOWA;

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

Ayes: Orrison, Larsen, Wunschel, Reit, Moriarty
Nays: None

Whereupon the Mayor declared the motion duly carried.

Council Member Orrison moved that the proposed ordinance entitled "AN ORDINANCE AMENDING TITLE 9, CHAPTER 16 OF THE SPENCER CITY CODE CONCERNING FLOOD PLAIN MANAGEMENT" as recommended by the Planning and Zoning Commission be finally passed and adopted as Ordinance No. 868. Council Member Wunschel seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

AYES: Orrison, Larsen, Wunschel, Reit, Moriarty
NAYS: None

Whereupon, the Mayor declared the motion carried and Ordinance No. 868 duly passed and adopted and signed his approval thereto.

ORDINANCE NO. 868 AN ORDINANCE AMENDING TITLE 9, CHAPTER 16 OF THE SPENCER CITY CODE CONCERNING FLOOD PLAIN MANAGEMENT

Council Member Larsen moved that the proposed ordinance entitled "Ordinance Amending Ordinance No. 736 Designating an Area of Spencer, Iowas as the Spencer Urban Revitalization area" be placed on file for the second time. Council Member Reit seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

Ayes : Orrison, Larsen, Wunschel, Reit, Moriarty
Nays : None

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

The Mayor announced that this was the time and place set for hearing on Proposed Vacation of City Streets, East 11th Street from Grand Avenue to 2nd Avenue East and 1st Avenue East from East 10th Street to East 11th Street.

Bill Bumgarner, Spencer Hospital President was present and discussed the Hospital's request and plan.

The Mayor Declared the Public Hearing Open.

Written Comments Against Were Filed by the Following:

Century Link – Easement Comments (see on file)

Oral Comments Against Were Made by the Following:

Dan Ries, 1507 17th Ave West, Spencer, Interim CEO, Seasons Center for Behavioral Health, 201 E 11th St. Concerns of what this will do for business; located directly east of the Hospital on 11th Street. Concerns for access of Employees and patients from Grand Avenue and puts them in a corner. 2nd Ave E goes between Seasons and the Hospital and is not a through street. Seasons has about 100 patients daily and 50 employees assigned to the office. Supports Hospital but want to voice concerns for access.

Brandon Edmunds, 609 W 10th Street, Spencer. Main issue is that there are only 3 main arteries on the north side of Spencer that run east and west; 18th Street, 11th Street and 4th Street. Asked about traffic study data. Concerned about street use to Soccer Complex, Middle School, Lutheran School, Baseball Complex and High School. Question regarding hospitals first plan for ER upgrade and why it changed to the current plan layout. Questions regarding whether the new ER layout will improve patient care, waiting time, etc.

Lee Youde, 1003 Grand Ave. Spencer. Only three East/West Streets that run through the city (18th, 11th and 4th). Closing 11th Street will cause more problems for 10th and Grand Intersection where we already have traffic issues. Concerns about speed of traffic on Grand Ave. How many more streets will the Hospital close, how many more homes will be destroyed to expand the current hospital? Suggests upward expansion and parking ramps. Other suggestions of how expansion can be done without closing the street. Suggested a bridge or crosswalk to connect the clinic with the hospital over 11th Street and asked the City and Hospital to develop a plan to utilize the non-through 2nd Ave East for the ER expansion without closing East 11th Street.

Written Comments in Favor: None

Oral Comments in Favor Were Made by the Following:

Bill Bumgarner, Spencer Hospital. Bill responded to comments made during oral comments against portion of the Public Hearing. Discussed the plan for the updated ER including patient care, systems and processes, behavioral health patients and other services. Cognizant of concerns that were given during the hearing. Hospital is committed to grow and sees the project as part of that mission.

Bill Orrison, 917 Elmwood Drive, Spencer. Ward 2 Council Member. Comments about conditions of current ER.; crowded waiting area and privacy issues. Services need to be modernized. Concurs with Bill Bumgarner's comments.

