

CITY OF MUSCATINE  
REGULAR CITY COUNCIL MINUTES  
Council Chambers – 7:00 p.m. –December 6, 2018

Mayor Diana Broderson called the City Council meeting for Thursday, December 6, 2018, to order at 7:00 p.m. Present were: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.

The meeting began with the Pledge of Allegiance.

Adam Thompson, Leadership Muscatine, came to introduce the 31<sup>st</sup> class for Leadership Muscatine. Each member came forward to state their name, occupation and if they had a project picked out to work on. Many members were undecided on a project and were encouraged to look at the City of Muscatine Goals for 2019 to get ideas.

Max Kauffman- 1609 Foster Street – came to discuss the Santa Claus incident from December 2017.

Councilmember Saucedo, Seconded by Councilmember Spread moved the Consent Agenda be approved as follows:

- Regular City Council Minutes – November 15, 2018
- Special City Council Minutes – November 15, 2018
- In-Depth Meeting Council Minutes – November 8, 2018
- Petitions and Communications Items 8 A
- Receive and File Items 12 A-C E-F
- Bills for Approval totaling \$3,443,418.70

Councilmember Brackett asked to pull the Nominating Committee Minutes (12D) from the consent agenda for further discussion.

Councilmember Brackett, Seconded by Councilmember Saucedo, moved the consent Agenda be approved with item 12D removed.

Vote – All ayes; motion carried.

A Public Hearing was held regarding the proposed development agreement with NPSW Enterprises. LLC.

There were no comments, oral or written, from citizens regarding this public hearing.

Councilmember Saucedo moved to close the public hearing, seconded by Councilmember Fitzgerald.

Councilmember Brockert moved to approve the second reading of an ordinance amending Title 7 Vehicle and Traffic, Chapter 5 Automated Traffic Enforcement of the City Code. This change is necessary due to recent Iowa Supreme Court decisions requiring all unpaid fines to be processed as municipal infractions. Seconded by Councilmember Spread.

Councilmember Malcolm had questions regarding the publication of this ordinance that were addressed by City Administrator Gregg Mandsager and Councilmember Spread.

Councilmember Brackett stated he didn't want the code changed but felt like the 45-day time frame should be used. At this time, he also stated he does not agree with having the cameras.

Vote – All ayes; motion carried.

Councilmember Saucedo moved to adopt Resolution #94564-1218, approving a Development Agreement with NPSW Enterprises, LLC. Authorizing Annual Appropriation Tax Increment Payments and Pledging Certain Tax Increment Revenues to the Payment of the Agreement. Seconded by Councilmember Brackett.

Vote – All ayes; motion carried.

Councilmember Spread moved to adopt Resolution #94565-1218, supporting the 50<sup>th</sup> Anniversary of Iowa's Home Rule. Home Rule continues to be vital to the health and prosperity of all the cities in Iowa by providing the power to make decisions that best fit the community. Seconded by Councilmember Saucedo.

Councilmember Brackett stated he does support Home Rule but would like to see legislature let communities utilize their rights to be able to make the decisions. He stated there are many incidents in which we are not allowed to make the decisions that affect our community.

Vote – All ayes; motion carried.

Councilmember Brockert moved to adopt Resolution #94566-1218, approving the Municipal Airport Layout Plan. This plan allows for improvements over the next ten years and will allow the airport to conduct cargo operations. Seconded by Councilmember Saucedo.

Vote – All ayes; motion carried.

Councilmember Brackett moved to adopt Resolution #94567-1218, approving the completed work and authorizing final payment of \$8496.80, on the Public Safety Building Cooling Capacity Project. The work by Crawford Company has been completed and approved. Seconded by Councilmember Saucedo.

There were questions from City Council regarding how the system is working and if the work is covered by any type of warranty that were answered by Assistance Chief Phil Sargent and Public Works Director Brian Stineman.

Vote – All ayes; motion carried.

Councilmember Spread moved to adopt Resolution #94568-1218, rejecting all bids received for the Muscatine Municipal Airport Hangar Project. Expected private contributions were not secured and leases did not meet FAA guidelines. Seconded by Councilmember Saucedo.

Councilmember Brackett asked what the plans moving forward for the airport would be.

City Administrator Gregg Mandsager stated there were several options being discussed and Community Development Director Gobin was working with the Iowa Department of Transportation on getting an extension and working on a plan that will allow the grant money to be transferred.

Mr. Mandsager stated the FAA was not willing to continue with the leases as they were designed.

Vote – All ayes; motion carried.

Councilmember Brackett moved to adopt Resolution #94569-1218, rejecting all bids received for the Muscatine Municipal Airport Apron Project. This project was to serve the new hangars that have been put on hold. Seconded by Councilmember Brockert.

Vote – All ayes; motion carried.

Councilmember Fitzgerald moved to approve Request # 94570-1218, approving the goals and objectives for fiscal year 2019/2020. Seconded by Councilmember Fitzgerald.

Councilmember Malcolm stated the wording on port development is not what was discussed and should read continue monitoring the port opportunities as opposed to development of a port.

City Administrator stated he would correct the wording and send to Council.

Vote – All ayes; motion carried.

Councilmember Fitzgerald moved to approve Request # 94571-1218, approving a purchase agreement for surplus property located on Oak Street for \$250. Seconded by Councilmember Brackett.

Vote – All ayes; motion carried.

Councilmember Brackett moved to approve Request # 94572-1218, approving a purchase agreement for surplus property located on Halstead Street for \$1900. Seconded by Councilmember Saucedo.

Vote – All ayes; motion carried.

