

CITY OF HUXLEY

TUESDAY – FEBRUARY 27, 2018 – HUXLEY CITY HALL
AGENDA

CITY COUNCIL MEETING – 6:00 PM

PUBLIC NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA, WILL MEET AT THE HUXLEY CITY HALL 515 N. MAIN AVE., HUXLEY, IOWA, FOR THEIR REGULAR COUNCIL MEETING AT 6:00 PM ON TUESDAY THE 27TH DAY OF FEBRUARY, 2018 TO DISCUSS THE MATTERS ENUMERATED IN THE AGENDA LISTED BELOW.

ROLL CALL

QUORUM PRESENT

- 1.00) COMMENTS FROM THE PUBLIC AND RECEIVING OF PETITIONS AND/OR WRITTEN COMMUNICATIONS TO THE CITY COUNCIL ON AGENDA AND NONAGENDA ITEMS.
- 2.00) PRESENTATION(S): Iron Bridge, Final Plat and Maintenance Bonds
- 3.00) PROCLAMATION(S): NONE
- 4.00) CONSENT AGENDA:

ALL ITEMS LISTED WITHIN THIS SECTION ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OR ACTION ON THESE ITEMS UNLESS A COUNCIL MEMBER OR CITIZEN SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS. AND CONSIDERED SEPARATELY.

- 4.01) TO APPROVE THE MINUTES FROM THE FOLLOWING MEETINGS:
February 13, 2018 -- Regular Council Meeting
- 4.02) TO APPROVE FINANCIAL REPORTS AND PAYMENT OF BILLS.
- 4.03) TO APPROVE BEER, WINE AND LIQUOR LICENSES, CIGARETTE PERMITS RENEWALS.
- 5.00) PUBLIC HEARING(S):
 - 5.01) ON PROPOSED AMENDMENT TO THE HUXLEY URBAN RENEWAL AREA.
 - 1. Mayor Opens Hearing
 - 2. Discussion
 - 3. Motion Too Close Hearing

AGENDA ITEMS:

- 6.00) COMMUNITY BETTERMENT:
 - 6.01) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-013 TO APPROVE URBAN RENEWAL PLAN AMENDMENT FOR THE HUXLEY URBAN RENEWAL AREA
 - 6.02) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-014 SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE A DEVELOPMENT AGREEMENT WITH KADING PROPERTY MANAGEMENT, LLC, INCLUDING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS.

7.00) PUBLIC SAFETY:

7.01) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-015 APPROVING HUXLEY POLICE TRAINING REIMBURSEMENT AGREEMENT.

7.02) DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 18-016 APPROVING MOSQUITO CONTROL CONTRACT FOR THE CITY OF HUXLEY

8.00) FINANCE: NONE

9.00) LEISURE ACTIVITIES: NONE

10.00) ADMINISTRATIVE BUSINESS: NONE

COMMENTS FROM STAFF, COUNCIL AND MAYOR.

CLOSED SESSION : A MOTION TO HOLD A CLOSED SESSION TO DISCUSS STRATEGY WITH LEGAL COUNSEL IN MATTERS THAT ARE PRESENTLY IN LITIGATION OR WHERE LITIGATION IS IMMINENT WHERE ITS DISCLOSURE WOULD BE LIKELY TO PREJUDICE OR DISADVANTAGE THE POSITION OF THE GOVERNMENTAL BODY IN THAT LITIGATION.

COME OUT OF THE CLOSED SESSION.

ADJOURNMENT

WORKSESSION:

THE CITY COUNCIL WILL MEET FOR AN INFORMAL WORKSESSION TO WORK ON ITEMS AND NOT TAKE ANY ACTION ON THOSE ITEMS DURING THE WORKSESSION.

DISCUSSION TOPICS;

THAT THE FOLLOWING TOPICS ARE SUGGESTED AND THEY DO NOT REFLECT ALL THE POSSIBLE ITEMS THAT COULD BE DISCUSSED OR NOT. THE LISTING BELOW DOES NOT NECESSARILY REFLECT THE ORDER IN WHICH THE ITEMS WILL BE DISCUSSED OR IF THEY WOULD BE DISCUSSED AT THIS MEETING.

NO ACTION WILL BE TAKEN ON ANY OF THE ITEMS AND THE LIST MAY CHANGE PRIOR TO OR AT THE MEETING. NO PARTICULAR ORDER AT THIS TIME

1. Oak Bend Road
2. Maintenance Bond for Developments
3. Rental Inspections
4. Building Code Guidelines
5. CIP Financing
6. Sidewalk Infill and new
7. Development agreements
8. Main Street Development
9. Installing Ped Ramps
10. Granular Subbase and subdrains under pavement
11. Miscellaneous

THIS NOTICE IS HEREBY GIVEN AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF THE MEETING SPECIFIED ABOVE. THIS WAS DONE BY ADVISING THE NEWS MEDIA WHO HAVE FILED A REQUEST FOR NOTICE AND BY POSTING THE NOTICE ON THE WINDOW IN THE LOBBY AREA IN CITY HALL THAT IS ACCESSIBLE AND VIEWABLE TO THE PUBLIC. THIS WAS ALL PURSUANT TO CHAPTER 21 OF THE CODE OF IOWA.

John Haldeman, City Administrator

OUTSIDE COMMUNICATIONS

Please use this check to help
maintain the former Lincoln Cemetery.
Could you also forward the other check to
historical committee to help maintain Ballard
Cemetery


Thanks,
Palestine Board of Trustees

PALESTINE TOWNSHIP TRUSTEES 72-2223/739 635

DATE 2-12-18

Pay to the order of Lincoln Cemetery \$ 526⁰⁰

five hundred twenty six and 00/100

 SOUTH STORY
BANK & TRUST
SLATER, IA • HUXLEY, IA
www.southstorybank.com

Daniel Rhee

MP

⑆073922238⑆ 465 83 6⑈ 0635

ANTIQUE

2018 Ballard Post Prom

Plans are underway for the Ballard Community School Post Prom Party on April 28, 2018!

Post Prom is a supervised, *alcohol-free, drug-free* event immediately following the Prom. The safety of our high school students is a top priority, so we are planning a fun-filled night at Perfect Games in Ames with entertainment, prizes, games, and refreshments. Plus, there will be lots of laughter, fun, and memories for the students!!

