

CITY OF MUSCATINE  
REGULAR CITY COUNCIL MINUTES  
Council Chambers – 7:00 p.m. – June 1, 2017

Mayor Pro Tem Bob Bynum called the City Council meeting for Thursday, June 1, 2017, to order at 7:00 p.m. Councilmembers present were Rehwaldt, Fitzgerald, Natvig, Saucedo, Harvey, Bynum, and Spread.

The meeting began with the Pledge of Allegiance.

#23868. Councilmember Harvey, seconded by Councilmember Saucedo, moved the Consent Agenda be approved as follows:

- Regular City Council Minutes – May 18, 2017
- Renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Sunday Sales and Outdoor Service for Hy-Vee Mainstreet, 510 East 6<sup>th</sup> Street – Hy-Vee Inc. (pending inspections); renewal of a Class “B” Native Wine Permit, Class “C” Beer Permit and Sunday Sales for Casey’s General Store #2906, 3509 Steamboat Way – Casey’s Marketing Company (pending inspections); renewal of a Special Class “C” Liquor License and Sunday Sales for Peking Restaurant, 1700 Park Avenue, Suite C – Peking Chinese Restaurant Inc. (pending inspections and insurance); first and second reading for a new Special Class “C” (Beer/Wine) Liquor License and Sunday Sales (Privilege Change) for Gejohnz, LLC, 203 East 2<sup>nd</sup> Street – Gejohnz LLC (pending inspections and insurance); renewal of a Class “B” Native Wine Permit and Special Class “C” (Beer/Wine) Liquor License for Tantra Thai Bistro, 101 West Mississippi Drive – CNY Group Inc. (pending inspections and insurance); renewal of a Class “B” Native Wine Permit and Sunday Sales for The Flower Gallery, 131 East Second Street – Karen J. Diercks (pending inspections and insurance); renewal of a Class “C” Beer Permit for Hyink’s Service, 1206 East 2<sup>nd</sup> Street – Hyink’s Service Inc. (pending inspections and insurance); and renewal of a Class “B” Beer and Sunday Sales for Happy Joe’s Pizza & Ice Cream Parlor, 927 Grandview Avenue – Max Brewer Corporation (pending inspections and insurance)
- Request Approved for Use of City Property for Muscatine Second Saturday of the Month for June-October 2017
- Request Approved from Sts. Mary Mathias Catholic Church for the Annual Feast of Corpus Christi on June 17, 2017 from 6:00 p.m. to 7:00 p.m.
- Reappointments Approved for Peggy Gordon, Jon Moravec, Nancy Dew, and Krista Regennitter to the Library Board of Trustees
- Filing of Communication Item 12A
- Bills for Approval totaling \$6,081,711.09

Vote – All ayes; motion carried.

**PUBLIC HEARING**

Mayor Pro Tem Bynum stated this public hearing concerns the proposed amended Development Agreement with Riverview Hotel Development, including annual appropriation tax increment payments.

There were no oral or written petitions for or against the proposed amended Development Agreement.

#23869. Councilmember Fitzgerald moved to close the public hearing. Seconded by Councilmember Spread. All ayes; motion carried.

## PUBLIC HEARING

Mayor Pro Tem Bynum stated this public hearing concerns the proposed Cleveland Avenue Reconstruction Project.

There were no oral or written petitions for or against the proposed project.

#23870. Councilmember Spread moved the public hearing be closed. Seconded by Councilmember Natvig. All ayes; motion carried.

#23871. Councilmember Fitzgerald moved to waive the City Council rules to consider the adoption of the ordinance on first reading amending City Code Titles 6, 10, and 15 relating to fireworks. Seconded by Councilmember Rehwaldt. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23872. Councilmember Spread moved the ordinance be adopted on first and final reading and directed for its publication as required by law. Seconded by Councilmember Harvey.

There were questions and comments from City Council that were addressed by City Administrator Gregg Mandsager.

Fire Chief Jerry Ewers then explained the process for obtaining a permit to sell fireworks.

City Planner Andrew Fangman gave an overview of the map showing where fireworks can be sold and the restrictions for permanent structures and temporary structures.

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

#23473. Councilmember Fitzgerald moved the resolution be adopted approving an amended Fee Schedule – Appendix B pertaining to fireworks. Seconded by Councilmember Spread. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23474. Councilmember Natvig moved the resolution be adopted approving an amended Development Agreement with Riverview Hotel Development and authorizing increased annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement. Seconded by Councilmember Spread. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23475. Councilmember Harvey moved the resolution be adopted approving the plans, specifications, form of contract, cost estimate, and setting the bid opening date for the Cleveland Avenue Reconstruction Project. Seconded by Councilmember Natvig.

City Administrator Mandsager stated the bid opening date for the project is June 29, 2017.

