

## OSCEOLA CITY COUNCIL

Tuesday, May 16, 2023

Regular Meeting

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

\*<http://osceolaia.net/>\*

The City Council met on Tuesday, May 16, 2023 at 7:00 p.m. for a Regular scheduled meeting. The meeting was called to order by Mayor Thomas Kedley. With the following present: Council Members: George Fotiadis, Dan Hooper, Jose Vargas, and Thomas Bahls. Doug Gay was absent. City Staff present were Ty Wheeler–City- Administrator, Britanee Ward – City Clerk and Marty Duffus – Police Chief. All Council Meetings are streamed on the City's Website during Council meeting. The following were at the meeting:

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

Mayor update Council on various meetings and events within the City Limits.

Motion by Fotiadis and second by Vargas to amend the agenda to add "Opportunity for Citizens to speak"; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Paula McClafflin expressed her thoughts/concerns regarding the proposal of demolish of 216 South Fillmore and its importance of it to the City's history. Rob Taylor also expressed his thoughts about the importance of 216 South Fillmore to Osceola. Rob Taylor also update Council on the Solar Panel at Revelton Distillery.

Bobbie Jubbell-Cook presented to Council the importance of 4-H Programs/activities are to the youth and the involvement of Chicken/fowl showing has progressed over the years. Easton Brockwell, Drew Hiatt, Carrie Smith and Michelle Davis all spoke about the importance of 4-H to them or their children.

Motion by Fotiadis and second by Hooper to suspended the enforcement of Chapter 55.17 Urban Chickens for 90 days and to direct staff to rework/redefine Chapter 55.17 to break down by species of birds along with a work session; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Bahls to approve resolution 2023-22 Setting Public hearing for Sewer Rates: roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Resolution 2023-22:

### A RESOLUTION SETTING A PUBLIC HEARING FOR SEWER RATES

WHEREAS, the City of Osceola is currently subject to a compliance schedule from the Iowa Department of Natural Resources to perform certain updates to the Waste Water Treatment Plant; and, WHEREAS, these updates require the City of Osceola to review the current wastewater rate structure to ensure adequate funding; and, WHEREAS, the proposed rate adjustment schedule has been deemed necessary in order to the ongoing improvements; NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held in the Council Chambers on the 6<sup>th</sup> of June, 2023 at 7:00 PM, at which time and place the Council will consider comment regarding a proposed increase to all classes of sewer rates; and, BE IT FURTHER RESOLVED that the clerk be authorized and directed to publish notice of such hearing one time not less than four (4) days nor more than twenty (20) days prior to the date herein established for hearing as provided by law.

Motion by Hooper and second by Bahls to approve resolutions 2023-23 and 2023-24 Ordering the demolition of 402 West Jefferson and 620 West Jefferson pursuant to Code of Ordinance Chapter 145 titled Dangerous Buildings. Along with acceptance of the following bids: 402 West Jefferson from Denney Construction of \$17,500.00 and 620 W Jefferson from Denney Construction of \$15,000.00.

**Resolution 2023-23:**

RESOLUTION ORDERING THE DEMOLITION OF 402 W JEFFERSON PURSUANT TO CODE OF ORDINANCE CHAPTER 145 TITLED “DANGEROUS BUILDINGS” WHEREAS, Chapter 145 of the City of Osceola Code of Ordinances establishes a procedure to remedy Dangerous Buildings in the City of Osceola; and, WHEREAS, the property at 402 W Jefferson in the City of Osceola meets the definition of a Dangerous Building pursuant to Chapter 145 of the Code of Ordinances; and, WHEREAS, the owner of the property at 402 W Jefferson was served a notice on December 19, 2022 identifying the structure(s) on the property as Dangerous and requesting the dangerous building nuisance demolished within 90 days from receipt of the notice; and, WHEREAS, the owner has been afforded to opportunity to request a hearing before the City Council to show cause why the alleged dangerous building nuisance shall not be abated pursuant to Chapter 145 of the Code of Ordinances; and, WHEREAS, the owner has failed to comply with the notice served on December 19, 2022 and has not requested a hearing; NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Osceola hereby declares the property at 402 W Jefferson in the City of Osceola a violation of the provisions of Chapter 145 of the Code of Ordinance; and, FURTHERMORE, BE IT RESOLVED the enforcement officer proceed with demolition of the structure(s) located on the property at 402 W Jefferson. AND FURTHERMORE, BE IT RESOLVED application for a Paint the Town demolition grant may be submitted to the Clarke County Development Corporation. PASSED AND APPROVED this 16th day of May, 2023.

