

## OSCEOLA CITY COUNCIL

Tuesday, February 5, 2019

Regular Meeting

\*You may view all Resolutions at City Hall or at City's Website. \*

The City Council met on Tuesday February 5, 2019 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: Dave Walkup, Doug Gay, Dan Hooper, Dennis Page (Phone) and George Fotiadis. City Staff present were Ty Wheeler— City/Administrator/Clerk, Britanee Ward-Case – Accounting Manager/Assistant City Clerk and Marty Duffus – City Police Chief. Also in attendance was Jim Kimball, Jerry Smith, Rod Clark, Gary Kimes, Robert Johnson, Bill Trickey, Brandon Patterson, Matt Ritchey, and others that didn't sign in.

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

Bill Trickey update Council the economic dash board presented by the CCDC; the Annual dinner update.

Mayor reminded everyone about the Spirit of Osceola award for outstanding citizens within the City.

Motion by Fotiadis and second by Gay to appoint the following to the Library board: Reappointment of Mike Bolden to Library Board (6/30/2024); Reappointment of Deb Adams to the Library Board (6/30/2023); Reappointment of Carrie Danley to the Library Board (6/30/2024); Reappointment of Linda Emery to the Library Board (6/30/2023); Reappointment of Todd Thompson to the Library Board (6/30/2024); Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Bob Johnston with the Osceola Senior Center wanted to Thank Council for their continue donation to the Senior Center; Motion by Gay and second by Walkup to approve the \$3000 contribution and continue with the sewer credit to the Osceola Senior Center; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Dr. Jim Kimball appeared before the Council to report that he had acquired the Country Club and was offering it to the City. Kimball explained his offer included three contingencies: 1) the CCDC pay all outstanding debts and any other associated fees related to the transfer of the property to the City, 2) the golf course remain a golf course in perpetuity, 3) the transfer of the property from the Osceola Country Club to Dr. Kimball, then from Dr. Kimball to the City, occur in one day. Also appearing before the Council to speak on the issue were Jerry Smith, Matt Ritchey, Don Billington, Gary Kimes, and Kevin Emanuel. Following a lengthy discussion, motion by Walkup and second Hooper to accept ownership of the Country Club only on the condition that the Clarke County Development Corporation retire all Country Club debt and cover all fees; Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Hooper to open public hearing proposed amendment to Chapter 69.07 pertaining to "Prohibited Parking"; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. There were four verbal comments prior to the meeting that were opposed of the amendment. No one else spoke during public hearing. Motion by Fotiadis and second by Gay to close the public hearing; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

There was no action taking at this time for the Ordinance Amending Chapter 69.07 pertaining to "Prohibited Parking".

Motion by Fotiadis and second by Gay to open public hearing regarding the proposed land exchange with Clarke Community School District; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. There were no written/verbal comments during public hearing. Motion by Gay and second by Fotiadis to

close the public hearing; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Walkup and second by Hooper to approve resolution 2019-06 conveyance of real property; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

RESOLUTION 2019-06 RESOLUTION FOR A CONVEYANCE OF REAL PROPERTY WHEREAS, pursuant the City of Osceola held a hearing on the proposal to convey an interest in real property and the extent of objections received from residents or property owners as to said proposed transaction has been fully considered; 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 OSCEOLA: That the real property described herein shall be conveyed by the City of Osceola to Clarke Community School District in exchange for other land owned by the School District and other good and valuable consideration. The Mayor and City Administrator are authorized to sign all conveyance documents for the real property described herein. The City Administrator is authorized to take all actions necessary to complete the above-described transaction, including execution of ancillary documents. The real property is legally described as follows: The North 64.5 feet of the Northwest Quarter (1/4) of Block 14 East Osceola, and locally known as 301 S. Kossuth, Osceola, Clarke County, Iowa.

Motion by walkup and second by Hooper to approve resolution 2019-07 to fix a time and a date for a public hearing for the proposed amendment to chapter 22 of the city of Osceola code of ordinances; Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Resolution 2019-07 TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE PROPOSED AMENDMENT TO CHAPTER 22 OF THE CITY OF OSCEOLA CODE OF ORDINANCES. 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 Tuesday, February 19th at 7:00 PM to inform the public on the proposed amending of Chapter 22 of the City of Osceola Code of Ordinances pertaining to the Library Board. The proposed amendment would change the Library Board to a five resident-member board from the current nine member board per the instructions of the State Library of Iowa. 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 Walkup and second by Hooper to approve the voluntary assessment agreement for 1051 Harken Hills Drive; 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 Hold Harmless Agreement and Release with the Clarke County Hospital Foundation; Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Walkup to approve the resolution 2019-08 tax abatement; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

RESOLUTION NO. 2019-08 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
Joan & Marlow Peterson	2076 Idaho Place	New Residential

Motion by Gay and second by Hooper to (Resolution 2019-09) adopt the proposed budget for Fiscal year 2020 and set public hearing for March 5<sup>th</sup>; Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Ty Wheeler – City Administrator/Clerk update council on upcoming and ongoing projects.

