

OSCEOLA CITY COUNCIL

Tuesday, March 5, 2019

Regular Meeting

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

The City Council met on Tuesday March 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: George Fotiadis, Doug Gay, 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 Pam Tabbott, Bill Trickey, Bob Porter and others that didn't sign in.

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

Bill Trickey updates Council various programs with the CCDC.

Mayor presented a plaque to Dave Walkup for his years of services with the Council and the community.

Motion by Fotiadis and second by Hooper to open public hearing for the Fiscal Year 2020 budget; Roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. Bill Trickey with CCDC expressed the gratitude the City and CCDC working together to keep projects moving. No one else spoke during open forum. Motion by Fotiadis and second by Gay to close the public hearing; Roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Fotiadis and second by Gay to approve Resolution 2019-17 adopting the Fiscal year 2020 Budget; Roll call vote: 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 regarding the proposed Ordinance creating the Golf Course Management Commission; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. Council had a few questions regarding the proposed ordinance. Motion by Hooper and second by Gay to close the public hearing; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Walkup and second by Hooper to approve the first reading with the following changes: (1) Lease of Club house to a manager or other suitable person for a term not to exceed one year, need to be Council approved. (2) Commission Members must live within the City of Osceola. (3) CCDC shall appoint a member to the commission with Council approval. Roll Call vote: 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 regarding the proposed amendments to the City of Osceola Code of Ordinances pertaining to commercial vehicle parking; Roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. No spoke during open forum. Motion by Hooper and second by Fotiadis to close public hearing; roll call vote: 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 first reading of the proposed amendments to the City of Osceola Code of Ordinances pertaining to commercial vehicle parking; Roll Call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Hooper and second by Fotiadis to approve the first reading of the proposed amendments to the City of Osceola Code of Ordinances pertaining to commercial vehicle parking; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Hooper and second by Fotiadis to open public hearing the proposed amendments to the City of Osceola Code of Ordinances pertaining to the Library Board; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried. No one spoke during open forum. Motion by Hooper and second by Fotiadis to close the public hearing; roll call vote: 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 first reading of the ordinance the proposed amendments to the City of Osceola Code of Ordinances pertaining to the Library Board; roll call vote: 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: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

ORDINANCE NO. 602 AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OSCEOLA, IOWA, BY AMENDING CHAPTER 22 PERTAINING TO THE LIBRARY BOARD BE IT ENACTED by the City Council of the City of Osceola, Iowa: SECTION 1. NEW SECTION. The Code of Ordinances of the City of Osceola, Iowa, is amended by striking Chapters 22.02, 22.03, and 22.04 and the following adopted in lieu thereof: 22.02 LIBRARY TRUSTEES. The Board of Trustees of the Library, hereinafter referred to as the Board, consists of five resident members appointed by the Mayor with the approval of the Council. 22.03 QUALIFICATIONS OF TRUSTEES. All resident members of the Board shall be bona fide citizens and residents of the City. Members shall be over the age of eighteen (18) years. 22.04 ORGANIZATION OF THE BOARD. The organization of the Board shall be as follows: 1. Term of Office. All appointments to the Board shall be for six years, except to fill vacancies. Each term shall commence on July 1. Appointments shall be made every two years of one-third the total number or as near as possible, to stagger the terms. 2. Vacancies. The position of any resident Trustee shall be vacated if such member moves permanently from the City. The position of any Trustee shall be deemed vacated if such member is absent from six (6) consecutive regular meetings of the Board, except in the case of sickness or temporary absence from the City. Vacancies in the Board shall be filled in the same manner as an original appointment except that the new Trustee shall fill out the unexpired term for which the appointment is made. 3. Compensation. Trustees shall receive no compensation for their services. SECTION 2. REPEAL. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Motion by Gay and second by Hooper to approve the Special Events for CCOPS Hound Hustle; 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 Jurisdictional Agreement for Designated Iowa Byways for the Jefferson Highway; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

Motion by Gay and second by Hooper to approve the authorizing submittal of the IDNR Land and Water Conservation Fund Grant for the East Clay Street Park project; roll call vote: Roll Call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

