

OSCEOLA CITY COUNCIL

Tuesday March 17, 2020

Regular Meeting

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

Mayor Thomas J. Kedley enforce two Emergency Proclamation (2020-1 & 2020-2)

EMERGENCY PROCLAMATION 2020-1 WHEREAS, COVID-19 poses a serious threat to the public health and safety of the City of Osceola, Iowa, as outlined by the Centers for Disease Control ("CDC"); and WHEREAS, the Iowa Department of Public Health ("IDPH") has now determined that community spread of COVID-19 has occurred in the State of Iowa; and WHEREAS, the President of the United States, Donald J. Trump, has recommended that people should not congregate in gatherings of over ten (10) persons; and WHEREAS, the CDC has recommended that persons do not congregate in gatherings of over ten (10) persons to attempt to mitigate the spread of COVID-19 in the general public; and WHEREAS, the Hon. Governor Kim Reynolds has recommended that all school districts within the State of Iowa close for a period of four (4) weeks to help to mitigate the spread of COVID-19 within the State; and WHEREAS, the Hon. Governor Kim Reynolds has issued a State of Public Health Disaster Emergency; and WHEREAS, the Clarke County Board of Supervisors has restricted public access to all county offices due to the COVID-19 virus, with all county offices open by appointment only; and WHEREAS, the Clarke Community School District has heretofore closed for at least four (4) weeks from March 16, 2020; and WHEREAS, Section 15.02(2) of the Code of Ordinances of the City of Osceola and Section 372.14(2) of the Code of Iowa (2019) grant the Mayor powers to declare an emergency and govern through proclamation to protect the health and safety of the citizens of Osceola. NOW, THEREFORE, I, Thomas J Kedley, the duly elected Mayor of the City of Osceola, Iowa, do hereby proclaim until further notice the following: 1. That a state of emergency or public danger exists within the City of Osceola because of the threat of the spread of the COVID-19 virus. 2. I hereby declare that all non-essential operations of the City of Osceola and Osceola Chamber Main Street are shut-down through 11:59 pm on March 31, 2020. Official meetings of the Osceola City Council shall be exclusively viewable through the City's online live-stream service. Agendas shall be viewable in the vestibule of City Hall, which shall remain open as normal. All scheduled city board or commission meetings through the end of March are cancelled. 3. All City-owned, non-essential public facilities shall be closed to the public. 4. The Budget Hearing and Adopting Meeting scheduled for March 24, 2020 is hereby postponed per the extension granted to the City by the Iowa Department of Management. 5. All recreation programming shall be suspended until further notice. All members of the public are asked to avoid play-ground areas, but trails, green spaces, and public water access facilities shall remain open. 6. Gatherings of ten (10) or more people are strongly discouraged until further notice. 7. That this Proclamation of Emergency may be modified and/or superseded by future proclamation of the Office of the Mayor of Osceola, Iowa as future events warrant. 8. That this proclamation of the Office of the Mayor of the City of Osceola, Iowa, shall be enforceable by the Osceola Police Department and any violation of the same shall be a violation of Section 15.02(2) of the Code of Ordinances and punishable as a simple misdemeanor. 9. That Governor Kim Reynold's proclamation dated March 17, 2020 shall be enforceable by the Osceola Police Department, in its entirety. 10. More information will be shared with the public as it becomes available.

EMERGENCY PROCLAMATION 2020-2

WHEREAS, COVID-19 poses a serious threat to the public health and safety of the City of Osceola, Iowa, as outlined by the Centers for Disease Control ("CDC"); and WHEREAS, the Iowa Department of Public Health ("IDPH") has now determined that community spread of COVID-19 has occurred in the State of Iowa; and WHEREAS, the President of the United States, Donald J. Trump, has recommended that people should not congregate in gatherings of over ten (10) persons; and WHEREAS, the CDC has recommended that persons do not congregate in gatherings of over ten (10) persons to attempt to mitigate the spread of COVID-19 in the general public; and WHEREAS, the Hon. Governor Kim Reynolds has recommended that all school districts within the State of Iowa close for a period of four (4) weeks to help to mitigate the spread of COVID-19

