

**SPENCER CITY COUNCIL MEETING**

**April 18, 2022**

**SPENCER, IOWA**

The City Council of the City of Spencer, Iowa, met on the 18<sup>th</sup> day of April, 2022, 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 Bomgaars, in the Chair and the roll being called, the following Council Members were present:

Present: Nelson, Orrison, Wunschel, Hanson, Reit, Balk

Absent: Larsen

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

Approve City Council Minutes of April 4, 2022;

Approve Renewal of Class E Liquor, Class C Beer, Class B Wine and Native Wine Permit for **Fareway Store #788** and Renewal of Class E, Class C Beer, Class B Wine and Sunday Sales for **Brew Oil #32**, both subject to final approval by Iowa ABD;

Approve Quote from Midwest Fence & Gate Company for Backstop for Field #2 at Pederson Park for \$16,184.27 (CIP Item);

**RESOLUTION NO. 6295 RESOLUTION TO PROVIDE FOR A NOTICE OF HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2022 North Water Quality Project PROJECT, AND THE TAKING OF BIDS THEREFOR, AND THE TAKING OF BIDS THEREFOR (Letting Date May 12, 2022, 3:00 P.M.; Hearing Date May 16, 2022, 6:30 P.M.)**

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

Ayes: Nelson, Orrison, Wunschel, Hanson, Reit, Balk

Nays: None

Whereupon the Mayor declared the motion duly carried.

The Mayor announced that this was the time and place set for Public Hearing on Plans, Specifications, Form of Contract, and Estimate of Cost for Construction of the 2022 Fairview Tennis Court Replacement Project, Spencer, Iowa;

The Mayor declared the public hearing open.

Written comments were filed by the following:

**None**

Oral comments were made by the following:

**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 Balk; 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: Nelson, Orrison, Wunschel, Hanson, Reit, Balk

NAYS: None

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

**RESOLUTION NO. 6296 RESOLUTION FINALLY APPROVING AND CONFIRMING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE FOR 2022 FAIRVIEW TENNIS COURT REPLACEMENT PROJECT;**

Engineers, Kruse, Cate & Nelson reported there were **no bids** received.

It was moved by Council Member Orrison, seconded by Council Member Reit to Table Action on Awarding Contract for 2022 Fairview Tennis Court Replacement Project. The motion was declared carried when all Council Members present voted aye on voice call vote.

Council Member Hanson moved that the proposed ordinance entitled “ AN ORDINANCE ESTABLISHING THE CITY OF SPENCER “2022 25<sup>TH</sup> STREET SOUTHWEST SANITARY SEWER DISTRICT” AND ESTABLISHING SANITARY SEWER CONNECTION FEES IN THE DISTRICT” be placed on file for the second time. 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 : Nelson, Orrison, Wunschel, Hanson, Reit, Balk

Nays : None

Absent: Larsen

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

Council Member Nelson moved that the proposed ordinance entitled “AN ORDINANCE AMENDING TITLE 9, CHAPTER 5, SECTION 1 OF THE SPENCER CITY CODE, TO

ALLOW, AS PERMITTED USES, SINGLE FAMILY RESIDENTIAL, DUPLEX RESIDENTIAL AND MULTI-FAMILY RESIDENTIAL USES IN THE CBD ZONING DISTRICT” be placed on file for the second time. Council Member Orrison seconded the motion. The Mayor put the question on the motion and the roll being called, the vote thereon was as follows:

Ayes : Nelson, Orrison, Wunschel, Hanson, Reit, Balk  
Nays : None  
Absent: Larsen

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

Council Member Hanson moved that the proposed ordinance entitled “AN ORDINANCE AMENDING TITLE 9, CHAPTER 5, SECTION 4, SUBSECTION “B” OF THE SPENCER CITY CODE, TO CLARIFY REQUIREMENTS FOR EXTERIOR WALL COVERINGS IN THE CBD ZONING DISTRICT” be placed on file for the second time. 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 : Nelson, Orrison, Wunschel, Hanson, Reit, Balk  
Nays : None  
Absent: Larsen

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

Council Member Orrison 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: Nelson, Orrison, Wunschel, Hanson, Reit, Balk  
NAYS: None

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

**RESOLUTION NO. 6297 RESOLUTION AWARDING CONTRACT FOR THE 2022 SPENCER SEAL COAT PROJECT (Quotation Project to Blacktop Services of Humboldt, Iowa, for \$50,049.00);**

It was moved by Council Member Reit, seconded by Council Member Nelson to Approve Engineering Agreement with Kruse, Cate & Nelson PC for 2022 Cotton’s First Addition Storm Sewer Extension. The motion was declared carried when all Council Members present voted aye on voice call vote.

