

OSCEOLA CITY COUNCIL

Tuesday, March 5, 2024

Regular Meeting

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

<http://osceolaia.net/>

The City Council met on Tuesday, March 5, 2024 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, Dan Hooper, Thomas Bahls, Sonya Hicks 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: and others that did not sign in.

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

Mayor Kedley – updated council on various meetings that he has attended over the last couple weeks.

There was no comments during open forum.

Motion by Hicks and second by Vargas to approve resolution 2024-07 Approving The Opening Of The Fern Underwood Family Aquatic Center For The 2024 Season; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, nay; Hicks, aye; Vargas, aye; motion carried.

Resolution 2024-07:

RESOLUTION APPROVING THE OPENING OF THE FERN UNDERWOOD FAMILY AQUATIC CENTER FOR THE 2024 SEASON WHEREAS, on February 20, 2024 the City Council of the City of Osceola voted to close the Fern Underwood Family Aquatic Center for the 2024 season pursuant to section 3 of the Water Conservation Ordinance; and, WHEREAS, the Mayor issued a veto of the closure on February 22, 2024; and, WHEREAS, on February 27, 2024, the Osceola City Council voted to override the mayoral veto, but subsequently voted to revisit the matter subject to receiving authorization to move water from Grade Lake and Q Pond to West Lake, the Osceola Water Board approve the use of finished water for recreational use, and the water conservation ordinance be clarified or amended to accommodate the proposed municipal recreational use; and, WHEREAS, the Osceola Water Board issued a response stating that while section three of the Water Conservation Ordinance prohibits outdoor water use except for fire and health hazard prevention, this prohibition can be overcome if the water use is necessary for the general welfare of the community; and, WHEREAS, the City Council has determined that municipal water use for the Fern Underwood Family Aquatic center helps maintain the general welfare of the community by providing essential quality of life opportunities, THEREFORE, BE IT RESOLVED, the City Council of the City of Osceola that: 1) The Fern Underwood Family Aquatic Center may open for the 2024 season. 2) That city staff shall continue pursuing the moving of water from other raw water sources to West Lake to offset city use.

Motion by Fotiadis and second by Hooper to approve the third reading of An Ordinance Amending The Code Of Ordinances Of The City Of Osceola, Iowa, By Amending Provisions Pertaining To The Park And Recreation Board And Golf Course Management Commission; Roll call vote; Fotiadis, aye; Bahls, aye; Hooper, aye; Hicks, aye; Vargas, aye; motion carried.

Ordinance 665:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OSCEOLA, IOWA, BY AMENDING PROVISIONS PERTAINING TO THE PARK AND RECREATION BOARD AND GOLF COURSE MANAGEMENT COMMISSION BE IT ENACTED by the City Council of the City of Osceola, Iowa:
SECTION 1. SECTION MODIFIED. Chapters 29.02 of the City of Osceola Code of Ordinances is hereby repealed and replaced with the following:
29.02 COMMISSION ORGANIZATION.

The Park and Recreation Board shall serve as the Golf Course Management Commission. All meetings of the Park and Recreation Board shall include and incorporate the business of the Golf Course Management Commission. 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. SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Motion by Fotiadis and second by Vargas to approve sewer credit for 1314 Jeffrey's Drive in the amount of \$191.27; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Vargas, aye; Hicks, aye; motion carried.

Motion by Fotiadis and second by Vargas to approve sewer credit for 202 N Dewey in the amount of \$1,260.11; roll call vote: Fotiadis, aye; Bahls, aye; Hooper, aye; Vargas, aye; Hicks, aye; motion carried.

Motion by Fotiadis and second by Bahls to approve resolution 2024-08 setting public hearing regarding proposed amendment to Chapter 106 titled collection of solid waste; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

Resolution 2024-08:

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING FOR THE PROPOSED AMENDMENT TO CHAPTER 106 TITLED COLLECTION OF SOLID WASTE. 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 March 19, 2024 at 7:00 PM to inform the public on the proposed amendments to Chapter 106.07 titled Collection of Solid Waste- Collection Fees. 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 general circulation in the City.

