

OSCEOLA CITY COUNCIL

Tuesday, January 19, 2021

Regular Meeting

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

<http://osceolaia.net/>

The City Council met on Tuesday, January 19, 2021 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: George Fotiadis, Doug Gay, Dan Hooper, Tom Bahls and Dennis Page (VIA Phone) City Staff present were Ty Wheeler– City/Administrator/Clerk, Britanee Ward-Case – Accounting Manager/Assistant City Clerk, and Curt Jacobson, - Sergeant. All Council Meetings are streamed on the City's Website during Council meeting. Limited seating within the Chambers but the following were in attendance for the meeting: Austin Taylor and Colter Wright.

No one spoke during open forum.

Mayor Kedley update Council on various topics nationwide and city wide.

Motion by Hooper and second by Gay to approve the request to construct and place and handrail on a service walk in the 800 Block of S Fillmore; roll call vote: Fotiadis, aye; Gay, aye; Page, aye; Hooper, aye; Bahls, aye; motion carried.

Motion by Gay and second by Fotiadis to approve the special events permit for West Lake Ice Out event with the condition they following CDC Recommendations for the Covid-19 prevention. Roll call vote: Fotiadis, aye; Page, aye; Gay, aye; Hooper, aye; Bahls, aye; motion carried.

Motion by Fotiadis and second by Hooper to approve resolution 2021-02 tax abatement for 1013 Grandview Drive; roll call vote: Fotiadis, aye; Gay, aye; Hooper, aye; Page, aye; Bahls, aye; motion carried.

RESOLUTION NO. 2021- 02 A RESOLUTION APPROVING APPLICATION(S) FOR TAX ABATEMENT UNDER THE CITY-WIDE URBAN REVITILZATION PLANBE IT RESOLVED, that application from the following persons for the following projects be approved by the City Council of Osceola, Iowa and that they be forwarded to the County Assessor, for the physical review of the improvements, after the issuance of a building permit by the Zoning Administrator if required and not already secured.

Name	Property Address	Type of Improvement
Brian Huss	1013 Grandview Dr	Residential Remodel

Council and Mayor had a lot of discussion regarding the assistance of clean up for 704 South Fillmore but there was no action taking at this time.

Council and Mayor had a lot of discussion regarding solid waste disposal, at this time there was no action taking.

Motion by Fotiadis and second by Gay to approve resolution 2021-03 Setting Public Hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreements for the Waste Water Treatment Plant Improvement Project; roll call vote: Fotiadis, aye; Gay, aye; Page, aye; Hooper, aye; Bahls, aye; motion carried.

Resolution 2021-03 Setting Public Hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreements for the Waste Water Treatment Plant Improvement Project : Resolution to fix a date for a public hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreements and to borrow money thereunder in

a principal amount not to exceed \$48,000,000 WHEREAS, the City of Osceola (the “City”), in Clarke County, State of Iowa, did heretofore establish a Municipal Sanitary Sewer System (the “Utility”) in and for the City which has continuously supplied sanitary 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”) and no board of trustees exists for this purpose; and WHEREAS, the City now proposes to enter into Sewer Revenue Loan and Disbursement Agreements (the “Agreements”) and to borrow money thereunder in a principal amount not to exceed \$48,000,000, pursuant to the provisions of Section 384.24A of the Code of Iowa (the “Act”) and section 142 of the Internal Revenue Code of 1986 (the “Code”) for the purpose of paying the cost, to that extent, of planning, designing and constructing additions, improvements and extensions to the Utility (the “Project”), and it is necessary to fix a date of meeting of the City Council at which it is proposed to take action to enter into the Agreements and to give notice thereof as required by such law; NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows: Section 1. This City Council shall meet on February 16, 2021, at the Osceola Council Chambers, in the City, at 7 o’clock p.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Agreements. Section 2. The City Clerk is hereby directed to give notice of the proposed action on the Agreements setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication in accordance with the Act at least once, not less than four (4) and not more than twenty (20) days before the meeting, and by publication in accordance with Section 147(f) of the Code, in a legal newspaper which has a general circulation in the City. The notice shall be in substantially the following form: **DORSEY & WHITNEY LLP, ATTORNEYS, DES MOINES, IOWA NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AND DISBURSEMENT AGREEMENTS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$48,000,000 (SEWER REVENUE)** The City Council of the City of Osceola, Iowa, will meet on February 16, 2021, at the Osceola Council Chambers, in the City, at 7 o’clock 7.m., for the purpose of instituting proceedings and taking action to enter into loan and disbursement agreements (the “Agreements”) and to borrow money thereunder in a principal amount not to exceed \$48,000,000, for the purpose of paying the cost, to that extent of the planning, designing and constructing additions, improvements and extensions to the City’s Municipal Sanitary Sewer System (the “Utility”). The Agreements will not constitute a general obligation of the City, nor will they be payable in any manner by taxation but, together with the City’s outstanding sewer revenue indebtedness; and any additional obligations of the City as may be hereafter issued and outstanding from time to time ranking on a parity therewith, will be payable solely and only from the Net Revenues of the Utility of the City. At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Agreements. After receiving objections, the City may determine to enter into the Agreements, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter. By order of the City Council of the City of Osceola, Iowa. Ty Wheeler City Administrator Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the “Regulations”) of the Internal Revenue Service, the City declares (a) that it intends to undertake the Project which is reasonably estimated to cost approximately \$48,000,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of bonds, notes or other obligations (the “Bonds”), or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the City, or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project have heretofore been made by the City and no expenditures will be made by the City until after the date of this Resolution or a prior intent resolution of the City, and (c) that the City reasonably expects to reimburse the expenditures made for costs of the City out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations. Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict. Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Ty Wheeler – City Administrator - update council on various projects within the City.

