

Agenda Report

July 21, 2014 City Council Meeting

July 21, 2014

Item No. 21

ISSUE: Resolution instituting proceedings to take additional action on using up to \$150,000 of Street Improvement Capital Loan Notes to be used for bike trail reconstruction

BACKGROUND:

If the City does not receive any written or oral objections to the use of \$150,000 of the Street Improvement Capital Loan Notes this resolution needs to be adopted. It authorizes the Council to take additional steps to authorize up to \$150,000 of the Street Improvement Capital Loan notes to be used for the planned bike trail improvements. Final authorization by the Council will need to be approved at the first meeting in August.

As a reminder this resolution authorizes up to \$150,000. Since the bids for the project actually came in lower than anticipated the full amount will not need to be utilized.

RECOMMENDATION:

Staff recommends the City Council approve the resolution authorizing the City to take additional action

STAFF CONTACTS:

Jeffrey A. Fiegenschuh, City Administrator

Jason VanAusdall, Public Works Director

(This Notice to be posted)

NOTICE AND CALL OF PUBLIC MEETING

Governmental Body: The City Council of Windsor Heights, Iowa.
Date of Meeting: July 21, 2014
Time of Meeting: _____ o'clock __.M.
Place of Meeting: Council Chambers, City Hall, 1133 - 66th Street,
Windsor Heights, Iowa.

PUBLIC NOTICE IS HEREBY GIVEN that the above mentioned governmental body will meet at the date, time and place above set out. The tentative agenda for said meeting is as follows:

General Obligation Capital Loan Notes, Series 2014A.

- X Public hearing on the proposition to authorize the use of a \$150,000 portion of the General Obligation Capital Loan Notes, Series 2014A, proceeds for constructing bike trail improvements.
- X Resolution instituting proceedings to take additional action.

Such additional matters as are set forth on the additional _____ page(s) attached hereto.
(number)

This notice is given at the direction of the Mayor pursuant to Chapter 21, Code of Iowa, and the local rules of said governmental body.

City Clerk, Windsor Heights, Iowa

July 21, 2014

The City Council of Windsor Heights, Iowa, met in regular session, in the Council Chambers, City Hall, 1133 - 66th Street, Windsor Heights, Iowa, at _____ o'clock __.M., on the above date. There were present Mayor _____, in the chair, and the following named Council Members:

Absent: _____

* * * * *

The Mayor announced that this was the time for meeting on the matter of the proposition to authorize the use of a \$150,000 portion of the General Obligation Capital Loan Notes, Series 2014A, for the following additional purpose:

to provide funds to pay costs of constructing bike trail improvements (a general corporate purpose),

and that notice of the proposed action had been published as provided by the City Code of Iowa; and, the Mayor then asked the Clerk whether any petition or written objections had been filed by any City resident or property owner to the proposal. The Clerk advised the Mayor and the Council that no petition had been filed, and that ____ written objections had been filed. The Mayor then called for oral objections to the proposal and _____ were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed.

(Attach here a summary of objections received or made, if any)

The Council then considered the proposed action and the extent of objections thereto.

Whereupon, the Mayor declared the hearing on expanding of the purpose for the note proceeds to be closed.

Whereupon, Council Member _____ introduced and delivered to the Clerk the Resolution hereinafter set out entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION TO AUTHORIZE THE USE OF A \$150,000 PORTION OF THE GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2014A, PROCEEDS FOR CONSTRUCTING BIKE TRAIL IMPROVEMENTS", and moved:

that the Resolution be adopted.

to ADJOURN and defer action on the Resolution to a meeting to be held at _____ o'clock __.M. on the _____ day of _____, 2014, at this place.

Council Member _____ seconded the motion. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Mayor declared the measure duly adopted.

RESOLUTION 14-0739

**RESOLUTION INSTITUTING PROCEEDINGS TO TAKE
ADDITIONAL ACTION TO AUTHORIZE THE USE OF A
\$150,000 PORTION OF THE GENERAL OBLIGATION
CAPITAL LOAN NOTES, SERIES 2014A, PROCEEDS
FOR CONSTRUCTING BIKE TRAIL IMPROVEMENTS**

WHEREAS, pursuant to notice published as required by law, this Council has held a public meeting and hearing upon the proposal to authorize the use of a \$150,000 portion of the General Obligation Capital Loan Notes, Series 2014A, dated July 1, 2014, for the additional purpose of constructing bike trail improvements (an general corporate purpose) that no petition requesting an election has been filed, and that the Council has considered the extent of objections received from residents or property owners as to the proposal and accordingly the following action is now considered to be in the best interests of the City and residents thereof:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WINDSOR HEIGHTS, IOWA:

Section 1. That this Council does hereby institute proceedings and take additional action for the application to authorize the use of a \$150,000 portion of the General Obligation Capital Loan Notes, Series 2014A, proceeds for constructing bike trail improvements purpose.

Section 2. The Council hereby authorizes the use of a \$150,000 portion of the Issue for the constructing bike trail improvements.

PASSED AND APPROVED this 21st day of July, 2014.

Mayor

ATTEST:

City Clerk

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF POLK)

I, the undersigned City Clerk of Windsor Heights, Iowa, do hereby certify that attached is a true and complete copy of the corporate records of the Municipality showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council (a copy of the face sheet of the agenda being attached hereto) pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective city offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Municipality hereto affixed this _____
day of _____, 2014.

City Clerk, Windsor Heights, Iowa

SEAL