Post Prom's success is because the night is sponsored, organized, paid for, chaperoned, and managed by our parents and community ... in other words **YOU!**

OUR STUDENTS NEED YOUR SUPPORT! Because this event is self-funded, we are asking you to invest in our students by making a donation to this event. All money raised is used exclusively for the Ballard Post Prom. **All sponsors will receive recognition in the school newsletter and all Post Prom publications.**

THANK YOU FOR YOUR SUPPORT!

2018 Post Prom Committee
"Creating Safe & Fun Memories"



The Ballard Post Prom is a non-profit organization.
This donation may be tax deductible. For these purposes, our Federal Tax ID # is 42-138175

Ballard Post Prom Sponsor

___\$50 ___\$100 ___\$150 ___\$200 ___\$500 \$___Other

Contact Name: _____
Company Name: _____
Mailing Address: _____
City, State, Zip: _____
Phone Number: _____
Email Address: _____

Please make checks payable to 'Ballard Post Prom'.
Mail bottom portion of this form with your donation to:

Ballard Post Prom
Attn: Nancy Stolte
PO Box 124
Huxley, IA 50124

CONSENT AGENDA

2-27-18 Council Claims

	A	B	C
1	VENDOR NAME	DESCRIPTION	GROSS AMOUNT
2	BAKER & TAYLOR ENTERTAINME	BOOKS	\$ 873.24
3	BOUND TREE MEDICAL	MEDICAL SUPPLIES	\$ 333.82
4	CARDMEMBER SERVICE	SEE ATTACHED	\$ 2,967.47
5	CARPENTER UNIFORM CO.	UNIFORM PANTS-ANTHONY	\$ 90.98
6	CENTERPOINT LARGE PRINT	WESTERN SUBSCRIPTION	\$ 42.54
7	CHITTY GARBAGE SERVICE INC	FD TRASH PICKUP	\$ 21.40
8	COMPASS MINERALS AMERICA	COURSE BULK SALT	\$ 6,573.78
9	CONSUMERS ENERGY	GAS AND ELECTRIC	\$ 11,079.42
10	DB IOWA HOLDINGS	LEGAL PUBLICATIONS	\$ 332.90
11	DEMCO	SUMMER READING MANUAL	\$ 124.52
12	DOLLAR GENERAL-REGIONS 410	OFFICE SUPPLIES	\$ 28.05
13	ED M. FELD EQUIPMENT CO. I	5 GALLON CLASS A FOAM	\$ 75.50
14	EMERGENCY MEDICAL PRODUCTS	OB KITS	\$ 40.47
15	FAIR-PLAY	WORK ON GYM SCOREBOARDS	\$ 409.75
16	HEATHER DENGEL	FITNESS INSTRUCTOR	\$ 542.00
17	HOKEL MACHINE SUPPLY	FIRE EXT. INSPECTIONS	\$ 87.72
18	INTERNAL REVENUE SERVICE	PAYROLL TAXES	\$ 10,044.93
19	IOWA ASSN. MUN. UTILITIES	WATER MEMBER DUES	\$ 761.21
20	IOWA SECTION - AWWA REGION	IAWWA REGION 5 CONFERENCE	\$ 100.00
21	JAYDEN CATTELL	YOUTH BBALL REF/TIMER	\$ 60.00
22	KEYSTONE LABORATORIES	WASTEWATER & WATER SAMPLING	\$ 95.70
23	LAURIE OXLEY	CYCLING & POUND FIT INSTRUCTOR	\$ 420.00
24	MARCO, INC.	FD COPIER RENTAL	\$ 426.92
25	MARY GREELEY MEDICAL CENTE	IPRAT-ALBUT 0.5	\$ 2.02
26	MID-IOWA OCCUPATIONAL TEST	RANDOM DRUG TESTING	\$ 45.00
27	NEW CENTURY FS INC	UNLEADED AND DIESEL FUEL	\$ 2,345.86
28	OLD DOMINION BRUSH	GUTTER BROOMS & BROOM KIT	\$ 758.00
29	OTIS ELEVATOR COMPANY	3/1/18-5/31/18 SERVICE	\$ 211.20
30	PEPSI-COLA	CASES OF POP FOR VENDING	\$ 311.85
31	POSTMASTER	BULK POSTAGE FOR UTILITY BILLS	\$ 343.32
32	PREMIER OFFICE EQUIPMENT	COLOR COPIES	\$ 22.88
33	SPRINGER PROFESSIONAL HOME	MONTHLY PEST CONTROL	\$ 42.00
34	TASC	FLEX BENEFIT PLANS	\$ 574.96
35	TASC - CLIENT INVOICES	APRIL FLEX PLAN ADMIN FEES	\$ 67.91
36	TERENCE MILLER	YOUTH BBALL OFFICIAL	\$ 120.00
37	TONYA BECKER	TRX FUSION INSTRUCTOR	\$ 183.00
38	U.S. BANK EQUIPMENT FINANC	LIBRARY MONTHLY COPIER CONTRACT	\$ 99.00
39	VEENSTRA & KIMM, INC.	ENGINEERING FEES	\$ 2,028.50
40	VERIZON WIRELESS	AMBULANCE, PD, & PW CELL PHONES	\$ 456.62
41	Payroll Expense		\$ 47,495.79
42	GRAND TOTAL		\$ 90,640.23
43			
44			
45			

2-27-18 Council Claims

	A	B	C
46		FUND TOTALS	
47	001 GENERAL FUND	\$ 7,507.45	
48	002 LIBRARY	\$ 2,025.00	
49	003 RECREATION	\$ 3,925.89	
50	004 FIRE AND RESCUE	\$ 838.27	
51	014 AMBULANCE	\$ 1,439.02	
52	110 ROAD USE TAX	\$ 4,275.30	
53	600 WATER UTILITY	\$ 12,478.30	
54	610 SEWER UTILITY	\$ 10,655.21	
55	01 PAYROLL EXPENSE	\$ 47,495.79	
56	GRAND TOTAL	\$ 90,640.23	
57			
58			
59			
60	CARDMEMBER SERVICES (VISA) BREAK DOWN		
61	Admin	stapler, postage, intro to p & z class	\$ 371.51
62	Parks and Rec	vending products	\$ 923.06
63	Parks	shade tree course registration	\$ 170.00
64	Streets	turf grass manual, workzone registration, carburator for water van,	\$ 379.50
65	Wastewater	pumps class, postage, shovels, study & training manuals	\$ 589.60
66	PD	postage, mocic renewal, ipca renewal	\$ 361.14
67	Water	postage, carburator for water van,	\$ 172.66
68	Total		\$ 2,967.47

Huxley City Council Minutes

Tuesday, February 13, 2018

These minutes are as recorded by the City Clerk and are subject to City Council approval at the next regular council meeting.

