

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers – 7:00 p.m. – August 4, 2011

Mayor Dick O'Brien called the City Council meeting for Thursday, August 4, 2011, to order at 7 p.m. Councilmembers present were LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange.

The meeting began with the Pledge of Allegiance.

#21718. Councilmember Bynum moved to approve the minutes of the July 21, 2011 City Council meeting. Seconded by Councilmember LeRette. All ayes; motion carried.

#21719. Councilmember Lange moved the Consent Agenda be approved as follows: Approval of Outdoor Service Permit for The Pearl in the parking lot at 101 W. Mississippi Drive for September 24-25, 2011 – Sally Bryant (pending inspections); approval of permanent transfer for Aldi Inc. #05 from 1820 Park Avenue to 3022 Northport Drive beginning September 19, 2011 – Aldi Inc. (pending inspections); renewal of a Class BW Beer/Wine and Sunday Sales Permit for Wine-Nuts, in Pearl Plaza, 208 W. 2nd Street – BMBMG LLC (pending inspections); renewal of a Class C Liquor License for Port City Underground, 208 W. 2nd Street – Lacey Henderson-Mueller (pending inspections); filing of Communications A-F; and Bills for Approval totaling \$1,197,877.48. Seconded Councilmember Roby. All ayes; motion carried.

PUBLIC HEARING

Mayor O'Brien stated a public hearing was being held concerning the proposed sale of city property located at 2210 Wallace Street.

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

#21720. Councilmember Natvig moved the public hearing be closed. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

#21721. Councilmember Lange moved to approve the request from the Muscatine Running Club for the use of city property for the Annual Watermelon Stampede 5K & 10K Race on Saturday, August 20, 2011. Seconded by Councilmember LeRette. All ayes; motion carried.

#21722. Councilmember Roby moved to approve the request from the Jesus Mission Church/Pearl City Outreach for the closure of Mulberry venue between 5th and 6th streets for a block party on Saturday, August 27, 2011, from 10 a.m. to midnight. Seconded by Councilmember Natvig.

Councilmember Roby asked if this event had ever been held before.

Police Chief Brett Talking stated this would be the first time.

Councilmember Lange asked if this would create any problems for the Hy-Vee Drugstore.

City Administrator Gregg Mandsager stated the drugstore had signed off on the event and was allowing the use of a portion of their property.

Vote – All ayes; motion carried.

#21723. Councilmember Bynum moved to approve the second reading of an ordinance changing the zoning designation for the National Guard Armory property at 1421 Park Avenue. Seconded by Councilmember Roby. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21724. Councilmember Roby moved to approve the second reading of an ordinance vacating an alley right-of-way remnant. Seconded by Councilmember Natvig. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21725. Councilmember Natvig moved the resolution be adopted authorizing the sale of city property at 2210 Wallace Street. Seconded by Councilmember Bynum. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21726. Councilmember LeRette moved the resolution be adopted authorizing an executed deed for the property located at 2210 Wallace Street. Seconded by Councilmember Lange. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21727. Councilmember Roby moved the resolution be adopted awarding the contract for the Cedar Street Culvert Extensions Project to Sulzberger Excavating in the amount of \$544,652.40. Seconded by Councilmember Natvig.

Councilmember Lange stated it was good to see the bids come in lower than estimated. He asked why there was such a discrepancy between the other bidders.

City Engineer Jon Lutz stated that he looked at the bids that were received. He stated bids from contractors can fluctuate based on the number of jobs they have underway. He stated he feels the bid submitted by Sulzberger is a good one.

Councilmember Lange stated it seems that Sulzberger has done a great deal of work for the city, and Mr. Lutz stated they do.

Vote – All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21728. Councilmember Lange moved the resolution be adopted awarding the contract and approving the contract and bond from Sulzberger Excavating in the amount of \$77,584.30 for the Heatherlynn Sewer Project. Seconded by Councilmember Natvig.

Councilmember Roby asked if this project would be completed yet this year.

City Engineer Lutz stated the completion date for the project is the end of September.