within the State; and WHEREAS, the Hon. Governor Kim Reynolds has issued a State of Public Health Disaster Emergency; and WHEREAS, the Clarke County Board of Supervisors has restricted public access to all county offices due to the COVID-19 virus, with all county offices open by appointment only; and WHEREAS, the Clarke Community School District has heretofore closed for at least four (4) weeks from March 16, 2020; and WHEREAS, Section 15.02(2) of the Code of Ordinances of the City of Osceola and Section 372.14(2) of the Code of Iowa (2019) grant the Mayor powers to declare an emergency and govern through proclamation to protect the health and safety of the citizens of Osceola; and, WHEREAS, Emergency Proclamation 2020-1 ordered a shut-down of all non-essential city functions through March 31, 2020; and, WHEREAS, the Mayor believes it necessary to cancel the March 17, 2020 regular City Council meeting. WHEREAS, there are agenda items that cannot wait for the next regular meeting to occur on April 7, 2020. NOW, THEREFORE, I, Thomas J Kedley, the duly elected Mayor of the City of Osceola, Iowa, do hereby proclaim until further notice the following: The Regular City Council meeting scheduled for Tuesday, March 17, 2020 is hereby cancelled. (1) The Resolution regarding future receipt of pricing information related to the Sewer Revenue Refunding Bonds, Series 2020 and approving the execution and delivery of a bond purchase agreement is hereby approved. (2) The \$50,000 Discretionary grant from the CCDC for the acquisition of 801 E McLane and the terms of said grant are hereby accepted and approved. (3) The approval of quotes to Self-perform the 24-inch PVC bypass line for the WWTP Project. (4) The Consent Agenda is hereby approved.

Approved By Emergency Proclamation – 2020-2

RESOLUTION NO.EP - 01

Resolution regarding future receipt of pricing information related to the Sewer Revenue Refunding Bonds, Series 2020 and approving the execution and delivery of a bond purchase agreement WHEREAS, the City of Osceola (the “City”), in Clarke County, State of Iowa, has continuously supplied sewer service in and to the City and its inhabitants since its establishment; and WHEREAS, the management and control of the Utility are vested in the City Council (the “Council”) of the Utility; and WHEREAS, the City has heretofore proposed to enter into a Sewer Revenue Refunding Loan Agreement (the “Loan Agreement”), pursuant to the provisions of Section 384.24A of the Code of Iowa, and to borrow money thereunder in a principal amount not to exceed 5,000,000, for the purpose of refunding the outstanding balance of the City’s Sewer Revenue improvement and Refunding Bonds, Series 2012, dated May 31, 2012 (the “Series 2012 Bonds”); refunding the outstanding balance of the City’s Sewer Revenue Note, Series 2017 (the “Series 2017 Note”); and paying for costs of issuance related to the refunding (collectively the “Project”), and pursuant to law and a notice duly published, the Council has held public hearings on such proposal; WHEREAS, a Preliminary Official Statement (the “P.O.S.”) has been prepared to facilitate the sale of the Bonds in evidence of the obligation of the Utility under the Loan Agreement and D.A. Davidson & Co., Des Moines, Iowa (the “Underwriter”) NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows: Section 1. The City Council expects to receive pricing information from D.A. Davidson with respect to the Bonds and as the Council deems appropriate and necessary. Section 2. The Mayor and the City Clerk are each authorized to execute and deliver the Bond Purchase Agreement to the Underwriter in substantially the form as submitted to and on file with the Issuer with such changes therein as may be determined at the time of marketing of the Bonds and agreed by the parties, all of which shall be deemed to be approved by the Issuer upon the execution and delivery thereof by such officer. The City Council hereby approves entering into the bond purchase agreement (the “Bond Purchase Agreement”) so long as the Series 2020 Bonds provide for interest rate savings with respect to the Series 2012 Bonds and the Series 2017 Note. The Mayor and the City Clerk are each authorized to execute and deliver the Bond Purchase Agreement to the Underwriter in substantially the form as submitted to and on file with the City Council and agreed by the parties, all of which shall be deemed to be approved by the City Council upon the execution and delivery thereof by such officers. Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict. Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Approval of accepting the \$50,000 discretionary grant from the CCDC for the acquisition of 801 East McLane.

The acceptance of Bud Jones quote of \$20,384.00; UECO Pipe of \$34,890.15; and Absolute Pumpes Dry Prime of \$48,003.87.

