

OSCEOLA CITY COUNCIL

Tuesday, February 19, 2019

Regular Meeting

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

The City Council met on Tuesday February 19, 2019 at 7:00 p.m. for a Regular scheduled meeting. The meeting was called to order by Mayor Pro-Tem George Fotiadis. With the following present: Council Members: Dave Walkup, Dan Hooper, and Dennis Page (Phone). 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 Bill Trickey, Donnie McCuddin, Katelyn Pollard, Rod Clark, Trevor Andrew and others that didn't sign in.

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

Bill Trickey updates Council on the status of the funding for the Golf Course.

Mayor Pro-Tem asked a few questions regarding the reservoir, Waste Water Treatment Plant, and the sidewalks being scoped.

Motion by Walkup and second by Hooper to approve site plan for Clarke Community School District Bus Barn project, Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Motion by Walkup and second by Hooper to approve the Clarke Community School District Entrance Drive project; Roll call vote; Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Motion by Hooper and second by Walkup to approve Resolution 2019-10 setting Public Hearing proposed addition of Chapter 29 “ Golf Course Management Commission”; Roll Call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Resolution 2019-10

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE PROPOSED ADDITION OF CHAPTER 29 OF THE CITY OF OSCEOLA CODE OF ORDINANCES TITLED “GOLF COURSE MANAGEMENT COMMISSION”. 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, March 5th at 7:00 PM to inform the public on the proposed addition of Chapter 29 of the City of Osceola Code of Ordinances creating the Golf Course Management Commission. 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 resolution 2019-11 setting public hearing for the proposed amendment to chapter 69 and chapter 167.05 of the City of Osceola code of ordinances; roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; Motion carried.

Resolution 2019-11

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE PROPOSED AMENDMENT TO CHAPTER 69 AND CHAPTER 167.05 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, March 5th at 7:00 PM to inform the public on the proposed amendments to the City Code pertaining to Commercial Vehicle Parking. The proposed ordinance would permit no more than one

(1) truck, motor vehicle, or commercial vehicle which exceeds a rated capacity of two tons shall be stored or parked on any lot or parcel within any residential zone.

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 Resolution 2019-12 setting Public Hearing for proposed amendment to chapter 22 pertaining to the Library Board; Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Resolution 2019-12

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, March 5th 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 defer the special events permit for CCOPS Hound Hustle to March 5th's Council Meeting; Roll vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Motion by Walkup and second by Hooper to waive half of the assessment of the clean-up and to bring all taxes update on the property at 431 East Washington; Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Motion by Hooper and second by Walkup to approve 2019-13 Setting public hearing regarding the environmental impact of the waste water treatment plan project; roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

Resolution 2019- 13

Resolution to fix a date for a public hearing regarding the environmental impact of the waste water treatment plan project. WHEREAS, the City of Osceola is currently designing and engineering a new waste water treatment plant; and, WHEREAS, the City of Osceola desires to finance the project through the State Revolving Fund Loan program; and, WHEREAS, the SRF environmental review process requires a public hearing be held to allow the public an opportunity to comment regarding the potential environmental impacts of the project; NOW THEREFORE BE IT RESOLVED that a public hearing thereon will be held in the council chambers on the 19th of March, 2019, at 7:00 PM, at which time and place the public may make comments regarding the environmental impacts of the waste water treatment plant project, AND; BE IT FURTHER RESOLVED that the clerk be authorized and directed to publish notice of such hearing one time not less than thirty (30) days prior to the date herein established for hearing as provided by law.

Motion by Hooper and second by Walkup to approve resolution 2019-14 Approving, Accepting, And Authorizing Execution Of The Purchase Agreement, Surface And Overhead Avigation Easement Contracts, And Warranty Deed For Tracts T-3, E-2 For The Airport Land Acquisition Project; Roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; Motion carried.

