

OSCEOLA CITY COUNCIL

Tuesday, July 13, 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, July 13, 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: Dan Hooper, Doug Gay (VIA Phone), Thomas Bahls, George Fotiadis, and Jose Vargas. 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: Austin Taylor, Miles Murphy, Donnie McCuddin, Linda Hernandez.

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

Mayor update Council on various meetings and events within the city limits. Reminding everyone of the Comp Plan open house on July 20th at Revelton Distillery 4 PM to 6PM.

Motion by Fotiadis and second by Hooper to approve Jeremy Evers to fill Brad Lampe's unexpired term on the Golf Course Management Commission; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Gay, aye motion carried.

Austin Taylor informed the Council of a good deed done by a variety people within the community for a Veteran.

Linda Hernandez expressed her concerns regarding the status of her properties at 131 East Cass and 401 West Clay and what her plans are with the properties. Motion by Gay and second by Fotiadis to move forward with 90 days notice demolish of residential dwelling; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Gay, aye; motion carried.

Motion by Fotiadis and second by Bahls to grant permission of temporary closing the 200b lock of South Delaware off for an auction on July 15th; roll call vote; Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Gay, aye; motion carried.

Motion by Fotiadis and second by Bahls to approve resolution 2023- 30 regarding employee manual pertaining seatbelts; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Gay, aye; motion carried.

Resolution 2023-30:

RESOLUTION UPDATING THE CITY OF OSCEOLA EMPLOYEE MANUAL PERTAINING TO SEATBELTS. WHEREAS, the City of Osceola periodically updates the Employee Manual to comply with ongoing personnel policy requirements; and, WHEREAS, Iowa Municipalities Workers' Compensation Association has directed its members to update existing seatbelt policies; and, WHEREAS, the City of Osceola desires to adopt the IMWCA model policy for seatbelt; NOW THEREFORE, BE IT RESOVLED, by the City Council of the City of Osceola, Iowa, that the existing seatbelt policy found in section 3.12 of the City of Osceola Employee Manual be struck and the following adopted in lieu thereof: Seat Belts: 1. It is the policy of the City of Osceola that all employees operating official vehicles, equipment, personal and rental cars on official business and other occupants use seatbelts and shoulder restraints. 2. Employees operating on and off-road equipment with a Rollover Protective Structure (ROPS) shall use seatbelts when operating the equipment. 3. Employees are also prohibited from riding in or on parts of a vehicle not designed for human occupancy. This includes but is not limited to pick-up and truck boxes, fenders, steps, and bumpers. This also applies to trailers, ATV dump boxes and lift buckets. 4. Failure to comply with these rules is a violation of the City of Osceola safety policies, which is cause for disciplinary action. 5. Employees should refer questions or comments about this policy to the City Administrator.

Motion by Bahls and second by Hooper to approve resolution 2023-31 setting public hearing for City own property: roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Gay, aye; motion carried.

Resolution 2023-31:

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE SALE BY SEALED BID OF CITY OWNED REAL ESTATE. THE CITY COUNCIL OF THE CITY OF OSCEOLA, IA HEREBY RESOLVES that a Public Hearing will be held as part of the regularly scheduled City council meeting on Tuesday, August 1, 2023 at 7:00 pm for the purpose of taking public comment regarding the sale of

- 1) Parcels 00723, 204 N Main- minimum bid \$1,000.00.
- 2) Parcel 00724, 107 W Webster- minimum bid \$1,000.00

Motion by Fotiadis and second by Vargas to approve resolution 2023-32 setting public hearing for Urban Renewal Plan Amendment; roll call vote: Fotiadis, aye; Bahls, aye; Hooper, aye; Vargas, aye; Gay, aye; motion carried.

