

COUNCIL



AGENDA

**THURSDAY, AUGUST 3, 2017
COUNCIL CHAMBERS - CITY HALL – 7:00 P.M.**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **COMMUNICATIONS – CITIZENS**

A. Appeal by Jamie Zaragoza Concerning the Removal of His Dog from the City of Muscatine

5. **CONSENT AGENDA**

The following items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

* **Item 6A - Approval of City Council Minutes**

A. Regular City Council Minutes – July 20, 2017

* **Items 8A-D – Petitions and Communications**

A. Request for Temporary Special Class “C” Liquor License and Outdoor Service for Hy-Vee for an Intern Farewell Event, 100 Harbor Drive – Hy-Vee Inc. (pending inspections)

B. Request from Jamie L. Ash for Taxicab License for Loyal Cab Company LLC

C. Request for Use of City Property for Boys Cross Country Team 5K Road Race on September 4, 2017

D. Request from Seneca Environmental to Close 5th Street Between Cedar and Sycamore Streets Early Next Week (approximately four hours) to Use Hydrant for Testing Kum & Go Fuel Tanks

* **Item 11 – City Administrator**

A. Request from Nominating Committee for Appointment of Sara Fitzer-Huston to the Art Center Board and Jennifer DeFosse to the Recreation Advisory Commission

* **Items 12A-B – Receive and File**

A. Muscatine County Board of Supervisors Minutes – July 10 & 17, 2017

B. Board of Water, Electric and Communications Minutes – June 27, 2017

* **Bills***

* Approval of attached Bills for Approval totaling \$5,440,863.69, which includes receipt summaries and journal entries for May 2017, is subject to the approval of any related agenda item(s).

6. **MINUTES – APPROVAL**

7. **PUBLIC HEARING**

8. **PETITIONS AND COMMUNICATIONS**

9. **FROM THE MAYOR**

10. FROM THE PLANNING AND ZONING COMMISSION

11. FROM THE CITY ADMINISTRATOR

A. Resolution Accepting Certain Tax Delinquent Real Estate from Muscatine County

Presented for City Council's consideration is a resolution accepting certain tax delinquent real estate from Muscatine County. This triangle shaped piece of property located adjacent to Iowa Field has been delinquent on taxes for over six years. Muscatine County has reached out to the city to deed this real estate to the city for final disposition. This property may have a future benefit to the city for storm water control.

Is there a motion to adopt the resolution as submitted?

B. Resolution Relating to Financing Certain Proposed Projects to be Undertaken by the City and Establishing Compliance with Reimbursement Bond Regulations Under the Internal Revenue Code

Presented for City Council's consideration is a resolution relating to the financing of certain proposed projects to be undertaken by the city and establishing compliance with reimbursement bond regulations under the Internal Revenue Code. The IRS requires that cities identify projects that may be financed in whole or in part through the issuance of general obligation bonds. Bids have been received on several of the projects to be funded in whole or in part from the city's next bond issue scheduled for the spring of 2018. The potential local share for the new library renovation or other CAT grant projects has been increased to up to \$400,000 and has been included as part of this resolution.

Is there a motion to adopt the resolution as submitted?

C. Resolution Committing Future Bond Proceeds to the Pearl of Progress Project

Presented for City Council's consideration is a resolution committing future bond proceeds to the Pearl of Progress Project. On July 14, 2017, the city and county jointly submitted a grant application to the Iowa Economic Development Authority for a \$1,000,000 Community Attraction & Tourism Program grant funding for the Pearls of Progress Project. The IEDA is requesting a more specific commitment towards using \$400,000 of future bond proceeds for this project. This resolution would only commit the city to using bond proceeds for this project if the CAT grant is successful and all components of the projects are fully funded.

Is there a motion to adopt the resolution as submitted?

- D. Resolution Authorizing Submittal of an Application to the Iowa Department of Transportation for Traffic Safety Improvement Program (TSIP) Funding for Reconfiguration of the Intersection at West Fulliam Avenue and North Houser Street

Presented for City Council's consideration is a resolution authorizing the submittal of an application to the Iowa Department of Transportation for Traffic Safety Improvement Program (TSIP) funding for the reconfiguration of the intersection at West Fulliam Avenue and North Houser Street. The city in cooperation with Shive-Hattery would like to submit an application to TSIP for this intersection. This grant requires no match from the city and could potentially fund this project as well as the project being presented in the following resolution.

Is there a motion to adopt the resolution as submitted?

- E. Resolution Authorizing Submittal of An Application to the Iowa Department of Transportation for Traffic Safety Improvement Program (TSIP) Funding for Reconfiguration of Business Highway 38/Park Avenue from Harrison Street to Iowa 92 Bridge

Presented for City Council's consideration is a resolution authorizing the submittal of an application to the Iowa Department of Transportation for Traffic Safety Improvement Program (TSIP) funding for the reconfiguration of Business Highway 38/Park Avenue from Harrison Street to the Iowa 92 Bridge. The city in cooperation with Shive-Hattery would like to submit an application to TSIP for this reconfiguration. This grant requires no match from the city and could potentially fund this project as well as the project being presented in the previous resolution.

