

OSCEOLA CITY COUNCIL

Tuesday, June 20, 2017

Regular Meeting

The City Council met on Tuesday, June 20, 2017 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, Douglas Gay. Dave Walkup, Dan Hooper and Dennis Page. City Staff present were Ty Wheeler–City/Administrator/Clerk, Britanee Ward – Accounting Manager/Assistant City Clerk and Marty Duffus – Police Chief. Also present were: Derek Lumsden, Ann Diehl, Jerry Banks, Ed Stoll, Matt Stoll, Michael Keller, Hilary Ferrand, Linda Hernandez and others that didn't sign in.

Motion by Gay and second by Page to approve the agenda; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Ann Diehl presented to Council an award for the Osceola Depot rehab that was presented at the Historical Preservation conference.

Mayor reported that he had a ride along with Officer Fitzpatrick, update Council on the Rec Center; update Council on the donation to the operation recreation center; Challenged Osceola to clean their properties for the Fourth of July; and Sprite of Osceola to the following: Martin & Rebecca Oehlert (116 S Lincoln); Michael & Monique Gorsline (827 Roosevelt Blvd); Robert Porter (917 Lakeshore Dr.).

Motion by Fotiadis and second by Gay to appoint Thomas Kedley as an alternate for CCRC for the July; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Hooper and second by Page to move regular Council meeting from Tuesday July 4th to Wednesday July 5th; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Jerry Banks was present and asked to waive the City's side of special assessments at the property of 314 East Ayers. There was a long discussion regarding the assessments; there was no action taking at this time.

Motion by Fotiadis and second by Gay to approve Resolution 2017-30 to fix a time and a date for a public hearing for the proposed amendment to chapter 106 titled collection of solid waste. Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. *You may view Resolution at City Hall or the City Website.*

Resolution 2017-30 TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE PROPOSED AMENDMENT TO CHAPTER 106 TITLED COLLECTION OF SOLID WASTE. THE CITY COUNCIL OF THE CITY OF OSCEOLA, IA HEREBY RESOLVES that: Section 1.A Public Hearing will be held as part of the regularly scheduled City Council meeting on July 5, 2017 at 7:00 PM to inform the public on the proposed amendments to Chapter 106.07 titled Collection of Solid Waste- Collection Fees. Section 2. The City Clerk is hereby directed to give notice of the proposed hearing, setting forth the purpose, the time when and place where the hearing will be held, by publication at least once and not less than 4 nor more than 20 days before the date of the hearing, in a legal newspaper which has a general circulation in the City.

Motion by Hooper and second by Page to approve the professional services agreement with Kirkham Michael for Osceola Airport land acquisition project; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Hooper to approve the second reading of Ordinance 577 vacation of the South Half of the North/South alley in Block 13 of the West Osceola ; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Page and second by Hooper to waive the third reading of Ordinance 577:

ORDINANCE NO. 577 AN ORDINANCE PROVIDING FOR THE VACATION AND CONVEYANCE OF AN ALLEY IN THE CITY OF OSCEOLA, IOWA. BE IT ORDAINED by the City council of Osceola, Iowa: SECTION I. PURPOSE. The purpose of this Ordinance is to vacate and convey the described alley and thereby relieve the City of Osceola, Iowa, of the responsibility of its maintenance and supervision, and to promote the orderly development of Osceola, Iowa. SECTION II. FACTS FOUND The Council of the City of Osceola, Iowa hereby makes the following findings: The described street is not needed for the use of the public. The street is presently not open and it would be better used if vacated and conveyed to the adjourning landowners. The vacation of said street will not deny owners of property abutting on the street reasonable access to their property. The City Council has published notice of the intended vacation once in a newspaper published in and having general circulation in the City and said publication appearing not less than four nor more than twenty days before the date set for the hearing. The abutting landowners have petitioned the City Council to vacate and convey said area. There have been no objections filed in City Hall or with any city personnel. The City will retain a utility easement. SECTION III. VACATION The following described alley is hereby declared vacated: South ½ of the N/S Alley in Block 13 of West Osceola. SECTION IV. CONVEYANCE This Ordinance hereby authorizes conveyance of said property to the adjoining proprietors by Quit Claim Deed. Any and all Quit Claim Deeds executed by the said Mayor and City Clerk subsequent to the effective date of this date of this Ordinance, conveying, or purporting to convey, all or any portion of the alley vacated herein, shall be conclusively presumed to be a conveyance to an eligible purchaser of the named grantee to so purchase said land and shall not be subject to attack nor contesting.

