

OSCEOLA CITY COUNCIL

Tuesday, September 19, 2017

Regular Meeting

The City Council met on Tuesday, September 19, 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: Douglas Gay, Dave Walkup, Dan Hooper, Dennis Page and George Fotiadis. City Staff present were Ty Wheeler– City/Administrator/Clerk, Britanee Ward – Accounting Manager/Assistant City Clerk and Curt Jacobsen - Sergeant. Also present were: Derek Lumsden, Rod Clark, Matt Stoll, Michael Keller, Ed Stoll, Dave Gorsline, Janene Nelson, Lane Whirrett, Richie Donaldson, Trinity Hommer, Hannah Smith, Erika Arellalo, Tom Anderson, Bill Trickey, Humberto Arellano, Zach Woods, Mel Miller, Crystal Locke, Trevor Andrew, Braden Blevins, Booke Shear and others that didn't sign in.

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

Bill Trickey presented to Council a check for Fern Underwood free swim this summer. Tom Anderson expressed his support for the middle parking for the downtown. Bruce Harris expressed his concerns regarding a rec center. Terry Keller loves the concept but has concerns regarding it sustaining on it its own. Shaun Johnson informed Council on what this could do to private businesses and asked if there were other options to this concept of a rec center. Mel Miller expressed to Council that the Park & Rec Board was looking at other accepts for the Rec Center such as adding programs to the existing and not taking away from the already existing business within Osceola. Gary Kimes express his disliking of the Rec Center. Crystal Locke expressed what local businesses already provide to the community. Mike Miller is in favor of the potential programs a rec center can offer for the community. Michael Keller expressed other projects that made promises and didn't hold up on their end of the deal. Ryan Flaherty had questions regarding what if there was a plan B option for a rec center. Zach Woods expressed what a rec center could offer compared to what is already providing within the community. Lindsay Deihl expressed her concerns for the elementary kids who want to do activities after school that is not currently offered with in the community. Derek Lumsden remind Council that this week is restaurant week in Osceola. Doug Miller expressed working with local owners.

Mayor presented to Council the Spirit of Osceola to Marvin & Sandra Blanchard at 200 South Kossuth.

Motion by Hooper and second by Page to approve the special events for the "Drive Thru Flu Clinic": roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Ty Wheeler – City Administrator/Clerk presented to Council the Rec Center of proposals and reviewed projected operating costs. Following discussion, motion by Fotiadis and seconded by Page to continue to pursue the rec center, study operating expenses, evaluate project through revisiting the needs assessment and programing, and obtain input from private interests. Roll call vote: Fotiadis, aye; Gay, nay; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Gay to approve Resolution 2017-36 Setting Public hearing regarding proposed amendment to Article 16 of the Zoning Ordinance pertaining to Car Ports. Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. *You may view full resolution at City Hall or on City Website.*

Resolution 2017- 36 TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED AMENDMENT TO ARTICLE 16 OF THE ZONING ORDINANCE PERTAINING TO CAR PORTS. 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 October 3, 2017 at 7:00 PM to discuss the proposed amendment to Article 16 of the Zoning Ordinance pertaining to banning car ports. 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 Fotiadis and second by Page to approve the third reading of ORDINANCE NO. 580 AN ORDINANCE PROVIDING FOR THE VACATION AND CONVEYANCE OF A STREET 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 adjoining 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 street is hereby declared vacated: All of the 600 Block of East Webster adjacent to the South ½ of Lot 5, Lot 6, Lot 7, and Lot 8 of East 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, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Hooper to decline the sewer adjustment for 531 South Fillmore; roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Page to direct staff to develop a proposal for a utility credit to those property owners who are watering the right-of-way due to the construction of the Safe Route to School Phase II; 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 expressed his gratitude for the City Administrator's Friday update, along with the reservoir update. Gay, Walkup and Hooper had nothing to report. Page had some concerns regarding cars on streets.

Motion by Fotiadis and second by Walkup to approve the consent agenda: Council Minutes: August 29th & September 5th ; Liquor License: Hy-Vee Store (LE00000433); Casey's General Store #3212 (LE0002275) (Ownership).