Bill McAlpine, 922 E. 11th Street, Spencer. Working at the Cancer Center, he has witnessed the ER and they need more room. Question regarding whether the helipad will be moved. Bill Bumgarner responded that it will not be moved.

Brian Balk, 1124 St. Luke Drive, Spencer. Comments regarding the importance of the Hospital to the community. Discussed other hospitals that are more of a campus layout. Supports expansion in the hospital within existing space, with moving the ER to a new location. Comments

regarding doctors wanting to be on a Hospital campus with other medical providers. Does not discount comments regarding the thru street. Comments about 1st Ave. West when Hy-Vee moved. When you look at long-term benefits, potential for growth, added medical jobs and better health care, this creates that opportunity. Encourages Council to ask what is best for the community. Supports the project.

Donavon Wunschel, 1304 15th Ave. W., Spencer. Discussed traffic on 10th Street and 11th Street. Would like to see additional signage on 10th Street, including yield signs and a possible 4-way stop on 4th and 10th. Discussed the ER being more visual from Grand Avenue.

George Moriarty, 500 W. 3rd St., Spencer. In favor of Hospital request. Feel that we need Emergency Facility that is accessible. Signage to direct people to Seasons Center will be needed. Project is a win-win for the City and Hospital. The Hospital is one of Spencer's largest employers, which leads to Economic Development and bring employees to Spencer to work.

The Mayor Declared the Public Hearing Closed.

It was moved by Council Member Orrison, seconded by Council Member Reit to Table Further action on Closing and Vacating of City Streets, East 11th Street from Grand Avenue to 2nd Ave. East and 1st Avenue East from East 10th Street to East 11th Street; pending additional information regarding street signage, traffic study and utility information. The motion was declared carried when all Council Members present voted aye on voice call vote. *A Committee of the Whole Meeting will be held September 27, 2021 to further discuss the issue.

It was moved by Council Member Moriarty, seconded by Council Member Wunschel to Approve Performance Bond and Payment Bond from Great Plains Structures for resealing and scheduled maintenance on the bio-solids storage tank at the Wastewater Treatment Plan (Quote was awarded 9/7/21). The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Reit, seconded by Council Member Larsen to Approve Quote from Eco Turf Surfacing for \$10,952 for Rocket Slide Poured-in-Place rubber Safety Surfacing, with spring 2022 installation, action tabled 9/7/2021. The motion was declared carried when all Council Members present voted aye on voice call vote.

The Council Reviewed Bids Received 9/16/2021 for 2021 West 4th Street & 32nd Ave. West Storm Sewer Project with Project Engineer, Kruse Cate & Nelson.

Council Member Reit introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Larsen; 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: Orrison, Larsen, Wunschel, Reit, Moriarty

NAYS: None

Whereupon, the Mayor declared the motion duly carried and said Resolution adopted, as follows:

RESOLUTION NO. 6240 RESOLUTION AWARDING CONTRACT FOR THE 2021 WEST 4TH STREET & 32ND AVENUE WEST STORM SEWER PROJECT (BD Construction for \$636,465 Base Bid);

It was moved by Council Member Moriarty, seconded by Council Member Wunschel to Acknowledge Receipt of Compensation Advisory Board Recommendation of September 9, 2021. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Orrison introduced and caused to be placed on file an ordinance entitled "An Ordinance Amending Title 1, Chapter 7, Concerning the Compensation of the

Mayor and Council Members”, 1st Filing. Council Member Wunschel seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

Ayes : Orrison, Larsen, Wunschel, Reit, Moriarty
Nays : None

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

Council Member Larsen introduced and caused to be read the following resolution, and moved its adoption, seconded by Council Member Wunschel; 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: Orrison, Larsen, Wunschel, Reit, Moriarty
NAYS: None

Whereupon, the Mayor declared the motion duly carried and said Resolution adopted, as follows:

RESOLUTION NO. 6241 A RESOLUTION OF THE CITY OF SPENCER, IOWA, DEOBLIGATING FUNDS FOR PROPERTY “10” AS PART OF THE SPENCER SUBSTANDARD HOUSING REHABILITATION PROGRAM;

Department Head Reports

Planning Department
Library
Fire
Police
Public Works
Park & Recreation
Golf Course – Not Present
City Attorney’s Report

Engineer’s Reports:

City Manager’s Report:

Mayor’s Report:

Council Committee Reports:

Upcoming Meetings:

- Committee of the Whole Meeting, 9/27/2021, 5:30 P.M.
- City Manager Interviews, 10/2/2021
- Regular City Council Meeting, 10/4/2021, 6:30 P.M.

