

## OSCEOLA CITY COUNCIL

Tuesday, July 18, 2017

Regular Meeting

(Unofficial)

The City Council met on Tuesday, July 18, 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, Michael Keller, Bill Trickey, Ronald Eshelman, Jessica Eshelman, Matthew Stoll, Hilary Ferrand, Kim & Nathan Allard, Gotham Putta.

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

Bill Trickey presented to council various activities and programs that CCDC are working on. Marty Duffus informed Council on the work that Police Department has been working on the last couple weeks.

Mayor told council about the Hospital fundraising golf meet, Shout out to the new code enforcement officer, proud of Osceola and to present the Spirit of Osceola to Kathleen Barr at 201 E Webster.

Motion by Hooper and second by Gay to approve the special events permit for Meet your Merchants; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Hooper and second by Gay to approve the special events permit for Osceola Summer Soiree Car Show; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Gay to approve the second reading of Ordinance amending Chapter 106 Pertaining to Solid Waste Collection Fees; roll call Vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Gay to open public hearing regarding vacates of the west half the east/west in block 8 of West Osceola; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. Ronald Eshelman explains to Council what his plans were to do with the lot once the alley is closed. There were no other public comments. Motion by Gay and second by Fotiadis to close the public hearing.

Motion by Fotiadis and second by Gay to approve the first reading of the ordinance vacating the west half of the east/west alley in block 8 of west Osceola; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

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

**ORDINANCE NO. 578 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: a. The described street is not needed for the use of the public. b. The street is presently not open and it would be better used if vacated and conveyed to the adjourning landowners. c. The vacation of said street will not deny owners of property abutting on the street reasonable access to their property. d. 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.

e. The abutting landowners have petitioned the City Council to vacate and convey said area f. There have been no objections filed in City Hall or with any city personnel. g. The City will retain a utility easement. SECTION III. VACATION The following described alley is hereby declared vacated: West Half of East/West Alley in Block 8 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.

There was no action taking at this time regarding 402 East Clay.

Motion by Fotiadis and second by Page to approve the sewer adjustment for 914 Roosevelt; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Page to approve the authorization to submit the Wastewater Treatment Facility Plan to the DNR; Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

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

Fotiadis had concerns regarding the marina. Walkup expressed his gratitude to the police department. Page informed Council of all the comments he has received about the clean-up on E Washington and the new safe route construction. Gay and Hooper had nothing to report.

Motion by Gay and second by Page to approve the consent agenda: Council Minutes: July 5<sup>th</sup> ; Liquor License: The Broken Spoke; Pay Est #3 Old Plant Force Main Project: \$140,757.93, Old Plant Station CDBG Drawdown # 7: \$49,144.00 and the claims to be paid:

A-1 Window Service, Services, 60 ; Agriland Fs - Murray, Services, 2113.32 ; Airport Signs & Graphics, Supplies, 65.73 ; Alliant Energy, Utilities, 13395.33 ; Amazon.Com Credit, Supplies, 34.71 ; American Red Cross, Services, 140 ; Atlantic Bottling Co., Supplies, 221.02 ; Barco Mun. Products, Supplies, 1108.9 ; Bauer Built, Supplies, 275 ; Beachy Construction, Services, 6500 ; Better Homes & Gardens, Supplies, 33.73 ; Booth Law Firm, Services, 543.6 ; Boyt Harness Company, Supplies, 116 ; Brian G Reece, Services, 400 ; Capital Sanitary Supply Co., Supplies, 221.2 ; Card Service Center, Supplies, 129.07 ; Carpenter Uniform & Promotional, Supplies, 134.5 ; Chat Mobility, Utilities, 420.33 ; Chesnut Lawn & Landscape, Services, 1140 ; Clarke Co Recorder, Services, 29.2 ; Clarke County Animal Shelter, Services, 4000 ; Clarke Electric Coop, Utilities, 4894.87 ; D & D Pest Control, Services, 85 ; Diamond Oil Co, Fuel , 501.75 ; Diamond Vogel Paint Cen., Supplies, 1233.88 ; Directv, Services, 139.97 ; Donna Phillips, Services, 240 ; Dorsey & Whitney, Services, 10447 ; Dust Pros Janitorial, Services, 1625 ; Echo Electric Supply, Supplies, 92.12 ; Ed Fickes, Services, 375 ; Elliott Oil Co., Fuel , 437.76 ; Fareway Stores, Supplies, 137.76 ; Farner-Bocken Co., Supplies, 922.76 ; Feld Fire, Supplies, 13000 ; Follett Software Company, Supplies, 1042.5 ; Gilberts True Value Home Center, Supplies, 1160.96 ; Grimes Asphalt & Paving Corporation, Supplies, 1035.14 ; Hd Supply Waterworks, Supplies, 1165 ; Highway Lumber, Supplies, 13337.15 ; Hotsy Cleaning Systems, Supplies, 181.23 ; Hy-Vee Food Stores, Supplies, 962.43 ; Iowa Communications Network, Services, 2.15 ; Iowa Firefighters Association, Dues, 65 ; Iowa One Call, Services, 76.5 ; J P Auto, Supplies, 8.49 ; J P Auto - Street, Supplies, 65.89 ; J P Auto - Waste Water, Supplies, 26.98 ; Jetco Inc, Services, 6664.19 ; Jmk Lawn Care, Services, 1200 ; Kd Tires, Llc, Services, 175 ; Keystone Laboratories, Inc, Services, 2633.41 ; Koch Brothers, Inc, Services, 1061.26 ; Krista Woodard, Reimb, 84.4 ; Lyle Persels, Reimb, 97.66 ; Marc Elcock, Services, 4056 ; Mediacom, Utilities, 271.29 ; Michael Keller, Reimb, 196 ; Micro Marketing Llc, Services, 200.96 ; National Geographic, Supplies, 39 ; National Geographic Kids, Supplies, 18 ; O'reilly Automotive Inc., Supplies, 226.54 ; Osceola Farm & Home - All, Supplies, 672.66 ; Osceola Water Works, Special Assessments , 978 ; Paul Henry, Services, 275 ; Penguin Random House Llc, Supplies, 172.5 ; Petty Cash, Petty Cash , 136.14 ; Pool Tech, Supplies, 3826.8 ; Quality Glass Co., Supplies, 226 ; Rainbow Book Company, Supplies, 1109.42 ; Record Herald, Supplies, 20.48 ; Recorded Books, Supplies, 263.4 ; Reminisce, Supplies, 14.98 ; Rusty's Auto Sales & Ser, Services, 465.73 ; Rychnovsky Lawn & Landscape, Services, 183 ; Savage Excavating, Services, 3086.5 ; Schwan's Home Service, Supplies, 46.95 ; Secretary Of State, Paul Pate, Services, 120 ; Seneca Companies, Services, 229.75 ; Sirwa, Utilities, 33 ; Snyder Plumbing, Services, 300 ; Solutions, Supplies, 443.49 ; Spoke Communications, Llc, Services, 170 ; State Hygenic Laboratory-Ar, Services, 12.5 ; Summit Companies, Services, 260 ; Swcc, Services, 110 ; Taste Of Home, Supplies, 32.98 ; Vanwall Equipment, Services, 1188.65 ; Verizon, Utilities, 240.6 ; Verizon Wireless - Vsat North, Services, 100 ; Windstream, Utilities, 1400.44 ; , Grand Total , 117386.07 Check Numbers: 288167-288276 ; Fund Recap 1, General , 79109.81 ; 32, Building ,