Council had nothing to report.

Motion by Gay and second by Fotiadis to approve the consent agenda: Council Minutes January 15th ; Liquor License: Lakeside Hotel (LB0001945): Wal-Mart (LE0001422); Casey's General Store #2550 (LE0003008) and 12/30/2018 fund transfers and the following claims:

AGRILAND FS - MURRAY, Services, 2729.37 ;ALLIANT ENERGY, Utilities, 3527.3  
CAPITAL CITY EQUIPMENT CO., Supplies, 3844.06 ;CARD SERVICE CENTER, Supplies, 1074.91  
;CARQUEST OF OSCEOLA, Supplies, 64.64 ;CASEY'S GENERAL STORES, INC., Fuel, 1538.01  
;CENTERPOINT ENERGY, Utilities, 2193.75 ;CENTRAL SALT, LLC, Services, 6723.89 ;CINTAS  
CORPORTATION, Services, 38.05 ;CLARKE CO AUDITOR, Services, 5886.37 ;CLARKE CO  
RECORDER, Services, 12 ;CRESTON PUBLISHING COMPANY, Publication , 656.18 ;D & D PEST  
CONTROL, Services , 55 ;DIAMOND OIL CO, Fuel , 1129.31 ;FELD FIRE, Services, 322.35  
;FERRELLGAS, Services, 631.78 ;GALLS/ QUARTERMASTER LLC, Supplies, 826.05 ;GILBERTS  
TRUE VALUE HOME CENTER, Supplies, 169.65 ;GRIMES ASPHALT & PAVING CORPORATION,  
Services, 1344.66 ;HACH COMPANY, Supplies, 278.35 ;HAWKEYE TRUCK EQUIPMENT, Services,  
235 ;HIGHWAY LUMBER, Supplies, 105.49 ;HY-VEE FOOD STORES, Supplies, 183.66 ;IA DEPT  
NATURAL RESOURCE, Dues, 130 ;IACP, Dues, 190 ;IMFOA, Dues, 20 ;IOWA DEPARTMENT OF  
NATURAL RESOURCES, Dues, 400 ;IOWA DEPARTMENT OF PUBLIC SAFETY, Dues, 1839  
;IOWA ONE CALL, Services, 22.5 ;IOWA PUBLIC AIRPORT ASSO, Dues, 175 ;IOWA WORKFORCE  
DEVELOPMENT, Services, 891.24 ;IPOA, Dues, 50 ;J P AUTO, Supplies, 254.04 ;JIM'S  
SANITATION& TRUCK REPAIR, Services, 30441.6 ;KEYSTONE LABORATORIES, INC, Services,  
2131.59 ;KIMBALL MIDWEST, Services, 179 ;KIRKHAM MICHAEL & ASSOCIATES, Services,  
3107.7 ;LYLE PERSELS, Reimb, 12.83 ;MARC ELCOCK, Services, 2500 ;MEDIACOM, Utilities,  
419.52 ;MIDWEST OFFICE TECH. CO., Services, 151.13 ;MUNICIPAL EMERGENCY SERVICES,  
Services, 336.85 ;OSCEOLA FARM & HOME - ALL, Supplies, 580.75 ;OSCEOLA WATER WORKS,  
Special Assessments, 118.19 ;PITNEY BOWES, Postage, 503.5 ;ROYAL PUBLISHING, INC., Services,  
85 ;SOLUTIONS, Supplies, 288.23 ;STOREY KENWORTHY /MATT PARROTT & SONS, Services,  
796.44 ;TRUCK EQUIPMENT INC., Services, 15.42 ;US CELLULAR, Utilities, 763.32 ;VAN  
MAAMEN ELECTRIC, Services, 1038.46 ;VEENSTRA & KIMM INC., Services, 87071.06 ;WASH &  
WEIGH, Supplies, 47.5 ;WILDER'S TRUCK SERVICE, Services, 9.45 ;WINDSTREAM, Utilities, 864.4  
;ZIMCO SUPPLY CO., Supplies, 441 ;, Grand Total , 169444.55 ;Check Number: 291232-291289Fund  
Recap: 1, General , 59205.76 ;101, Insurance, 891.24 ;110, Road Use , 14825.03 ;300, Airport Land ,  
3107.7 ;315, StreetScape , 236 ;317, Sewer Plant , 84000 ;600, Water, 118.19 ;610, Waste Water, 7060.63  
;, Grand Total , 169444.55 ;

There being no further business, motion by Hooper and second by Walkup to adjourn the meeting at 8:50 PM. All voting aye, motion carried.

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Thomas J. Kedley – Mayor

Attest:

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