Resolution 2023-32:

Resolution Setting Date for Public Hearing on Urban Renewal Plan Amendment for the Osceola Urban Renewal Area WHEREAS, the City Council of the City of Osceola, Iowa by resolution previously established the Osceola Urban Renewal Area (the “Urban Renewal Area”) and adopted an urban renewal plan (the “Plan”) for the governance of initiatives and projects therein; and WHEREAS, an amendment (the “Amendment”) to the Plan has been prepared which authorizes the undertaking of urban renewal projects in the Urban Renewal Area consisting of (1) providing tax increment financing support to Hometown Housing, LLC (the “Developer”) in connection with the construction by the Developer of housing affordable to families of low and moderate income; (2) using tax increment financing to assist the City in paying the costs of acquiring certain real property, demolishing existing structures and constructing housing affordable to families of low and moderate income thereon; (3) using tax increment financing to pay the costs of acquiring certain real property situated at 101 and 103 West Washington Street and undertaking the demolition of a fire-damaged building to promote future economic development thereon; and (4) using tax increment financing to pay the costs of the City’s Osceola Chamber Main Street Support Program, and it is now necessary that a date be set for a public hearing on the Amendment; NOW, THEREFORE, Be It Resolved by the City Council of the City of Osceola, Iowa, as follows: Section 1. This City Council will meet at the Osceola Council Chambers, Osceola, Iowa, on August 15, 2023, at 7:00 p.m., at which time and place it will hold a public hearing on the proposed Amendment. Section 2. The City Clerk shall publish notice of said hearing, the same being in the form attached hereto, which publication shall be made in a legal newspaper of general circulation in the City, which publication shall be not less than four (4) and not more than twenty (20) days before the date set for hearing. Section 3. Pursuant to Section 403.5 of the Code of Iowa, the City Administrator 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.

Ty Wheeler – City Administrator update Council on various projects.

Britanee Ward – City Clerk update Council on various projects within the City Departments on going.

Fotiadis had concerns regarding drought status. Hooper and Bahls had nothing to report. Vargas reminded Council about the Latino festival on August 6th 2023.

Doug Gay left at 8:20 PM.

Motion by Hooper and second by Bahls to approve the consent agenda:

The following Claims were paid:

AFLAC ,Employee Deductions, 328.5; ALL STAR PRO GOLF ,GOLF COURSE: SERVICES, 1141.11;ALLIANT ENERGY ,STREET: UTILITIES, 1125.45;AMERICAN FENCE COMPANY OF IOWA ,CITY: SERVICES, 266.36;AMERICAN RED CROSS ,POOL: SERVICES, 588;ANDREW REDMAN ,SERVICES, 30;ANNYKA HEWELTT ,SERVICES, 365;AT & T ,CITY: UTILITIES, 171.65;ATLANTIC BOTTLING CO. ,GOLF CORSE: SUPPLIES, 784.91;BARCO PRODUCTS ,P&R: SUPPLIES, 339.22;BAUER BUILT ,PD: SUPPLIES, 534.44;BOB'S CUSTOM TROPHIES ,GOLF COURSE: SUPPLIES, 28.95;BSN SPORTS INC ,P&R: SUPPLIES, 1280;BUD JONES CONSTRUCTION ,STREET: SERVICES, 800;CARD SERVICE CENTER ,FIRE: SUPPLIES/SERVICES, 266.7;CARL WISNICWSKI SERVICES, 60;CHESNUT LAWN & LANDSCAPE ,AIRPORT: SERVICES, 21675;CINTAS CORPORTATION (PW) ,STREET: SUPPLIES, 40.81;CINTAS-SERVICES (GF) ,GOLF COURSE: SUPPLIES, 41.06;CITY OF MURRAY ,CITY: SERVICES, 2901.17;CITY OF OSCEOLA ,GOLF COURSE: SUPPLIES, 1600;CITY OF WOODBURN ,CITY: SERVICES, 967.06;CLARKE CO RECORDER ,CITY: SERVICES, 243;CLARKE COUNTY SHERIFF ,CITY: SERVICES, 86;COLE JACOBSEN ,SERVICES, 290; COLLECTION SERVICE CENTER ,CASE NO. 08791CDCV003161, 1431.65;CORE-MARK MIDCONTINENT INC. ,GOLF COURSE: SUPPLIES, 4354.15;COUNTRY CONCRETE ,CITY: SERVICES, 16314.5; CRESTON PUBLISHING COMPANY ,CITY: PUBLICATION, 782.39;DAIDA ,CITY: SERVICES, 357;DENIS WEISER ,REIMB, 2448.91;DENNEY CONSTRUCTION INC. ,CITY: SERVICES, 3595;DIAMOND OIL CO ,P&R: SUPPLIES, 2203.17;DMACC ,WWTP: DUES, 625;EFTPS ,FEDERAL WITHHOLDING, 53336.79;ELLIOTT OIL CO. ,FIRE: SERVICES, 529.73;FAREWAY STORES ,POOL: SUPPLIES, 666.38;FINE LINE LAWN CARE ,P&R: SERVICES, 765;FLEETSIDE FORD ,PD: SERVICES, 63.6;FRANKS DESIGN GROUP PC ,CITY: SERVICES, 4767.85;GALLS LLC ,FIRE: SUPPLIES, 107.95;GALLS LLC ,FIRE: SUPPLIES, 107.95;GARRETT DIEHL ,SERVICES, 105;GILBERTS TRUE VALUE HOME CENTER ,P&R: SUPPLIES, 812.5;GOLDEN EAGLE DISTRIBUTING ,GOLF COURSE: SUPPLIES, 266.05;GOLDEN EAGLE DISTRIBUTING ,GOLF COURSE: SUPPLIES, 331.35;GOLDEN EAGLE DISTRIBUTING ,GOLF COURSE: SUPPLIES, 275.8;HIGHWAY LUMBER ,GOLF COURSE: SUPPLIES, 631.22;HY-VEE - HANDWRITTEN CHECKS ,GOLF COURSE: SUPPLIES, 291.18;HY-VEE - HANDWRITTEN CHECKS ,GOLF COURSE: SUPPLIES, 567.27;HY-VEE FOOD STORES ,GOLF COURSE: SUPPLIES, 147.95;IDEAL READY MIX CO. ,STREET: SUPPLIES, 21952;ILYANA LONG ,SERVICES, 185;IMWCA ,CITY: SERVICES, 5469;IOWA BEVERAGE ,GOLF COURSE: SUPPLIES, 238.95;IOWA COUNTY ATTORNEYS ASSOCIATION ,PD: SERVICES, 150;IOWA ONE CALL ,CITY: SERVICES, 121.5;IPERS ,IPERS - MONTHLY CONTRIB, 32916.82;J P AUTO ,FIRE: SUPPLIES, 468.13;JACKSON ELECTRIC ,AIRPORT: SERVICES, 6881;JIM'S SANITATION& TRUCK REPAIR ,CITY: SERVICES, 34739.51;JOHNSON BROTHERS OF IOWA ,GOLF COURSE: SUPPLIES, 252.19;KD TIRES LLC ,PD: SERVICES, 200;KIRKHAM MICHAEL & ASSOCIATES ,AIRPORT: PROJECT, 2493.12;LOGAN CONTRACTORS SPLY ,STREET: SUPPLIES, 3665.2;LYLE PERSELS ,AIRPORT: REIMB, 120.77;MAINSTAY SYSTEMS OF IOWA LLC ,PD: SERVICES, 177;MARC ELCOCK ,CITY: SERVICES, 2500;MEDIACOM ,FIRE: UTILITIES, 663.04;MET LIFE ,CITY: SERVICES, 3534.33;MAIAH GRAVES ,SERVICES, 230;MIDWEST OFFICE TECH. CO. ,WWTP: SERVICES, 139.15;MUTUAL OF OMAHA ,CITY PORTION LIFE