COUNCIL MEETING: The Huxley City Council met in a regular council meeting on the above date pursuant to rules of the council, notice posted at City Hall, posted on website and emailed to news media. Mayor Henry called the meeting to order at 6:03 pm.

COUNCIL MEMBERS PRESENT: Peterson, Roberts, Kuhn, Mulder, Jensen

CITY STAFF PRESENT: John Haldeman-City Administrator, Jolene Lettow-City Clerk, Mark Pote – Police Chief, Jeff Peterson – Public Works Director, Chad Anthony – Fire Chief

CONSULTANTS PRESENT: Forrest Aldrich, city engineer

GUESTS PRESENT: Ann Marie Finkelstein, Dave Mikkelsen, Lance Carson, Mike Dalen, Amanda Kuhn, Courtney Nobiling, Allison Kuhn, Brandee Gatchel, Marley Gatchel, Lisa Fulkerson, Kallie Fulkerson, Annie Cleveland, Libby Cleveland, Dan Novelli, Mark Lee, Steve Quick, Rob Drew, Troy Calvert, Brenda Dyer, Kevin Deaton, Krista McGuinn

PRESENTATIONS:

Four members from Mrs. Nobiling's second grade class at Ballard read letters to council that they had written as an assignment. The letters expressed their ideas on what amenities they feel would improve the City of Huxley. Letters were read by Allison Kuhn, Marley Gatchel, Libby Cleveland and Kallie Fulkerson. City Council thanked the second graders for their ideas.

Ann Marie Finkelstein updated council on the changing of ownership for Madrid Homes/Ballard Creek. Ms. Finkelstein announced that Western Home Communities would be the new owners.

CONSENT AGENDA:

MOTION- Roberts, Second – Mulder to approve all agenda items as listed.

- Approve January 23rd and February 6th, 2018 Council Meeting Minutes
- Approve Financial Reports and Payment of Bills
- Approve Commercial Liquor License for Victor's Mexican Restaurant

Roll Call: Kuhn, Jensen, Peterson, Roberts, Mulder voted yes. Motion carried.

Claims:

AFLAC	AFLAC	4.00
ALLIANT ENERGY	GAS AND ELECTRIC	14,011.93
AMERICAN PLANNING ASSOCIAT	APA MEMBERSHIP	444.00
ANKENY SANITATION	WWTP TRASH PICKUP	220.73
ARNOLD MOTOR SUPPLY	OVERPAYMENT	48.80
BAKER GROUP	WWTP MECHANICAL ROOM REPAIR	7,055.75
BALLARD HEATING & COOLING	REPAIR FURNACE IN OLD WATERPLA	78.00
BOUND TREE MEDICAL	CREDIT	71.43
BRICK GENTRY P.C.	HDC LEGAL FEES	3,393.75
BUD'S AUTO REPAIR INC	DODGE BRAKES AND ROTORS	1,676.21
CARPENTER UNIFORM CO.	UNIFORM FOR SEAN EVANS	199.98
CASEY'S GENERAL STORES INC	GASOLINE	1,288.01
CENTERPOINT LARGE PRINT	SUBSCRIPTION FOR WESTERNS	42.54
CENTRAL IOWA DISTRIBUTING	JANITORIAL SUPPLIES FOR WWTP	143.00
CHITTY GARBAGE SERVICE INC	FD TRASH PICKUP	43.34

CINTAS CORPORATION
 COMPASS BUSINESS SOLUTIONS
 DELTA DENTAL PLAN OF IOWA
 DOORS INC.
 EBS
 EDWARD JONES
 ENERGY DOCTOR
 FIDELITY SECURITY LIFE
 G & L CLOTHING
 HACH COMPANY
 HALVORSON TRANE
 HAWKINS, INC.
 HOKEL MACHINE SUPPLY
 HOWE'S WELDING/METAL FAB
 HUNTER TOMS
 HUXLEY COOP TELEPHONE CO.
 INTEGRATED PRINT SOLUTIONS
 INTERNAL REVENUE SERVICE
 IOWA DEPARTMENT OF JUSTICE
 IOWA DOT
 IOWA FIREFIGHTER'S ASSOCIA
 IOWA MUNICIPAL FINANCE OFF
 IOWA ONE CALL
 IPERS
 JACQUE GLOEDE
 JAYDEN CATTELL
 KEMPKER'S TRUE VALUE AND R
 KEYSTONE LABORATORIES
 LINCOLN FINANCIAL GROUP
 MARCO, INC.
 MARCO, INC.
 MARTIN MARIETTA MATERIALS
 MASS MUTUAL RETIREMENT SER
 MAT KAHLER
 MIDWEST ALARM SERVICES
 NICKOLAY CONSULTING, LLC
 NOVA FITNESS EQUIPMENT
 O'REILLY AUTOMOTIVE, INC.
 OXEN TECHNOLOGY
 PCC AN AMBULANCE BILLING S
 PEPSI-COLA
 PESTICIDE BUREAU
 PRAXXO
 QUALITYONE COMMERCIAL CLEA
 RELIASTAR LIFE INSURANCE C
 SAFE BUILDING COMPLIANCE &
 SCOTT HERMANN
 SPRINGER PROFESSIONAL HOME
 STAPLES BUSINESS CREDIT
 STORY COUNTY FIREFIGHTERS
 TASC
 TASC - CLIENT INVOICES
 TERENCE MILLER
 TIM VANLOO
 TREASURER, STATE OF IOWA
 TRI COUNTY TIMES
 TYLER HORTVEDT
 U.S. BANK EQUIPMENT FINANC
 VAN-WALL EQUIPMENT INC.
 VEENSTRA & KIMM, INC.
 VERIZON WIRELESS
 VISA
 WEF MEMBERSHIP
 WINDSTREAM IOWA COMMUNICAT
 MISCELLANEOUS VENDORS