Motion by Fotiadis and second by Hooper too approve resolution 2024-09 approving a max property tax levy and schedule a public hearing; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

Ty Wheeler – City Administrator update Council on various projects.

Britanee Ward – City Clerk – had nothing to report.

Marty Duffus – Police Chief - had nothing to report.

Council had nothing to report at this time.

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

- A. Bills & Claims; Bills & Claims paid per Chapter 7 in City Ordinance;
- B. Council Minutes: February 20th & February 27th
- C. Liquor License: La Corona (LC0046605) & Lakeside Hotel & Casino (LC0048984)
- D. \$3000 Senior Center Donation & Sewer Credit

The following Claims were paid:

641 TECH ,LIBRARY: SERVICES,60;
ACCESS SYSTEM ,LIBRARY: SERVICES,186.06;
ADVANCED HOMES 360 ,STREET: SERVICES,1850;
AFLAC ,Employee Deductions,262.8;
ALLIANT ENERGY ,CITY: UTILITIES,5028.96;
BAUER BUILT ,FIRE: SUPPLIES,556.96;
BLAKELY TREE SERVICE ,P&R: SERVICES,1500;
BOB'S CUSTOM TROPHIES ,CITY: SERVICES,105;
BSN SPORTS INC ,P&R: SUPPLIES,66;
CARD SERVICE CENTER ,FIRE: SERVICES,1858.17;

CARD SERVICES - CITY CREDIT ,WWTP: SERVICES,321.6;
CASEYS BUSINESS MASTERCARD ,CITY: FUEL,2835.49;
CHESNUT LAWN & LANDSCAPE ,LIBRARY: SERVICES,180;
CINTAS CORPORTATION (PW) ,CEMETERY: SERVICES,69.66;
CITY OF MURRAY ,CITY: SERVICES,2049.59;
CITY OF WOODBURN ,CITY: SERVICES,683.2;
CLARKE CO RECORDER ,CITY: SERVICES,56;
CLARKE COUNTY ANIMAL SHELTER ,CITY: SERVICES,2000;
COLLECTION SERVICE CENTER ,CHILD SUPPORT,2109.76;
CONSTRUCTION & AGGREGATE PRODUCTS ,STREET: SUPPLIES,265;
CREATIVE PRODUCT SOURCE ,LIBRARY: SUPPLIES,243.04;
CREATIVE PRODUCT SOURCING INC.-DARE ,POLICE: SUPPLIES,473.64;
CRESTON PUBLISHING COMPANY ,CITY: PUBLISHED,602.24;
CULLIGAN ,LIBRARY: SUPPLIES,20.49;
D & D PEST CONTROL ,CITY: SERVICES,80;
DAIDA ,CITY: SERVICES,357;
DIAMOND OIL CO ,WWTP: SUPPLIES,1117.68;
DMACC ,WWTP: SERVICES,150;
DON'S JONS ,PARK & GOLF: SERVICES,370;
EAST WEST BOOKS ,LIBRARY: SERVICES,245.9;
ECOSYSTEMS INC ,WWTP: SERVICES,3825;
EFTPS ,FEDERAL WITHHOLDING,35342.44;
ELLIOTT OIL CO. ,FIRE: FUEL,289.49;
EMERGENCY SERVICES MARKETING CORP. INC. ,FIRE: SERVICES,660;
FLEETSIDE FORD ,P&R: SERVICES,273.55;
GALLS LLC ,FIRE: SUPPLIES,666.62;
GILBERT HOME COMFORT ,GOLF COURSE: SERVICES,3820;
GILBERTS TRUE VALUE HOME CENTER ,FIRE: SUPPLIES,176.47;
GRAINGER ,WWTP; SUPPLIES,51.78;
HIGHWAY LUMBER ,CITY: SERVICES,8975.76;
HOTSY CLEANING SYSTEMS ,FIRE: SERVICES,109.77;
HY-VEE FOOD STORES ,LIBRARY: SERVICES,259.02;
IDEXX DISTRIBUTION INC ,WWTP: SUPPLIES,325.18;
INFOMAX OFFICE SYSTEMS ,CITY: SERVICES,62;
INTERNATIONAL CODE COUNCIL ,CITY: SERVICES,176;
INTERSTATE POWERSYSTEMS ,WWTP: SUPPLIES,9790.37;
IOWA DEPARTMENT OF NATURAL RESOURCES ,WWTP: SERVICES,85;
IOWA NARCOTICS OFFICERS ASSOC ,POLICE: SERVICES,650;
IPERS ,MONTHLY CONTRIBUTION,25416.24;
J P AUTO ,FIRE: SUPPLIES,965.52;
JERRY SMITH ,REFUND,25;
JIM'S SANITATION& TRUCK REPAIR ,CITY: SERVICES,34385.03;
KEL TEK INC ,POLICE: SUPPLIES,80;
LESLIE GARDENS ,LIBRARY: SERVICES,1090;
MARC ELCOCK ,CITY: SERVICES,1500;
MEDIACOM ,DEPOT: UTILITIES,657.37;
MENARDS ,CITY: SUPPLIES,3978.72;
MENARDS ,CITY: SUPPLIES,3978.72;
MET LIFE ,CITY: INSURANCE,3320.88;
MICROBAC LABORATORIES INC ,WWTP: SERVICES,3565.73;
MID-IOWA SOLID WASTE EQUIPMENT CO. INC ,WWTP: SUPPLIES,562.78;
MIDWEST OFFICE TECH. CO. ,FIRE: SERVICES,46.8;
MOSHER CONSTRUCTION LLC ,AIRPORT: SERVICES,1725.5;
MUTUAL OF OMAHA ,CITY PORTION LIFE INSURANCE,595.78;
NATIONAL GEOGRAPHIC KIDS ,LIBRARY: SERVICES,59;
NORTH CENTRAL LABORATORIES OF WISCONSIN ,WWTP: SUPPLIES,152.24;
O'REILLY AUTOMOTIVE INC. ,WWTP: SUPPLIES,20.78;
OSCEOLA FARM & HOME ,FIRE: SUPPLIES,308.97;
OSCEOLA WATER WORKS ,CITY: UTILITIES,683.83;

