

**CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
7:00 p.m. – December 2, 2021**

Mayor Broderson called the City Council meeting for Thursday December 2, 2021, to order at 7:00 p.m. Present were: Councilmembers Hopkins, Gordon, Brockert, Jindrich, Malcolm and Brackett. Councilmember Froelich was present virtually.

The Council meeting began with the pledge of allegiance.

Max Kaufmann- 1609 Foster Street, was present to state his concerns regarding the rejection of his bids for City Property. Mr. Kaufmann also stated concerns with certain City owned property not being maintained to the same standards required by residents.

Mayor Broderson stated she would discuss with the City Administrator and then City Council could come up with decisions on how to handle the situation. Mayor Broderson stated legal issues would be directed to our City Attorney.

Consent Agenda

Councilmember Brackett, seconded by Councilmember Gordon, moved the Consent Agenda be approved as follows:

- Item 6 A Approval of City Council Minutes
- Item 8 A-M From the Mayor
- Items 12 A-D Receive and File
- Bills for Approval Totaling \$2,181,752.75

Vote: Ayes-7, Nays -0, Motion carried.

From the City Administrator

11A: Councilmember Jindrich moved to adopt, on the third and final reading, Ordinance #2021-0400, vacating and deeding alley right of way to adjacent property owners at 1248 E. 5th street and 1300 E. 5th Street. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11B. Councilmember Hopkins moved to approve the second reading of Ordinance # 2021-0427, amending City Code Title 1, Chapter 5, Precinct and Ward boundaries. Seconded by Councilmember Brackett. Assistant Community Development Director Andrew Fangman gave a short presentation regarding minor changes.

Vote: Ayes – 7, Nays – 0, Motion carried.

11C: Councilmember Gordon moved to adopt Resolution #2021-0440, establishing an easement in the alley right of way between 1248 and 1300 E. 5th Street. Seconded by Councilmember Jindrich.

Vote: Ayes – 7, Nays – 0, Motion carried.

11D: Councilmember Gordon moved to adopt Resolution #2021-0441, deeding vacated right of way to Jeffery A. Dean. Seconded by Councilmember Jindrich.

Vote: Ayes – 7, Nays – 0, Motion carried.

Councilmember Hopkins moved to adopt Resolution #2021-0442, deeding vacated right of way to Richard and Velma Mills. Seconded by Councilmember Malcolm.
Vote: Ayes – 7, Nays – 0, Motion carried.

11E: Councilmember Brackett moved to adopt Resolution #2021-0443, setting a public hearing for December 16, 2021, regarding the South end Playground Development Project. Seconded by Councilmember Gordon.
Vote: Ayes – 7, Nays – 0, Motion carried.

11F: Councilmember Malcolm moved to adopt Resolution #2021-0444, setting a public hearing for December 9, 2021, regarding a decrease in the Utility Franchise Fee. Seconded by Councilmember Gordon.
Vote: Ayes – 7, Nays – 0, Motion carried.

11G: Councilmember Hopkins moved to approve Request #2021-0445, for a Landfill Operations contract with Rittmer Inc. Seconded by Councilmember Brackett
There were questions and comments from City Council that were addressed by Solid Waste Manager Dave Popp. .
Vote: Ayes – 7, Nays – 0, Motion carried.

11H: Councilmember Brackett moved to approve Request #2021-0446, for the purchase of three shelters as part of the Southend Community Improvement Funds Project. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11I: Councilmember Brockert moved to approve Request #2021-0447, for the purchase of a modular restroom for Taylor Park as part of the Southend Community Improvement Funds Project. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11J: Councilmember Jindrich moved to approve Request #2021-0448, approving the Annual Comprehensive Financial Report and Audit for the year ended June 30, 2021. Seconded by Councilmember Malcolm.

Vote: Ayes – 7, Nays – 0, Motion carried.

Councilmember Brackett moved to enter closed session at 7:40 pm per Iowa Code Section 21.5.1.c to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation and in accordance with Iowa Code Section 622.10 to discuss attorney/client privileged and attorney work product matters with legal counsel. Seconded by Councilmember Gordon.

Vote: Ayes -7, Nays- 0, Motion carried.

Councilmember Brackett moved to exit closed session, seconded by Councilmember Gordon.
Vote: Ayes – 7, Nays – 0, Motion carried.

Councilmember Brackett motioned the meeting be adjourned at 8:22 pm.

ALL CITY COUNCIL MEETING RECORDINGS ARE VIEWABLE ON THE CITY OF MUSCATINE YOUTUBE PAGE.

Mayor Diana Broderson

Attest:

Carol Webb, City Administrator