Council had questions about Snow on sidewalks and COVID Vaccine questions.

Motion by Fotiadis and second by Hooper to approve the consent agenda: Council Minutes January 5th ; Liquor License: Hy-Vee Store (LC0041576); Americinn of Osceola (WBn000993); Pay Estimate # 2 Contract 4 \$175,750 to Synergy Contracting LLC ; Pay Estimate # 2 Contract 3 \$28,500 to Story Construction Co.

The following Claims were paid:

ALLIANT ENERGY ,Utilities, 4583.5; ANDREW CONSTRUCTION CO. ,Services, 7772.06;BARCO MUN. PRODUCTS ,Supplies, 178.06;BLACKSTRAP, INC ,Supplies, 8026.07;BLAKELY TREE SERVICE ,Services, 1850;BUD JONES CONSTRUCTION ,Services, 1221.04;CANON FINANCIAL SERVICES INC ,Services, 62.51;CARD SERVICE CENTER ,Supplies, 524.41;CHAT MOBILITY ,Utilities, 38.84;CHESNUT LAWN & LANDSCAPE ,Services, 690;CIT SEWER SOLUTIONS ,Services, 3708;Clarke County Attorney ,Services, 602.32;CLARKE ELECTRIC COOP ,Utilities, 2281.33;Clarke County Reservoir ,Services, 99960.2;David Walker ,Services, 10;DIAMOND OIL CO ,Fuel, 989.39;DIRECTV ,Utilities, 162.17;DORSEY & WHITNEY ,Services, 28500;DUST PROS JANITORIAL ,Services, 1222.75;ECHO ELECTRIC SUPPLY ,Supplies, 89.89;ELLIOTT OIL CO. ,Fuel, 321.95;FISHER SCIENTIFIC ,Services, 81.7;GALLS/ QUARTERMASTER LLC ,Supplies, 695.67;GILBERT HOME COMFORT ,Services, 275;GILBERTS TRUE VALUE HOME CENTER ,Supplies, 191.23;Global Payments ,Services, 146.48;HIGHWAY LUMBER ,Supplies, 84.77;HOTSYS CLEANING SYSTEMS ,Supplies, 14267;HY-VEE FOOD STORES ,Supplies, 117.99;IACME ,Dues, 100;INVINCI GRAPHICS ,Services, 69.75;IOWA DARE ASSOCIATION ,Dues, 100;Iowa Dept of Justice ,Services, 602.32;IOWA DEPARTMENT OF PUBLIC SAFETY ,Services, 1212;Iowa Department of Natural Rescource ,Dues, 130;IOWA ONE CALL ,Services, 65.7;IOWA WORKFORCE DEVELOPMENT ,Services, 1321.5;Imagetek ,Services, 340;J P AUTO ,Supplies, 491.05;JOHN DEERE FINANCIAL ,Supplies, 411.56;JORDAN'S TREE SERVICE ,Services, 2400;KEYSTONE LABORATORIES, INC ,Services, 7499.36;KIMBALL MIDWEST ,Services, 1350.34;LINDA PERSELS ,Services, 2903.32;MAINSTAY SYSTEMS INC. ,Services, 177;MARC ELCOCK ,Services, 2500;MEDIACOM ,Utilities, 5556.67;MIDWEST OFFICE TECH. CO. ,Services, 92.2;MUNICIPAL EMERGENCY SERVICES ,Services, 59.5;NATIONAL ASSOCIATION OF CHIEFS OF POLICE ,Dues, 60;O'REILLY AUTOMOTIVE INC. ,Supplies, 23.17;OSCEOLA FARM & HOME - ALL ,Supplies, 38.42;RACO MANUFACTURING & ENGINEERING CO ,Services, 1930;ROBERT TIDEMAN ,Reimb, 139.09;RYCHNOVSKY LAWN & LANDSCAPE ,Services, 80;SCHILDBERG CONST. CO. ,Services, 1845.97;SENECA COMPANIES ,Services, 800;SERVICE TECHS INC ,Services, 1284.12;SHANE TAYLOR ,Reimb, 139.05;SICOG ,Services, 2500;SIRWA ,Utilities, 34.5;SITLERS SUPPLIES INC ,Supplies, 2894;SOLUTIONS ,Supplies, 361.39;SPOKE COMMUNICATIONS, LLC ,Services, 220;STORY CONSTRUCTION ,Services, 28500;SYMMETRY ENERGY SOLUTIONS ,Services, 814.6;SYNERGY CONTRACTING LLC ,Services, 175750;Tyson Rumley ,REIMB, 29; USA BLUEBOOK ,Supplies, 92.08;VERIZON ,Utilities, 560.28;WASH & WEIGH ,Supplies, 52.5;WINDSTREAM ,Utilities, 1285.58;ZIEGLER INC ,Services, 4955;Grand Total ,, 430425.35;EFT: 000239-000242 ,, ;Checks : 294951-295021 ,, ;Fund Recap: ,, ;1 ,General , 59613.93;33 ,Golf Course, 4336.12;110 ,Road Use , 38169.35;115 ,Lost Resevior , 66461;502 ,Police , 1204.64;311 ,Resevior Project, 33499.2;317 ,Sewer Plant, 204250;610 ,Waste Water, 22891.11; ,Grand Total , 430425.35;

