

**OSCEOLA CITY COUNCIL**

Tuesday, September 18, 2018

Regular Meeting

\*You may view all Resolutions at City Hall or at City's Website. \*

The City Council met on Tuesday, September 18, 2018 at 7:00 p.m. for a Regular scheduled meeting. The meeting was called to order by Mayor Thomas J. Kedley. With the following present: Council Members: Dave Walkup, Dan Hooper, Doug Gay, Dennis Page and George Fotiadis. City Staff present were Ty Wheeler–City/Administrator/Clerk, Britanee Ward-Case – Accounting Manager/Assistant City Clerk and Marty Duffus – Police Chief. Also present were: Matt Stoll, Donnie McCuddin, Brallan Lopez, Michelle Sanchez, Joselune Suarez, Tyvaiah Cmons, Bailey Buckingham, Walker Adams, Audrey Potier and others that didn't sign in.

Motion by Gay and second by Page to approve the agenda, Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Gay, aye; Fotiadis, aye; Motion carried.

Walker Adams expressed his support of the golf cart ordinance. No one else spoke during open forum.

Mayor's Report: Presented the spirit of Osceola to Doug and Chanell Gay at 407 North Dewey.

Motion by Fotiadis and second by Page to approve the reverse osmosis pilot rental agreement; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Gay and second by Page to approve Resolution 2018-42 Setting date for public hearing on proposed 2018A amendment to urban renewal plan for Osceola Urban Renewal Area; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. .

**RESOLUTION NO. 2018-42**

Setting date for public hearing on proposed 2018A amendment to urban renewal plan for Osceola Urban Renewal Area

WHEREAS, the City Council of the City of Osceola, Iowa (the "City") has created the Osceola Urban Renewal Area (the "Urban Renewal Area") and has approved an urban renewal plan for the Urban Renewal Area; and

WHEREAS, Chapter 403 of the Code of Iowa requires that, before a city approves any new urban renewal project, a city must amend the existing urban renewal plan to identify that new project; and

WHEREAS, a proposed 2018A amendment to the urban renewal plan for the Urban Renewal Area has been prepared which describes the use of incremental property tax revenues to finance certain projects in the Urban Renewal Area, and it is now necessary that a date be set for a public hearing on that plan amendment;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows:

Section 1. This City Council will meet at the City Hall Council Chambers, Osceola, Iowa, on the 16th day of October, 2018, at 7:00 o'clock p.m., at which time and place it will hold a public hearing on the proposed 2018A urban renewal plan amendment for the Osceola Urban Renewal Area.

Section 2. The City Clerk shall publish notice of said hearing, the same being in the form attached hereto, which publication shall be made in a legal newspaper of general circulation in Osceola, which publication shall be not less than four (4) nor more than twenty (20) days before the date set for hearing.

Section 3. Pursuant to Section 403.5 of the Code of Iowa, the City Administrator is hereby designated as the City's representative in connection with the consultation process which is required under that section of the urban renewal law.

Motion by Fotiadis and second by Gay to approve resolution 2018-43 Resolution Extending the Maturity Date of the City's Sewer Revenue Loan and Disbursement

Agreement Anticipation Project Note; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. .

#### RESOLUTION NO. 2018-43

##### Resolution Extending the Maturity Date of the City's Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note

WHEREAS, the City Council of the City of Osceola, Iowa (the "City"), has previously authorized the issuance of its Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note in a principal amount not to exceed \$67,500 (the "Project Note") to the Iowa Finance Authority, as lender (the "Lender") for the purpose of paying the cost, to that extent, of planning, designing and constructing improvements and extensions to the Municipal Sanitary Sewer System of the City; and

WHEREAS, the City intended to refund the Project Note by its scheduled maturity date on June 19, 2018 through the issuance of bonds or notes, but refunding proceeds were not yet available to the City; and

WHEREAS, the Lender has agreed to extend the maturity date of the Project Note to June 19, 2021 on the terms hereinafter set out;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows:

Section 1. The maturity date of the Project Note is hereby extended to June 19, 2021, and the Project Note shall continue to bear interest at the rate of 0% per annum from the date hereof to its maturity.

Section 2. The City Council hereby reserves the right to prepay principal of the Project Note in whole or in part at any time prior to the maturity thereof with accrued interest to the date of such payment.

Section 3. The Mayor and City Clerk are hereby authorized and directed to enter into whatever legal documents are required by the Lender to effectuate the provisions of this resolution.

Section 4. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

Motion by Gay and second by Page to open public hearing for the proposed Ordinance Amendment Permitting Golf Carts on City Streets: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. Walker Adams expressed his in favor of the proposed amendment. No one else spoke during open forum. Motion by Gay and second by Hooper to close the public hearing; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Gay and second by Page to remove 1(a) being at least eighteen (18) years of age from the proposed ordinance and approve the first reading; Roll call vote: Page, aye; Hooper, nay; Walkup, aye; Gay, aye; Fotiadis, nay; Motion carried.

Motion by Fotiadis and second by Hooper to open public hearing for the proposed Ordinance Amendment Regarding solid waste containers in the public right-of-way; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. No one spoke during public hearing. Motion by Fotiadis and second by Hooper to close the public hearing; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Page to approve the first reading of the proposed Ordinance Amendment Regarding solid waste containers in the public right-of-way; Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Gay, nay; Fotiadis, aye; Motion carried.

