

# COUNCIL



## AGENDA

**THURSDAY, JANUARY 18, 2018**  
**COUNCIL CHAMBERS - CITY HALL – 7:00 P.M.**

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

\* **Items 6A-B – Approval of City Council Minutes**

- A. Regular City Council Minutes – January 4, 2018
- B. Nominating Committee Minutes – January 12, 2018

\* **Items 8A-F – Petitions and Communications**

- A. Request to Approve Application for Revitalization Property Tax Abatement for Deanne I. Koch.
- B. Request on First Reading for a New Class “B” Liquor License, Outdoor Service and Sunday Sales for the Merrill Hotel and Conference Center, 119 Mississippi Drive – Riverview Hotel Development, LLC (pending inspection and insurance)
- C. Request on First Reading for a New Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for Dollar General Store #19625, 807 Grandview Ave – DolgenCorp LLC (pending inspection and insurance)
- D. Request for Use of City Property from Senior Resources for BBQ Contest Fundraiser on May 5, 2018
- E. Request for Use of City Property from Melon City Bike Club for the 40<sup>th</sup> Melon City Bicycle Race on May 27, 2018
- F. Request for Use of City Property from HNI Corporation for their Family Fun Day and Picnic on August 17-19, 2018

\* **Item 12A – Receive and File**

- A. Muscatine County Board of Supervisors Minutes – January 2, 2018 and January 8, 2018

\* **Bills\***

- \* Approval of attached Bills for Approval totaling \$\_\_\_\_\_ is subject to the approval of any related agenda item(s).

**6. MINUTES – APPROVAL**

**7. PUBLIC HEARING**

**A. Proposed Sale of Surplus City Property**

This public hearing concerns the proposed sale of Surplus Property described as: The westerly 123 feet of the southerly 30.6 feet of Lot 47 of Terrace Heights addition to the City of Muscatine, Iowa, to Muscatine Downtown Investors, LLC. Prior to any formal action by City Council, a public hearing is required.

Now is the time for the public to comment.

**B. Proposed Amendment to Revitalization Plan**

This public hearing concerns the proposed amendment to the Revitalization Plan for the 2013 Muscatine Housing Urban Revitalization Area. This is the first step in amending the Urban Revitalization Plan and creating a new Urban Revitalization area previously discussed at In-Depth meeting discussions.

Now is the time for the public to comment.

**8. PETITIONS AND COMMUNICATIONS**

**9. FROM THE MAYOR**

**10. FROM THE PLANNING AND ZONING COMMISSION**

**11. FROM THE CITY ADMINISTRATOR**

**A. Resolution Authorizing Sale of Surplus Property described as the westerly 123 feet of the southerly 30.6 feet of Lot 47 of Terrace Heights addition to the City of Muscatine, Iowa, to Muscatine Downtown Investors, LLC.**

Is there a motion to adopt the resolution as submitted?

**B. Resolution Authorizing Restated Plan for the 2013 Muscatine Housing Urban Revitalization Area**

Is there a motion to adopt the resolution as submitted?

**C. Third and Final Reading of an Ordinance Amending Title 8, Chapter 5, Section 2 and Title 8, Chapter 5, Section 4 of the City Code for Rental Facilities and Units**

Presented for City Council's consideration is the third and final reading of an ordinance amending Title 8, Chapter 5, Section 2 and Title 8, Chapter 5, Section 4 of

the City Code for Rental Facilities and Units. This item was reviewed with City Council at the December In-Depth meeting.

Is there a motion to adopt the ordinance on third and final reading?

D. Third and Final Reading of an Ordinance Amending Title 10, Chapter 20, and Title 10, Chapter 31, Section 1 of the City Code, Home Occupation Regulations

Presented for City Council's consideration is the third and final reading of an ordinance amending Title 10, Chapter 20, and Title 10, Chapter 31, Section 1 of the City Code Home Occupation Regulations. Rewriting this portion of the City Code would regulate Home Occupations allowing them to be more beneficial to the community and limiting others that have proven irritating to residents and have generated complaints.

Is there a motion to adopt the ordinance on third and final reading?