It was moved by Council Member Orrison, seconded by Council Member Wunschel 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: Brian Balk, 1124 St. Luke’s Drive: Aquatic Center Comments.

It was moved by Council Member Larsen and seconded by Council Member Orrison to adjourn the meeting of the Spencer City Council at 8:12 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

ATTEST:

Theresa Reardon, City Clerk

(SEAL)

Minutes are subject to approval by the Spencer City Council.

09/20/2021

Vendor Name	Payable Description	Total Payments
A & M Inc	laundry svce	276.25
A-1 Portables	monthly porta rental	61.00
Alex Air Apparatus Inc	custom lp hose	1,279.00
Alliant Energy/ILP	mo utility	253.83
Alpha Wireless Communications Co	svce call/repairs radios	585.00
Amazon Capital Services	programming supplies	258.92
Arnold Motor Supply LLP	misc parts/supplies	117.98
B & I Electric LLC	svce call	540.15
Baker & Taylor	books	287.12
Black Hills Energy	mo utilities	2,446.79
Blacktop Service Company	hot mix asphalt	735.20
Bolton & Menk Inc	ms traffic study	600.00
Bomgaars	misc parts/supplies	393.45
BridgePay Network Solutions LLC	cc processing fee	17.40
Brown Supply Company	curb shoes	2,680.18
Buds Service Inc	towing	200.00
C & B Operations LLC	misc parts/supplies	326.32
C & D Used Oil Services LLC	recycle oil filters/anti freeze disposal	275.00
Campbells Tree Service	tree removal/trimming	20,870.00
Canon Financial Services LLC	mo copier contract	172.46
Carrolls Bakery	bakery items	501.00
Central Payment	credit card processing	2,321.84
Cooperative Energy Company	nozzle	203.53
Copper Cottage	svce call	2,866.30
Crescent Electric	bulbs	204.87
Crysteel Truck Equipment Inc	air tailgate kit	312.75
Dels Garden Center Inc	cemetery flowers	50.00
Diamond Vogel Paint Center # 289	paint	45.58
Dog Waste Depot	dog station supplies	456.42
Elm USA Inc	mo disc cleaner contract	140.00
Emagine	website updates	75.00
Emmetsburg Swanson Hardware	silicone	5.99
Farmers Trust & Savings Bank	account analysis fee	100.05
Fastenals	jackets, misc	936.22
Feld Fire	switch	155.50
Fleetpride	dana differential	1,974.01
Fox International Inc	misc parts/supplies	421.34
Gale/Cengage Learning	books	50.33
Galens Pro Mow LLC	repair, misc parts	1,320.93
Godfathers Pizza	sidewalk cafe reimb	1,500.00
Graettinger Hardware	misc parts/supplies	103.58
Graham Tire Company of Spencer Inc	tire repair	110.00