Ty Wheeler – City Administrator/Clerk update council on upcoming and ongoing projects.

Council had nothing to report.

Motion by Hooper and second by Page to approve the consent agenda: Council Minutes September 6<sup>th</sup> ; Liquor License: Pizza Hutt (BB0036106); Timber Ridge Country Market (BC0030688); Osceola Country Club (LC0025429); Hy-Vee (LE0000433); Casey's General Stores (LE0002275); Change Order 5, Old Plant Pump Station & Force Main- \$8,717.50; Submittal of FY 2018 Street Financial Report (2018-44) and the following claims:

ACCESS SYSTEM, , 118.76 ; AGRILAND FS - MURRAY, , 1574.81 ; ALLIANT ENERGY, , 11533.69 ; ASI SIGNAGE INNOVATIONS, , 1536.5 ; BSN SPORTS INC, , 464.28 ; BUD JONES CONSTRUCTION, , 8362.28 ; BUD JONES TRUCKING, , 186.4 ; BYRON JIMMERSON, , 80 ; CARQUEST OF OSCEOLA, , 51.35 ; CASEY'S GENERAL STORES, INC., , 2860.8 ; CHALLENGER TEAMWEAR, , 1327.23 ; CHAT MOBILITY, , 229.93 ; CLARKE CO RECORDER, , 21 ; CLARKE CO. TREASURER, , 8164 ; CLARKE ELECTRIC COOP, , 5322.66 ; COOK APPRAISAL, , 1000 ; COREY CLARK, , 495.8 ; CR SERVICES, , 326.32 ; CRESTON PUBLISHING COMPANY, , 697.67 ; D & D PEST CONTROL, , 30 ; DEMCO INC, , 166.64 ; DIAMOND OIL CO., , 1012.57 ; DIRECTV, , 147.39 ; DONNA PHILLIPS, , 240 ; DONNIE MCCUDDIN, , 70 ; DUST PROS JANITORIAL, , 1591.95 ; Dustin Crumm, , 80 ; ELLIOTT OIL CO., , 143.87 ; FELD FIRE, , 765 ; FLEETSIDE FORD, , 31921.23 ; GILBERTS TRUE VALUE HOME CENTER, , 146.79 ; HACH COMPANY, , 474.68 ; HIGHWAY LUMBER, , 17.07 ; Hunter Simpson, , 80 ; HY-VEE FOOD STORES, , 45.85 ; INVINCI GRAPHICS, , 470 ; IOWA ONE CALL, , 52.2 ; IOWA STATE UNIVERSITY, , 239 ; J P AUTO, , 12.98 ; JOHNSON CONTROLS SECURITY SOLUTIONS, , 223.13 ; JUNIOR LIBRARY GUILD, , 470.4 ; KD TIRES, LLC, , 85 ; KEL TEK INC, , 6116.74 ; KEYSTONE LABORATORIES, INC, , 2641.31 ; LOGAN CONTRACTORS SUPPLY, , 50.4 ; LYLE PERSELS, , 30.79 ; MARC ELCOCK, , 2500 ; MEDIACOM, , 728.8 ; MIDWEST OFFICE TECH. CO., , 228.01 ; MUNICIPAL EMERGENCY SERVICES, , 3014.72 ; OSCEOLA FARM & HOME - ALL, , 188.5 ; OSCEOLA SENTINEL-TRIBUNE, , 46 ; PARTSMASER, , 33381 ; PIONEER MANUFACTURING COMPANY, , 468 ; POOL TECH, , 0.9 ; QT POD, , 13245 ; READER'S DIGEST, , 10 ; ROBERT TIDEMAN, , 65.5 ; Ronnie Cole, , 80 ; RYCHNOVSKY LAWN & LANDSCAPE, , 76 ; SCHILDBERG CONST. CO., , 1889.09 ; SCHOLASTIC LIBRARY PUBLISHING, , 152.1 ; SCHUMACHER ELEVATOR COMPANY, , 410 ; SENECA COMPANIES, , 1194.03 ; SIRWA, , 55.5 ; SOLUTIONS, , 7172.22 ; SPOKE COMMUNICATIONS, LLC, , 267.9 ; STATE HYGENIC LABORATORY-AR, , 13 ; TG TECHNICAL SERVICES, , 128.95 ; THE LAW ENFORCEMENT INTELLIGENCE NETWORK, , 200 ; THOMAS L POLLARD, , 3000 ; TRENTON DENNEY, , 1025 ; TY WHEELER, , 139.52 ; UNITED FARMERS COOPERATIVE, , 400.17 ; USA BLUEBOOK, , 297.13 ; VERIZON, , 280.15 ; WINDSTREAM, , 1003.23 ; ZIEGLER INC, , 266.44 ; , , 130558.14 ; Check Number: 290419-290498, , ; Fund Recap: 1, General , 60980.26 ; 32, Building, 11164 ; 110, Road Use, 6835.73 ; 610, Waste Water , 51578.15 ; , Grand Total , 130558.14 ;

There being no further business, motion by Hooper and second by Gay to adjourn the meeting at 8:10 PM. All voting aye, motion carried.

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Thomas J. Kedley – Mayor

Attest:

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Britanee Ward-Case – Accounting Manager/ Assistant City Clerk

Website: [osceolaia.net](http://osceolaia.net)

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