

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers – 7:00 p.m. – December 5, 2013

Mayor DeWayne Hopkins called the City Council meeting for Thursday, December 5, 2013, to order at 7 p.m. Councilmembers present were LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread.

The meeting began with the Pledge of Allegiance.

Nancy Snaadt of Alliant Energy stated that periodically Alliant meets with City Council to provide them with an update on its activities in the community. She stated Alliant does have a local office located at 215 Oak Street as it is the local gas provider.

Ms. Snaadt outlined Alliant's activities that are taking place within the City of Muscatine. She stated that from 2009-2013, Alliant issued approximately 4,300 rebates. She stated the Chamber will be receiving a rebate check of \$1,500 for its labor shed study.

She ended by complimenting the city for its participation in the tree planting program.

#22714. Councilmember Natvig, seconded by Councilmember Phillips, moved the Consent Agenda be approved as follows:

- Approval of Regular City Council minutes for November 21, 2013
- Renewal of a Class "B" Wine Permit, Class "C" Beer Permit and Sunday Sales for West Side Store, 2201 Houser Street – DJMB LLC (pending inspections); renewal of a Class "A" Liquor License, Outdoor Sales and Sunday Sales for Geneva Golf & Country Club, 3100 Bidwell Road – Geneva Golf & Country Club (pending inspections and insurance); and renewal of a Class "B" Beer Permit and Sunday Sales for Hong Kong Buffet, 2406 Park Avenue – Hong Kong Buffet Inc. (pending inspections and insurance)
- Approval of request to close Weed Park on April 12, 2014 from 8:30 to 10 a.m. for the April Cancer Fun Run sponsored by the Relay for Life Team 6 of the Kent Corporation
- Filing of Communications 12A-G
- Bills for Approval approved totaling \$1,002,391.57

Vote – All ayes; motion carried.

PUBLIC HEARING

Mayor Hopkins stated a public hearing was being held concerning the proposed Urban Renewal Plan Amendment.

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

#22715. Councilmember Spread moved the public hearing be closed. Seconded by Councilmember Natvig. All ayes; motion carried.

PUBLIC HEARING

Mayor Hopkins stated a public hearing was being held concerning the proposed vacation of an unimproved portion of the Charles Street right-of-way.

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

#22716. Councilmember LeRette moved the public hearing be closed. Seconded by Councilmember Bynum. All ayes; motion carried.

#22717. Councilmember Spread moved the resolution be adopted approving the Urban Renewal Plan Amendment. Seconded by Councilmember Phillips. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22718. Councilmember Bynum moved to approve the first reading of an ordinance vacating an unimproved portion of the Charles Street right-of-way. Seconded by Councilmember Natvig. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22719. Councilmember Natvig moved the resolution be adopted setting a public hearing to amend Chapters 4 and 5 of Title 10 of the City Code pertaining to Floodplain Management Regulations. Seconded by Councilmember Spread. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22720. Councilmember Phillips moved the resolution be adopted setting a public hearing for the Cedar Street Reconstruction Project for Thursday, December 19, 2013, at 7:00 p.m. Seconded by Councilmember LeRette. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22721. Councilmember Bynum moved to approve Change Order #1 for the Cedar Street Utility Project. Seconded by Councilmember Phillips. All ayes; motion carried.

#22722. Councilmember Natvig moved the resolution be adopted accepting completed work for the Cedar Street Utility Project and authorizing final payment to Brandt Construction. Seconded by Councilmember LeRette. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22723. Councilmember LeRette moved the resolution be adopted approving the Code of Conduct Policy, Equal Opportunity Policy, and Prohibition of Use of Excessive Force Policy. Seconded by Councilmember Spread. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

#22724. Councilmember LeRette moved to approve the professional services agreements with HBK Engineering to assist with the architectural design (NTE \$68,940) and construction management (NTE \$5,400) for the downtown revitalization program. Seconded by Councilmember Natvig. All ayes; motion carried.

Under comments, Councilmember LeRette encouraged residents to attend the Holiday Stroll on Friday, December 6, 2013.

Administrator Secretary Fran Donelson stated a reception will be held for outgoing Councilmember Mark LeRette on Thursday, December 19, 2013, beginning at 5:45 p.m. in the lower level conference room of city hall. Everyone is invited.

#22725. Councilmember Spread moved to go into Closed Session at 7:18 p.m. to discuss a property purchase and for pending litigation. Seconded by Councilmember Bynum. All ayes: Councilmembers LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Motion carried.

Mayor Hopkins called the Closed Session to order at 7:30 p.m. Councilmembers present were LeRette, Fitzgerald, Natvig, Bynum, Phillips, and Spread. Also present were City Administrator Gregg Mandsager, Public Works Director Randy Hill, and Community Development Director Steve Boka.

The purpose of the Closed Session was to discuss pending litigation and purchase of property.

#22726. Councilmember Natvig moved to leave Closed Session at 8:39 p.m. Seconded by Councilmember Bynum. All ayes: Councilmembers LeRette, Natvig, Fitzgerald, Bynum, Phillips, and Spread. Motion carried.

#22727. Councilmember LeRette moved the meeting be adjourned at 8:40 p.m. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Administrator