roll call vote: Fotiadis, aye; Gay, abstain, Hooper, aye; Page, aye; Bahls, aye; motion carried.

There being no further business, motion by Fotiadis and second by Hooper to adjourn the meeting at 8:19 PM. All voting aye, motion carried.

Thomas J. Kedley –Mayor

Attest:

Britanee Ward-Case – Accounting Manager/ Assistant City Clerk

Website: osceolaia.net

2020 W2'S:

ACLAND ,FRANCIS, 16254.7;ADAMS ,RICHARD, 3390;BAHLS ,THOMAS, 700;BAKLEY ,VANESSA, 3870;BENDA ,EDDIE, 45693.13;BISHOP ,ARIC, 26421.37;BLACKFORD ,TYREL, 2755.03;BOYD ,DAMON, 327.97;CLARK ,COREY, 47688.13;COOPER ,DANIEL, 45058.43;CUMMINGS ,TACY, 4896.27;DUFFUS ,MARTIN, 74579.6;DUFFUS ,ROBIN, 44785.29;ECKELS ,ASHLEIGH, 37113.49;ELLIS ,SANDRA, 380.09;FARLOW ,JACOB, 42836.86;FITZPATRICK ,ADAM, 51417.59;FLAHERTY ,BRIAN, 200;FOTIADIS ,GEORGE, 1300;FRY ,MICHAEL, 57329.05;GAY ,DOUGLAS, 1030.8;GIZA ,JEFFEREY, 8292;HARMSSEN ,MITCHELL, 48676.74;HENRY ,MICHAEL, 49485.23;HOCHSTEIN ,SHERYL, 10435.25;HOOPER ,DAN, 1218.22;HULL ,TESSA, 19335.47;HURLEY ,ROBERT, 57534.68;JACOBSEN ,CURTUS, 56876.02;JIMMERSON ,BYRON, 1727;KEDLEY ,THOMAS, 3373.56;KING ,KAREY, 0;LEWIS ,MICHAEL, 7584;MANN ,CHRISTOPHER, 2047;MARKER ,SIDNEY, 4640;MCCUDDIN ,DONALD, 62326.64;MCDONOUGH ,LONNA, 7394.28;PAGE ,DENNIS, 1124.51;PASUTTI ,NICOLE,

11849.25;PETTIT ,EARNEST, 1397.85;PETTIT ,EARNEST, 56031.65;PETTRY ,ARNOLD,
51172.72;POLAND ,DANI, 4078.71;POTTER ,GARRY, 57066.07;RIDDLE ,TIMOTHY,
60837.4;ROBINSON ,CODY, 34486.21;ROMERO ,RAUL, 0;RUMLEY ,TYSON, 54019.37;SCHILTZ
,BRYANT, 654;SELSOR ,SHANE, 47211;SIMPSON ,HUNTER, 1608;SIMPSON ,SHANE, 600;SMITH
,ADAM, 35128.18;SMITH ,MICHAEL, 55270.53;SPEAKMAN ,MARCUS, 54;TAYLOR ,AUSTIN,
762;TAYLOR ,DUSTIN, 1527;TAYLOR ,SHANE, 44941.9;THOMAS ,BRYCE, 350;THOMAS
,RICHARD, 600;THOMAS ,RICHARD, 57343.92;THOMPSON ,TRAVIS, 216;TIDMAN ,ROBERT,
39832.02;TONEY ,DARRON, 15180;VANDERFLUGHT ,JERRY, 3434.25;WALKER ,JERALD,
56391.79;WARD-CASE ,BRITANEE, 46877.11;WERNER ,THOMAS, 45793.12;WHEELER
,WILLIAM, 84932.83;WOODARD ,KRISTA, 20981.75;

UNOFFICIAL