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

NAYS: None

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

**RESOLUTION NO. 6298 RESOLUTION AWARDDING CONTRACT FOR THE 2022 COTTON'S FIRST ADDITION STORM SEWER EXTENSION (Quotation Project Vander Pol Excavating \$66,244.00);**

It was moved by Council Member Balk, seconded by Council Member Wunschel to Approve Pederson Park Fields Use and Maintenance Agreement with Spencer Little League Association, term of Agreement is through September 1, 2026. 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 Nelson to Approve Renewal of City of Spencer Group Health Insurance Plan with Iowa Government Health Care Plan (IGHCP), effective 7/1/2022. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Orrison, seconded by Council Member Hanson to Approve Change Order #5 for changes to the hallway in the Wastewater Treatment Plant Control Building for \$6,124.65 from Contingency Allowance. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Balk, seconded by Council Member Orrison to Approve Purchase of 2022 Chevy Silverado 2500 HD Double Cab Pickup for the Fire Department from Karl Chevrolet/Karl Emergency Vehicles for \$53,496.04. (Vehicle Graphics will be \$1000-\$1500 and new mobile radio cost of \$4425.00. Total cost of vehicle and accessories is \$59,421.04) (CIP Item). The voice call vote was as follows:

AYES: Orrison, Wunschel, Hanson, Reit, Balk

NAYS: Nelson

The motion was declared carried.

**Engineer's Reports:**

**City Manager's Report:**

**Mayor’s Report:**

It was moved by Council Member Reit, seconded by Council Member Orrison to Approve Appointment of Kellie Beneke to Zoning Board of Adjustment, to fulfill the term of Gregg Ries, term expires 6/30/2023. The motion was declared carried when all Council Members present voted aye on voice call vote.

It was moved by Council Member Nelson, seconded by Council Member Wunschel to Approve Appointment of John Goede as City of Spencer Representative to the Northwest Iowa Regional Housing Authority for a four-year term. The motion was declared carried when all Council Members present voted aye on voice call vote.

**Council Committee Reports:**

Upcoming Meetings:

- Park, Rec & Culture Committee Meeting, 4/21/2022, 7:00 A.M.
- Committee of the Whole (rate studies), 4/25/2022, 5:30 P.M.
- Regular City Council Meeting, 5/2/2022, 6:30 P.M.

It was moved by Council Member Orrison, seconded by Council Member Balk 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 Nelson and seconded by Council Member Wunschel to adjourn the meeting of the Spencer City Council at 7:26 o'clock P.M. The motion was declared carried when all Council Members present voted aye on voice call vote.

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Steve Bomgaars, Mayor

ATTEST:

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Theresa Reardon, City Clerk

(SEAL)

Minutes are subject to approval by the Spencer City Council.

**04-18-2022 Claims**

<b>Vendor Name</b>	<b>Payable Description</b>	<b>Total Payments</b>
A & M Inc	laundry svce	316.45

A-1 Portables	mo porta rental	71
ABM Equipment & Supply LLC	parts	103.59
Airgas North Central	supplies	167.16
Allegiant Technology	April 22 fax svc	44.05
Alliant Energy/ILP	mo util chgs	244.63
Alpha Wireless Communications Co	repair	265.5
Amazon Capital Services	monitor	1754.42
American Business Phones	expansion mics	216.09
Animal Medical Center PC Hartley/Spencer	animal control	1065
Arnold Motor Supply LLP	supplies	127.35
Asher Motor Company	harness	39.1
Baker & Taylor	books	408.72
BD Construction Services LLC	ditch cleaning	13510.51
Black Hills Energy	mo utility charges	7177.55
Blank Park Zoo	summer reading event	336.78
Bomgaars	charger	265.85
BridgePay Network Solutions LLC	cc fees	8.2
Brodart Company	materials	630
Buds Service Inc	towing	400
C & B Operations LLC	bushing 78	172.39
Canon Financial Services LLC	copier contract	172.46
Carrico Aquatic Resources Inc	water mgmt	3087.5
Carrolls Bakery	DARE	240
Center Point Large Print	book	25.87
Christy, Phil	refund	652
City Directory Inc	city directory	315.5
Clay County Auditor	local option sales tax	17053.8
Climate Systems, Inc.	balance system	440
Coban Technologies, Inc	body cameras	40371.55
Cooperative Energy Company	fuel	26851.61
Corporate Translation Services, Inc.	language link	1.65
Cory Juergens Construction LLC	pay est #1	17432.5
Culligan Water of Emmetsburg	water	17.4
Demco	supplies	603.01
Diamond Vogel Paint Center # 289	paint	96.1
Don Pierson Ford Lincoln Inc	fix rotor	298.96
Doty & Sons Concrete Products, Inc.	supplies	2847
Elliott Equipment Company	filters	752.81
Elm USA Inc	disc lease	70
Emmetsburg Reporter Democrat	PD Ad	229.5
Emmetsburg Swanson Hardware	supplies	13.98
Engineering Design Associates Inc	engineering services	2410