Cigarette/Tobacco/Nicotine/Vaper Permit- Bad Boy Vapes; DOT SFR – Resolution 2017-37. CDBG Drawdown #9 \$152,068; Old Plant Pump Station Pay Est #5 \$552,120.08; Old Plant Pump Station Change Order #2 \$16,874 the claims to be paid:

Agriland Fs - Murray, Utilities , 2351.82 ; Alliant Energy, Utilities , 14101.88 ; Amazon.Com Credit, Supplies, 218.74 ; American Red Cross, Services , 140 ; Arrow Energy, Utilities , 20830.66 ; Baker & Taylor Entertainment, Services , 2149.94 ; Boswells Guns & Ammo, Supplies, 334 ; Bud Jones Construction, Services , 2725 ; Bud Jones Trucking, Services , 291.93 ; Capital City Equipment Co., Services , 624.53 ; Capital Sanitary Supply Co., Supplies, 154.5 ; Carquest Of Osceola, Supplies , 100.49 ; Casey's General Stores, Inc., Fuel , 2133.65 ; Chat Mobility, Utilities , 403.8 ; City Of Murray, Services , 1872.99 ; City Of Woodburn, Services , 624.33 ; Clarke County Animal Shelter, Services , 2000 ; Clarke Electric Coop, Utilities , 4746.41 ; Core & Main, Supplies , 10.95 ; Country Concrete, Services , 7733 ; Cr Services, Services , 10.95 ; D & D Pest Control, Services , 115 ; D.A. Davidson & Co, Services , 1000 ; Demco Inc, Services , 78.667 ; Denco Corp, Supplies , 23615.3 ; Diamond Oil Co, Fuel , 849.52 ; Digital-Ally, Services , 40 ; Directv, Services , 144.22 ; Donna Phillips, Services , 240 ; Dust Pros Janitorial, Services , 1773.61 ; Ed Fickes, Services , 450 ; Elliott Oil Co., Fuel , 262.46 ; Elmer's Seamless Gutters, Supplies, 483.75 ; Forterra, Services , 159.6 ; Gilberts True Value Home Center, Supplies, 139.47 ; Highway Lumber, Supplies, 159.6 ; Hy-Vee Food Stores, Supplies , 520.44 ; Ideal Ready Mix Co., Services , 24355.38 ; International Code Council, Services , 135 ; Invinci Graphics, Supplies, 238 ; Iowa Communications Network, Services , 2.15 ; Iowa Environmental Ser., Services , 700 ; Iowa One Call, Services , 52.2 ; J P Auto - Waste Water, Supplies, 53.66 ;

Jackson Electric, Services , 4280.13 ; Jim's Sanitation& Truck Repair, Services , 700.98 ; Junior Library Guild, Supplies, 305.76 ; Kd Tires, Llc, Services , 135 ; Keystone Laboratories, Inc, Services , 2781.32 ; Kirkham Michael & Associates, Services , 1400 ; Logan Contractors Supply, Supplies , 1299.5 ; Marc Elcock, Services , 4004 ; Mediacom, Utilities , 271.34 ; Midwest Office Tech. Co., Services , 244.57 ; Osceola Chamber Mainstreet, Services , 15000 ; Osceola Farm & Home - All, Supplies, 1451.85 ; Progressive Structures Llc, Services , 7500 ; Recorded Books, Supplies, 293.6 ; Rusty's Auto Sales & Ser, Services , 1190.84 ; Rychnovsky Lawn & Landscape, Services , 38 ; Scholastic Library Publishing, Supplies, 152.1 ; Secretary Of State, Paul Pate, Services , 90 ; Sirwa, Utilities , 33 ; Solutions, Supplies, 54.98 ; State Library, Services , 854 ; Stivers Ford Lincoln Mercury, Services , 435.68 ; Sundown Equipment, Services , 207.56 ; Trenton Denney, Services , 200 ; Tyco Integrated Security, Services , 207.56 ; United Farmers Cooperative, Services , 114.12 ; Van Maamen Electric, Services , 2876.81 ; Verizon, Services , 280.07 ; Wilder's Truck Service, Services , 2876.81 ; Windstream, Utilities , 994 ; Ziegler Inc, Services , 153.38 ; , Grand Total , 173420.267 ; Check Numbers: 288533-288610 Fund Recap: 1, General , 75985.05 ; 32, Building , 700 ; 110, Road Use , 66837.91 ; 116, Hotel/Motel , 15000 ; 300, Airport Land, 1400 ; 610, Sewer , 13497.31 ; , Grand Total , 173420.27 ;

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

There being no further business, motion by Fotiadis and second by Walkup to adjourn the meeting at 8:44PM. All voting aye, motion carried.

Thomas J. Kedley – Mayor

Attest:

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