Grand Avenue Improvement Corporation	n grand beautification spring 2020 grant	3,000.00
Great Lakes Concrete Inc	concrete	326.25
H & S Roofing Company Inc	roof repair	200.00
Hansons Plumbing & Heating Inc	replace drain dump	150.00
Hemphill Law Office PLC	legal fees	4,798.52
HLW Engineering Group	water quality reporting	1,368.50
ICAN	advertising	300.00
Ingram Library Services	books	416.80
Iowa Communication Networks	mo telephone/internet chges	12.62
Iowa Department of Public Safety	online warrants qrtly pymt	3,075.00
Iowa Lakes Electric Cooperative	mo utilities	791.42
Johnston Automotive & Industrial of Spencer IA Inc	battery	122.79
Kieslers Police Supply Inc	pepperball launches	4,285.55
Knight Protection Inc	fire alarm test/inspect	150.00
Koenig Portable Toilets	porta rentals	120.00
Kraft, Verlin	refund	67.00
Kristat Auto Parts LLC	wrench set	14.69
Kruse Cate & Nelson PC	eng svce	47,621.86
KUDO/KUQQ/KUYF-FM	advertising	378.00
Loffler Companies Inc	mo copier contract	206.85
Lube Tech	oil/antifreeze	3,601.13
MacQueen Equipment LLC	sewer hose parts	66.43
Maxyield Cooperative-Acct 4529	fuel	2,130.60
McClure Engineering Co	eng svces	15,500.00
McCrearys Creative Catering	catering	96.00
Menards -Spencer	misc parts/supplies	545.19
Midwestern Mechanical of Iowa Inc	backflow inspection	225.00
Murphy Tractor - Power Plan	rent excavator	3,087.50
MWI Holdings LLC	semi annual pymt per develop agmt	11,676.30
Napa Auto Parts	misc parts/supplies	376.90
New Cooperative Inc	fuel	123.67
Northern Lights Distributing Inc	food exp/concession supplies	494.15
Northern Safety & Industrial Co	safety vests	52.74
Northwest Glass LLC	caulk windows	91.00
Northwest Iowa Planning & Development Commission	fy 22 srts agmt	7,524.00
OverDrive Inc	ebook content	2,321.94
Petty Cash-Spencer Municipal Golf Course	replenish golf checkbk	2,136.73
Pike, Jessica	refund	30.00
Pingle, Erin	reimbursement	30.00
Quadient Finance USA Inc	postage	651.17
Rouse Tire & Repair LLC	tire repair	158.00
Schoeneman Bros Company	construction matl/paint	878.81
Secretary of State	notary	30.00
Share Corporation	hdic-6x1 ga	164.02
Shine Brothers Inc	cardboard process	10,967.84
Site Services Inc	asbestos testing	685.00
Solutions Inc	datto backup mo chg	933.75
Spencer Auto Parts	misc parts/supplies	77.24
Spencer Municipal Utilities	mo utility chges	69,536.50
Spencer Office Supplies	misc office supplies	610.66
Spencer Radio Group	ads	986.00
SS Collision Cycle Works & Graphics	signage/installation	725.00
Stockwell Engineers, Inc	eng svce	1,700.00
Taqueria El Tapatio	sidewalk cafe reimb	1,500.00
The Lakes News Shopper	ad	124.54
The Sioux City Journal - Lee Newspaper Subscription	sub renew	618.00
The Water Connection Inc	water	14.00

Tiger Pride Lawn Care	lawn svce	398.17
Truck Center Companies	misc parts/supplies	29.36
Truck Equipment Inc	misc parts/supplies	478.89
Veolia Water North America	mo operating contract	73,942.72
Verizon Wireless	mo chges	216.82
Weasys Lounge & Grille	sidewalk cafe reimb	1,500.00
Whalen, Elle-Shante	food truck music contract	250.00
Ziegler	repair engine/parts	2,747.99
Zimco Supply	drum weldment scrub pro/flag	399.80

Fund Summary

Fund	
001 - GENERAL FUND	131,846.40
049 - DRUG EDUCATION	501.00
050 - POLICE RESERVE	4,285.55
061 - ECONOMIC DEVELOPMENT	277.38
062 - SHINE LOAN	2,083.33
063 - RENAISSANCE INITIATIVE	3,000.00
125 - T.I.F.	11,676.30
300 - CAPITAL IMPROVEMENT	62,978.34
350 - CAPITAL IMP RESERVE	1,700.00
501 - RIVERSIDE TRUST	50.00
620 - SANITARY SEWER	77,953.83
660 - AIRPORT ENTERPRISE	3,402.59
670 - SOLID WASTE	15,709.37
673 - LANDFILL	15,984.88
678 - ENVIRONMENTAL PROTECTION	725.00
682 - ENVIRONMENTAL MANAGEMENT	874.00
690 - REGIONAL COLLECTION CENTE	490.62
949 - CENTRAL GRAGE	490.75
950 - FUEL EQUIPMENT	41.36
	334,070.70