FIRST AID SUPPLIES	67.77
COARSE BULK SALT	3,192.24
DENTAL INSURANCE	1,884.42
REPAIR DOOR AT WWTP	325.00
MEDICAL INSURANCE	15,389.28
IRA	250.00
LED BULBS	1,607.00
VISION INS	306.62
JEANS FOR JEFF	26.99
BOD STANDARD SOLUTION	603.05
WORK ON OUTSIDE LIGHTS AT 3C'S	571.89
CHEMICALS FOR WATER TREATMENT	2,239.89
CYLINDER RENTAL	536.91
HOT ROLLED ROD FOR CURB RUNNER	156.44
YOUTH BBALL OFFICIAL	20.00
INTERNET, CABLE, PHONES	1,832.10
YOUTH BASKETBALL JERSEYS	783.00
FED WITHOLDING TAX	9,291.17
10% OF FORFEITED FUNDS	40.31
RETURN STEEL	521.26
MEMBERSHIP DUES	354.00
2018-2019 MEMBERSHIP DUES	50.00
LOCATE EMAILS	124.20
IPERS	12,649.47
UNIFORM REIMBURSEMENT	364.86
YOUTH BBALL REF/TIMER	140.00
SEE ATTACHED	715.25
MONTHLY WATER SAMPLING	137.70
DISABILITY INSURANCE	990.78
COPIER MAINT AGREEMENT	397.36
FD COPIER MAINT. AGREEMENT	211.55
CLEAN ROCK	267.44
DEFERRED COMPENSATION	250.00
APPLICATOR TESTS REIMBURSED	60.00
SERVICE CALL AT 3C'S	337.20
MONTHLY IT SUPPORT/MAINT	105.00
SERVICE CALL FOR TREADMILLS	89.00
SPARK PLUGS, LIGHT, REGULATOR	106.00
MONTHLY MICROSOFT EXCHANGE FEE	148.00
AUGUST BILLING	763.70
POP FOR VENDING	433.01
APPLICATOR LICENSE-KAHLER	15.00
SCREENING/GRIT BAG	145.47
CLEANING SERVICE FOR FEBRUARY	2,134.00
LIFE INSURANCE	374.22
CITY CODE INSPECTIONS	17,073.96
YOUTH BASKETBALL REFEREE	40.00
MONTHLY TREATMENT	42.00
SEE ATTACHED	407.86
ANNUAL DUES	50.00
FLEX BENEFIT PLANS	574.96
MARCH FLEX ADMIN FEE	67.91
YOUTH BBALL OFFICIAL	250.00
YOUTH BBALL LEAGUE OFFICIAL	80.00
STATE WITHOLDING	3,355.00
ANNUAL SUBSCRIPTION	46.00
DJ FOR FATHER/DAUGHTER DANCE	150.00
MONTHLY LEASE FOR COPIER	99.00
CUTTING EDGE FOR SNOW BLOWER	136.10
KADING VILLAS	8,589.00
ADMIN CELL PHONE	44.76
SEE ATTACHED	797.31
2018 MEMBERSHIP	95.00
PD PHONE AT DISPATCH	71.03
UTILITY DEPOSIT REFUNDS	604.21

001	GENERAL FUND	66,120.25
002	LIBRARY	5,429.78
003	RECREATION	7,135.40
004	FIRE AND RESCUE	2,792.21
100	PRAIRIE RIDGE DEV	275.00
014	AMBULANCE	2,840.98
110	STREET	11,370.82
600	WATER UTILITY	16,654.72
610	SEWER UTILITY	10,289.17
	PAYROLL	43,467.87
	GRAND TOTAL	166,376.20

MOTION – Kuhn, Second Peterson on Third Reading of Ordinances 467 to 475 to Update and Comply with 2015 Building Codes including amendments to Ordinance 468, Chapter 158 Fire Code of the Municipal Code of Huxley. Roll Call: Mulder, Kuhn, Roberts, Peterson voted yes; Jensen abstained. Motion carried.

MOTION –Jensen, Second – Mulder on Resolution No. 18-007 to Approve Site Plan for Lot 3 Development in Huxley Business Park. Rollcall: Kuhn, Roberts, Peterson, Jensen, Mulder voted yes. Motion carried. carried.

MOTION – Kuhn, Second – Roberts on Resolution No. 18-008 to Approve Site Plan for Kading Development with Changes Noted in City Engineer's Letter. Roll Call: Kuhn, Jensen, Peterson, Roberts voted yes; Mulder voted no. Motion carried.

MOTION – Roberts, Second – Mulder on Resolution No. 18-009 to Approve Intergovernmental 28E Agreement for Combined Law Enforcement Operations. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

MOTION – Roberts, Second – Peterson on First Reading of Ordinance No. 476 to Add Stoplights as a General Traffic Regulation. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

MOTION – Kuhn, Second – Roberts to Waive Second and Third Readings of Ordinance 476 to Add Stoplights as a General Traffic Regulation. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

MOTION – Mulder, Second – Peterson on Resolution No. 18-010 to Approve Contract with Story County for Dispatching Services. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

MOTION – Peterson, Second Roberts on Resolution No. 18-011 to Set Hearing for the FY19 Budget. Hearing scheduled for March 6th. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

MOTION – Peterson, Second – Roberts on Resolution No. 18-012 to Approve Hellend/Minor Subdivision Final Plat. Roll Call: Roberts, Mulder, Kuhn, Jensen, Peterson voted yes. Motion carried.

Miscellaneous

- Councilman Peterson thanked staff for efforts in putting together FY19 budget.
- Councilman Kuhn stated Recreation Department did a good job with Daddy/Daughter dance.
- Councilman Jensen inquired about status of Iron Bridge punch list/status of maintenance bond issue. Asked to have item on work session agenda.
- Mayor Henry thanked public works staff for the work keeping streets clean during recent snowfalls.
- Police Chief Pote requested council's permission to hire a replacement for a part-time officer.
- Councilman Kuhn directed staff to draft an employment policy for city to be reimbursed if city pays for employee's training and employee leaves prior to contracted time.
- Councilman Jensen asked that development agreements be topic on work session agenda.

ADJOURNMENT: Motion –Roberts, second – Kuhn to adjourn meeting at 8:53pm. 5 ayes, 0 nays.

Craig D. Henry, Mayor

Attest:

Jolene R. Lettow, City Clerk

PUBLIC HEARING

Prepared by John Danos, City's Bond Counsel and reformatted by John Haldeman, City Administrator, for the City Council meeting to be held on the 23rd day of January, 2018.