PITNEY BOWES ,CITY: POSTAGE,199.92;
RILEY YOUNGS ,SERVICES,80;
ROYAL PUBLISHING INC. ,CITY: SERVICES,50;
SCOTT LUCAS ,CITY: SERVICES,1100;
SICOG ,CITY: SERVICES,916;
SISCO FLEX - CITY OF OSCEOLA ,Employee Deductions,160;
SOLUTIONS ,CITY: SUPPLIES,865.83;
SPOKE COMMUNICATIONS LLC ,CITY: SERVICES,300;
STOP STICK LTD ,POLICE: SUPPLIES,151;
TEESNAP ,GOLF COURSE: SERVICES,768.58;
TREASURER ST. OF IOWA ,STATE INCOME TAX,5780;
US CELLULAR ,LIBRARY: UTILITIES,1085.08;
UTILITY EQUIPMENT CO. ,WWTP: SUPPLIES,1073.69;
VEENSTRA & KIMM INC. ,CITY: SERVICES,41336.27;
WEBSTAURNAT STORE ,GOLF COURSE: SUPPLIES,1263.09;
WELLMARK - CITY OF OSCEOLA ,CITY: INSURANCE,57021.5;
WEST DES MOINES EMS ,FIRE: SERVICES,25;
WINDSTREAM ,LIBRARY: UTILITIES,901.19;
,Grand Total ,287438.73;
EFT: 001014-001027 ,;;
Check Numbers: 300621-300696 ,;;
Fund Recap ,;;
1 ,General,98073.63;
33 ,Golf Course,7970.05;
110 ,Road Use Tax,8736.39;
112 ,Employee Deductions,26627.05;
312 ,CDBG Covid Grant ,916;
313 ,High School Trades,14521.71;
610 ,Waste Water ,73572.4;
800 ,Health Insurance,57021.5;
,Grand Total ,287438.73;

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

There being no further business, motion by Hooper and second by Fotiadis to adjourn the meeting at 8:02 PM. All voting aye, motion carried.

Thomas J. Kedley - Mayor

Attest:

Britanee Ward – City Clerk
Website: osceolaia.net