Aug 2021 Receipts

Fund	Monthly Revenue Period Activity
001 - GENERAL FUND	283,155.35
020 - PROPERTY INSURANCE	102.97
040 - CEMETERY RESERVE	1,671.20
041 - RIVERSIDE COLUMARIUM	9.04
045 - LIBRARY RESERVE	2,162.38
047 - COMMUNICATION CENTER RES	34.66
049 - DRUG EDUCATION	1,915.40
050 - POLICE RESERVE	15,567.79
052 - FIRE RESERVE	9,914.80
054 - STR IMP RESERVE	30,082.72
055 - SIDEWALK RESERVE	116.19
056 - PARK RESERVE	30,203.74
059 - TREES FOREVER	1.00
060 - SRTS RESERVE	2,571.37
061 - ECONOMIC DEVELOPMENT	526.91
062 - SHINE LOAN	4,168.37
063 - RENAISSANCE INITIATIVE	2,114.21
064 - CABLE TV	50.73
066 - PUBLIC WORKS EQUIPMENT	12,813.93
068 - CITY HALL RESERVE	2,602.01
070 - STORM WATER DIST #1	1,852.06
080 - STORM SEWER RESERVE	705.23
085 - HOTEL/MOTEL TAX	83,686.25
087 - SPENCER CARES	64.29
089 - EMERGENCY FUND	521.39
090 - QUALITY HSG INITIATIVE	19.09
091 - SUBSTANDARD HOUSING	163.40
092 - TECHNOLOGY FUND	7,270.18

093 - ACCRUED BENEFITS	78.87
099 - ARP Funds	816,053.58
110 - ROAD USE TAX	104,369.35
112 - FICA/IPERS	23,976.88
115 - GROUP INSURANCE	60,959.25
117 - CIVIL SERVICE	159.29
118 - POLICE PENSION	33.99
119 - POLICE SPECIAL PROCEEDS	16.57
120 - FIRE PENSION	12.64
124 - LOCAL OPTION SALES TAX	187,963.70
125 - T.I.F.	955.21
127 - SALES TAX TIF	178.32
200 - DEBT SERVICE	36,122.84
300 - CAPITAL IMPROVEMENT	542,265.70
350 - CAPITAL IMP RESERVE	104,726.23
500 - PERPETUAL CARE	200.00
501 - RIVERSIDE TRUST	10.55
502 - COLUMBARIUM VAULT	103.01
503 - NORTHLAWN PERP CARE	238.18
504 - GRIFFIN TRUST	31.64
505 - LEACH TRUST	10.05
615 - WTP RESERVE	979.83
620 - SANITARY SEWER	206,080.40
625 - SANITARY SEWER RESERVE	462.09
630 - CSI RESERVE	78,762.04
635 - SEWER DEBT SINKING FUND	153.20
660 - AIRPORT ENTERPRISE	12,692.73
661 - AIRPORT RESERVE	306.75
670 - SOLID WASTE	221,877.79
671 - SOLID WASTE RESERVE	1,199.83
672 - TRANSFER STATION CLOSURE	10.05
673 - LANDFILL	254,549.66
674 - LANDFILL RESERVES	1,883.28
677 - LANDFILL PLANNING	201.92
678 - ENVIRONMENTAL PROTECTION	121.55
679 - LANDFILL POST CLOSURE	1,097.20
680 - LANDFILL CLOSURE	708.58
682 - ENVIRONMENTAL MANAGEMENT	155.37
685 - CELL CONSTRUCTION RESERVE	833.15
690 - REGIONAL COLLECTION CENTE	1,177.87
746 - GOLF COURSE RESERVE	2,754.35
949 - CENTRAL GRAGE	2,148.09
950 - FUEL EQUIPMENT	25,465.93
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	3,186,154.17