RESOLUTION NO. 18-004

**RESOLUTION SETTING DATE FOR PUBLIC HEARING ON URBAN
RENEWAL PLAN AMENDMENT**

WHEREAS, the City Council of the City of Huxley, Iowa by resolution previously established the Huxley Urban Renewal Area (the "Urban Renewal Area") and adopted an urban renewal plan (the "Plan") for the governance of initiatives and projects therein; and

WHEREAS, an amendment (the "Amendment") to the Plan has been prepared which authorizes the undertaking of a new urban renewal project in the Urban Renewal Area consisting of providing tax increment financing support to Kading Property Management, LLC in connection with the development of affordable multifamily housing for people of low and moderate income in the Urban Renewal Area, and it is now necessary that a date be set for a public hearing on the Amendment; and

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

Section 1. This City Council will meet at the Huxley City Hall, Huxley, Iowa, on February 27, 2018, at 6 o'clock p.m., at which time and place it will hold a public hearing on the proposed Amendment.

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 the City, which publication shall be not less than four (4) and not 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.

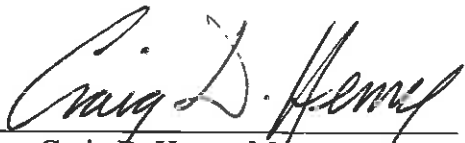
Section 1. All resolutions or parts thereof which are in conflict herewith are hereby repealed.

Roll Call	Aye	Nay	Absent
David Jensen	<u> </u>	<u> x </u>	<u> </u>
Dave Kuhn	<u> x </u>	<u> </u>	<u> </u>
Greg Mulder	<u> x </u>	<u> </u>	<u> </u>
Rick Peterson	<u> x </u>	<u> </u>	<u> </u>
Tracey Roberts	<u> x </u>	<u> </u>	<u> </u>

PASSED AND APPROVED this 13th day of January, 2018.


APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-004** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this 13th day of January, 2018.



Craig D. Henry, Mayor

ATTEST:



Jolene Lettow, City Clerk

NOTICE OF PUBLIC HEARING ON PROPOSED URBAN RENEWAL PLAN
AMENDMENT

Notice Is Hereby Given: That at 6 o'clock p.m., at the Huxley City Hall , Huxley, Iowa, on February 27, 2018, the City Council of the City of Huxley, Iowa, will hold a public hearing on the question of amending the urban renewal plan for the Huxley Urban Renewal Area (the "Urban Renewal Area") to authorize the undertaking of a new urban renewal project consisting of providing tax increment financing support to Kading Property Management, LLC in connection with the development of affordable multifamily housing for people of low and moderate income in the Urban Renewal Area. A copy of the amendment is on file for public inspection in the office of the City Clerk.

At said hearing any interested person may file written objections or comments and may be heard orally with respect to the subject matters of the hearing.

Jolene Lettow
City Clerk

Proof Of Publication In
TRI-COUNTY TIMES

STATE OF IOWA, STORY COUNTY, ss.

I, Marlys Barker, on oath depose
and say that I am General Manager
of the **TRI-COUNTY TIMES**, a weekly newspaper,
published at Ames, Story County, Iowa;
that the annexed printed

CITY OF HUXLEY

Kadin Properties Urban Renewal Hearing

was published in said newspaper
1 time(s) on February 15, 2018
the last of said publication was on
the 15th day of February, 2018

Marlys Barker



Kimberly Nelson

Notary Public
sworn to before me and subscribed in my
presence by Marlys Barker
this the 15th day of February, 2018

FEES: \$16.77
AD #: 1076898
ACCT: 34042

#1076898
NOTICE OF PUBLIC HEARING
ON PROPOSED URBAN RENEWAL
PLAN AMENDMENT

Notice is hereby given that at 6 o'clock p.m., at the Huxley City Hall, Huxley, Iowa, on February 27, 2018, the City Council of the City of Huxley, Iowa, will hold a public hearing on the question of amending the urban renewal plan for the Huxley Urban Renewal Area (the "Urban Renewal Area") to authorize the undertaking of a new urban renewal project consisting of providing tax increment financing support to Kading Property Management, LLC in connection with the development of affordable multifamily housing for people of low and moderate income in the Urban Renewal Area. A copy of the amendment is on file for public inspection in the office of the City Clerk.

At said hearing any interested person may file written objections or comments and may be heard orally with respect to the subject matters of the hearing.

Submitted by:
Jolene R. Lettow, City Clerk

Published in the Tri-County Times
on February 15, 2018 (1T)

COMMUNITY BETTERMENT

Prepared by John Danos, City's Bond Counsel and Reformatted by John Haldeman, City Administrator for Huxley, Iowa, City Council Meeting on the 27th day of February, 2018.

RESOLUTION NO. 18-013

Resolution to Approve Urban Renewal Plan Amendment for the Huxley Urban Renewal Area

WHEREAS, as a preliminary step to exercising the authority conferred upon Iowa cities by Chapter 403 of the Code of Iowa (the "Urban Renewal Law"), a municipality must adopt a resolution finding that one or more slums, blighted or economic development areas exist in the municipality and that the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area or areas is necessary in the interest of the public health, safety or welfare of the residents of the municipality; and

WHEREAS, this City Council of the City of Huxley, Iowa (the "City"), by prior resolution established the Huxley Urban Renewal Area (the "Urban Renewal Area") and adopted an urban renewal plan (the "Plan") for the governance of projects and initiatives therein; and

WHEREAS, an amendment (the "Amendment") to the Plan has been prepared which authorizes the undertaking of a new urban renewal project (the "Project") in the Urban Renewal Area consisting of providing tax increment financing support to Kading Property Management, LLC in connection with the development of affordable multifamily housing for people of low and moderate income in the Urban Renewal Area; and

WHEREAS, notice of a public hearing by the City Council on the proposed Amendment was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Council has conducted said hearing on February 27, 2018; and

WHEREAS, copies of the Amendment, notice of public hearing and notice of a consultation meeting with respect to the Amendment were mailed to Story County and the Ballard Community School District; the consultation meeting was held on the 6th day of February, 2018; and responses to any comments or recommendations received following the consultation meeting were made as required by law;

NOW, THEREFORE, It Is Resolved by the City Council of the City of Huxley, Iowa, as follows:

Section 1. The Amendment, attached hereto and made a part hereof, is hereby in all respects approved.

Section 2. It is hereby determined by this City Council as follows:

A. The Project proposed under the Amendment conforms to the general plan for the development of the City;

B. The Project proposed under the Amendment is necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objectives.

C. It is not anticipated that families will be displaced as a result of the City's undertakings under the Amendment. Should such issues arise with future projects, then the City will ensure that a feasible method exists to carry out any relocations without undue hardship to the displaced and into safe, decent, affordable and sanitary housing.

