

## OSCEOLA CITY COUNCIL

Tuesday, October 3, 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, October 3, 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, Thomas Bahls, Doug Gay (VIA Phone) 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: Easton Broklaw, Haydon Broklaw, Kierstin Smith, Colter Wright, Alisha Kale, and others that didn't sign in.

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

Mayor update Council on the various meetings.

Alisha Kale with the Osceola Water Board Chair with an update on water levels. No one else spoke during open forum.

Kierstin Smith presented to Council on her poultry 4-H projects.

Easton Brokaw Haydon Brokaw present their poultry 4-H Projects.

Motion by Fotiadis and second by Bahls to approve all three poultry request for: Kierstin Smith, Haydon Brokaw and Easton Brokaw to have a variance of sixteen (16) poultry maximum with an annual renewal update to Council. Roll call vote: Gay, nay; Hooper, Nay; Bahls, aye; Vargas, aye; motion carried.

Motion by Fotiadis and second by Hooper to approve the third reading of the Ordinance Amending Chapter 55.05 pertaining to Livestock. Roll call vote: Fotiadis, aye; Gay, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

### **Ordinance 661:**

AN ORDINANCE AMENDING CHAPTER 55 OF THE CITY OSCEOLA CODE OF ORDINANCE. BE IT ENACTED by the City Council of the City of Osceola, Iowa: SECTION 1. SECTION MODIFIED. Chapter 55.05 of the City of Osceola, Iowa Code of Ordinances is repealed and the following adopted in lieu thereof: 55.05 LIVESTOCK. It is unlawful for a person to keep livestock within the City except by written consent of the Council or except in compliance with the City's zoning regulations. 1. Admitted violations imposed by this Code of Ordinances may be charged upon a simple notice of a fine payable at the office of the Police Department. The simple notice of a fine shall be in the amount of fifty dollars (\$50) for all first violations, one hundred dollars (\$100) for all second violations and one hundred fifty (\$150) for all subsequent violations thereafter. SECTION 2. 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 Hooper and second by Bahls to approve resolution 2023-44 to fix a time and a date for a public hearing regarding amending the city of Osceola code of ordinances pertaining to slaughtering and displaying of dead animals. Roll call vote: Gay, aye; Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; motion carried.

### **Resolution 2023-44:**

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING

AMENDING THE CITY OF OSCEOLA CODE OF ORDINANCES PERTAINING TO SLAUGHTERING AND DISPLAYING OF DEAD ANIMALS. 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 October 17, 2023 at 7:00 PM for the proposed amendments to Chapter 7 of the City of Osceola pertaining to prohibiting slaughtering of livestock on residential properties and displaying of dead animals. 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 Hooper and second by Fotiadis to approve resolution 2023-45 to fix a time and a date for a public hearing regarding plans and specifications and proposed form of contract for the 2023- 24 CDBG covid 19 façade grant project (20-cvn-016). Roll call vote: Fotiadis, aye; Gay, aye; Hooper, aye; Vargas, aye; Bahls, aye; motion carried.

Resolution 2023-45:

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING PLANS AND SPECIFICATIONS AND PROPOSED FORM OF CONTRACT FOR THE 2023-24 CDBG COVID 19 FAÇADE GRANT PROJECT (20-CVN-016). 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 October 17, 2023 at 7:00 PM to discuss the Plans and Specifications and Proposed Form of Contract for the 2023-24 CDBG Façade Grant Project (20-Cvn-016). 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.

Ty Wheeler – City Administrator update Council on various projects.

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

Council wanted to Thank the Water Board for their work and educational and Students present their 4-H Poultry projects.

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

- a. Bills & Claims; Bills & Claims paid per Chapter 7 in City Ordinance;
- b. Council Minutes: September 19th
- c. Liquor License: Chamber Main Street (4) Wine Walk;
- d. Pay Estimate #1 Airport Turnaround Project: \$133,217.17
- e. Change Order #1 Airport Turnaround Project: \$10,054.54

The following Claims were paid:

AFLAC ,Employee Deductions, 328.5; AGRILAND FS - MURRAY ,STREET: SUPPLIES, 7068.44; AHLERS & COONEY PC ,CITY: SERVICES, 843; ALLIANT ENERGY ,CITY: UTILITIES, 1592.93; ATLANTIC BOTTLING CO. ,GOLF COURSE: SUPPLIES, 74.15; BARCO MUN. PRODUCTS ,STREET: SUPPLIES, 677.25; BUD JONES CONSTRUCTION ,WWTP: SERVICES, 6159.6; CAMBRON & THACKER CONSTRUCTION ,CITY: SERVICES, 32461; CARD SERVICE CENTER ,FIRE: SUPPLIES, 2202.87; CARD SERVICES - CITY CREDIT ,CITY: SERVICES, 506.83; CHESNUT LAWN & LANDSCAPE ,P&R: SERVICES, 12270; CINTAS CORPORTATION (PW) ,STREET: SUPPLIES, 31.75; CINTAS-SERVICES (GOLF) ,GOLF COURSE: SUPPLIES, 57.7; CIT SEWER SOLUTIONS ,WWTP: SERVICES, 2250; CITY OF MURRAY ,CITY: SERVICES, 2866.61; CITY OF OSCEOLA ,GOLF COURSE: SERVICES, 2880; CITY OF WOODBURN ,CITY: SERVICES, 955.54; CLARKE CO RECORDER ,CITY: SERVICES, 51; CLARKE COUNTY TREASURER ,CITY: SERVICES, 1288; COLLECTION SERVICE CENTER ,CASE NO. 08791CDCV003161, 1431.65; CORE-MARK MIDCONTINENT INC. ,GOLF COURSE: SUPPLIES, 91.8; CRESTON PUBLISHING COMPANY ,CITY: SERVICES, 1973.18; D & D PEST CONTROL ,CITY: SERVICES, 80; D.J.GONGOL & ASSOC. ,WWTP: SUPPLIES, 15.5; DENIS WEISER ,REIMB, 20; DIAMOND OIL CO ,WWTP: FUEL, 400.36; DISPLAY SALES ,P&R: SUPPLIES, 448; DMACC ,WWTP: SERVICES, 1075; DON'S JONS LLC ,GOLF COURSE P&r; SERVICES, 1850; DUST PROS JANITORIAL ,GOLF COURSE: SERVICES, 500; ECOSYSTEMS INC ,WWTP: SERVICES, 5200; EFTPS ,FEDERAL WITHHOLDING, 50035.52; FAREWAY STORES ,GOLF COURSE: SUPPLIES, 113.18; FLEETSIDE FORD ,PD: SERVICES, 191.82; GILBERTS TRUE VALUE HOME CENTER ,P&R: SUPPLIES, 266.6; GOLDEN EAGLE DISTRIBUTING ,GOLF COURSE: SUPPLIES, 173.3; GOLF CARS OF IOWA ,GOLF COURSE: SERVICES, 1320; HIGHWAY LUMBER ,CITY: SUPPLIES, 16241.63; HY-VEE - HANDWRITTEN CHECKS ,GOLF COURSE: SUPPLIES, 265.27; HY-

VEE FOOD STORES ,WWTP: SUPPLIES, 115.94;IAMU ,WWTP: DUES, 50;IAWEA ,WWTP: SERVICES, 110;IMWCA ,CITY: INSURANCE, 5469;INFOMAX OFFICE SYSTEMS ,CITY: SUPPLIES, 12017.81;IOWA BEVERAGE ,GOLF COURSE: SUPPLIES, 82.24;IOWA ONE CALL ,CITY: SERVICES, 98.1;IPERS ,MONTHLY CONTRIBUTION, 34059.07;J P AUTO ,STREET: SUPPLIES, 565.78;JIM'S SANITATION& TRUCK REPAIR ,CITY: SERVICES, 34719.82;KD TIRES LLC ,P&R: SERVICES, 15;KIRKHAM MICHAEL & ASSOCIATES ,AIRPORT: SERVICES, 10716.61;MAINSTAY SYSTEMS OF IOWA LLC ,PD: SERIVCES, 177;MARC ELCOCK ,CITY: SERVICES, 2500;MEDIACOM ,DEPOT: UTILITIES, 1009.79;MET LIFE ,CITY: INSURANCE, 3401.26;MIDWEST CURB GRINDING LLC ,CITY: SERVICES, 392;MIDWEST OFFICE TECH. CO. ,FIRE: SERVICES, 214.94;MITCHELL'S MOBILE REPAIR ,PD: SERVICES, 25;MUTUAL OF OMAHA ,CITY PORTION LIFE INSURANCE, 667.11;NORTH CENTRAL LABORATORIES OF WISCONSIN ,WWTP: SUPPLIES, 1357.04;O'REILLY AUTOMOTIVE INC. ,P&R: SUPPLIES, 95.92;OSCEOLA FARM & HOME ,P&R: SUPPLIES, 187.89;OSCEOLA WATER WORKS ,CITY: UTILITIES, 3529.31;PODIUM INK ,P&R: SUPPLIES, 303.5;REYNOLDSON VAN WERDEN & RENOLDSON L.L.P. ,CITY: SERVICES, 180;SCHILDBERG CONST. CO. ,STREET: SUPPLIES, 2045.49;SERVICE TECHS INC ,P&R: SUPPLIES, 499.65;SHEILA A LANDERS ,REIMB, 350;SISCO FLEX - CITY OF OSCEOLA ,Employee Deductions, 100;SPOKE COMMUNICATIONS LLC ,CITY: SERVICES, 300;SYMMETRY ENERGY SOLUTIONS ,CITY: UTILITIES, 265.4;TEESNAP ,GOLF COURSE: SUPPLIES, 685.25;TIMBER RIDGE COUNTRY MARKET ,GOLF COURSE: SUPPLIES, 63.9;TREASURER ST. OF IOWA ,STATE INCOME TAX, 7338;US CELLULAR ,LIBRARY: UTILITIES, 1196.75;VEENSTRA & KIMM INC. ,CITY: SERVICES, 67578.54;WELLMARK - CITY OF OSCEOLA ,CITY: INSURANCE, 63553.56;WINDSTREAM ,WWTP: UTILITIES, 692.15;ZIMCO SUPPLY CO. ,GOLF COURSE: SUPPLIES, 328.5;EFTS: 000920-000932 ,, 413315.3;Check: 299901-299971 ,, ;Fund Recap: ,, ;1 ,General, 97078.11;32 ,UR Building Funding , 16493.09;33 ,Golf Course, 23080.88;101 ,Insurance, 5469;110 ,Road Use Tax , 18613.76;112 ,Employee Benefits, 34040.55;307 ,Airport TurnAround Project, 10716.61;313 ,High School Trades, 38989;315 ,Streetscape & Trail Plan , 6614;317 ,Sewer Plant , 60627.54;610 ,Wate Water , 38039.2;800 ,Health Insurance, 63553.56; ,Grand Total, 413315.3;