**Resolution 2023-24:**

RESOLUTION ORDERING THE DEMOLITION OF 620 W JEFFERSON PURSUANT TO CODE OF ORDINANCE CHAPTER 145 TITLED “DANGEROUS BUILDINGS” WHEREAS, Chapter 145 of the City of Osceola Code of Ordinances establishes a procedure to remedy Dangerous Buildings in the City of Osceola; and, WHEREAS, the property at 620 W Jefferson in the City of Osceola meets the definition of a Dangerous Building pursuant to Chapter 145 of the Code of Ordinances; and, WHEREAS, the owner of the property at 620 W Jefferson was served a notice on December 19, 2022 identifying the structure(s) on the property as Dangerous and requesting the dangerous building nuisance demolished within 90 days from receipt of the notice; and, WHEREAS, the owner has been afforded to opportunity to request a hearing before the City Council to show cause why the alleged dangerous building nuisance shall not be abated pursuant to Chapter 145 of the Code of Ordinances; and, WHEREAS, the owner has failed to comply with the notice served on December 19, 2022 and has not requested a hearing; NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Osceola hereby declares the property at 620 W Jefferson in the City of Osceola a violator of the provisions of Chapter 145 of the Code of Ordinance; and, FURTHERMORE, BE IT RESOLVED the enforcement officer proceed with demolition of the structure(s) located on the property at 620 W Jefferson. AND FURTHERMORE, BE IT RESOLVED application for a Paint the Town demolition grant may be submitted to the Clarke County Development Corporation. PASSED AND APPROVED this 16th day of May, 2023.

Motion by Hooper and second by Bahls to approve the contract with 7G for Asbestos survey services at 101 and 103 West Washington; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Hooper to allow up to 90 days for the historic preservation committee/group to come up with acquisition plan, recovery/reconstruct plan, and identify uses for 216 South Fillmore. Roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Bahls to approve the proposed 2023 SOS project on the South side of West Clay from North Fillmore to Q Pond Trail with the additional of sidewalk from the North side of West Clay near Northwest View Drive up to Revelton Distillery Driveway. Roll call vote; Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Hooper to approve resolution 2023-25 street lightning resolution with Alliant Energy for new install of 6 poles; roll call vote : Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

**Resolution 2023-25:**

Alliant Form.

Ty Wheeler – City Administrator update Council on various projects. Remind Council of a joint meeting with the Osceola Airport Commission May 30<sup>th</sup> at 6 PM.

Britanee Ward – City Clerk had nothing to report at this time.

Council had nothing to report at this time.

Motion by Fotiadis and second by Vargas to approve the consent agenda:

- a. Bills & Claims; Bills & Claims paid per Chapter 7 in City Ordinance;
- b. Council Minutes: May 2<sup>nd</sup>
- c. Liquor License: Family Dollar (App-180634); Playa Margaritas Mexican (App-180144)
- d. CDBG Drawdown #19 20-WS-036 \$7,788.00
- e. CDBG Drawdown #8 Final 20-HSG-021 Revised from \$22,157.00 to \$16,575.00
- f. Contract 1 Change Order 6 - Weiss Construction \$184,988.00
- g. Contract 2 – Pay Estimate #18 – OLP Construction \$28,117.60

The following Claims were paid:

641 Tech ,Library: Services, 37.5; Access System ,Library: Utilities, 151.55;Alliant Energy ,City: Utilities, 9935.34;Andrew Construction Co. ,Street: Services, 3810;Atlantic Bottling Co. ,Golf Course: Supplies, 390.5;Auditor Of State ,City: Services, 1700;Baker & Taylor Entertainment ,Library: Supplies, 298.65;Blackburn Mfg. Co. ,Wwtp: Supplies, 134.21;Blackstrap Inc ,Street: Supplies, 6341.63;Blakely Tree Service ,Street: Services, 136;Bud Jones Construction ,Wwtp: Services, 1075;Canon Financial Services Inc ,Fire: Services, 62.67;Capital Sanitary Supply Co. ,P&R: Supplies, 204.26;Card Services - City Credit ,City: Supplies, 164.17;Central Pump & Motor Llc ,Wwtp: Services, 3410;Chariton Valley Planning & Development Council ,City: Services, 155.86;Chesnut Lawn & Landscape ,Library: Services, 90;Cintas Corportation (Pw) ,Street: Supplies, 39.84;Cintas-Services (Gf) ,Golf Course: Services, 43.62;City Of Osceola ,Golf Course: Services, 1680;Clarke County Animal Shelter ,City: Services, 6000; Clarke County Engineer ,City: Services, 31307.9;Clarke Electric Coop ,Wwtp: Utilities, 5867.99;Core-Mark Midcontinent Inc. ,Golf Course: Supplies, 1206.49;Creston Publishing Company ,City: Publication, 736.5;Daida ,City: Services, 340;Davis Equipment Corp. ,Golf Course: Supplies, 234.68;Des Moines Register ,Library: Services, 56.28;Diamond Oil Co ,Golf Course: Services, 1474.26;Don's Jons Llc ,P&R/Gf: Services, 555;Dust Pros Janitorial ,City: Services, 1569.25;Eli Fry ,Services, 165;Elliott Oil Co. ,Fire: Services, 493.58;Fareway Stores ,Golf Course: Supplies, 76.56;Fine Line Lawn Care ,Library: Services, 90;Fleetside Ford ,Pd: Services, 88.6;Friday Ins. Co. ,City: Insurance, 981;Gilberts True Value Home Center ,Airport: Supplies, 469.59;Glen's Refrigeration ,Golf Course: Services, 339;Golden Eagle Distributing ,Golf Course: Supplies, 441.4;Golden Eagle Distributing ,Golf Course: Supplies, 359.55;Golf Cars Of Iowa ,Golf Course: Services, 1320;Grainger ,Wwtp: Supplies, 128.76;Highway Lumber ,P&R: Supplies, 1508.52;Hostiowa.Net ,City: Services, 1928;Hy-Vee - Handwritten Checks ,Golf Course: Supplies, 490.81;Hy-Vee Food Stores ,Golf Course: Supplies, 249.08;Iacp ,Pd: Services, 525;Intoximeters ,Pd: Supplies, 415;Iowa Beverage ,Golf Course: Supplies, 208.5;Iowa Department Of Revenue ,City: Services, 7049.45;Iowa League Of Cities ,City: Services, 75;J P Auto ,Pd: Supplies, 213.22;Kd Tires Llc ,City: Services, 20;Kimball Midwest ,Street: Supplies, 97.44;Kirkham Michael & Associates ,Airport: Services, 4522.72;Laura Hiatt ,Reimb, 97.93;Linda Persels ,Library: Services, 1451.66;Marc Elcock ,City: Services, 2500;Mays Body Shop ,Pd: Services, 400;Mediacom ,P&R: Utilities, 966.63;Microbac Laboratories Inc ,Wwtp: Services, 2588.2;Mid-Iowa Solid Waste Equipment Co. Inc ,Wwtp: Services, 1439.74;Midwest Office Tech. Co. ,Fire: Services, 321.4;Mitchell's Mobile Repair ,Pd: Services, 170; Mosher Construction Llc ,Airport: Services, 465.26;Municipal Supply Inc ,Street: Supplies, 2201.07;O'reilly Automotive Inc. ,Wwtp: Supplies, 9.99;Osceola Farm & Home - All ,P&R: Supplies, 1212.25;Payroc Llc ,City: Servives, 25.28;Pool Tech ,Pool: Supplies, 85.29;Rdg Planning & Design ,City: Services, 6500;Robbins Lawn Service Llc ,Airport: Services, 496.54;Service Techs Inc ,P&R: Supplies, 329.5;Sirwa ,Airport: Utilities, 54.06;Six Fifteen Graphics ,Golf Course: Supplies, 4299.8;Solutions ,City: Services, 3006.37;Southwest Distributing Co ,Golf Course: Supplies, 92.6;Southwest Distributing Co ,Golf Course: Supplies, 161;Sprayer Specalties Inc. ,P&R: Supplies, 15.69;Symmetry Energy Solutions ,City: Utilities, 1601.33;Urijah Fry ,Services, 165;Us Cellular ,Library: Utilities, 117.96;Usa Bluebook ,Wwtp: Supplies, 69.91;Verizon ,Pd: Utilities, 425.48;Windstream ,Airport: Utilities, 989.02;Zoro Tools Inc ,Pool: Supplies, 3754.18; ,Grand Total , 145778.07;Eft": 000775-000785 , , ;Check: 299111-299194 , , ;

Roll call vote: Fotiadis, aye; Hooper, nay; Bahls, aye; Vargas, aye; motion carried.

There being no further business, motion by Fotiadis and second by Vargas to adjourn the meeting at 8:59 PM. All voting aye, motion carried.

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Thomas Kedley - Mayor

Attest:

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Britanee Ward – City Clerk

Website: [osceolaia.net](http://osceolaia.net)

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