All resolutions or parts thereof in conflict herewith are hereby repealed.

Roll Call	Aye	Nay	Absent
David Jensen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Kuhn	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Greg Mulder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rick Peterson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tracey Roberts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PASSED, ADOPTED AND APPROVED this th day of February, 2018

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-015** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this th day of February, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

(Attach copy of the urban renewal plan amendment to this resolution.)

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CITY OF HUXLEY, IOWA
URBAN RENEWAL PLAN AMENDMENT
HUXLEY URBAN RENEWAL AREA

February, 2018

The Urban Renewal Plan (the “Plan”) for the Huxley Urban Renewal Area (the “Urban Renewal Area”) is being amended for the purpose of identifying a new urban renewal project to be undertaken in the Urban Renewal Area.

1) Identification of Projects. By virtue of this amendment, the list of authorized urban renewal projects in the Plan is hereby amended to include the following project descriptions:

Name of Project: Kading Property Management, LLC Low and Moderate Income Housing Development Project

Name of Urban Renewal Area: Huxley Urban Renewal Area

Date of Council Approval of Project: February 27, 2108

Description of the Project and Project Site: Kading Property Management, LLC (the “Developer”) has proposed to undertake the development of a multifamily housing complex (the “Kading LMI Housing Project”) on certain real property situated in the Urban Renewal Area on East First Street. It is intended that a portion of the units constructed in connection with the Kading LMI Housing Project will be affordable for families of low and moderate income. The addition of new affordable housing in the City will enhance the quality of life in the City thereby resulting in commercial and residential growth in the City.

It has been requested that the City provide tax increment financing assistance to the Developer in support of the efforts to complete the Kading LMI Housing Project.

The costs incurred by the City in providing tax increment financing assistance to the Developer will include legal and administrative fees (the “Admin Fees”) in an amount not to exceed \$10,000.

Description of Public Infrastructure: It is not anticipated that the City will install public infrastructure in connection with the Kading LMI Housing Project.

Description of Properties to be Acquired in Connection with Project: It is not anticipated that the City will acquire real property in connection with the Kading LMI Housing Project.

Description of Use of TIF for the Project: The City intends to enter into a development agreement (the “Development Agreement”) with the Developer with respect to the Kading

LMI Housing Project and to provide economic development payments (the "Payments") thereunder. The Payments will be funded with the incremental property tax revenues to be derived from the Kading LMI Housing Property. It is anticipated that the Payments will be made subject to annual appropriation by the City Council. It is anticipated that the City's total commitment of incremental property tax revenues with respect to the Kading LMI Housing Project will not exceed \$700,000, plus the Admin Fees.

2) Required Financial Information. The following information is provided in accordance with the requirements of Section 403.17 of the Code of Iowa:

Constitutional debt limit of the City:	<u>\$12,666,808</u>
Outstanding general obligation debt of the City:	<u>\$9,825,000</u>
Proposed debt to be incurred under the February, 2018 Amendment*:	<u>\$ 710,000</u>

*It is anticipated that some or all of the debt incurred hereunder will be subject to annual appropriation by the City Council.

Prepared by John Danos, City's Bond Counsel and reformatted by John Haldeman, City Administrator, for the City Council meeting to be held on the 27th day of February, 2018.

RESOLUTION NO. 18-014

**RESOLUTION SETTING A DATE OF MEETING AT WHICH IT IS
PROPOSED TO APPROVE A DEVELOPMENT AGREEMENT WITH
KADING PROPERTY MANAGEMENT, LLC, INCLUDING ANNUAL
APPROPRIATION TAX INCREMENT PAYMENTS**

WHEREAS, the City of Huxley, Iowa (the "City"), pursuant to and in strict compliance with all laws applicable to the City, and in particular the provisions of Chapter 403 of the Code of Iowa, has adopted an Urban Renewal Plan for the Huxley Urban Renewal Area (the "Urban Renewal Area"); and

WHEREAS, this City Council has adopted an ordinance providing for the division of taxes levied on taxable property in the Urban Renewal Area pursuant to Section 403.19 of the Code of Iowa and establishing the fund referred to in Subsection 2 of Section 403.19 of the Code of Iowa, which fund and the portion of taxes referred to in that subsection may be irrevocably pledged by the City for the payment of the principal and interest on indebtedness incurred under the authority of Section 403.9 of the Code of Iowa to finance or refinance in whole or in part projects in the Urban Renewal Area; and

WHEREAS, the City proposes to enter into a certain development agreement (the "Development Agreement") with Kading Property Management, LLC (the "Developer") in connection with the development of affordable multifamily housing for people of low and moderate income in the Urban Renewal Area; and

WHEREAS, the Development Agreement would provide financial incentives to the Developer in the form of annual appropriation incremental property tax payments in an amount not to exceed \$700,000 under the authority of Section 403.9(1) of the Code of Iowa; and

WHEREAS, it is necessary to set a date for a public hearing on the Development Agreement, pursuant to Section 403.9 of the Code of Iowa;

NOW THEREFORE, IT IS RESOLVED by the City Council of the City of Huxley, Iowa, as follows:

Section 1. This City Council shall meet on March 27, 2018, at 6:00 o'clock p.m., at the Huxley City Hall, in the City, at which time and place proceedings will be instituted and action taken to approve the Development Agreement and to authorize the annual appropriation incremental property tax payments.

Section 2. The City Clerk is hereby directed to give notice of the proposed action, the time when and place where said meeting will be held, by publication at least once not less than four days and not more than twenty days before the date of said meeting in a legal newspaper of general circulation in the City. Said notice shall be in substantially the following form:

Roll Call	Aye	Nay	Absent
David Jensen	_____	_____	_____
Dave Kuhn	_____	_____	_____
Greg Mulder	_____	_____	_____
Rick Peterson	_____	_____	_____
Tracey Roberts	_____	_____	_____

PASSED AND APPROVED this ____ day of February, 2018.

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-014** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this ____ day of February, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

NOTICE OF MEETING FOR APPROVAL OF DEVELOPMENT AGREEMENT WITH KADING PROPERTY MANAGEMENT, LLC AND AUTHORIZATION OF ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS

The City Council of the City of Huxley, Iowa, will meet at the Huxley City Hall, on March 27, 2018, at 6:00 o'clock p.m., at which time and place proceedings will be instituted and action taken to approve a Development Agreement between the City and Kading Property Management, LLC (the "Developer") in connection with the development of affordable multifamily housing for people of low and moderate income in the Huxley Urban Renewal Area, which Agreement provides for certain financial incentives in the form of incremental property tax payments and a forgivable loan to the Developer in a total amount not exceeding \$700,000 as authorized by Section 403.9 of the Code of Iowa.