RESOLUTION NO. 2019-18 Setting date for public hearing on designation of the Autumn Ridge Urban Renewal Area and on urban renewal plan and project WHEREAS, a proposal has been made which shows the desirability of designating certain property within the City of Osceola as the Autumn Ridge Urban Renewal Area, pursuant to the provisions of Chapter 403, Code of Iowa; and WHEREAS, a proposal has been submitted to the Council under which an area within the description set out in Exhibit A would be designated an urban renewal area; and WHEREAS, this Council is desirous of obtaining as much information as possible from the residents of the City

before making this designation; and WHEREAS, a proposed urban renewal plan for a project within that proposed urban renewal area has been prepared and it is now necessary that a date be set for a public hearing on the designation of the area and on that plan and project; and WHEREAS, the proposed plan shall be presented to the City's Plan and Zoning Commission, in accordance with Section 403.5 of the Code of Iowa, for a determination whether the proposed plan is in conformity with the general plan for the development of the City; NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows: Section 1. This Council will meet at the City Hall Council Chambers, Osceola, Iowa, on the 2nd day of April, 2019, at 7:00 o'clock p.m., at which time and place it will hold a public hearing on the designation of the proposed Autumn Ridge Urban Renewal Area described in the preamble hereof and on the proposed urban renewal plan and project for said Area. Section 2. The City Clerk shall publish notice of said hearing, the same being in the form attached to this resolution, which publication shall be made in a legal newspaper of general circulation in Osceola, which publication shall be not less than four (4) nor more than twenty (20) days before the date set for the hearing. Section 3. Pursuant to Section 403.5 of the Code of Iowa, Ty Wheeler is hereby designated as the City's representative in connection with the consultation process which is required under that section of the urban renewal law.

Passed and approved March 5, 2019. NOTICE OF PUBLIC HEARING ON DESIGNATION OF THE AUTUMN RIDGE URBAN RENEWAL AREA AND ON PROPOSED URBAN RENEWAL PLAN AND PROJECT Notice Is Hereby Given:

That at 7:00 o'clock p.m., at the City Hall Council Chambers, Osceola, Iowa, on the 2nd day of April, 2019, the City Council of the City of Osceola will hold a public hearing on the question of designating as the Autumn Ridge Urban Renewal Area, pursuant to Chapter 403, Code of Iowa, certain property generally described as follows: Known as the Autumn Ridge Subdivision, located in the 18-72-25 section of the City, more specifically shown on the map in the urban renewal plan for the Autumn Ridge Urban Renewal Area on file in the office of the City Clerk, and with a legal description of Parcel K of the SW Fractional ¼ of the NW Fractional ¼ of Section 18-72-25, City of Osceola, Clarke County, Iowa. The subject matter of the public hearing will also include a proposed urban renewal plan and project for the Autumn Ridge Urban Renewal Area identified above, pursuant to Chapter 403, Code of Iowa, a copy of which plan is on file for public inspection in the office of the City Clerk. The general scope of the proposed urban renewal plan, as more specifically described therein, includes the following: Increasing the tax base and promoting economic growth in Osceola by encouraging new residential development. The primary provision of the plan is a proposed development agreement between the City and Autumn Ridge Development, L.C., related to the construction by the developer of a 39-unit residential development, including 9 duplexes and 21 single family houses, and related infrastructure. The City will agree to use incremental property tax revenues to be generated by the project to reimburse the developer for infrastructure construction costs in the amount of approximately \$430,000 and, in addition, to provide funds to benefit housing for low and moderate income families in the City. At the hearing any interested person may file written objections or comments and may be heard with respect to the subject matter of the hearing.

Motion by Fotiadis and second by Walkup to approve Resolution 2019-19 for A Resolution Approving, Accepting, And Authorizing Execution Of The Surface And Overhead Avigation Easement Contracts For Tracts T-7 And E-6 For The Airport Land Acquisition Project; Roll call vote: Fotiadis, aye; Gay, aye; Walkup, aye; Hooper, aye; Page, aye; motion carried.

RESOLUTION 2019-19A RESOLUTION APPROVING, ACCEPTING, AND AUTHORIZING EXECUTION OF THE SURFACE AND OVERHEAD AVIGATION EASEMENT CONTRACTS FOR TRACTS T-7 AND E-6 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 Duane and Gail Phillips for the acquisition of Warranty Deed Tract #7 Easement Tract #6, NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Osceola that the Purchase Agreement and Surface and Overhead Avigation Easement Contracts for T-7 E-6 are hereby approved and accepted; AND FURTHERMORE, BE IT RESOLVED by the Council for the City of Osceola authorizes payment of \$24,500 to Duane and Gail Phillips.

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

Mayor and Council wanted to Wish Dave Walkup the best on his new adventure.