INSURANCE, 660.98;NORTH CENTRAL LABORATORIES OF WISCONSIN ,WWTP: SUPPLIES, 952.87;OSCEOLA AMERICAN LEGION ,CITY: SUPPLIES, 4578.56;OSCEOLA FARM & HOME ,P&R: SUPPLIES, 512.51; OSCEOLA MASONIC LODGE ,P&R: SRVICES, 520;OSCEOLA WATER WORKS ,WATER: SERVICES, 7412.44;PARKER TRUITT ,SERVICES, 120;PEYTON SHIELDS ,P&R: SERVICES, 735;PRICE INDUSTRIAL ELECTRIC INC ,WWTP: PROJECT, 8940.34;RDG PLANNING & DESIGN ,CITY: SERVICES, 3250;REYNOLDSON VAN WERDEN & RENOLDSON L.L.P. ,CITY: SERVICES, 517.5;ROBBINS LAWN SERVICE LLC ,AIRPORT: SERVICES, 993.08;RUSTY'S AUTO SALES & SER ,STREET: SUPPLIES, 229.02;RYCHNOVSKY LAWN & LANDSCAPE ,P&R: SERVICES, 75;SECRETARY OF STATE PAUL PATE ,PD: SERVICES, 90;SICOG ,CITY: SERVICES, 3279;SIMMERING-CORY| IOWA CODIFICATION ,CITY: SERVICES, 1959;SIRCHIE ,PD: SUPPLIES, 128.8;SISCO FLEX - CITY OF OSCEOLA ,Employee Deductions, 100;SOLUTIONS ,LIBRARY: SUPPLIES, 1181.05;SOUTHWEST DISTRIBUTING CO ,GOLF COURSE: SUPPLIES, 277.2;SOUTHWEST DISTRIBUTING CO ,GOLF COURSE: SUPPLIES, 64.6;SOUTHWEST IOWA PLANNING COUNCIL (SWIPCO) ,CITY: PROJECT, 16575;SPOKE COMMUNICATIONS LLC ,CITY: SERVICES, 300;STATE HYGENIC LABORATORY-AR ,WWTP: SUPPLIES, 200;TIM HILDRETH COMPANY INC. ,WWTP: SERVICES, 617.15;TREASURER ST. OF IOWA ,STATE INCOME TAX, 7166;ULINE ,P&R: SUPPLIES, 270.84;US CELLULAR ,CITY: SERVICES, 1046.88;VEENSTRA & KIMM INC. ,CITY: SERVICES, 43964.43;VERIZON ,FIRE: UTILITIES, 82.6;WAYNE COUNTY SHERIFF OFFICE ,CITY: SERVICES, 47.5;INDSTREAM ,P&R: UTILITIES, 549.04;ZIEGLER INC ,STREET: SUPPLIES, 499.26; ,, 356832.09;EFT Numbers: 000839-000859 ,0, ;Check Numbers: 299288-299487 ,, ;Fund Recap: ,, ;1 ,General, 134700.91;14 ,Workforce Housing , 2332.55;32 ,UR Building , 844.96;33 ,Golf Course, 32016.61;110 ,Road Use Tax, 51882.6;112 ,Employee Deductions, 34759.96;307 ,Airport Turnaround , 2493.12;310 ,Housing Grant , 16575;312 ,CDBG CVD Façade , 8046.85;317 ,Sewer Plant, 52015.77;600 ,Water, 2456.63;610 ,Waste Water , 18707.13; ,Grand Total , 356832.09;

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

Removal of items 14 regarding Closed Session Pursuant to 21.5(c): To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. And Item 16. Consideration and Possible Action Regarding the Dangerous Building conditions at 101-103 W Washington.

Motion by Fotiadis and second by Vargas to enter Closed Session Pursuant to 21.5(i): To evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried. Motion by Fotiadis and second by Hooper to exit close session.

Motion by Fotiadis and second by Vargas to approve the extension of City Administrator contract of three years; roll call vote; Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Hooper to grant a cost of living of 5 % raise like the rest of the city employees; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, nay; motion carried.

There being no further business, motion by Fotiadis and second by Hooper to adjourn the meeting at 9:07 PM. All voting aye, motion carried.

Thomas Kedley - Mayor

Attest:

Britanee Ward – City Clerk

Website: osceolaia.net

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