3086.5 ; 110, Road Use , 7491.9 ; 335, Project, 7667.5 ; 600, Water, 978 ; 610, Waste Water , 19052.96 ;  
, Grand Total , 117386.67 ;

Chapter 7:

Payroll ,May , 20944.49; Payroll ,May , 21521.53; Payroll ,May , 21043.33;Payroll ,May, 28545.68;  
Payroll ,June, 22394.75;Payroll ,June, 29516.17;Payroll ,June , 26899.66;Payroll ,June , 41467.78;Payroll  
,June, 26361.04;Treasurer St Of Iowa ,5/26/2017 Payroll Taxes, 5554; Ipers,May Taxes, 18691.59;  
Aflac,May Taxes, 470.1; Collection Service Center,May Taxes, 1536.72; Eftps,May Taxes,  
32675.37;Dennis Page,Payroll 287881, 81.42;George Fotiadis,Paryoll 287882, 92.35;Mutual Of  
Omaha,Paryoll 287883, 531.16;Teamster,Payroll 287885, 180;United Healthcare,Payroll 287886 ,  
1713.36;Forress Holdings Inc. ,Payroll 287888, 4785;Kemper Benefits,Payroll 287889, 1212.33;Little  
Legends ,Payroll 287890, 98;MEt Life ,Payroll 287891, 2084.04;Pinnacle Construction ,Payroll 287892,  
48602.46;Progressive Structures,Payroll 287893, 57107.59;United Healthcare,Payroll 287894,  
27767.34;Treasurer St Of Iowa ,June Taxes, 7847;Ipers,June Taxes, 24597.32;Aflac,June Taxes,  
509.91;Collection Service Center,June Taxes, 1319.02;Eftps,June Taxes, 49459.02;Mutual Of  
Omaha,Payroll 288086, 644.01;Teamster,Payroll 288088, 180;United Healthcare,Payroll 288089,  
2141.7;Clarke Co Reservoir ,Payroll 288090, 135808.72;Met Life ,Payroll 288091, 2222.11;Mutual Of  
Omaha,Payroll 288093, 185.19;Sicog,Project 288095, 1015;Sternquist,Project 288096, 40129.78;United  
Healthcare,Payroll 288097, 28194.81;American State Bank ,Payroll 288098, 85019.41;Progressive  
Structures,Payroll 288099, 507502.58;Imagetek ,Eft, 245.5;Imagetek ,Eft, 245.5;State Of Iowa,Sales Tax,  
3841;State OFIowa,Sales Tax, 3193;,,Grand Total , 1336177.84;Fund Recap: 1,General ,  
328383.93;110,Road Use , 33749.55;112,Employee Benefits , 67056.05;335,Sewer Project,  
565625.17;134,Casino Revenue, 85019.41;115,Lost Reservoir , 135808.72;326,Depot Restor,  
48602.46;322,2016 Street , 40129.78;610,Sewer , 31802.77;,,Grand Total , 1336177.84

May Revenue General, 207997.7; Road Use, 38772.83; Trust/Agency, 2768.24; Special, 88571.61;  
TIF, 1506.82; Debt, 29147.54; Capital, 1800000; Permanent, 2003.21; Proprietary, 95276.52; TOTAL  
BALANCE, 2266044.47;

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

There being no further business, motion by Fotiadis and second by Hooper to adjourn the  
meeting at 7:53 PM. All voting aye, motion carried.

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Thomas J. Kedley – Mayor

Attest:

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Britanee Ward – Accounting Manager/ Assistant City Clerk  
Website: osceolaia.net