Councilmember Lange asked if this cost was the city's share of the project, and City Engineer Lutz answered yes.

Public Works Director Randy Hill stated funding for the project will come from the Sewer Systems Extension and Improvement Reserve.

Councilmember Fitzgerald stated there is no partnership in this project. He stated the city will pay to bring the sewer line to a certain point and then it is up to the residents on Heatherlynn to pay the cost of hooking up to the system.

Vote – All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21729. Councilmember Roby moved the resolution be adopted setting a public hearing on the installation of handicapped parking stalls on Sheridan Street for 801 Park Avenue. Seconded by Councilmember Bynum. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21730. Councilmember Fitzgerald moved the resolution be adopted approving the low bid from Heuer Construction in the amount of \$40,506.20 for the 2nd Street Apartment Parking Lot Improvements Project. Seconded by Councilmember Lange. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Roby, and Lange. Motion carried.

#21731. Councilmember Roby moved to approve the installation of a stop sign at the intersection of University Drive and North Port Drive. Seconded by Councilmember Natvig.

Mike Jones of Culvers asked why a stop sign would not be installed on the North Port side. He stated there is definitely a need for either a speed limit sign or stop sign.

Public Works Director Hill told Mr. Jones that his point was well taken. He stated that this is a T-intersection and that normally with this type of intersection the city usually installs a yield sign before a stop sign. He stated he feels this stop sign will help with the flow of the traffic. He stated this intersection will be monitored to see if a three-way stop sign will be required in the future.

Vote – All ayes; motion carried.

#21732. Councilmember Roby moved to approve the purchase of a tractor for Kent Stein Park from Elder Implement in the amount of \$25,826. Seconded by Councilmember LeRette. All ayes; motion carried.

#21733. Councilmember LeRette moved to approve the purchase of a field painter from Sherwin Williams in the amount of \$9,450 for the Soccer Complex. Seconded by Councilmember Natvig.

Councilmember Natvig stated that the Sherwin Williams bid was significantly lower than the other bids received. He asked if the others had bells and whistles the city did not need.

Nick Gow, the city's Athletic Facilities Manager, stated the Sherwin Williams bid is for a field painter that is similar to what Parks Maintenance already has. He stated there are many other facilities throughout the state that have had great success with this piece of equipment.

Councilmember Roby asked if this was the first time Sherwin Williams had bid, and Mr. Gow answered yes.

Vote – All ayes; motion carried.

#21734. Councilmember Bynum moved to accept land donated to the City of Muscatine. Seconded by Councilmember Lange.

Councilmember Roby thanked those in the community that continue to support the youth of Muscatine.

Vote – All ayes; motion carried.

#21735. Councilmember Natvig moved to approve the bid from Communications Engineering Company in the amount of \$39,612.30 for the purchase of a station and radio alerting system for the Fire Department. Seconded by Councilmember Roby. All ayes; motion carried.

Under comments, Councilmember LeRette congratulated the organizers of Great River Days for a successful event.

City Administrator Mandsager thanked the city employees who participated in the Great River Days parade.

City Administrator Mandsager stated that Councilmembers had on their desks a memorandum from Jon Lutz concerning the donation of two parcels of land owned by Bob and Miriam Bosch. He stated no action is required at this time. He stated the attorney representing the Bosch estate is looking for a consensus from City Council to move forward with the transfer of Lots 1 and 2.

Mayor O'Brien asked if there was concurrence from City Council to move forward with the transfer, and Councilmembers answered yes.

City Administrator Mandsager stated he would let the attorney know.

Mayor O'Brien stated he had gone through the Zoo Garden at Weed Park earlier this week. He encouraged everyone to visit the Zoo Garden, especially now while the flowers are in bloom.

Mayor O'Brien stated that Kent Sissel was recently informed that Alexander Clark has been inducted into the Iowa African-American Hall of Fame. He stated this accomplishment was due to the hard work of Dan Clark and Kent Sissel.

#21736. Councilmember Lange moved the meeting be adjourned at 7:34 p.m. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

Richard W. O'Brien, Mayor

ATTEST:

Gregg Mandsager, Acting City Administrator