

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

Mayor Diana Broderson called the City Council meeting for Thursday, June 7th, 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.

Bonnie Gobin, 117 Chestnut St., came forward to share concerns regarding unmarked street curbs at the intersection of Chestnut and Mississippi Drive. Ms. Gobin states she feels it is a safety hazard as she has witnessed drivers being visually shaken by not seeing the curb and hitting it.

Councilmember Saucedo stated they had discussed this area last week with the City Engineer.

Mayor Broderson stated the City is also working on more signage for Mississippi Drive.

#24282 Councilmember Saucedo, seconded by Councilmember Spread, moved the Consent Agenda be approved as follows:

- Regular City Council Minutes – May 17, 2018
- Special City Council Minutes – May 31, 2018
- Request to approve settlement and accept payment for Hy-Vee Inc. for first offense cigarette permit violation
- Request to approve settlement and accept payment for Nanak Express LLC dba GM Mini Mart for first offense cigarette permit violation
- Request to approve settlement and accept payment for Casey's General Store for second offense cigarette permit violation
- Request to approve settlement and accept payment for Nanak Express LLC Db a GM Mini Mart for second offense cigarette permit violation
- Request on second reading for a new Class "C" Beer Permit for AJ's Garage, LLC, 1206 East 2nd Street – Alex Shoppa (pending inspections)
- Request for renewal of a Class "B" Native Wine Permit, Class "C" Beer Permit and Sunday Sales for Casey's General Store #2906, 3509 Steamboat Way – Casey's Marketing Company (pending inspections)
- Request for renewal of a Class "B" Wine Permit, Class "C" Beer Permit, Outdoor Service and Sunday Sales for Hy-Vee Mainstreet, 510 East 6th Street – Hy-Vee Inc. (pending inspections)
- Request for renewal of a Class "C" Liquor License and Sunday Sales for Applebee's Neighborhood Grill & Bar, 306 Cleveland Street – Apple Corps L.P. (pending inspections)
- Request for renewal of a Class "C" Liquor License and Sunday Sales for Peking Restaurant, 1700 Park Avenue, Suite C – Peking Chinese Restaurant, Inc. (pending inspections and insurance)
- Request for renewal of a Class "C" Beer Permit and Sunday Sales for Happy Joe's Pizza & Ice Cream Parlor, 927 Grandview Avenue – Max Brewer Corporation (pending inspections and insurance)
- Request for renewal of a Class "C" Liquor License for Jody's Corner Tap, Inc., 226 Walnut Street – Jody's Corner Tap, Inc. (pending inspections and insurance)

- Request for renewal of a Class “B” Native Wine Permit and Sunday Sales for The Flower Gallery, 131 East Second Street – Karen Diercks (pending inspections and insurance)
- Request for closure of Parham Street for water main work June 11-16, 2018.
- Request for road closure at 1110 Musser, June 11-13 for water main work.
- Request for use of City Property – 100 Block of East Mississippi Drive to be used for Street Dance in conjunction with Relay for Life – Missipi Brew.
- Request to approve new appointments Andrea Kreitner and Mohammad Ali Pasha to the Airport Advisory Commission, new appointments Brian Walters and Marci Stephens to the Art Center Board of Directors, reappointment John Moravec to the Art Center Board of Directors, reappointment Tracy McGinnis to the Board of Water, Electric and Communication, reappointment Holly Jacobi to the Civil Service Commission, new appointment Melissa Osborne to the Convention and Visitors Board, reappointment Greg Jenkins to the Convention and Visitors Board, Reappointment Rochelle Conway to the Historic Preservation Commission, new appointment Robert McFadden to the Planning and Zoning Commission, reappointment Steve Nienhaus to the Planning and Zoning Commission, and new appointments Dana LaRue and Rick Bierman to the Recreation Advisory Commission.
- Filing of Communications 12A-G
- Bills for Approval totaling \$9,627,005.90

Next on the agenda was a public hearing concerning the declaration of City owned property as surplus and authorizing for its disposal.

There were no oral or written petitions for or against the declaration of property as surplus and disposal of property.

#24283. Councilmember Harvey moved the public hearing be closed. Seconded by Councilmember Brackett. All ayes: motion carried.

Mayor Broderson presented a proclamation for National Garden Week to Sandra Wales of the Muscatine Garden Club.

Ms. Wales thanked Mayor Broderson for the presentation and shared information about the Garden Club and some of the projects they are involved in including: The Zoo Garden at Weed Park, Plant it Pink Garden in Weed Park and the Dover Air Force Base Reflecting Garden. Ms. Wales stated the Muscatine Garden Club would be at HyVee Saturday June 9th to answer questions about the organization and to pass out seedlings to the public.

#24284 Councilmember Brackett moved to approve the first reading of an ordinance allowing for dogs to be let off leash in areas of the City Parks Designed for off leash use, such as the dog park. Seconded by Councilmember Spread.

Councilmember Brockert asked how the dogs would be separated when off leash in the park.

Mayor Broderson stated the dogs would be separated by size and age.

Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald & Malcom. Motion carried.