Roll call vote: Fotiadis, aye; Gay, nay; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion Walkup and second Hooper to approve Resolution 2017-31 for Tax Abatement 919 W Jefferson; roll call vote; Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. *You may view the full resolution at City Hall and City Website.*

RESOLUTION NO. 2017-31 A RESOLUTION APPROVING APPLICATION(S) FOR TAX ABATEMENT UNDER THE CITY-WIDE URBAN REVITALIZATION PLAN BE 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 |
|------------|------------------|---------------------|
| Jack Scott | 919 W Jefferson | New Single Family |

Ty Wheeler – City administrator/clerk updated council on various activities and projects within the city.

Fotiadis had nothing to report. Gay had questions regarding West Lake. Walkup excited about the fourth of July. Hooper had concerns regarding 205th ave speed limit. Page expressed his gratitude for the street sweeper.

Motion by Page and second by Hooper to approve the consent agenda: Council Minutes: June 6th ; Liquor License: Osceola Chamber Main Street; d.Tobacco License: Casey’s (3); Osceola Travel Plaza; Lewcor; HGI Lakeside; Hy-Vee; Fareway; Wal-Mart; Dollar General; Pilot Travel Centers; La Corona. Old Plant Pump Station Pay Estimate #2- \$507,502.58. Old Plant Pump Station CDBG Grant Draw Down - \$181,404. Old Plant Pump Station SICO G CDBG Admin Fee- \$1,015. Old Plant Pump Station Engineering/Professional Design Service Amendment to Agreement. 2016 Paving Project Final Pay Estimate- \$40,129.78. 2016 Paving Project Certificate of Completion approval. 2016 Paving Project Release of Retainage- \$65,282.05 (to be paid 30 day after acceptance)and following claims:

AGRILAND FS - MURRAY,Services ,1640.27; ALLIANT ENERGY,Utilities ,6299.31; AMAZON.COM CREDIT,Services ,372.55; AMERICAN PATCHWORK & QUILTING,Supplies ,29.97; AMERICAN RED CROSS,Services ,525.18; ANN DIEHL,Reimb,311.32; ARMSTRONG MEDICAL,Services ,117.95; B M SALES,Supplies ,217.5;BAKER & TAYLOR ENTERTAINMENT,Supplies ,79.61;BARCO MUN. PRODUCTS,Supplies ,129.77;BRIAN G REECE,Services ,300;BSN SPORTS INC,Supplies ,183.6;BUD JONES CONSTRUCTION,Services ,7110.59;BYERS WOOD & LOCK SHOP,Services ,329.333; CARPENTER UNIFORM& PROMOTIONAL,Supplies ,102.14;CENGAGE LEARNING,Supplies ,92.96; CENTER POINT LARGE PRINT,Supplies ,136.62;CENTRAL IOWA TELEVISIONING,Services ,40000;CENTRAL PUMP & MOTOR, LLC,Services ,19931.69;CFI SALES, INC.,Services ,167.5;CHAT MOBILITY,Utilities ,403.8;CHESNUT LAWN &