Farm and Home Publishers LTD	plat books	550
Fast Lane Motor Parts LLC	degreaser	74.9
Fastenal Company	bolts	105.35
Fleetpride Inc	boot kit	29.04
Gale/Cengage Learning	books	85.47
GameTime	playground repairs	1119.35
Gordon Flesch Company Inc	copier fees	569.06
Graettinger Hardware	supplies	52.98
Great Lakes Concrete Inc	intake work	116.25
H & N Chevrolet Buick Co Inc	parts	20.75
H & S Roofing Company Inc	repair	60
Hansons Plumbing & Heating Inc	plumbing repair	157.28
Hemphill Law Office PLC	Mar 2022 Legal Services	4712.11
Ingram Library Services	books	668.68
Instant Pierce, Inc.	parts	87
International Municipal Lawyers Association	membership	480
Iowa Communication Networks	telecommunications	11.47
Iowa Department of Revenue	March 22 Sales Tax	10875.58
Iowa Division of Labor	inspection wwtp	175
Iowa Lakes Electric Cooperative	mo utilities	1486
Iowa One Call	January 2022	34.4
Jamar Technologies Inc	traffic counter	5232
Janitors Closet	supplies	313.48
Johnston Automotive & Industrial of Spencer IA Inc	parts	252.35
Kieslers Police Supply Inc	ammo	252.4
Knight Protection Inc	security maintenance	278
Koenig Portable Toilets	porta service	130
Kruse Cate & Nelson PC	Eng thru 3/31/22	42188.58
KW Electric Inc	repair	465.74
Loeb, Jennifer	program	250
Loffler Companies Inc	mo copier contract	41.6
Lube Tech	supplies	1464.34
MacQueen Equipment LLC	parts	144.97
McClure Engineering Co	eng svcs hru 3/26/22	9440
Menards -Spencer	paint	898.4
Metro Waste Authority	RCC training	150
MichaelSon Inc	road maint	732.32
Mid Iowa Solid Waste Equipment Co Inc	grease assembly	722.01
Midwestern Mechanical of Iowa Inc	aquatic center water meter	2664.57
Modern Marketing	badge stickers	274.45
Napa Auto Parts	filters	574.06
New Cooperative Inc	fuel	3800.41

North Central International, Inc.	supplies	1300.58
Northern Lights Distributing Inc	food items	369.95
Omaha World Herald	subscription	301.39
OPG-3 Inc	laserfiche	2154
Peterbilt of Sioux City	supplies	26.56
Petty Cash-Spencer Municipal Golf Course	golf checkbook	1816.2
PFM Financial Advisors LLC	annual fees	2000
Pixler Electric	hanger lights	3613.88
Ramaker & Associates Inc	CIMS - Hosting	1450
Ricks Pest Control	pest control	45
Schoeneman Bros Company	adjustable post base	162.57
Shine Brothers Inc	process cardboard	14862.24
Solid Waste Association of North America	SWANA membership	223
Spencer Auto Parts	supplies	776.44
Spencer Community Schools	monthly share of local option sales tax	42634.51
Spencer Daily Reporter	Ads	2778.53
Spencer Municipal Utilities	SMU mo charges	43129.63
Spencer Office Supplies	computer chairs	4191.58
Spencer Radio Group	ems ads	580
Spencer Rotary Club	Qtrly Dues - Gifford	154
SS Morton, Inc.	sign	375
The Wall Street Journal	subscription	659.88
The Water Connection Inc	Transfer Station	7
Truck Center Companies	resistor	83.61
Tyler Technologies Inc	CC trans fees	165
USA Blue Book	leachate pond	625.14
Vans Sanitation Inc	recycling expense	817.68
Verizon Wireless	pole cameras	200.05
Zalaznik Equipment	charge concrete breaker	150

<b>Fund</b>	<b>Payment Amount</b>
001 - GENERAL FUND	95560.24
020 - PROPERTY INSURANCE	1584.25
045 - LIBRARY RESERVE	2410
049 - DRUG EDUCATION	240
050 - POLICE RESERVE	40371.55
061 - ECONOMIC DEVELOPMENT	123.58
062 - SHINE LOAN	2083.33
066 - PUBLIC WORKS EQUIPMENT	5232
092 - TECHNOLOGY FUND	216.09
117 - CIVIL SERVICE	865.46