Is there a motion to adopt the resolution as submitted?

- F. Resolution Setting Public Hearing on Request to Vacate and Dispose of the Lakeview Right-of-Way and Certain Utility and Drainage Easements in Lots 7 and 8 of the North Point Commons Subdivision

Presented for City Council's consideration is a resolution setting a public hearing on a request to vacate and dispose of the Lakeview right-of-way and certain utility and drainage easements in Lots 7 and 8 of the North Point Commons Subdivision. Beaver Builders Inc. has filed a combined preliminary/final plat for the Muscatine Landing Subdivision, a 28.4-acre four lot subdivision, on the north side of North Point Drive. In order to accommodate the proposed subdivision, this right-of-way and certain drainage and utility easements must first be vacated and the right-of-way deeded back to the adjoining property owner. Prior to any formal action by City Council, a public hearing is required. This hearing will take place on Thursday, August 17, 2017, at 7:00 p.m.

Is there a motion to adopt the resolution as submitted?

G. Request to Purchase Suspended Solids Meter for Dredge Solids Application for the Water Pollution Control Plant

Presented for City Council's consideration is a request to purchase a suspended solids meter for dredge solids application for the Water Pollution Control Plant. Three bids were received for this meter with the low bid from Markland Specialty Engineering in the amount of \$8,981. There is \$10,000 budgeted for this item.

Is there a motion to approve the request as submitted?

H. Request to Approve Issuance of Purchase Order for New Ambulance

Presented for City Council's consideration is the request for the issuance of a purchase order for a new ambulance. Three bids were received with the lowest responsible bid from Foster Coach in the amount of \$154,740. Staff is requesting City Council authorize the issuance of a purchase order to Foster Coach for a 2018 Ford E-450 Medix Ambulance. There is \$155,000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

I. Request Approval for the 2017/2018 Deer Hunt

Presented for City Council's consideration is a request to approve the 2017/2018 deer hunt which will run from September 16, 2017 through January 10, 2018.

Is there a motion to approve the request as submitted?

J. Request from Parks and Recreation for the Issuance of a Purchase Order for Two Mowers

Presented for City Council's consideration is a request from Parks and Recreation for the purchase of two mowers. Three bids were received for a wide area mower with the low bid from Turfwerks in the amount of \$10,500 for a used mower. Seven bids were received for a small area mower with the low bid from Turfwerks in the amount of \$14,500 for a used mower. Staff is requesting City Council approve the issuance of a purchase order to Turfwerks for these mower purchases. There is \$30,000 budgeted these purchases.

Is there a motion to approve the request as submitted?

K. Request from Parks and Recreation for the Issuance of a Purchase Order for a New Utility Vehicle

Presented for City Council's consideration is a request from Parks and Recreation for the purchase of a new utility vehicle. Five bids were received for a new utility vehicle with the low bid from Rexco in the amount of \$16,527.24. There is \$16,000 budgeted for this purchase. The remaining balance can be funded from the mower purchases that came in \$5,000 under budget. Staff is requesting City Council approve the issuance of a purchase order to Rexco for this purchase.

Is there a motion to approve the request as submitted?

L. Request from Parks and Recreation for the Purchase of Soccer Goals

Presented for City Council's consideration is a request from Parks and Recreation for the purchase of soccer goals. The soccer complex is in need of additional small soccer goals in order to be in compliance with the Iowa Soccer Association guidelines when small and medium fields are used. Staff is requesting City Council approve the purchase of four sets of small soccer goals in the amount of \$10,475. This request is not funded in our current budget; however, the cost will be covered by the insurance reimbursement for damages at the Soccer Complex during the storm that took place in March 2017.

Is there a motion to approve the request as submitted?

M. Request from the Police Department for the Purchase of Two Panasonic ToughPad Computers

Presented for City Council's consideration is a request from the Police Department for the purchase of two Panasonic ToughPad Computers. Three bids were received with the low bid from Keltek Inc. in the amount of \$5,137.44. There is \$7,000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

N. Request to Accept the City Staff and City Council's Audit Committee Responses to the State's Re-Audit Report

Is there a motion to approve the request as submitted?

12. **COMMUNICATIONS - RECEIVE AND FILE**

13. APPROVAL OF BILLS

It is recommended bills totaling \$5,440,863.69 be approved and that the City Council authorize the Mayor and City Clerk to issue warrants for the same. It should be noted that this listing is subject to the approval of any related agenda item(s).

14. COMMUNICATIONS - COUNCIL MEMBERS

15. OTHER BUSINESS

A. Request to enter Closed Session per Iowa Code 21.5.1.c, as well as the case law on attorney/client privilege as codified in Iowa Code Section 622.10, to discuss strategy with counsel in matters that presently involve legal action and/or where legal action is imminent.

B. Request to enter Closed Session per Iowa Code 21.5.1.c, as well as the case law on attorney/client privilege as codified in Iowa Code Section 622.10, to discuss strategy with counsel in matters that presently involve legal action and/or where legal action is imminent.

16. ADJOURNMENT