The Agreement to make incremental property tax payments to the Developer will not be a general obligation of the City, but will be payable solely and only from incremental property tax revenues generated within the Huxley Urban Renewal Area. Some or all of the payments under the Development Agreement may be made subject to annual appropriation by the City Council.

At the meeting, the City Council will receive oral or written objections from any resident or property owner of the City. Thereafter, the City Council may, at the meeting or at an adjournment thereof, take additional action to approve the Development Agreement or may abandon the proposal.

This notice is given by order of the City Council of Huxley, Iowa, in accordance with Section 403.9 of the Code of Iowa.

Jolene Lettow
City Clerk

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved February 27, 2018.

Craig D. Henry, Mayor

Attest:

Jolene Lettow, City Clerk

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On motion and vote the meeting adjourned.

Craig D. Henry, Mayor

Attest:

Jolene Lettow, City Clerk

PUBLIC SAFETY

RESOLUTION NO. 18-015

**RESOLUTION APPROVING THE ATTACHED HUXLEY POLICE DEPARTMENT'S
POLICY FOR TRAINING REIMBURSEMENT**

WHEREAS, the City Council of the City of Huxley, Iowa at their February 27, 2018 meeting was presented with a copy of the Huxley Police Department's Policy for Training Reimbursement.

BE IT RESOLVED, THEREFORE, that the City Council of Huxley, Iowa does hereby approve the said policy, which is attached and remain attached, and authorizes the Mayor to sign.

All resolutions or parts thereof in conflict herewith are hereby repealed.

Roll Call	Aye	Nay	Absent
David Jensen	___	___	___
David Kuhn	___	___	___
Greg Mulder	___	___	___
Rick Peterson	___	___	___
Tracey Roberts	___	___	___

PASSED, ADOPTED AND APPROVED this 27 th day of February, 2018

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-015** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this 27 th day of February, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk



Huxley Police Training Reimbursement Agreement

This agreement is entered into by the City of Huxley, Iowa ("City") and _____, ("Probationary Candidate") on the ____ day of _____, 20____. The intent of this agreement is to provide for the cost of certification training at the Iowa Law Enforcement Academy for the undersigned Probationary Candidate, and to specify the consideration that Probationary Candidate provide the City in return for the training. It shall not be construed in any way as an employment agreement.

1. **Training.** The City and Probationary Candidate agree that Probationary Candidate will attend the Iowa Law Enforcement Academy ("Academy") in accordance with the Academy's and City's training requirements. The City shall pay Probationary Candidate's "Total Training Expenses" as defined in this Agreement, provided that Probationary Candidate shall be required to document by signed and dated attendance sheets all time spent in training sessions or training related activities. Probationary Candidate shall be required to submit any attendance sheets and claim forms to the City within twenty (20) days of any time worked or expenses incurred by Probationary Candidate.
2. **Total Training Expenses.** An estimate of the costs of the "Total Training Expenses" is _____ dollars (\$_____); however, "Total Training Expenses" will be based on the actual cost incurred by the City except that Probationary Candidate will not be responsible for reimbursing the City for any wages paid to Probationary Candidate for any non-Academy work assigned by the City. Probationary candidate agrees that the following enumerated expenses that are incurred by the City, or that are incurred by Probationary Candidate and reimbursed by the City shall constitute the "Total Training Expenses" subject to Employee reimbursement under this Agreement:
 - a. The City's costs and expenses, including Probationary Candidate's salary, incurred while Probationary Candidate attends the Academy;
 - b. The City's costs and expenses for tuition and fees paid to the educational facility utilized for training;
 - c. The City's expenses of paying or reimbursing Probationary Candidate's clothing vendor costs and uniform/equipment costs; and/or
 - d. Any other unexpected costs and expenses the City may incur as a result of Probationary Candidate's training.
3. **Work Required.** Probationary Candidate shall be on probation from the time they are hired until ninety (90) days after they have graduated from the Academy and received all necessary certifications. Probationary Candidate may, at City's option, be required to work for the City while attending the training program or may be required to work after they have graduated from the Academy and received all necessary certifications.
4. **Work Duration Required.** In consideration of the City's payment of Probationary Candidate "Total Training Expenses" as hereafter defined, Probationary Candidate agrees to work for the City for a period of at least forty-eight (48) months from the date when Probationary Candidate graduates from the Academy and has received all necessary certifications.
5. **Failure to Complete Training – Reimbursement.** In the event Probationary Candidate does not successfully complete the training program, Probationary Candidate shall be terminated by the

City, and Probationary Candidate shall reimburse the City the "Total Training Expenses" that the City incurred in accordance with the terms set forth.

6. **Voluntary Resignation – Reimbursement.** In the event Probationary Candidate voluntarily resigns from the City without having worked for the City for at least forty-eight (48) full months but has otherwise complied with the terms of this agreement, Probationary Candidate shall reimburse the City for the Total Training Expenses incurred per the following schedule:
 - a. If a Probationary Candidate resigns less than twelve (12) full months following completion of approved training, Probationary Candidate will owe the City one hundred percent (100%) of the Total Training Expenses;
 - b. If a Probationary Candidate resigns after twelve (12) full months but fewer than twenty-four (24) full months after completion of approved training, Probationary Candidate will owe the City seventy-five percent (75%) of the Total Training Expenses;
 - c. If a Probationary Candidate resigns after twenty-four (24) full months but fewer than thirty-six (36) full months after completion of the approved training, Probationary Candidate will owe the City fifty percent (50%) of the Total Training Expenses;
 - d. If a Probationary Candidate resigns after thirty-six (36) full months but fewer than forty-eight (48) full months after completion of the approved training, Probationary Candidate will owe the City twenty-five percent (25%) of the Total Training Expenses; and
 - e. If a Probationary Candidate resigns after forty-eight (48) full months after completion of the approved training, Probationary Candidate will owe the City zero percent (0%) of the Total Training Expenses.
7. **Dismissal – Reimbursement.** If Probationary Candidate is dismissed prior to working for the City for at least forty-eight (48) full months, or otherwise fails to comply with the terms of this Agreement, Probationary Candidate shall reimburse the City for one hundred percent (100%) of the Total Training Expenses incurred.
8. **Reduction in Force – Reimbursement.** If Probationary Candidate is dismissed due to a reduction in force by the City, Probationary Candidate shall not be required to reimburse the City for any of the Total Training Expenses.
9. **Completion of Required Service.** After Probationary Candidate completes forty-eight (48) months working for the City after graduation from Academy, Probationary Candidate shall be relieved of his/her obligation to reimburse the City for the Total Training Expenses.'
10. **Death of Probationary Candidate.** If Probationary Candidate dies or is permanently and totally disabled as defined by the Iowa Code, Probationary Candidate and/or his/her estate shall be relieved of all obligation to reimburse the City under this Agreement.
11. **Limitation of Reimbursement Obligation.** Probationary Candidate and City agree that this Agreement is subject to applicable provisions of state and federal law. In the event that one or more of the provisions of the Agreement shall, for any reason, be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of the Agreement, and they shall remain in full force and effect.
12. **Repayment of Expenses.** Unless otherwise agreed upon in writing between the City and Probationary Candidate, any amount due by Probationary Candidate pursuant to this Agreement shall be paid in full within thirty (30) days of voluntary resignation or termination of Probationary Candidate. Failure to make such a payment in full within thirty (30) days, may result in the City taking any legal action as allowed by law against Probationary Candidate.
13. **Amendment or Cancellation.** This agreement may be amended or canceled only upon written agreement of both the City and Probationary Candidate signed by both parties.

