

## OSCEOLA CITY COUNCIL

Tuesday, June 18, 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, June 18, 2024 at 7:15 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 arrived at 7:06 and Jose Vargas. City Staff present were Ty Wheeler–City-Administrator, Britanee Ward – City Clerk, Marty Duffus – Police Chief. All Council Meetings are streamed on the City's Website during Council meeting. The following were at the meeting: Doug McBride and Andrea Miller.

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

Mayor update Council on the various activities such as little league, pool status, and the second downtown moral grant with the Chamber for City Hall sign.

No one spoke during open forum.

Andrea Miller expressed concern regarding dogs at large and the fees should be higher than our standard fee schedule. Lots of discussion and review but no action was taking at this time.

Douglas McBride expressed concerns regarding commercial vehicle being on residential properties and operating at the residences. Lots of discussion but no action was taking at this time.

Motion by Fotiadis and second by Hooper to approve resolution 2024-20 setting public hearing regarding proposed vacation of the 600 block of E Webster; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

### **Resolution 2024-20:**

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF THE 600 BLOCK OF E WEBSTER ST. 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 July 2, 2024 at 7:00 PM for the proposed vacation of the 600 Block of the E Webster St ROW. 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 Fotiadis and second by Hicks to approve resolution 2024-21 setting public hearing regarding the proposed vacation of north/south alley in block 2 of the McDonalds Addition (600 block of North Fillmore); roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

### **Resolution 2024-21:**

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF THE NORTH/SOUTH ALLEY IN BLOCK 2 OF THE MCDONALD'S ADDITION. 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 July 2, 2024 at 7:00 PM for the proposed vacation of the north/south alley in Block 2 of the McDonald's Addition. 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 2024-22 regarding setting public hearing for proposed amendments to chapter 167 pertaining to Site Plan requirements; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

**Resolution 2024-22:**

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED AMENDMENTS TO CHAPTER 167 PERTAINING TO SITE PLAN REQUIREMENTS. 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 July 2, 2024 at 7:00 PM for the proposed amendments to Chapter 167 pertaining to Site Plan Requirements. 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 Fotiadis and second by Hooper to approve resolution 2024-23 regarding proposed amendment to the zoning ordinance to permit modular can and bottle redemption as a conditional use in the B-1, B-2, B-3, I-1 AND I-2 ZONING DISTRICTS. Roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

**Resolution 2024-23:**

TO FIX A TIME AND A DATE FOR A PUBLIC HEARING REGARDING THE PROPOSED AMENDMENTS TO THE ZONING ORDINANCE TO PERMIT MODULAR CAN AND BOTTLE REDEMPTION AS A CONDITIONAL USE IN THE B-1, B-2, B-3, I-1 AND I-2 ZONING DISTRICTS. 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 July 2, 2024 at 7:00 PM for the proposed amendments to the Zoning Ordinance to permit Modular Can and Bottle Redemption as a conditional use in the B-1, B-2, B-3, I-1 And I-2 Zoning Districts. 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 Hicks to approve resolution 2024-24 to remove dead/diseased trees at 116 N Sunset, 119 N Park, and 229 E McLane; roll call vote: Fotiadis, aye; Hooper, aye; Bahls, aye; Hicks, aye; Vargas, aye; motion carried.

**Resolution 2024-24:**

RESOLUTION ORDERING REMOVAL OF DEAD/DISEASED TREES  
WHEREAS, Chapter 151 of the City of Osceola Code of Ordinances establishes a procedure to remedy dead and diseased trees in the City of Osceola; and,  
WHEREAS, the properties at 116 N Sunset, 119 N Park, and 229 E McLane in the City of Osceola have a dead/diseased tree that poses a risk to the adjacent properties; and, WHEREAS, the owners of each respective property were served a notice stating their tree needed to be removed within 14 days from receipt of the notice; and, WHEREAS, the owners have failed to comply with the notice; and, NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Osceola hereby orders the trees to be removed pursuant to Chapter 151.06 (2); and, FURTHERMORE, BE IT RESOLVED the City Clerk is hereby ordered to assess the cost of the tree removal against each respective property.

Ty Wheeler – City Administrator update Council on various projects.

Britanee Ward – City Clerk presented Council the Golf Course numbers.

Marty Duffus – Police Chief had nothing to report at this time.

Council had nothing to report at this time.

