

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers – 7:00 p.m. – January 7, 2016

Mayor Broderson called the City Council meeting for Thursday, January 7, 2016, to order at 7:00 p.m. Councilmembers present were Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread.

The meeting began with the Pledge of Allegiance.

Under Communications from Citizens, Roger Roth, a resident of the Clark House located at 117 W. 3rd Street, read a letter he had prepared stating why he feels the Pit Dog Ordinance should be done away with.

#23248. Councilmember Fitzgerald, seconded by Councilmember Rehwaldt, moved the Consent Agenda be approved as follows:

- Approval of Regular City Council Minutes for December 17, 2015
- Approval on first and second reading for a new Class “C” Liquor License for Delta Waterfowl Foundation, 3200 Lucas Street – Delta Waterfowl Foundation (pending inspections and insurance); renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for Hy-Vee Gas, 2600 – 2nd Avenue – Hy-Vee Inc.; and renewal of a Class “C” Liquor License, Outdoor Service and Sunday Sales for Rose Bowl, 1411 Grandview Avenue – Rosebros LLC (pending inspections and insurance)
- Filing of Communications 12A-C
- Bills for Approval totaling \$2,265,809.57

Vote – All ayes; motion carried.

PUBLIC HEARING

Mayor Broderson stated this public hearing concerns the proposed vacation of a right-of-way remnant in the City of Muscatine.

There were no oral or written petitions for or against the proposed vacation of the right-of-way remnant.

#23249. Councilmember Fitzgerald moved the public hearing be closed. Seconded by Councilmember Natvig. All ayes; motion carried.

#23250. Councilmember Rehwaldt moved to approve the first reading of the ordinance vacating a right-of-way remnant in the City of Muscatine. Seconded by Councilmember Natvig. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23251. Councilmember Bynum moved the resolution be adopted approving the contract and bond from Voltmer Inc. in the amount of \$39,269 for the Electrical Upgrade Project at the Municipal Airport. Seconded by Councilmember Natvig. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23252. Councilmember Harvey moved the resolution be adopted accepting completed work for the Diana Queen Drive Extension Project as well as three contract modifications and authorizing final payment to Heuer Construction. Seconded by Councilmember Bynum.

Councilmember Harvey asked for an explanation of the modification documents concerning the thickness of the HMA pavement for the trail and the installation of a longitudinal joint at the curb line.

City Engineer Jim Edmond stated the contractor was asked to make the HMA pavement for the trail thicker to be in compliance with existing city streets. He then stated the decision was made to change the optional joint shown on the plans to a required joint. He stated that staff concurred and noted a preference for the city standard streets to have a longitudinal joint at the curb line.

Councilmember Harvey asked if this was something that would be addressed in the future, and Mr. Edmond answered yes.

Vote – All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23253. Councilmember Fitzgerald moved the resolution be adopted setting a public hearing on the proposed new lease agreement with US Cellular for the placement of communications equipment on the Clark House rooftop. Seconded by Councilmember Harvey.

Councilmember Rehwaldt asked if there would be an increase in fees.

City Administrator Gregg Mandsager stated there would be a 10% increase the first year and a 3% escalation every year thereafter.

Councilmember Saucedo asked if the other cell provider had a three- or five-year plan, and Councilmember Mandsager stated it was a five-year plan.

Vote – All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23254. Councilmember Bynum moved the resolutions be adopted from First National Bank, Central State Bank and Community Bank to change the authorized signers for bank accounts. Seconded by Councilmember Natvig. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23255. Councilmember Fitzgerald moved the resolution be adopted accepting the settlement agreement between the City of Muscatine and Communications Engineering Group. Seconded by Councilmember Harvey. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23256. Councilmember Natvig moved to approve the professional services agreement with Lutz Engineering in the amount of \$24,390 for final design of the Musser Park to Wiggins Road Trail Project. Seconded by Councilmember Fitzgerald.

Councilmember Rehwaldt asked if other firms had submitted bids, and City Engineer Jim Edmond stated other firms were contacted.

Councilmember Saucedo asked about the survey work.

Mr. Edmond stated the surveying of the property has already been done. He stated the reason this action is necessary is because the landowner has donated the easement and a time limit has been set for construction to begin.

Vote – All ayes; motion carried.

#23257. Councilmember Harvey moved to approve the supplement to the NEPA Study for the Musser to Wiggins Road Trail Project. Seconded by Councilmember Fitzgerald.

City Administrator Mandsager stated that at the January In-Depth meeting City Engineer Jim Edgmond will provide a presentation on the NEPA process.

Vote – All ayes; motion carried.

Under comments, Councilmember Rehwaldt asked about ordinance requirements when it comes to removing ice and snow from city sidewalks.

City Planner Andrew Fangman stated snow and ice must be removed within 24 hours after an event.

Councilmember Rehwaldt asked if there was a system in place for dealing with ice and snow removal.

City Administrator Mandsager stated snow and ice removal is dealt with on a complaint basis. He stated the city does have an abatement process.

Councilmember Fitzgerald stated that staff also reports on sidewalks that are in violation of the city ordinance.

City Administrator Mandsager stated that a number of the violations show up on the assessment schedule that City Council periodically approves.

Councilmember Fitzgerald asked who takes care of vehicles that have been plowed in.

City Administrator Mandsager stated the vehicle could be reported by Community Development or Public Works staff.

Community Development Director, speaking in reference to snow removal on sidewalks, stated staff will report violators but typically snow removal by the city is dependent on complaints. He stated property owners are given 24 hours to remove snow and then the city takes care of it.

Councilmember Harvey voiced his concerns about the windrows in the downtown area after the streets have been plowed.

There was further discussion concerning the plowing of streets in the downtown area.

Councilmember Rehwaldt, speaking in reference to the testing being done at the landfill, asked if there would be an update at a future in-depth meeting.

City Administrator Mandsager stated the engineering firm will be attending the February In-Depth meeting.

Councilmembers Fitzgerald and Natvig welcomed the Mayor and new Councilmembers.

Councilmember Harvey stated he was happy to be elected and looks forward to serving the 5th Ward for the next four years.

City Administrator Mandsager also welcomed the new Mayor and Councilmembers. He then stated that group and head shot photos are needed of the new City Council and Mayor. He stated the pictures could be taken on January 14th or 21st, and City Council was in agreement that the 14th would work.

#23258. Councilmember Saucedo moved the meeting be adjourned at 7:30 p.m. Seconded by Councilmember Rehwaldt. All ayes; motion carried.

Diana Broderon, Mayor

ATTEST:

Gregg Mandsager, City Administrator