Councilmember Spread moved to approve Request # 94573-1218, approving a purchase agreement with Habitat for Humanity, for surplus property located on Nebraska Street. Seconded by Councilmember Brackett.

Vote – All ayes; motion carried.

Councilmember Saucedo moved to approve Request # 94574-1218, approving the issuance of a purchase order to Titan Machinery, in the amount of \$10,775, for the purchase of a snow bucket to be used on the wheel loader. Seconded by Councilmember Fitzgerald.

Councilmember Brockert asked how long it would take to arrive after it was ordered.

Public Works Director Brian Stineman stated it would arrive in 7-10 days.

Vote – All ayes; motion carried.

Councilmember Harvey moved to approve Request # 94575-1218, approving change orders 19 and 34-57 for the Mississippi Drive Corridor Project. Seconded by Councilmember Saucedo.

Councilmember Harvey stated the dollar amounts are not spelled out in the memo.

Public Works Director Brian Stineman stated the City Engineer had that information and was out on a family emergency.

Councilmember Saucedo stated he had emailed the City Engineer regarding this and received an email back stating it was \$76,000.

Councilmember Harvey stated he would like to have more information sent to him regarding the Change Orders.

Vote – All ayes; motion carried.

Councilmember Brackett moved to approve Request # 94576-1218, approving change order #1 for the 2018 PCC Patching Contract. Seconded by Councilmember Brackett.

Vote – All ayes; motion carried.

Councilmember Saucedo moved to approve Request # 94577-1218, approving the installation of a four-way stop at the intersection of 6<sup>th</sup> Street and Spring Street. Seconded by Councilmember Brackett.

Councilmember Saucedo commented saying he feels this is a good decision and likes the fact that the blinking stop sign will be moved from Cypress Street to be put at this intersection.

Vote – All ayes; motion carried.

Councilmember Brackett moved to approve Request # 94578-1218, approving certain items be declared as surplus and authorizing them to be sold at public auction. Seconded by Councilmember Harvey.

Vote – All ayes; motion carried.

Councilmember Harvey moved to approve Request #94579-1218, approving additional monitoring well installation, monitoring well abandonment and reporting as required by IDNR. Seconded by Councilmember Brackett.

There were questions from council regarding moving the well and if the company performing the work was licensed and bonded.

Solid Waste Manager, Dave Popp, stated Barker Lemar would hire an outside company to do the drilling and that they would be licensed and bonded.

Councilmember Saucedo asked to receive written confirmation of approval from DNR to move the well.

Councilmember Harvey stated running of the land fill is very expensive and he would like to encourage citizens to recycle what they can.

Vote – All ayes; motion carried.

Councilmember Fitzgerald moved to approve Request #94580-1218, approving the comprehensive Annual Financial Report and Audit for Fiscal Year ended June 30, 2018. Seconded by Councilmember Spread.

Councilmember Saucedo complimented Finance Director Nancy Lueck and finance staff for their work on a great job. He stated the auditors remarked it is very uncommon to find a report with no reportable findings.

Vote – All ayes; motion carried.

Councilmember Brackett moved to authorize Request #94581-1218, approving the issuance of a purchase order to K Motorsports, in the amount of \$13,174.00, for the purchase of an All-Terrain Vehicle to be used at the landfill. Seconded by Councilmember Saucedo.

Vote – All ayes; motion carried.

Councilmember Brackett moved to approve the Nominating Committee Meeting minutes with the change, removing his name as he was not present. He would also like it stated that he sent a letter stating he had no concerns with the nominations as presented.

Vote – All ayes; motion carried.

Councilmember Harvey shared that there was a Candy Cane hunt for the kids at the Holiday Stroll Friday December 7<sup>th</sup>.

Councilmember Malcolm asked if a sign could be placed in front of the handicap parking on Mississippi Drive and if a new City of Muscatine flag could be placed in Council Chambers.

Councilmember Spread thanked the Leadership Muscatine Class for coming.

Councilmember Nadine stated she wanted to thank the group of City Hall women that made and donated blankets to the domestic abuse shelter.

Councilmember Brackett stated it was difficult to get to cross walk buttons because of the snow and asked if Public Works could address this when clearing snow. He also stated the crosswalk section of the median on Mississippi Drive was not cleared.

Public Works Director Brian Stineman stated he would look into it and commented that it was the first snow with Mississippi Drive Open and they are learning the new processes.

Councilmember Brackett stated the temporary signs on the riverfront are getting blown down and is concerned for the safety of citizens.

Councilmember Harvey stated he heard someone had been stuck on the riverside of the railroad tracks due to both sets of arms being down and there was no train. He asked what is a person supposed to do in that case.

City Administrator Mandsager stated they could call 911 if it were an emergency or there is a number posted at each crossing to call.

Mayor Broderson asked about new trash policy.

Solid Waste Manager Dave Popp stated there is no new policy they are just enforcing a policy that was already in place and had not been properly followed. For safety reasons the transfer station will not help unload trash from vehicles. Mr. Popp stated they are in the process of having signs made.

Mayor Broderson thanked Canadian Pacific Railroad for bringing the Holiday train to Muscatine. She stated that over \$4000 was raised for the food pantry.

Mayor Broderson stated the next coffee with the mayor will be at Elly's Tea and will be combined with the Riverbend Neighbors.

Mayor Broderson stated that Dec 7<sup>th</sup> was Pearl Harbor Day and Dec 8<sup>th</sup> was the start of WWII.

Councilmember Harvey moved to Adjourn council meeting at 8:10 p.m.

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Mayor Diana Broderson

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City Administrator, Gregg Mandsager