#24285. Councilmember Spread moved to adopt a resolution declaring City owned real estate as surplus and authorizing the disposal of said property. (Musser Public Library) Seconded by Councilmember Harvey.

Vote - All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion carried.

#24286. Councilmember Brockert moved to adopt a resolution approving the acceptance of a permanent right-of-way Easement Agreement with Dollar General. Seconded by Councilmember Harvey.
Vote - All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion carried.

#24287. Councilmember Malcolm moved to approve a resolution accepting the completed work and authorizing final payment to Sheets Design Build for the new Musser Public Library and HNI Community Center. Seconded by Councilmember Brackett.
Vote - All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion Carried.

#24288. Councilmember Brackett moved to adopt a resolution accepting the completed work performed under the West Hill Sewer Separation Project Phase 3-C and authorizing Final Payments to close out Phase 3-C. Seconded by Councilmember Spread.
Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion Carried.

#24289. Councilmember Harvey moved to adopt a resolution approving the final plat of Avalon Subdivision. Seconded by Councilmember Saucedo.
Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion Carried.

#24290. Councilmember Brackett moved to adopt a resolution setting a Public Hearing for June 21, 2018 regarding the 2018 PCC Full Depth Patch Construction Project. Seconded by Councilmember Malcolm.

There were questions and concerns from City Council that were addressed by Public Works Director Brian Stineman.

Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm.
Motion Carried.

#24291. Councilmember Fitzgerald moved to approve a request for approval of Ambulance Services fee schedule increase effective July 1, 2018. Seconded by Councilmember Spread.

There were questions and concerns from City Council that were addressed by Fire Chief Jerry Ewers.

Vote - All ayes: Motion carried.

#24292. Councilmember Brackett moved to approve a request to enter into a contract for Solid Waste Management Regulatory Assistance and Administrative fees Seconded by Councilmember Harvey.

There were questions and concerns from City Council that were addressed by Public Works Director Brian Stineman.

Vote - All ayes: Motion carried.

#24293. Councilmember Brockert moved to approve a request to approve a salt purchase agreement Seconded by Councilmember Brackett.

There were questions and concerns from City Council regarding how much salt, where it was stored, how it was delivered and how long it would last that were addressed by Public Works Director Brian Stineman.

Vote – All ayes: Motion Carried

#24294. Councilmember Brackett moved to approve a request approving a DOT Supplemental Agreement for Maintenance of Primary Roads. Seconded by Councilmember Harvey.

Vote – All ayes: Motion Carried.

Under comments:

Councilmember Saucedo stated he had received multiple phone calls regarding the gas pump on the dock and why the use of credit cards is not being utilized.

City Administrator Gregg Mandsager stated he would get the information from the Parks and Recreation Director.

Councilmember Saucedo suggested we look at how other towns are set up at their docks.

Councilmember Brockert stated she had received calls regarding the speed of traffic on West 5th corner of Demorest and Kansas Streets.

City Administrator Mandsager stated that the Mobile ATE was back in service soon.

Assistant Police Chief Phil Sargent stated that there is only one Mobile ATE that has to be moved around town to different places but they have had several complaints about these locations and have increase patrol in the area.

Councilmember Malcolm as what the status of the church at 512 Iowa Ave is. He states the windows are broken out and has been for some time.

City Administrator Mandsager stated he will check into that and that the property has been an ongoing issue.

Councilmember Malcolm stated that next week he will be in Lomza. Poland to represent the City of Muscatine at the 600th year Celebration of their city.

Councilmember Brackett stated the Soap Box Derby Committee has decided to waive the entry fee for the July 4th Soap Box Derby.

Mayor Broderson Reminded the public that the Muscatine Garden Club would be passing out seedlings Saturday morning from 9-12 at HyVee.

Mayor Broderson stated the guest for this week on “Our City” would be John Dabeet from Muscatine Sister Cities and Amy Fortenbacher from the Muscatine Transit Department.

Mayor Broderson called for a short recess at 7:35 p.m.

#24295. Councilmember Fitzgerald moved to go into Closed Session at 7:45 p.m. per Iowa Code 21.5.1.j concerning acquisition and sale of property. Seconded by Councilmember Brackett. Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm. Motion carried.

Mayor Broderson called the Closed Session meeting to order at 7:45 p.m. Present were Councilmembers Fitzgerald, Malcolm, Brackett, Saucedo, Brockert, Harvey and Spread. Also present were City Administrator Gregg Mandsager, Administrative Secretary Cinda Hilger, Finance Director Nancy Lueck, Community Development Director Dave Gobin, Public Works Director Brian Stineman, Assistant Police Chief Phil Sargent, City Engineer Jim Edgmond, and Steve Boka. *fire chief ewers*

#24296. Councilmember Fitzgerald moved to leave Closed Session at 7:55 p.m. Seconded by Councilmember Brockert. Vote – All ayes: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald and Malcolm. Motion carried.

24297. Councilmember Fitzgerald moved the meeting be adjourned at 7:55 p.m.

Diana Broderson, Mayor

ATTEST:

Gregg Mandsager, City Administrator