Approval of Council minutes from March 3rd, AJ Pettry 2 year anniversary \$22.99 to \$24.14; Transfer of \$123,000 to CCRC and the following claims:

ACCESS SYSTEM ,Services , 134.95;ALLIANT ENERGY ,Utilities , 11287.56; AMAZON.COM CREDIT ,Supplies, 135.7;BAKER & TAYLOR ENTERTAINMENT ,Services , 60.74;BLACKSTRAP, INC ,Services , 1591.73;BOBS AUTO SUPPLY ,Supplies, 7.68;Bruce Kentner ,Services , 150;BSN SPORTS INC ,Supplies, 588.91; CANON FINANCIAL SERVICES INC ,Services , 62.51;CAPITAL CITY EQUIPMENT CO. ,Supplies, 109.38;CARD SERVICES - CITY CREDIT ,Supplies, 613.54;CASEYS BUSINESS MASTERCARD ,Fuel, 2027.44;CERTIFIED POWER, INC COMPANIES ,Services , 199.17;CHAT MOBILITY ,Utilities , 176.02;CINTAS CORPORTATION ,Supplies, 56.37;CLARKE ELECTRIC COOP ,Utilities , 4644.28; CLIA LABORATORY PROGRAM ,Services , 180;CULLIGAN ,Services , 18; D & D PEST CONTROL ,Services , 30;DARRON TONEY ,Services , 330;DIAMOND OIL CO ,Fuel, 1112.39;DIRECTV ,Services , 162.24;ECHO ELECTRIC SUPPLY ,Supplies, 499.19;ECOSYSTEMS INC ,Services , 6300;ELLIOTT OIL CO. ,Fuel, 310.38;FAREWAY STORES ,Supplies, 46.66;FERRELLGAS ,Supplies, 232.11; FIRE SERVICE TRAINING BUREAU ,Services , 210;FLEETSIDE FORD ,Services , 354.12;FRIDAY INS. CO. ,Insurance, 133188;GALLS/ QUARTERMASTER LLC ,Supplies, 250.5;GARY BLAKELY ,Services , 840;GILBERTS TRUE VALUE HOME CENTER ,Supplies, 322.99;HARD ROCK CAR WASH ,Services , 100;HIGHWAY LUMBER ,Supplies, 54.56;HY-VEE FOOD STORES ,Supplies, 219.23;IA DEPT NATURAL RESOURCE ,Services , 200;ILLINOIS CASUALTY COMPANY ,Insurance, 750;INTOXIMETERS ,Services , 115;INVINCI GRAPHICS ,Services , 75; IOWA COMMUNICATIONS NETWORK ,Services , 4.3;IOWA DEPARTMENT OF INSPECTIONS & APPEALS ,Services , 150;J P AUTO ,Supplies, 1160.99; JACKSON ELECTRIC ,Services , 250;JIM NEWTON ,Services , 33.6; JORDAN'S TREE SERVICE ,Services , 1350;KD TIRES, LLC ,Services , 45; KEYSTONE LABORATORIES, INC ,Services , 2183.49;LACAL EQUIPMENT INC. ,Services , 262.08;MARC ELCOCK ,Services , 2500;MAY'S AUTO BODY ,Services , 4000.54;MEDIACOM ,Utilities , 776.28;MENARDS ,Supplies, 105.79;MIDWEST OFFICE TECH. CO. ,Services , 238.573;OSCEOLA FARM & HOME - ALL ,Supplies, 130.48;RAPIDS WHOLESALE EQUIPMENT ,Services , 1565;RYCHNOVSKY LAWN & LANDSCAPE ,Services , 80;SERVICE TECHS INC ,Services , 42.4;SIRWA ,Utilities , 54.1;SOLUTIONS ,Supplies, 44.47;SPOKE COMMUNICATIONS, LLC ,Services , 220;TRUCK EQUIPMENT INC. ,Services , 252.38;UNIFIED CONTRACTING SERVICES ,Services , 1900;VERIZON ,Utilities , 280.07; WILDER'S TRUCK SERVICE ,Services , 89.01;WINDSTREAM ,Utilities , 884.94; ,Grand Total , 186349.843;EFT : 054 ;Check Number: 293314-293381 ;Fund Recap: 1 ,General , 21049.06;33 ,Golf Course, 4116.64;101 ,Insurance, 133118;110 ,Road Use , 11299.8;610 ,Waste Water, 16766.34; ,Grand Total , 186349.84;

Thomas J. Kedley –Mayor

Attest:

Britanee Ward-Case – Accounting Manager/ Assistant City Clerk
Website: osceolaia.net