LANDSCAPE,Services ,2455;CITY OF MURRAY,Contribution ,6525.43;CITY OF WOODBURN,Contribution ,2175.14;CLARKE CO AUDITOR,Services ,38281.24;CLARKE CO RECORDER,Services ,48;CLARKE COUNTY MOTORS,Services ,5950;CLARKE COUNTY SHERIFF,Services ,65;CLARKE ELECTRIC COOP,Utilities ,5176.27;COMMUNICATIONS SOLUTIONS,Services ,499;CR SERVICES,Services ,17.5;D & D PEST CONTROL,Services ,30;DEMCO INC,Services ,282.45;DIAMOND VOGEL PAINT CEN.,Supplies ,516.7;DIRECTV,Services ,139.97;DONNA PHILLIPS,Services ,240;DUST PROS JANITORIAL,Services ,1450;ED FICKES,Services ,300;ELECTRICAL ENGINEERING,Services ,35.5;ELLIOTT OIL CO.,Services ,63.81;FARNER-BOCKEN CO.,Services ,2670.76;FELD FIRE,Services ,8228.68;FISHER SCIENTIFIC,Services ,290.25;FLAGS & POLES INT'L,Supplies ,561.05;GARDENING MADE EASY,Supplies ,33.73;GILBERTS TRUE VALUE HOME CENTER,Supplies ,106.96;GOLF CARS OF IOWA,Services ,400;GRAFIX SHOPPE,Supplies ,233.17;HACH COMPANY,Supplies ,3380.22; HD SUPPLY WATERWORKS,Supplies ,1362.28;HEFFRON SERVICES,Services ,150;HIGHWAY LUMBER,Supplies ,1035.55;HY-VEE FOOD STORES,Supplies ,814.31;IDEAL READY MIX CO.,Supplies ,5294.38;IMWCA,Dues,23789;INVINCI GRAPHICS,Supplies ,555.69;IOWA CITY/COUNTY MANAGEMENT ASSOCIATION,Services ,150;IOWA COMMUNICATIONS NETWORK,Services ,2.15;IOWA LAW ENFORCEMENT ACADEMY,Services ,200;IOWA ONE CALL,Services ,50.4;IOWA OUTDOORS,Supplies ,20;J P AUTO,Supplies ,64.16;J P AUTO - WASTE WATER,Supplies ,1643.89;JEFF EHRHARDT,Services ,1250;LAUREN'S BARK PARK,Services ,250;LAWSON PRODUCTS INC.,Supplies ,718.39;LEON JOURNAL-REPORTER,Services ,28;LEXIPOP,Services ,6070;LINDA PERSELS,Services ,1287.5;MARC ELCOCK,Services ,6500;MEDIACOM,Services ,271.29;Mel Miller,Services ,100;MICRO MARKETING LLC,Services ,134.94;MIDLAND GIS SOLUTIONS,Services ,9000;MIDWEST BREATHING AIR SYSTEMS,Services ,166.5;MIDWEST OFFICE TECH. CO.,Services ,198.6;NATURAL HISTORY,Supplies ,28;NELSON'S CARPET,Services ,5913.97;NEWCOM TECHNOLOGIES, INC,Services ,350;NICHOLS EQUIPMENT,Services ,150;OSCEOLA FARM & HOME - P&R,Supplies ,99.12;OSCEOLA FARM & HOME - STREET,Supplies ,56.97;OSCEOLA FARM & HOME - WWTP,Supplies ,971.18;OSCEOLA WATER WORKS,Special Assessments,254.49;PAUL HENRY,Services ,375;PEOPLE,Services ,118.26;PETTY CASH,Petty Cash ,100;POLICE THE LAW ENFORCEMENT MAGAZINE,Services ,25;POOL TECH,Services ,3650.9;PREVENTION,Services ,36;READER'S DIGEST,Services ,29.98;RECORDED BOOKS,Services ,82.2;RUSTY'S AUTO SALES & SER,Services ,405.5;RYCHNOVSKY LAWN & LANDSCAPE,Services ,259;SCHILDBERG CONST. CO.,Supplies ,1442.52;CHWAN'S HOME SERVICE,Services ,130.44;SERVICE TECHS INC,Services ,499.99;SIRWA,Utilities ,43.8;SNYDER PLUMBING,Supplies ,300;SOLUTIONS,Supplies ,808.97;THE SATURDAY EVENING POST,Supplies ,15;TIM RIDDLE,Reimb,23.82;TYCO INTEGRATED SECURITY,Services ,207.56;VERIZON,Utilities ,240.06;VERONICA HULLINGER SIGNS,Services ,275.53;WESTON WOODS SUTDIOS,Services ,179.85;WINDSTREAM,Utilities ,1272.45; ,Grand Total ,238090.083;Check Numbers: 297978-288085Fund Recap: 1,General ,107418.71; 101,Insurance ,23789;110,Road Use ,6595.42;600,Water,254.49;610,Waste Water,100032.46; ,Grand Total ,238090.08;

Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Page, aye; Hooper, aye; motion carried.

Motion by Fotiadis and second by Hooper to enter into close session Pursuant to 21.5.j: To discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property. Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. Motion by Fotiadis and second by Walkup to exit close session; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Walkup to authorize staff to work on a proposed development agreement for the properties of 130 S Fillmore and 118 W Jefferson. Also start negotiations to sale parcels 01330 & 01331; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

There being no further business, motion by Page and second by Hooper to adjourn the meeting at 8:24 PM. All voting aye, motion carried.

Thomas J. Kedley – Mayor

Attest:

Britanee Ward – Accounting Manager/ Assistant City Clerk