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

#### June 2023 Revenues:

1 ,General, 574313.54; 13 , Capital Equipment , -324996.16;14 ,Workforce House Incentive , 204650;31 ,Franchise, 0;32 ,UR Building Fund, 5975;33 ,Golf Course, 116143.93;34 ,Dog Park / Christmas Décor, 0;35 ,East Clay Street, 67129.99;101 ,Liability Insurance, 101120.95;102 ,Emergency Property Tax , 455.83;110 ,Road Use Tax , 398873.07;112 ,Employee Benefits, 660409.59;115 ,LOST Reservoir , 99352.36;116 ,Hotel/Motel Tax , 0;125 ,CCLC Post Closure, 0;134 ,Casino Revenue Fund , 19341.1;135 ,Urban Renewal Fund, 0;136 ,TIF LMI SET-ASIDE, 5949.63;200 ,Debt , 1307401.63;201 ,Debt Service Reserve , 0;300 ,Airport Land Aquistion , 323549.28;301 ,Terminal Area Paving , 383216.9;302 ,GAVI Terminal , 0;303 ,FY 2014 Airport Hanger, 5000;304 ,Airport Joint & Crack , 3611.81;306 ,Terminal Area Pavement , 0;307 ,Airport Turnarounds 2022, 42000;310 ,CDBG Façade Project, 16575;315 ,StreetScape & Trail Plan , 0;317 ,Sewer Plant, 7238.1;318 ,CDBG 20-SW-036, 28330;319 ,Storm Water Project , 0;326 ,Depot Restoration Phase 2 , 0;327 ,Friends of the Depot , 0;350 ,ARAP Monies, 0;500 ,Cemetery Savings Fund, 0;501 ,Perpetual Care , 0;502 ,Police Forfeiture , 23.47;504 ,Airport EAA Chapter 1143, 0;505 ,Expandable Library , 3286.69;600 ,Water , 530.88;610 ,Sewer , 204634.68;611 ,Sewer Sinking Fund, 789825.23;613 ,Sewer Rehab , 109024.56;614 ,Sewer Reserve, 0; 800 ,Self Insurance , 59670; ,Grand Total , 5212637.06;

#### July 2023 Revenues:

Jul-23 1, General, 137450.8; Capital Equipment , 0; Workforce House Incentive , 0; Franchise, 58641.24; UR Building Fund, 500; Golf Course, 35231.99; Dog Park / Christmas Décor, 0; East Clay Street, 0; Liability Insurance, 1432.45; Emergency Property Tax , 582.5; Road Use Tax , 60856.38; Employee Benefits, 2776.06; LOST Reservoir , 110576.9; Hotel/Motel Tax , 0; CCLC Post Closure, 0; Casino Revenue Fund , 20294.69; Urban Renewal Fund, 0; TIF LMI SET-ASIDE, 0; Debt , 8457.84; Debt Service Reserve , 0; Airport Land Acquisition , 0; Terminal Area Paving , 0; GAVI Terminal , 0; FY 2014 Airport Hanger, 0; Airport Joint & Crack , 0; Terminal Area Pavement , 0; Airport Turnarounds 2022, 0; CDBG Façade Project, 0; StreetScape & Trail Plan , 0; Sewer Plant, 0; CDBG 20-SW-036, 9490.13; Storm Water Project , 0; Depot Restoration Phase 2 , 0; Friends of the Depot , 0; ARAP Monies, 0; Cemetery Savings Fund, 0; Perpetual Care , 0; Police Forfeiture , 24.26; Airport EAA Chapter 1143, 0; Expandable Library , 3322.92; Water , 2456.63; Sewer , 1220.28; Sewer Sinking Fund, 0; Sewer Rehab , 0; Sewer Reserve, 0; Self Insurance , 65612.57; Grand Total , 518927.64;

There being no further business, motion by Hooper and second by Vargas to adjourn the meeting at 7:58 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

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