14. **Residence.** Probationary Candidate shall notify the City of Probationary Candidate's place of residence while in the employment of the City and/or until such time as the Total Training Expenses are paid and satisfied in full.
15. **Reporting.** If reimbursement is not made in accordance with this Agreement, Probationary Candidate understands that the City may at its option send delinquent account to be recovered through the Iowa Income Offset Program and/or may report the delinquency to the Iowa Law Enforcement Academy or other State or local agencies.
16. **Contest.** To contest any adverse employment action, which triggers the reimbursement obligation, or to contest the required reimbursement amount calculated by the City, Probationary Candidate agrees to initiate any such proceedings within thirty (30) days of the City's demand for reimbursement.
17. **Purpose of Agreement.** Probationary Candidate agrees that this Agreement is for the purpose of Probationary Candidate's bona fide employment with the City and not for the purpose of achieving certification for Probationary Candidate by the way of "sponsorship" through the Academy.

Executed this ____ day of _____, 20__.

City of Huxley, Iowa

By: _____
John Haldeman, City Manager
On Behalf of the City

Candidate Name

RESOLUTION NO. 18-016

**RESOLUTION APPROVING THE ATTACHED MOSQUITO CONTROL CONTRACT FOR
FY 18/19 FISCAL YEAR**

WHEREAS, the City Council of the City of Huxley, Iowa at their February 27, 2018 meeting was presented with a copy of the contract from Mosquito Control Of Iowa, Inc. contract for mosquito control.

BE IT RESOLVED, THEREFORE, that the City Council of Huxley, Iowa does hereby approve the said policy, which is attached and remain attached, and authorizes the Mayor to sign.

All resolutions or parts thereof in conflict herewith are hereby repealed.

Roll Call	Aye	Nay	Absent
David Jensen	___	___	___
David Kuhn	___	___	___
Greg Mulder	___	___	___
Rick Peterson	___	___	___
Tracey Roberts	___	___	___

PASSED, ADOPTED AND APPROVED this 27 th day of February, 2018

APPROVAL BY MAYOR

I hereby approve the foregoing **Resolution No. 18-016** by affixing below my official signature as Mayor of the City of Huxley, Iowa, this 27 th day of February, 2018.

Craig D. Henry, Mayor

ATTEST:

Jolene Lettow, City Clerk

AGREEMENT

THIS AGREEMENT made and entered into this 15th day of February, 2018
between the city of Huxley hereinafter called "City", and Mosquito Con-
trol Of Iowa Inc. hereinafter called "Contractor".

1. **SERVICES** The contractor agrees to furnish all materials, equipment, and labor nec-
essary to perform for the City, in a good and businesslike manner, the following specified ser-
vices;

- (A) Mosquito Control
- (B) _____
- (C) _____

2. **COMPENSATION** The City will pay the Contractor, who will accept in full pay-
ment for all services, the sum of \$ 11,535.00, payable as follows;

When billed

3. **TERM** The Contractor is to perform this agreement during a period commencing on
or about June 1st, and terminating September 15th.

4. **TERRITORY** The territory covered by this agreement shall be limited to.

Residential areas

Parks

5. **COMPLIANCE WITH LAWS** The Contractor shall act as an independent contractor
insofar as the performance of service hereunder is concerned. To that end, the Contractor shall
secure any and all permits and licenses that may be required to perform said services herein
contemplated and shall comply with all federal and state laws, rules and regulations required in
performing the services contemplated. The City shall make all local, city and county permits
necessary and Contractor shall make reports that shall be required by federal or state law, ordi-
nance, rule or regulation.

6. CONTRACTOR IS LICENSED The Contractor will provide the City with a current copy of Contractor's Pesticide Applicators license if requested.

7. LIABILITY FOR NEGLIGENCE The Contractors agrees to assume all risk of loss and to indemnify and hold harmless City, its officers, agents and employees from and against any and all liabilities including cost, attorney fees, witness fees, and other expenses incident thereto for injury to persons and for loss of, damage to or destruction of property, arising out of the Contractors negligence in the performance of this Agreement. In the event that any demand or claim is made or suit is commenced against the City, the City shall give prompt written notice thereof to Contractor and Contractor shall have the right to compromise or defend the same to the extent of its own interests.

8. INSURANCE The Contractor shall procure and maintain during the term of this Agreement, all necessary insurance.

9. PAYMENT DEFAULT In the event City fails to pay any installment of the contract price when due, Contractor may, at its sole discretion, cease further services under this agreement and recover from the City the greater of Contractor's "cost" or the "value of service rendered" prior to cessation and the anticipated profit to have been earned in the performance of the entire contract.

10. NOTICES All notices regarding this agreement given or so sent hereunder shall be sent by United States Mail, certified with return receipt requested, to the respective parties at the addresses set forth on the signature page hereof to such other addresses as the parties shall designate in writing from time to time.

11. AUTHORITY The City warrants to Contractor that it has the authority to enter into this contract and that this contract has been approved by the City Council Mayor, and any other person or body required by the City Charter or State Statute.

CITY

By _____

CONTRACTOR

MOSQUITO CONTROL OF IOWA

By: Matt Walter