

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers – 7:00 p.m. – November 1, 2012

Mayor DeWayne Hopkins called the City Council meeting for Thursday, November 1, 2012, 2012, to order at 7 p.m. Councilmembers present were LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Spread, and Phillips.

The meeting began with the Pledge of Allegiance.

#22281. Councilmember Bynum, seconded by Councilmember LeRette, moved the Consent Agenda be approved as follows:

- Minutes of the October 18, 2012 City Council meeting
- Second reading for a new Class “B” Native Wine Permit for Hottiez Heavenly Hut, 1003 Park Avenue – Theresa Foster/Griffey (pending inspections); second reading for a new Class “C” Liquor License, Catering Privilege and Sunday Sales for The Pearl Ballroom, 101 W. Mississippi Drive – Cornerstone Enterprises LLC (pending inspections and insurance); new a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales (previously a Class “C” Beer Permit) for Muscatine Fast Break, 2603 Second Avenue – Reif Oil Company (pending inspections); new Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales (previously a Class “C” Beer Permit) for Stewart Road Fast Break, 2418 Stewart Road – Reif Oil Company (pending inspections); renewal for a Class “C” Liquor License, Outdoor Sales and Sunday Sale for Missipi Brewing Company, 107 Iowa Avenue – R & D Operations, Limited (pending inspections); renewal for a Class “C” Liquor License, and Sunday Sales for Pla-Mor Lanes, 1411 Grandview Avenue – Muscatine Properties, Inc. (pending inspections and insurance); renewal for a Class “C” Liquor License, Outdoor Sales and Sunday Sales for Bull Pens Sports Bar, 1201 Grandview Avenue – Bull Pens Sports, Inc. (pending inspections and insurance)
- Filing of Communication 12A
- Approval of Bills for Approval totaling \$1,577,283.65

Vote – All ayes; motion carried.

PUBLIC HEARING

Mayor Hopkins stated a public hearing was being held concerning the proposed 2012-14 Disadvantaged Business Enterprise (DBE) Goals.

There were no oral or written petitions for or against the DBE goals.

#22282. Councilmember Shihadeh moved the public hearing be closed. Seconded by Councilmember Natvig. All ayes; motion carried.

#22283. Councilmember Phillips moved the ordinance be adopted on final reading amending Title 2 Boards and Commissions, Chapter 11 Historic Preservation Commission and directed for its publication as required by law. Seconded by Councilmember Spread. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22284. Councilmember Spread moved the resolution be adopted authorizing the assessment of nuisance abatement costs to private properties in the amount of \$29,048.83. Seconded by Councilmember Fitzgerald. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22285. Councilmember Fitzgerald moved the resolution be adopted accepting completed work for the Clark House Boiler Replacement Project and authorizing final payment to Boche Plumbing. Seconded by Councilmember Natvig. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22286. Councilmember LeRette moved the resolution be adopted approving the contract and bond from Cornerstone Excavating in the amount of \$994,415 for the Mad Creek Sewer Extension Project. Seconded by Councilmember Spread. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22287. Councilmember Bynum moved the resolution be adopted accepting completed work for the City Hall Boiler Replacement Project and authorizing final payment to J.L. Brady. Seconded by Councilmember Phillips. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22288. Councilmember Fitzgerald moved the resolution be adopted approving the City of Muscatine's Fiscal Year 2012-14 Disadvantaged Business Enterprise Program and Goal and establishing a 45-day comment period. Seconded by Councilmember Spread. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22289. Councilmember Fitzgerald moved to authorize the issuance of a purchase order to Bayfield Snow Removal for the 2012/2013 snow removal services for the Central Business District and city parking lots. Seconded by Councilmember LeRette. All ayes; motion carried.

#22290. Councilmember LeRette moved to approve the Environmental Protection Agency's Amended Order for Compliance on Consent for the West Hill Sewer Separation Project. Seconded by Councilmember Natvig. All ayes; motion carried.

#22291. Councilmember Shihadeh moved to approve the request from the Police Department to purchase a 2008 Buick Lucerne CXL sedan from Uptown Motors in the amount of \$12,495. Seconded by Councilmember Fitzgerald.

Councilmember LeRette asked about the purpose of this vehicle.

Police Captain Steve Snider stated this vehicle will serve a number of purposes. He stated it will be used by him as a work vehicle, will be used for undercover operations, will be used by the patrol division, and will also be used as a travel vehicle when needed. He stated the Grand Cherokee is in rough condition and is becoming costly to maintain.

Vote – All ayes; motion carried.

#22292. Councilmember Fitzgerald moved to approve the request from the Water Pollution Control Plant to declare furnaces from the Bond and Schley Lift Stations as surplus. Seconded by Councilmember Phillips.

Councilmember Fitzgerald asked about the value of the furnaces.

City Administrator Gregg Mandsager stated staff will try to sell the furnaces on Public Surplus, and if that is not successful, they will be scrapped for the metal.

Vote – All ayes; motion carried.

#22293. Councilmember Bynum moved to approve the submission of the Fiscal Year 2011/2012 Annual Financial Report to the State of Iowa. Seconded by Councilmember Spread. All ayes; motion carried.

#22294. Councilmember Natvig moved to approve the request from the Police Department for the submission of a grant application to the Muscatine Community Support Foundation in the amount of \$20,000 for C50 respirators with canister filter and haversack for mask. Seconded by Councilmember Shihadeh. All ayes; motion carried.

Under comments, Councilmember LeRette stated that Tuesday, November 6, 2012, is Election Day. He encouraged everyone to get out and vote.

Councilmember Bynum stated he graduated from the Citizens Fire Academy last weekend. He stated the City of Muscatine's firefighters are trained to handle any situation. He stated it was an honor and a privilege to be part of the Citizens Fire Academy.

Councilmember Phillips congratulated Firefighter Rhonda Theobald for the birth of her grandchild. She also encouraged everyone to get out and vote on Election Day.

City Administrator Mandsager stated the ribbon cutting for the Mad Creek Levee Project will take place on December 12, 2012. He stated the time has not yet been determined.

Mayor Hopkins wished former Mayor Evelyn Schauland a happy birthday.

#22295. Councilmember Shihadeh moved the meeting be adjourned at 7:22 p.m. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Clerk