RESOLUTION 2019-14

A RESOLUTION APPROVING, ACCEPTING, AND AUTHORIZING EXECUTION OF THE PURCHASE AGREEMENT, SURFACE AND OVERHEAD AVIGATION

EASEMENT CONTRACTS, AND WARRANTY DEED FOR TRACTS T-3, E-2 FOR THE AIRPORT LAND ACQUISITION PROJECT WHEREAS, the City of Osceola has commenced land acquisition activities related to FAA AIP Project 319-0108-14; and, WHEREAS, the City of Osceola has reached an agreement with Donald E Cully for the acquisition of Fee Tract #3 and Easement Tract #2 ,NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Osceola that the Purchase Agreement, Surface And Overhead Avigation Easement Contracts, And Warranty Deed For Tracts T-3, E-2 are hereby approved and accepted; AND FURTHERMORE, BE IT RESOLVED by the Council for the City of Osceola authorizes payment of \$25,000 to Donald E Cully.

Motion by Hooper and second by Walkup to approve 2019-15 a resolution approving, accepting, and authorizing execution of the surface and overhead avigation easement contracts for tract e-9 for the airport land acquisition project; roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

RESOLUTION 2019-15

A RESOLUTION APPROVING, ACCEPTING, AND AUTHORIZING EXECUTION OF THE SURFACE AND OVERHEAD AVIGATION EASEMENT CONTRACTS FOR TRACT E-9 FOR THE AIRPORT LAND ACQUISITION PROJECT WHEREAS, the City of Osceola has commenced land acquisition activities related to FAA AIP Project 319-0108-14; and, WHEREAS, the City of Osceola has reached an agreement with Kyle M Halls and Emilee R Halls for the acquisition of Easement Tract #9 , NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Osceola that the Surface And Overhead Avigation Easement Contract for E-9 are hereby approved and accepted; AND FURTHERMORE, BE IT RESOLVED by the Council for the City of Osceola authorizes payment of \$10,400 to Kyle M Halls and Emilee R Halls.

Motion by Walkup and second by Hooper to approve resolution 2019-16 a resolution approving, accepting, and authorizing execution of the surface and overhead avigation easement contracts for tract e-8 for the airport land acquisition project; roll call vote: Page, aye; Hooper, aye; Walkup, aye; Fotiadis, aye; motion carried.

RESOLUTION 2019-16

A RESOLUTION APPROVING, ACCEPTING, AND AUTHORIZING EXECUTION OF THE SURFACE AND OVERHEAD AVIGATION EASEMENT CONTRACTS FOR TRACT E-8 FOR THE AIRPORT LAND ACQUISITION PROJECT WHEREAS, the City of Osceola has commenced land acquisition activities related to FAA AIP Project 319-0108-14; and, WHEREAS, the City of Osceola has reached an agreement with Norman D and Beverly R Skinner for the acquisition of Easement Tract #8 , NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Osceola that the Surface And Overhead Avigation Easement Contract for E-8 are hereby approved and accepted; AND FURTHERMORE, BE IT RESOLVED by the Council for the City of Osceola authorizes payment of \$12,200 to Norman D Skinner and Beverly R Skinner.

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

Council had nothing to report.

Motion by Hooper and second by Walkup to approve the consent agenda: Council Minutes February 5th ; Liquor License: None; Jake Farlow Grade II WW Year 7, Rate \$22.68/per and the following claims:

ACCESS SYSTEM, Services, 118.76 ;ALLIANT ENERGY, Utilities, 2936.03 ;AL'S TRANSMISSION SERVICE, INC, Services, 11240.86 ;AMAZON.COM CREDIT, Supplies, 248.93 ;AXON ENTERPRISE INC, Services, 1850 ;BAKER & TAYLOR ENTERTAINMENT, Services, 647.68 ;BAUER BUILT, Supplies, 584.28 ;BEN SALL, Services, 250 ;BOB'S CUSTOM TROPHIES, Supplies, 74.85 ;BRITANEE WARD, Reimb, 149.7 ;BRODART CO, Supplies, 21.85 ;BUD JONES CONSTRUCTION, Supplies, 225 ;CASEYS BUSINESS MASTERCARD, Fuel, 2466.21 ;CHAT MOBILITY, Utilities, 208.06 ;CLARKE CO RECORDER, Services, 36 ;CLARKE ELECTRIC COOP, Utilities, 5681.16 ;COMMUNICATIONS SOLUTIONS, Supplies, 75 ;CORE & MAIN, Supplies, 86.26 ;DIRECTV, Services, 154.81 ;DMACC, Services, 900 ;DONNA PHILLIPS, Services, 240 ;DUST PROS JANITORIAL, Services, 1335.11 ;EAST