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

#23876. Councilmember Harvey moved the resolution be adopted accepting completed work for the West Hill Sewer Project – Phase 3A and authorizing final payment to Hagerty Earthworks. Seconded by Councilmember Saucedo. Six ayes: Councilmembers Rehwaldt, Natvig, Saucedo, Bynum, Harvey, and Spread. One nay: Councilmember Fitzgerald. Motion carried.

#23877. Councilmember Saucedo moved the resolution be adopted accepting completed work for the West Hill Sewer Project – Phase 3B and authorizing final payment to Hagerty Earthworks. Seconded by Councilmember Spread. Six ayes: Councilmembers Rehwaldt, Natvig, Saucedo, Bynum, Harvey, and Spread. One nay: Councilmember Fitzgerald. Motion carried.

#23878. Councilmember Natvig moved the resolution be adopted setting a public hearing on the 2017 Asphalt Overlay Project for Thursday, June 15, 2017, at 7:00 p.m. Seconded by Councilmember Harvey. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. Motion carried.

#23879. Councilmember Spread moved to approve lighting costs for the Mississippi Drive Corridor Project totaling \$199,893.42. Seconded by Councilmember Fitzgerald.

There were questions and comments from City Council that were addressed by City Administrator Mandsager.

Vote – Six ayes: Councilmembers Fitzgerald, Natvig, Saucedo, Bynum, Harvey, and Spread. One nay: Councilmember Rehwaldt. Motion carried.

#23880. Councilmember Fitzgerald moved to approve the proposed Ambulance Service Fee Schedule. Seconded by Councilmember Spread.

Fire Chief Ewers stated the city has no control over ambulance fees that are charged. He then gave an overview of what the various abbreviations meant in the information provided with the agenda.

Vote – All ayes; motion carried.

#23881. Councilmember Natvig moved to approve the right-of-entry agreements for the Mississippi Drive Corridor Project. Seconded by Councilmember Saucedo. All ayes; motion carried.

#23882. Councilmember Spread moved to approve the Tree Trimming and Removal Services Contract with Freers & Sons Tree Service. Seconded by Councilmember Harvey.

There were questions and comments from City Council that were addressed by Community Development Director David Gobin.

Vote – All ayes; motion carried.

#23883. Councilmember Fitzgerald moved to approve the purchase of a 10' stainless steel saltbox for public works from Knapheide Truck Equipment in the amount of \$18,862. Seconded by Councilmember Natvig.

There were questions from City Council that were answered by Public Works Director Brian Stineman.

Vote – All ayes; motion carried.

#23884. Councilmember Natvig moved to approve the purchase of a mid-mount wing plow for public works from Henderson Truck Equipment in the amount of \$10,250. Seconded by Councilmember Spread.

There were questions from City Council that were answered by Public Works Director Stineman.

Vote – All ayes; motion carried.

Under comments, Councilmember Spread thanked everyone for the work put into the fireworks effort.

Councilmember Saucedo asked Public Works Director Stineman to provide a brief update on ongoing projects.

Mr. Stineman stated that sewer work on 4<sup>th</sup> Street between Cedar and Chestnut streets will be completed within the next two weeks and work will then move to the 4<sup>th</sup> Street Park.

Mr. Stineman, speaking in reference to the Mississippi Drive Corridor Project, stated that due to high water, the contractor is laying the water main from Chestnut Street toward Broadway until they can get back to the Iowa Avenue/Cedar Street area. He stated the project is still on schedule.

Councilmember Saucedo asked if the electrical was in.

Mr. Stineman stated electrical is in from Iowa Avenue to Chestnut Street.

Mr. Stineman stated Public Works staff is working on alleys for patching. He stated patching is being done until an alley program can be put together. He stated that the cold planer that was recently purchased will be a big help.

Councilmember Rehwaldt asked for an explanation on why there are currently two work crews on Mississippi Drive.

City Administrator Mandsager stated there are things that cannot be done while the river is up. He stated that with two crews working more work can get done.

Councilmember Fitzgerald stated that as long as the contractor meets the deadline, he has no issue with two crews working.

Councilmember Saucedo stated the weather cannot be changed.

Councilmember Bynum asked about the detours, and Mr. Stineman stated they are now in place.

City Administrator Mandsager stated that regular meeting updates are being held with the affected business owners. He stated a regular meeting is also held with the hotel representatives.

Councilmember Rehwaldt stated he is still getting complaints about semis on W. 3<sup>rd</sup> Street.

Mr. Stineman stated that more signage went up earlier in the day. He asked that residents call Public Works if there are any more issues.

Councilmember Bynum stated he went to the ribbon cutting for the reopening of the Musser-McColm Home at the Art Center. He stated it is a great asset for the city.

Councilmember Spread moved the meeting be adjourned at 8:00 p.m.

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Robert Bynum, Mayor Pro Tem

ATTEST:

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Gregg Mandsager, City Administrator