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: June 4<sup>th</sup>
- c. Liquor License: None
- d. Tobacco License for FY 2024-2025 (12 Licenses)
- e. Pay Est. #5, CDBG Façade Project, \$75,828.99
- f. CDBG Façade Grant Draw Down 7, \$37,914.00

The following Claims were paid:

Name ,Invoice Desc,Check Amount;

ACCESS SYSTEM ,LIBRARY: UTILITIES,209.78; ACCESS SYSTEMS - PHONE ,CITY: SERVICES,925.14;ADVANTAGE COMPANIES ,LIBRARY: SUPPLIES,700;  
AIR SOLUTIONS ,LIBRARY: SERVICES,5600;ALLIANT ENERGY ,STREET: UTILITIES,1573.23;AMAZON CAPITAL SERVICES ,GOLF COURSE: SUPPLIES,55.96;AT & T ,POLICE: UTILITIES,1160.9;AUTUMN RIDGE ,CITY: SERVICES,8720.12;BAKER & TAYLOR ENTERTAINMENT ,LIBRARY: SUPPLIES,17.1;BARRY LARSON & SON GENERAL CONTRACTORS INC ,CITY: PROJECT,75828.99;BILLONTOWN ,SERVICES,24.73;CANON FINANCIAL SERVICES INC ,FIRE: SERVICES,87.67;CARD SERVICES - CITY CREDIT ,WWTP: SUPPLIES,787.82;CARD SERVICES - CITY CREDIT ,CITY: SERVICES,4971.73;CASEYS BUSINESS MASTERCARD ,CITY: FUEL,3260.53; CATHOLIC HEALTH ,SERVIC,11.04;CENTER POINT LARGE PRINT ,LIBRARY: SUPPLIES,620.02;CENTRAL IA HOSPITAL ,SERVICE,47.2;CENTRAL IOWA HOSP ,SERVICES,0.52;CENTRAL IOWA HOSP ,SERVI,264.09;CENTRAL PUMP & MOTOR LLC ,WWTP; SERVICES,737.05;CHARLES M SCILADO ,SERVICES,1119.91;CHILDREN'S PLUS INC. ,LIBRARY: SUPPLIES,629.99;  
CINTAS CORPORTATION (PW) ,WWTP: SUPPLIES,11.44;CINTAS-SERVICES (GOLF) ,GOLF COURSE: SUPPLIES,59.54;CITY OF AFTON REC ,SERVICES,90;  
CITY OF OSCEOLA ,FLEX,881.43;CITY OF OSCEOLA ,FLEX,10;CITY OF OSCEOLA ,SERVICES,412.3;CITY OF OSCEOLA ,GOLF COURSE: TOURNAMENT,2240;CITY OF OSCEOLA ,GOLF COURSE: TOURNAMENT,1280;  
CLARKE CO HOSPITAL ,SERVICES,337.6;CLARKE CO RECORDER ,CITY: SERVICES,101;CLARKE COUNTY ANIMAL SHELTER ,CITY: SERVICES,2000;  
CLARKE COUNTY DEV. CORP. ,CITY: SERVICES,29682.37;CLARKE COUNTY HOSPITAL ,SERVI,13.34;CLARKE COUNTY HOSPITAL ,SERVICES,102.02;  
CLARKE ELECTRIC COOP ,AIRPORT: UTILITIES,11632.02;CONSTRUCTION & AGGREGATE PRODUCTS ,WWTP: SUPPLIES,913.4;CORE-MARK MIDCONTINENT INC. ,GOLF COURSE: SUPPLIES,1706.53;COUNTRY CONCRETE ,STREET: SERVICES,4655;CRISIS INTERVENTION ,REFUND,150;  
CURTUS JACOBSEN ,FLEX,155.94;CURTUS JACOBSEN ,SERVICES,564.19;CURTUS JACOBSEN ,SERVICES,102.02;CURTUS JACOBSEN ,SERVICE,222.55;D&R FEED INC. ,WWTP: SUPPLIES,269.25;DANIELS LAND SURVEYING ,CITY: SERVICES,510;DAVIS EQUIPMENT CORP. ,GOLF COURSE: SUPPLIES,1858.27;DECATUR COUNTY HOSPITAL ,SERVICES,25;DENCO CORP ,LIBRARY: SUPPLIES,3419.13;DES MOINES REGISTER ,LIBRARY: SUPPLIES,55.75;DIAGNOSTIC IMAGING ,SERVI,1251.52;DIAMOND OIL CO ,GOLF COURSE: FUEL,2525.92;DOUG MILLER ,REFUND,80;DUST PROS JANITORIAL ,CITY: SERVICES,1846;EARNEST PETTIT ,SERVICES,10;  
ECOSYSTEMS INC ,WWTP: SERVICES,4675;ELLIOTT OIL CO. ,FIRE: FUEL,1157.75;FAREWAY STORES ,GOLF COURSE: SUPPLIES,998.58;FAREWAY STORES ,GOLF COURSE: SUPPLIES,194.38;FRIDAY INS. CO. ,CITY: SERVICES,1281;GALLS LLC ,FIRE: SUPPLIES,1116.12;GILBERT HOME COMFORT ,POOL: SERVICES,2099.09;GILBERTS TRUE VALUE HOME CENTER ,WWTP: SUPPLIES,954.66;GLOBAL PAYMENTS ,CITY: SERVICES,559.66;  
GLOBAL PAYMENTS ,POLICE: SERVICES,166.27;GOLDEN EAGLE DISTRIBUTING ,GOLF COURSE: SUPPLIES,419.95;GOLDEN EAGLE DISTRIBUTING ,GOFL COURSE: SUPPLIES,469.3;GPM ,WWTP; SERVICES,497.5;  
GRAINGER ,WWTP: SUPPLIES,235.05;GREATER REGIONAL MEDIC ,SERVICES,1.8;HANSEN'S M & M SERVICES ,CITY: SUPPLIES,38.25;HIGHWAY LUMBER ,STREET: SUPPLIES,87.55;HOTSY CLEANING SYSTEMS ,POOL: SUPPLIES,10290;HY-VEE FOOD STORES ,WWTP: SUPPLIES,18.2;IDEAL READY MIX CO. ,STREET: SUPPLIES,14672.38;INTERSTATE POWERSYSTEMS ,WWTP: SUPPLIES,610.52;IOWA BEVERAGE ,GOLF COURSE: SUPPLIES,275.5;  
IOWA DEPARTMENT OF REVENUE ,GOLF COURSE: SALES TAX,1297.03;  
IOWA DEPARTMENT OF REVENUE ,CITY: SALES TAX,6260.38;IOWA DOT ,POLICE: SUPPLIES,53.1;IOWA LEAGUE OF CITIES ,CITY: SERVICES,3241;  
IOWA RADIOLOGY ,SERVICES,44.83;J P AUTO ,STREET: SUPPLIES,1459.87;  
JEFF LIGTHNER ,SERVICES,54;JIM'S SANITATION& TRUCK REPAIR ,CITY: SERVICES,3492.64;JOHNSON BROTHERS OF IOWA ,GOLF COURSE: SUPPLIES,86.9;JOHNSON BROTHERS OF IOWA ,GOLF COURSE:

SUPPLIES,313.2;JORDAN TOILLION ,REFUND,150;KATIE DONALDSON ,SERVICES,99;KD TIRES LLC ,STREET: SERVICES,925;KEVIN SEUFERER ,AIRPORT: SERVICES,556.54;KIMBALL MIDWEST ,STREET: SERVICES,536.66; LAKEVIEW SURGERY ,SERVICES,726.5;LEON JOURNAL-REPORTER ,LBIRARY: SUPPLIES,44;LEXIPOL ,POLICE: SUPPLIES,8725.02; LINDA PERSELS ,AIRPORT: SERVICES,1451.66;MACQUEEN EQUIPMENT ,FIRE: SUPPLIES,2032.14;MARC ELCOCK ,CITY: SERVICES,1500;MEDIACOM ,P&R: UTILITIES,658.59;MERCY CLINIC ,SERVICES,25;MICROBAC LABORATORIES INC ,WWTP: SERVICES,3864.75;MIDWEST BREATHING AIR SYSTEMS ,FIRE: SUPPLIES,199.75;MUNICIPAL EMERGENCY SERVICES ,FIRE: SERVICES,18779.24;NICOLE FAITH ,REFUND,80;O'REILLY AUTOMOTIVE INC. ,GOLF COURSE: SUPPLIES,56.93;OSCEOLA FARM & HOME ,WWTP: SUPPLIES,976.01;PAYROC LLC ,CITY: SERVICES,25;PEPSICO BEVERAGE SALES LLC ,GOLF COURSE: SUPPLIES,757.68;PETROTEK CORPO ,CITY: SERVICES,10920;POOL TECH ,POOL: SUPPLIES,758.78;RELANT FIRE APPARATUS INC. ,FIRE: SUPPLIES,7640.06;ROBBINS LAWN SERVICE LLC ,AIRPORT: SERVICES,556.54;RYCHNOVSKY LAWN & LANDSCAPE ,GOLF COURSE: SERVICES,90;SCHILDBERG CONST. CO. ,STREET: SUPPLIES,5602.98; SERVICE TECHS INC ,P&R: SUPPLIES,521.82;SIRWA ,AIRPORT: UTILITIES,61; SMART APPLE MEDIA ,LIBRARY: SUPPLIES,343.28;SOLUTIONS ,POLICE: SERVICES,1124.87;SWIMOUTLET DBA SPIRLEDGE INC ,POOL: SUPPLIES,754.84;SYMMETRY ENERGY SOLUTIONS ,CITY: UTILITIES,1813.76; TEESNAP ,GOLF COURSE: SUPPLIES,768.58;TRAFFIC AND TRANSPORTATION ,STREET: SERVICES,4535;TRANSPARENT LANGUARGE INC ,LIBRARY: SUPPLIES,720;USA BLUEBOOK ,WWTP: SUPPLIES,521.02;VERIZON ,FIRE: UTILITIES,82.82;WAYNE YOUTH BASEBALL ,SERVICE,60;WEST LAKE SURGERY ,SERVICES,61.19;WILDER'S TRUCK SERVICE ,WWTP: SUPPLIES,598.39;WINDSTREAM ,STREET: UTILITIES,1620.37;ZEP SALES & SERVICE ,WWTP: SUPPLIES,269.99;ZETHAN MAY ,SERVICES,88; ZIEGLER INC ,STREET: SUPPLIES,41.38;ZIMCO SUPPLY CO. ,GOLF COURSE: SUPPLIES,870; ,Grand Total ,316242.65;EFTS: 001122-001143 ,;; Check Numbers: 301181-301282 ,;;Health Insurance Checks: 1223-1247 ,;;Fund Recap: ,;;1 ,General ,96618.91;33 ,Golf Course,16842.69;101 ,Insurance,1281;110 ,Road Use Tax,31577.22;135 ,Urban Renewal ,38402.49;312 ,CDBG Façade #2 ,75828.99; 313 ,Trade House ,762.93;321 ,,10920;610 ,Waste Water ,37593.7; 800 ,Health Insurance ,6414.72; ,Grand Total ,316242.65;