SIDE AUTO, Services, 15 ;ELLIOTT OIL CO., Fuel, 182.49 ;FAREWAY STORES, Services, 51.59 ;FELD FIRE, Services, 773.5 ;FIRE SERVICE TRAINING BUREAU, Dues, 150 ;FISHER SCIENTIFIC, Supplies, 3520.57 ;FLEETSIDE FORD, Supplies, 46.86 ;FREDERICK BLANCH, Services, 23.65 ;GALLS/ QUARTERMASTER LLC, Supplies, 1721.6 ;GARDENING MADE EASY, Supplies, 38.01 ;GILBERTS TRUE VALUE HOME CENTER, Supplies, 190.92 ;HACH COMPANY, Supplies, 422.58 ;HARD ROCK CAR WASH, Supplies, 125 ;HENDERSON PRODUCTS INC, Services, 780.71 ;HIGHWAY LUMBER, Supplies, 312.61 ;HOSTIOWA.NET, Services, 1944 ;HY-VEE FOOD STORES, Supplies, 26.55 ;INVINCI GRAPHICS, Supplies, 103 ;IOWA OUTDORS, Supplies, 15 ;IOWA WATER ENVIRONMENT ASSOC, Dues, 100 ;IOWACE, Supplies, 195 ;J P AUTO, Supplies, 133.98 ;JOHNSON CONTROLS SECURITY SOLUTIONS, Supplies, 239.86 ;KD TIRES, LLC, Services, 1515 ;LAW ENFORCEMENT SYSTEMS, Services, 125 ;MARC ELCOCK, Services, 2500 ;MEDIACOM, Utilities, 311.38 ;MID AMERICA BOOKS, Services, 232.5 ;MIDWEST OFFICE TECH. CO., Services, 257.59 ;MUNICIPAL EMERGENCY SERVICES, Services, 405 ;O'REILLY AUTOMOTIVE INC., Supplies, 50.94 ;OSCEOLA FARM & HOME - ALL, Supplies, 77.99 ;OUR IOWA MAGAZINE, Services, 34.98 ;PENGUIN RANDOM HOUSE LLC, Supplies, 506.25 ;QUILTING, Services, 36.97 ;RECORDED BOOKS, Services, 419.06 ;SCHOLASTIC LIBRARY PUBLISHING, Supplies, 168.14 ;SIRCHIE, Services, 82 ;SIRWA, Utilities, 46.5 ;SNYDER PLUMBING, Supplies, 3000 ;SOLUTIONS, Supplies, 1030.24 ;SPOKE COMMUNICATIONS, LLC, Services, 220 ;TERMINAL SUPPLY CO, Supplies, 199 ;TY WHEELER, Reimb, 51.98 ;U.S. POST OFFICE, Services, 56 ;VERIZON, Utilities, 280.09 ;WINDSTREAM, Utilities, 790.79 ;ZIEGLER INC, Services, 1678.44 ;, Grand Total , 54718.87 ;Check Numbers: 291290-291360;Fund Recap: ;1, General , 29887.86 ;110, Road Use , 4204.63 ;610, Sewer , 20626.38 ;, Grand Total , 54718.87 ;

There being no further business, motion by Walkup and second by Hooper to adjourn the meeting at 7:50 PM. All voting aye, motion carried.

George Fotiadis – Mayor Pro-Tem

Attest:

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