

CITY COUNCIL MEETING
RAND CENTER
FEBRUARY 16, 2016
6:00 P.M.

Mayor Sargent presided over the meeting and called it to order with the following Council members present: Struble, Gunderson, Thompson. Council members Johnson and Tiffey were absent. Also present were City Clerk/Administrator Miller and visitors: David Riedemann, John Riley, Jesusa Christians, Jim Olmsted, Leonard Ratliff.

The Pledge of Allegiance was recited.

Moved by Council member Struble to approve the Agenda as presented, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Moved by Council member Struble to approve the Consent Agenda, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Questions and concerns about the proposed replacement of the Fire Department tanker truck as well as whether the new Suburban can pull the enclosed trailer were expressed during citizen inquiries. Chief Kelly will be requested to attend the next meeting to address the inquiries.

Questions were asked about the proposed city facility project – dirt removal, water/sewer mains, annexation. Mayor Sargent stated these items would be addressed later on the agenda.

Dave Riedemann explained the City's options in regard to a house in the CDBG rehab program where the owner passed away prior to completion of the project – either forgive the 5-year forgivable mortgage or try to recapture funds which, since the contract is still open with IDEA, would have to go into another housing project. Following discussion, moved by Council member Struble to forgive the mortgage on the CDBG rehab project at 419 E Huron, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Moved by Council member Struble to approve Resolution 16-03, "Resolution To Fix A Date For A Public Hearing On Proposal To Enter Into A General Obligation Fire Truck Acquisition Loan Agreement And To Borrow Money Thereunder In A Principal Amount Not To Exceed \$260,000, seconded by Council member Thompson. Motion carried on a 3-0 vote.

City Clerk/Administrator explained the miniature steam train needs maintenance work and they have the opportunity to send it to Wyoming with a local person who is going there this month. This would allow time for the work to be done and the engine back for the summer season. Because of the timing, the Watson Station Committee isn't sure if they will have grants and donations available when the first payment is due so they are requesting the Council make an interdepartmental loan if necessary.

Moved by Council member Thompson to approve a loan from Hotel/Motel Tax to the Watson Station, as needed for the steam engine, seconded by Council member Struble. Motion carried on a 3-0 vote.

Council reviewed the breakdown on the site work for the city facility project. Jim Olmsted explained the plans for dirt work and water/sewer lines are ready to go as soon as the building construction is finalized and recommended holding off doing those until after the bond election unless there was a need sooner. He suggested if the City gets an inquiry whether they have dirt available, the City could make a deal with a developer to do the grading in exchange for the dirt. Moved by Council member Thompson to authorize the mayor to seek and enter negotiations when the opportunity presents itself for selling of the dirt and grading process, seconded by Council member Gunderson. Motion carried on a 3-0 vote.

Moved by Council member Struble to approve City Administrator's contract, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Moved by Council member Struble to accept proposed FY17 budget, and approve publication of Notice Setting Public Hearing for March 1, 2016, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Following discussion on how this affects sewer only users, moved by Council member Gunderson to table action on increasing the landfill assessment until additional information is obtained, seconded by Council member Struble. Motion carried on a 3-0 vote.

Moved by Council member Struble to accept the proposal from Webco Security for security monitoring at the Water Plant, seconded by Council member Thompson. Motion carried on a 3-0 vote.

Moved by Council member Struble to adjourn, seconded by Council member Thompson. Motion carried on a 3-0 vote. Meeting adjourned at 7:38 p.m.

Clint Sargent, Mayor

Attest:
Rita Miller
City Clerk/Administrator

RESOLUTION 16-03

RESOLUTION TO FIX A DATE FOR A PUBLIC HEARING ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION FIRE TRUCK ACQUISITION LOAN AGREEMENT AND TO BORROW MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$260,000

WHEREAS, the City of Missouri Valley (the "City"), in Harrison County, State of Iowa, proposes to enter into a General Obligation Fire Truck Acquisition Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$260,000 pursuant to the provisions of Section 384.24A of the Code of Iowa for the purpose of paying the cost, to that extent, of acquiring a fire truck for use by the municipal fire department (the "Acquisition"), 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 Loan Agreement and to give notice thereof as required by such law;

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

Section 1. The City Council shall meet on March 1, 2016, at the Rand Center, Missouri Valley, Iowa, at 6:00 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 Loan Agreement.

Section 2. The City Clerk is hereby directed to give notice of the proposed action on the Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than four (4) and not more than twenty (20) days before the date of said meeting, in a legal newspaper which has a general circulation in the City. The notice shall be in substantially the following form:

**NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO
ENTER INTO A LOAN AGREEMENT AND TO BORROW MONEY
THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$260,000**

(GENERAL OBLIGATION)

The City Council of the City of Missouri Valley, Iowa, will meet on March 1, 2016, at the Rand Center, Missouri Valley, Iowa, at 6:00 o'clock p.m., for the purpose of instituting proceedings and taking action to enter into a General Obligation Fire Truck Acquisition Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$260,000 for the purpose of paying the cost, to that extent, of acquiring a fire truck for use by the municipal fire department.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 384.24A of the Code of Iowa and will constitute a general obligation of the City.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the City may determine to enter into the Loan Agreement, 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 Missouri Valley, Iowa.

Rita Miller
City Clerk/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 Acquisition which is reasonably estimated to cost approximately \$260,000, (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 Acquisition 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 approval and adoption, as provided by law.

Passed and approved February 16, 2016.

Clint Sargent, Mayor

Attest:

Rita M. Miller
City Clerk/Administrator