#### May 2024 Revenues:

1 ,General, 366024.68;13 ,Capital Equipment , 0;14 ,Workforce House Incentive , 0; 31 ,Franchise, 0;32 ,UR Building Fund, 0;33 ,Golf Course, 76949.79;34 ,Dog Park / Christmas Décor, 0;35 ,Parks Projects, -4700;101 ,Liability Insurance, 19020.33; 102 ,Emergency Property Tax , 5745.99;110 ,Road Use Tax , 61666.45;112 ,Employee Benefits, 30644.27;115 ,LOST Reservoir , 110184.31;116 ,Hotel/Motel Tax , 62021.84; 125 ,CCLC Post Closure, 0;134 ,Casino Revenue Fund , 19475.64;135 ,Urban Renewal Fund, 49803.48;136 ,TIF LMI SET-ASIDE, 0;200 ,Debt , 90721.07;201 ,Debt Service Reserve , 0;300 ,Airport Land Acquisition , 0;301 ,Terminal Area Paving , 0;302 ,GAVI Terminal , 0;303 ,FY 2014 Airport Hanger, 0;304 ,Airport Joint & Crack , 0;306 ,Terminal Area Pavement , 0;307 ,Airport Turnarounds 2022, 40026;310 ,CDBG Façade Project, 0;312 ,CDBG CVD Façade, 59810;313 ,High School Trades, 0;315 ,StreetScape & Trail Plan , 0;317 ,Sewer Plant, 7600.38;318 ,CDBG 20-SW-036, 0;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 , 27.46;504 ,Airport EAA Chapter 1143, 0;505 ,Expandable Library , 499.26;600 ,Water , 0;610 ,Sewer , 181704.07;611 ,Sewer Sinking Fund, 0;613 ,Sewer Rehab , 0;614 ,Sewer Reserve, 0;800 ,Self Insurance , 73097.78; ,Grand Total , 1250322.8;

There being no further business, motion by Hooper and second by Bahls to adjourn the meeting at 8:35 PM. All voting aye, motion carried.

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Thomas J. Kedley - Mayor

Attest:

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Britanee Ward- Case – City Clerk

Website: osceolaia.net