

CITY OF MUSCATINE  
REGULAR CITY COUNCIL MINUTES  
Council Chambers – 7:00 p.m. – July 16, 2015

Mayor Pro Tem Phil Fitzgerald called the City Council meeting for Thursday, July 16, 2015, to order at 7:00 p.m. Councilmembers present were Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, and Spread.

The meeting began with the Pledge of Allegiance.

#23071. Councilmember Natvig, seconded by Councilmember Spread, moved the Consent Agenda be approved as follows:

- Regular City Council Minutes for July 2, 2015 and In-Depth City Council Minutes for July 9, 2015
- Renewal of a Class “C” Beer Permit and Sunday Sales for Hyink’s Service, 1206 East 2<sup>nd</sup> Street – Hyink’s Service Inc. (pending inspections); renewal of a Class “C” Liquor License and Sunday Sales for Hy-Vee Market Café, 2400 – 2<sup>nd</sup> Avenue – Hy-Vee Inc. (pending inspections); renewal of a Class “C” Liquor License, Catering Privilege, Outdoor Sales and Sunday Sales for Port City Underground, 208 West 2<sup>nd</sup> Street – Lacey Henderson–Mueller (pending inspections and insurance); renewal of a Class “B” Native Wine Permit and Sunday Sales for The Flower Gallery, 131 East 2<sup>nd</sup> Street – Karen J. Diercks (pending inspections and insurance); renewal of a Class “B” Beer Permit and Sunday Sales for China Garden, 2016 Cedar Plaza Drive, #3 – China Garden at Cedar (pending inspections and insurance); and renewal of a Class “B” Beer Permit, Class “C” Native Wine Permit, Outdoor Service and Sunday Sales for Pete’s Tap, 1820 Angle Street – Oscar’s LLC (pending inspections and insurance)
- Appointment of Seth Munier to Zoning Board of Adjustment
- Filing of Communications 12A-B
- Bills for Approval totaling \$4,799,739.24

Vote – All ayes; motion carried.

#23072. Councilmember Bynum moved the resolution be adopted approving the final plat for the Avalon Subdivision. Seconded by Councilmember Rehwaldt. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, and Spread. Motion carried.

#23073. Councilmember Shihadeh moved the resolution be adopted authorizing the assessment of unpaid abatement costs to private properties. Seconded by Councilmember Rehwaldt. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, and Spread. Motion carried.

#23074. Councilmember Spread moved to approve the Memorandum of Understanding with Fridley Theaters for the Mulberry Avenue Construction Project. Seconded by Councilmember Natvig. All ayes; motion carried.

#23075. Councilmember Spread moved to authorize the issuance of a purchase order for solid waste dumpster containers to Greggory Container in the amount of \$9,992. Seconded by Councilmember Natvig.

Councilmember Rehwaldt asked what the justification was for municipal government to be competing against private enterprises in the area.

City Administrator Gregg Mandsager stated the entire operation was reviewed by City Council and that the City Council authorized its continued use.

Councilmember Fitzgerald stated this might be a matter to be discussed at the city's budget sessions.

Councilmember Bynum spoke in support of the purchase. He pointed out it was approved during the city's earlier budget sessions.

There was further discussion on this matter.

Vote – Five ayes: Councilmembers Fitzgerald, Natvig, Shihadeh, Bynum, and Spread. One nay: Councilmember Rehwaldt. Motion carried.

#23076. Councilmember Shihadeh moved to authorize the issuance of a purchase order to BMW Builders II in the amount of \$43,545 for repairs to the Morgan Building. Seconded by Councilmember Bynum.

Councilmember Natvig stated it appears to him the two proposals are different.

Public Works Director Randy Hill stated the proposals are the same but are just worded differently. He stated the quotes are for the replacement of approximately 400 square feet of the ceiling.

Vote – All ayes; motion carried.

#23077. Councilmember Natvig moved to approve the purchase of pedestrian operated flashing LED warning lights for the trail crossing at Colorado Street from Tapco in the amount of \$6,700. Seconded by Councilmember Rehwaldt. All ayes; motion carried.

#23078. Councilmember Spread moved to approve the City of Muscatine's general contractor agreement with BMW Builders II. Seconded by Councilmember Shihadeh.

Councilmember Rehwaldt asked for information on BMW Builders II.

Public Works Director Hill stated the principals of the company are the Wolf family here in Muscatine. He stated they are readily available. He also stated they are not always the least expensive which means that occasionally it is necessary to solicit quotes on some of the city's projects.

Vote – All ayes; motion carried.

#23079. Councilmember Rehwaldt moved to approve the purchase of a biosolids trailer for the Water Pollution Control Plant from Thomas Bus Sales in the amount of \$6,330. Seconded by Councilmember Natvig. All ayes; motion carried.

#23080. Councilmember Spread moved to approve the Letter of Understanding from Bohnsack & Frommelt for auditing services for the fiscal year ended June 30, 2015. Seconded by Councilmember Bynum.

Councilmember Rehwaldt asked if the city had ever had a fraud search done.

Finance Director Nancy Lueck stated that if fraud were detected, an outside firm would be contacted.

City Administrator Mandsager stated the auditors also conduct interviews with staff and occasionally with Councilmembers.

Councilmember Natvig asked if this is the first audit since the installation of the new software system.

Ms. Lueck stated it will be the first full year.

Vote – All ayes; motion carried.

Under comments, City Administrator Mandsager stated that Mayor Hopkins is in China visiting the Muscatine Center. He stated the City of Muscatine is the first United States city to have a visitor's center in China.

#23081. Councilmember Shihadeh moved the meeting be adjourned at 7:22 p.m. Seconded by Councilmember Rehwaldt. All ayes; motion carried.

---

Philip Fitzgerald, Mayor Pro Tem

ATTEST:

---

Gregg Mandsager, City Administrator