E. Third and Final Reading of an Ordinance Amending Title 10, Chapter 21, and Title 5, Chapter 11 of the City Code, Sign Regulations

Presented for City Council's consideration is the third and final reading of ordinance amending Title 10, Chapter 21, and Title 5, Chapter 11 of the City Code Sign Regulations. The next step in the modernization of this ordinance is the rewriting of the portion that regulates signs. The primary intent of this rewrite is to make it more user friendly and understandable.

Is there a motion to adopt the ordinance on third and final reading?

F. Second Reading of an Ordinance Amending Various Provisions of the City Code of Muscatine to Remove the Possibility of Imprisonment for City Code Violations

Presented for City Council's consideration is the second reading of an ordinance amending various provisions of the City Code of Muscatine to remove the possibility of imprisonment for city code violations. On April 21, 2017, the Iowa Legislature passed SF374 making cities responsible for defendant's court appointed attorney fees for city code violations that carry the possibility of imprisonment. It is recommended that to avoid these charges, the possibility of imprisonment be removed on all city code violations.

Is there a motion to approve the second reading of this ordinance as submitted?

G. Resolution Setting Date for a Public Hearing on West Hill Sewer Project Phase IV

Presented for City Council's consideration is a resolution setting a public hearing concerning the West Hill Sewer Project Phase IV. Phase IV must be built in the next two years to keep on schedule with the EPA Mandate. Funds for this project have

already been budgeted. The estimated cost of project is \$8,461,975 with \$1,561,975 being reimbursed from MPW for water main work.

Is there a motion to adopt the resolution as submitted?

H. Resolution Authorizing the Assessment of Unpaid Abatement Costs to Private Properties

Presented for City Council's consideration is a resolution authorizing the assessment of unpaid abatement costs to private properties. Periodically the city takes action to assess unpaid nuisance abatement costs to private properties. The nuisance abatement costs for snow, junk and weed removal total is \$1669.30. The administrative fees are \$400 and the assessment fees are \$800. The total fee being requested for assessment at this time totals \$2869.30.

Is there a motion to adopt the resolution as submitted?

I. Resolution Declaring County Deeded Properties Surplus and Authorizing the Sale of Said Real Estate

Presented for City Council's consideration is a resolution declaring a list of properties deeded to the City of Muscatine in December 2017 as surplus properties and to authorize the sale of said properties. These properties were delinquent on taxes and Muscatine County deeded said properties to the City of Muscatine for final disposition.

Is there a motion to adopt the resolution as submitted?

J. Resolution Setting Public Hearing on Designation of Expanded Consolidated Muscatine Urban Renewal Area and on Urban Renewal Plan Amendment

Presented for City Council's consideration is a resolution setting a public hearing on the Designation of Expanded Consolidated Muscatine Urban Renewal Area and on the Urban Renewal Plan Amendment.

K. Request to Approve Contract with McDaniel's Marketing for Convention and Visitors Bureau

Presented for City Council's consideration is a request to approve a contract with McDaniel's Marketing for the Convention and Visitor's Bureau. The current contract with McDaniel's expired in July, 2017. The new contract would aid in effectively marketing the City of Muscatine.

Is there a motion to approve the request as submitted?

L. Request to Change Parking on 5<sup>th</sup> Street Between Cedar Street and Iowa Avenue

from the South to the North Side of the Street.

Presented for City Council's Consideration is a request to change the parking on 5<sup>th</sup> Street between Cedar Street and Iowa Avenue from the south to the north side of the street. The Muscatine traffic committee feels that with the entrances to the new Kum & Go on 5<sup>th</sup> Street the parking would be better served on the north side of the street.

Is there a motion to approve the request as submitted?

- M. Presentation by Public Works Director Brian Stineman on Traffic Safety Improvement Program Grant Update
- N. Presentation by Finance Director Nancy Lueck on Local Option Sales Tax History and Proposed Extension
- O. Discussion on Proposed Proclamation Making February 25<sup>th</sup>, Alexander Clark Day.
- P. Discussion and Potential Action on Enforcing City Council Rules

**12. COMMUNICATIONS - RECEIVE AND FILE**

**13. APPROVAL OF BILLS**

It is recommended bills totaling \$\_\_\_\_\_ 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**

**16. ADJOURNMENT**