Motion by Hooper and second by Gay to approve the consent agenda: Council Minutes January 31st & February 18th ; Liquor License: Alley Bowl (BB0033158); Osceola Municipal Golf Course (New) ; Reservoir Land Acquisition- John and Patricia Snyder- \$622,411 the following claims:

AGRILAND FS - MURRAY, Fuel , 3582.39 ;AGRIVISION, Supplies, 52.69 ;ALLIANT ENERGY, Utilities, 4064.65 ;ANDREW CONSTRUCTION CO., Services, 573.75 ;ARROW ENERGY, Utilities, 7313.27 ;AUTOMATIC SYSTEMS CO., Services, 1286.5 ;BOB'S CUSTOM TROPHIES, Supplies, 74.85 ;CARD SERVICE CENTER, Supplies, 957.23 ;CARQUEST OF OSCEOLA, Supplies, 1463.74 ;CENTERPOINT ENERGY, Utilities, 3173.94 ;CENTRAL SALT, LLC, Services, 13815.23 ;CINTAS CORPORATION, Services, 38.49 ;CLARKE CO AUDITOR, Services, 30214.44 ;CLARKE CO. LANDFILL COMM, Services, 113.51 ;CRESTON PUBLISHING COMPANY, Publication, 916.69 ;D & D PEST CONTROL, Services, 55 ;EMERGENCY SERVICES MARKETING CORP., INC., Services, 305 ;FALLER, KINCHELOE & CO, Services, 6500 ;FIRE SERVICE TRAINING BUREAU, Services, 100 ;FLEETSIDE FORD, Services, 610.11 ;FRIDAY INS. CO., Insurance, 750 ;GALLS/QUARTERMASTER LLC, Services, 652.63 ;GILBERTS TRUE VALUE HOME CENTER, Supplies, 34.25 ;HACH COMPANY, Supplies, 420.42 ;HIGHWAY LUMBER, Supplies, 337.59 ;HOTSYS CLEANING SYSTEMS, Supplies, 65 ;IAWEA, Dues, 40 ;IOWA ONE CALL, Services, 44.1 ;J P AUTO, Supplies, 275.34 ;JIM'S SANITATION& TRUCK REPAIR, Services, 30532.2 ;KEYSTONE LABORATORIES, INC, Services, 2323.54 ;KIMBALL MIDWEST, Services, 465.06 ;KIRKHAM MICHAEL & ASSOCIATES, Services, 2071.8 ;MARC ELCOCK, Services, 2500 ;MEDIACOM, Utilities, 420.92 ;MIDLAND GIS SOLUTIONS, Services, 2400 ;MIDWEST OFFICE TECH. CO., Services, 770 ;MURPHY TRACTOR AND EQUIPMENT CO., Services, 796.94 ;OSCEOLA FARM & HOME - ALL, Supplies, 98.65 ;RUETER'S RED POWER, Services, 200 ;SECRETARY OF STATE, PAUL PATE, Services, 30 ;SHANE SELSOR, Reimb, 30 ;SOLUTIONS, Supplies, 523.96 ;TRENTON DENNEY, Services, 80 ;US CELLULAR, Utilities, 760.48 ;VEENSTRA & KIMM INC., Services, 28023.32 ;WASH & WEIGH, Services, 95 ;WATCHGUARD, Supplies, 6295 ;WILDER'S TRUCK SERVICE, Services, 375.14 ;WINDSTREAM, Utilities, 622.91 ;, Grand Total , 157245.73 ;Check Numbers: 291381-291432;Fund Recap:;1, General , 98863.83 ;101, Insurance, 750 ;110, Road Use Tax , 23599.27 ;300, Airport Land Acquisition, 2071.8 ;317, Sewer Plant , 24000 ;610, Waste Water, 7960.83 ;, Grand Total , 157245.73 ;

Chapter 7 claims:

Payroll ,10.12.18,23210.85;Payroll ,10.19.18,24269.81;Payroll 10.26.18,30397.95;Payroll ,11.02.18,22645.62;Payroll ,11.09.18,21593.31;Payroll ,11.16.18,23766.48;Payroll ,11.23.18,31697.45;Payroll ,11.30.18,25614.49;Payroll ,12.07.18,22859;Payroll ,12.14.18,25001.31;Payroll ,12.21.18,23940.1;Payroll ,12.28.18,30213.04;Payroll Checks (290549-290588,10.05.18 Payroll,25470.47;Byron Jimmerson,Payroll 290716,149.61;Bryce Thomas,Payroll 290717,66.5;Linda Persels ,Airport 290617,1416.25;Linda Persels ,Airport 290731,1416.25;Linda Persels ,Airport 290911,1416.25;Linda Persels ,Airport 261071,1416.25;Met Life ,Insurance 290620,2374.27;Met Life ,Insurance 290732,2393.22;Met Life ,Insurance 290912,2348.19;Met Life ,Insurance 261072,2348.19;Mutual of Omaha,Insurance 290622,245.38;Mutual of Omaha,Insurance 290623,2575.33;Mutual of Omaha,Insurance 290719,546.76;Mutual of Omaha,Insurance 290901,669.14;Mutual of Omaha,Insurance 290913,10058.3;Mutual of Omaha,Insurance 291060,523.08;Kemper Benefits,Insurance 290614,1365.55;Kemper Benefits,Insurance 290730,1365.55;Kemper Benefits,Insurance 261070,1365.55;Kemper Benefits,Insurance 290910,1365.55;Treasurer st of iowa ,October EFT,6316;Treasurer st of iowa ,Nov EFT,7987;Treasurer st of iowa ,Dec EFT,6384;IPERS,October EFT,22788.97;IPERS,Nov EFT,28533.13;IPERS,Dec EFT,22296.35;AFLAC,October EFT,401.28;AFLAC,Nov EFT,442.53;AFLAC,Dec EFT,287.52;Collection Service Center,October EFT,553.84;Collection Service Center,Nov EFT,692.3;Collection Service Center,Dec EFT,553.84;EFTPS,October EFT,34054.78;EFTPS,Nov EFT,42262.53;EFTPS,Dec EFT,33738.44;George Fotitadis,Payroll 290718,46.17;George Fotitadis,Payroll 290900,92.35;George Fotitadis,Payroll 291059,92.35;George Fotitadis,Payroll 290900,92.35; George Fotitadis,Payroll 291059,92.35;Teamster ,Insurance 290721,155;Teamster ,Insurance 290903,155;Teamster ,Insurance 291062,155;United Healthcare,Insurance 290627,38043.2;United Healthcare,Insurance 290722,2270.12;United Healthcare,Insurance 290734,35515.49;United Healthcare,Insurance 290904,2953.4;United Healthcare,Insurance 290914,35515.49;United Healthcare,Insurance 291062,2362.722;City of Murray,Services 290604,3124.34;City of Murray,Sevices 290907,2856.99;City of Murray,Services 291066,2603.14;City of Murray,Services 290726,2849.36;City of Woodburn,Services 29067,867.71;City of Woodburn,Services 260605,1041.45;City of Woodburn,Services 290908,952.33;City of Woodburn,Services 290727,949.79;Clarke Co Reservoir ,LOST 290606,66116.82;Clarke Co Reservoir ,LOST 290909,66116.83;Clarke Co Reservoir ,LOST 290729,66116.82;kirkham Michael & Assoc,Airport 290615,5179.5;Imagetek ,Services EFT,235;Imagetek ,Services EFT,235;State of Iowa,Sales Tax EFT,4164;State of Iowa,Sales Tax Eft,3822;Alliant Energy ,Utility 290602,3346.65;Centerpoint Energy,Utility 290603,772.45;Corey Clark,Fire 290607,80;Country Concrete,Services 290608,8720;Fleetside Ford,Street 290609,47527;Friday Insurance ,Reimb 290610,25; Ideal Ready Mix ,Street 290611,29041;International Code Council ,Code 290612,135;Jim's Santiation ,Services 290613,30677.16;Kimball Midwest ,street Services 290615,872.44;Logan Contractors ,Services 290618,1313.91;Mediacom,Services 29619,545.44;Midwest Office Tech,Services 290621,42.8;Powerplan ,Services 290624,1766.74;Progressive Structures,Project 290625,8717.5;Secretary of State ,PD Services 290626,30;US Cellular ,City Services 290628,757.96;Ziegler Inc.,Street Services290630,1429;Byron

Jimmerson, Payroll 290716, 149.61; Bryce Thomas, Payroll 290717, 66.5; American State Savings Bank, Debt 290725, 40189.27; Clarke County Treasurer, Services 290729, 418.5; Osceola Water Works, Special Assessment 290733, 2617.73; Arrow Energy, Airport 290828, 16336.75; Mary Pedersen, Airport Project 290829, 150600; American State Savings Bank, Debt 290906, 32241.52; Thompsen Land, Airport Project EFT, 340027; Bankers Trust, Debt EFT, 113376.88; Mutual of Omaha, Credit Card EFT, 511; CCDC, Services 290968, 74220; Nielsen & Green, Services EFT, 68557; Bankers Trust, Debt Services, 300; Pitney Bowes, Postage Services, 828.37; American State Savings Bank, Debt 261065, 8677.13; Clarke County Treasurer, Services 291068, 5349.29; Jesse Maher, Fire 291069, 216.1; Osceola Water Works, Special Assessment 261073, 134; Clarke County Treasurer, City Services 291074, 1798.43; Ioowa Natural Heritage Foundation, City Services 291075, 133321.32; Wellmark, Insurance EFT, 36021.98; Grand Total, 2079928.06 Fund Recap, General, 705232.29; 101, LOST, 198350.47; 110, Road Use Tax, 56010.99; 112, Employee Benefits, 363918.5; 200, Debt Services, 194784.8; 300, Airport Land, 495806.5; 335, 8717.5; 600, Water, 2751.73; 610, Sewer, 54355.28; Grand Total, 2079928.06;

There being no further business, motion by Walkup and second by Hooper to adjourn the meeting at 8:21 PM. All voting aye, motion carried.

George Fotiadis – Mayor Pro-Tem

Attest:

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

UNOFFICIAL