

REGULAR SPENCER CITY COUNCIL MEETING

Monday, February 19, 2024

6:30 P.M.

Council Chambers, City Hall

101 W. 5th Street

Spencer, Iowa

1. Pledge of Allegiance

2. Roll Call:

3. Presentations:

A. Audit Presentation by Winther, Stave & Company for Fiscal Year 2022/2023;

4. Consent Agenda:

A. Motion: [Approve City Council Minutes of February 5, 2024](#);

B. Licenses: Premise Update for Clay County Fairgrounds for Event March 8 & 9, 2024; New Class C Retail Alcohol License for The Palms Theatres; Subject to Final Approval from the Iowa Alcohol Beverage Division;

C. Roll Call: [Resolution Setting the Date for Public Hearing on Proposal to Enter](#) into a General Obligation Loan Agreement and to Borrow Money Thereunder in a Principal Amount not to Exceed \$2,300,000;

D. Motion: [Set Public Hearing for March 4, 2024 at 6:30 P.M. on Proposed Rezoning](#) Request of Approximately 27 Acres to be Considered for E Heavy Industrial Area as Requested by Shine Sisters, LLC;

E. Motion: [Set Public Hearing for March 4, 2024 at 6:30 P.M. on Proposed Rezoning](#) Request of North Y Subdivision to be Considered for C2 Highway Commercial;

F. Roll Call: [Resolution Authorizing Permanent Transfer of Funds of Budgeted Transfers](#) for the Month Ending January 31, 2024;

5. Public Hearings:

A. Public Hearing on Budget Amendment for Fiscal Year 2023/2024 Budget;

- Mayor Declares the Public Hearing Open
 - Written Comments Against
 - Oral Comments Against
 - Written Comments in Favor of
 - Oral Comments in Favor of
- Mayor Declares the Public Hearing Closed

1. Roll Call: [Resolution to Approve Budget Amendment #3](#) to Fiscal Year 2023/2024 Budget;

B. Public Hearing on Proposed Plans, Specifications, Form of Contract and Estimate of Cost for the US Highway 18 and 42nd Street Turn Lane Project;

- Mayor Declares the Public Hearing Open
 - Written Comments Against
 - Oral Comments Against
 - Written Comments in Favor of
 - Oral Comments in Favor of
- Mayor Declares the Public Hearing Closed

1. Roll Call: [Resolution Finally Approving and Confirming Plans, Specifications](#) and Form of Contract for US Highway 18 and 42nd Street Turn Lane Project (Bids will be received February 29, 2024);

6. Old Business:

- A. Roll Call: [Ordinance Adopting Title 5, Chapter 7 of the Spencer City Code](#) Concerning Use of Public Right of Way for Special Events or Commercial Purposes, 2nd Filing;

7. New Business:

- A. Roll Call: [Preliminary Resolution Pursuant to Section 384.42 of the Iowa Code](#) Covering the 2024 29th Street SW Improvements Project;
- B. Roll Call: [Proposed Resolution of Necessity for 2024 29th Street SW](#) Improvements Project;
- C. Roll Call: [Resolution Approving and Adopting Preliminary Plans](#) and Specifications, Estimate of Cost and Plat and Schedule for the 2024 29th Street SW Improvements Project;
- D. Roll Call: [Resolution to Provide for a Notice of Hearing on Proposed Plans](#), Specifications, Form of Contract and Estimate of Cost for the 2024 29th Street SW Improvements Project, and Taking of Bids Therefor;
- E. Roll Call: [Preliminary Resolution Pursuant to Section 384.42 of the Iowa Code](#) Covering the 2024 West 24th Street Improvements Project;
- F. Roll Call: [Proposed Resolution of Necessity for 2024 West 24th Street](#) Improvements Project;
- G. Roll Call: [Resolution Approving and Adopting Preliminary Plans and Specifications](#), Estimate of Cost and Plat and Schedule for the 2024 West 24th Street Improvements Project;

- H. Roll Call: [Resolution to Approve Preliminary & Final Plat for the Garcilla's Replat](#) of Lots 1, 2 & 5, Larsen's First Addition and Approve Development Agreement with Garcilla;
- I. Roll Call: [Resolution to Approve Preliminary & Final Plat for Overland Addition](#) and Approve Development Agreement with Overland Group;
- J. Motion: [Approve Agreement for Safe Routes to School Program](#) with Spencer Community School District;
- K. Motion: [Approve Agreement for Professional Services for 2024 HMA Overlay Project](#) with Kruse, Cate & Nelson, PC;
- L. Motion: [Approve 2024 Recreation Program Services Contract with Spencer Family YMCA to Provide Adult Recreational Activities in City Parks](#);

8. Department Head Reports:

- A. Planning Department
- B. Spencer Public Library
- C. Spencer Fire Department
- D. Spencer Police Department
- E. Public Works Department
- F. Park & Recreation Department
- G. Spencer Municipal Golf Course
- H. City Attorney
- I. Human Resources

9. Engineer's Report:

10. City Manager's Report:

11. Mayor's Report:

12. Council/Comm. Reports:

Upcoming Meetings:

-Regular City Council Meeting, Monday, 3/4/2024, 6:30 P.M.

13. Motion: [Approve Bills and Claims](#);

14. Other Business/Opportunity to Address the Council;

Any member of the public who would like to address the Council for items not on the agenda are asked to approach the podium and wait to be recognized. After recognition, the person shall state their name and address for the record. Statements or questions should be limited to 5 minutes.

15. Adjourn;

Note: Some members may participate by telephone, per Section 21.8 of the Code of Iowa