124 - LOCAL OPTION SALES TAX	59688.31
300 - CAPITAL IMPROVEMENT	67372.08
620 - SANITARY SEWER	10205.81
660 - AIRPORT ENTERPRISE	6512.58
670 - SOLID WASTE	28164.25
673 - LANDFILL	9347.36
682 - ENVIRONMENTAL MANAGEMENT	580
690 - REGIONAL COLLECTION CENTE	150
949 - CENTRAL GRAGE	1168.81
950 - FUEL EQUIPMENT	26825.61
Grand Total	<b>358701.31</b>

**March 2022 Receipts**

**Fund**

001 - GENERAL FUND	265476.37
020 - PROPERTY INSURANCE	2526.4
040 - CEMETERY RESERVE	1674.37
041 - RIVERSIDE COLUMARIUM	8.8
045 - LIBRARY RESERVE	2135.02
047 - COMMUNICATION CENTER RES	33.77
049 - DRUG EDUCATION	8.8
050 - POLICE RESERVE	6009.67
052 - FIRE RESERVE	10072.3
054 - STR IMP RESERVE	30154.03
055 - SIDEWALK RESERVE	111.7
056 - PARK RESERVE	10999.39
059 - TREES FOREVER	0.98
060 - SRTS RESERVE	2578.38
061 - ECONOMIC DEVELOPMENT	12863.74
062 - SHINE LOAN	4175.21
063 - RENAISSANCE INITIATIVE	2116.83
064 - CABLE TV	49.91
066 - PUBLIC WORKS EQUIPMENT	16644.2
068 - CITY HALL RESERVE	2602.8
070 - STORM WATER DIST #1	1867.2
080 - STORM SEWER RESERVE	689.45
085 - HOTEL/MOTEL TAX	70998.5
087 - SPENCER CARES	63.12
089 - EMERGENCY FUND	509.74
090 - QUALITY HSG INITIATIVE	6.36
091 - SUBSTANDARD HOUSING	160
092 - TECHNOLOGY FUND	7250.9
093 - ACCRUED BENEFITS	76.82
099 - ARP Funds	0
110 - ROAD USE TAX	70727.84
112 - FICA/IPERS	23501.29
113 - WORK COMP	2954.92
114 - UNEMPLOYMENT	0
115 - GROUP INSURANCE	83086.27

**Monthly Revenue**

**Period Activity**

265476.37
2526.4
1674.37
8.8
2135.02
33.77
8.8
6009.67
10072.3
30154.03
111.7
10999.39
0.98
2578.38
12863.74
4175.21
2116.83
49.91
16644.2
2602.8
1867.2
689.45
70998.5
63.12
509.74
6.36
160
7250.9
76.82
0
70727.84
23501.29
2954.92
0
83086.27

117 - CIVIL SERVICE	254.23
118 - POLICE PENSION	5825.2
119 - POLICE SPECIAL PROCEEDS	16.63
120 - FIRE PENSION	1527.45
124 - LOCAL OPTION SALES TAX	341331.5
125 - T.I.F.	25054.46
127 - SALES TAX TIF	249.91
162 - SSMID	1199.43
200 - DEBT SERVICE	9946.4
300 - CAPITAL IMPROVEMENT	0
350 - CAPITAL IMP RESERVE	87895.96
500 - PERPETUAL CARE	100
501 - RIVERSIDE TRUST	10.27
502 - COLUMBARIUM VAULT	2.94
503 - NORTHLAWN PERP CARE	37.68
504 - GRIFFIN TRUST	30.83
505 - LEACH TRUST	9.79
506 - HOEPPNER TRST	0
615 - WTP RESERVE	957.95
620 - SANITARY SEWER	167522.14
625 - SANITARY SEWER RESERVE	498.74
630 - CSI RESERVE	78962.91
635 - SEWER DEBT SINKING FUND	119.89
660 - AIRPORT ENTERPRISE	76255.55
661 - AIRPORT RESERVE	218.72
670 - SOLID WASTE	235765.15
671 - SOLID WASTE RESERVE	955.01
672 - TRANSFER STATION CLOSURE	9.79
673 - LANDFILL	221321.31
674 - LANDFILL RESERVES	1836.95
677 - LANDFILL PLANNING	8576.71
678 - ENVIRONMENTAL PROTECTION	4108.57
679 - LANDFILL POST CLOSURE	1072.45
680 - LANDFILL CLOSURE	692.74
682 - ENVIRONMENTAL MANAGEMENT	8918.61
685 - CELL CONSTRUCTION RESERVE	814.23
690 - REGIONAL COLLECTION CENTE	819.03
746 - GOLF COURSE RESERVE	2076.28
949 - CENTRAL GRAGE	767.62
950 - FUEL EQUIPMENT	20803.95

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