

**CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
7:00 p.m. – FEBRUARY 17, 2022**

Mayor Bark called the City Council meeting for Thursday February 17, 2022, to order at 7:00 p.m. Present were: Councilmembers Hopkins, Gordon, Brockert, Jindrich, Osborne, Froelich and Lewis.

The Council meeting began with the pledge of allegiance.

Zack Peterson, 100 E. Washington Street, Iowa City representing the Teamsters Union 238 was present to share his thoughts with City Council regarding the hard work the laborers do and the cost of inflation and to encourage them to think about this when going through the contract bargaining process.

Jared Johnson, 1741 Arbor Oaks Drive, was present to discuss wages. Thanked the staff and council for raising the seasonal staff wages and stated it really does help the community. Mr. Johnson stated he is a member of the Musser Public Library Board and stated he was speaking on his own behalf tonight. Mr. Johnson stated that our Library Director's salary is less than comparable cities and fears that we will lose our director who has done a lot of great things for our public library. Mr. Johnson also requested the City Council to reconsider the \$15,000 reduction in library funding on the 2022-2023 budget.

Larry Kent, 1007 Dolivar Street, was present to request information regarding the status of his request to allow the use of his over the road vehicle on City streets.

Ron Henderson, 5820 63rd Avenue W, was present to discuss the junk vehicle codes passed by the City Council. Mr. Henderson shared his concerns with the way the City is handling the issue of a nuisance presented by his neighbor.

City Administrator Carol Webb followed up by stating there was no new development on this issue.

Councilmember Gordon requested Finance Director Nancy Lueck to respond to how the Library budget compares with other department budgets for Fiscal Year 2022-2023. Ms. Lueck stated that the Library for 11 years has transferred unspent money into their computer replacement funds. Last year the money not spent was given back to the City to put in the general fund.

City Administrator Webb stated that the parties involved should get together to discuss this issue in further detail at a later date.

Consent Agenda

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

- Item 6 A-B Approval of City Council Minutes
- Items 8 A-J Petitions and Communications
- Items 12 A-C Receive and File

- Bills for Approval Totaling \$5,367,406.30.
Vote: Ayes-7, Nays -0, Motion carried.

Public Hearing

A public hearing was held regarding amendments to Title 1, Chapter 2, Section 14 of the Code of the City of Muscatine – Standard Penalties. Staff recommends aligning the City’s standard penalty with the penalties outlined in Iowa Code 364.3(2) and 903.1(1a).

There were no oral or written comments from the public. Councilmember Brockert moved to close the public hearing, seconded by Councilmember Gordon.

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

From the Mayor

Mayor Bark read a proclamation regarding Alexander Clark Day in the City of Muscatine. Daniel Clark, Jay Brady and Osmond Malcolm were present to accept the proclamation and thank the City Council for their support.

From the City Administrator

11A: Councilmember Lewis moved to approve the first reading of Ordinance #2022-0063, revising Title 1, Chapter 2, Section 14 of the Code of the City of Muscatine. Seconded by Councilmember Brockert.

There were questions and comments from City Council regarding citizen comments on the ease of finding the fees that were addressed by City Administrator Carol Webb. Ms. Webb states staff is in the process of updating schedules A, B, C and D and will be brought forward for Council approval when completed.

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

11B. Councilmember Lewis moved to approve the second reading of Ordinance #2022-0046, revising Title 6, Chapter 8 of the City Code of Muscatine, regarding animal regulations. Seconded by Councilmember Gordon.

There was discussion among Councilmembers regarding to changes in the proposed ordinance that they would like to have prior to the third reading including, chipped animals vs wearing tags, revision in wording of citizen complaint for animals, definitions of attended vs unattended animal, and signage for dangerous dogs.

There were questions from City Council regarding the penalties being civil or criminal that were addressed by Captain Tony Kies.

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

11C: Councilmember Froelich moved to adopt Resolution #2022-0064, accepting a quit claim deed for property located at 409 E. 6th Street. Seconded by Councilmember Osborne.

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

11D: Councilmember Hopkins moved to adopt Resolution #2022-0065, approving the contract and bond for the Southend Playground Development Project with Boland Recreation. Seconded by Councilmember Gordon.

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

11E: Councilmember Gordon moved to adopt Resolution #2022-0066, setting a public hearing on the maximum tax levy for the fiscal year 2022/2023. Seconded by Councilmember Brockert. Vote: Ayes – 6, Nays – 1(Jindrich), Motion carried.

11F: Councilmember Gordon moved to adopt Resolution #2022-0067, setting the date for three public hearings and additional action on proposal to enter into General Obligation Loan Agreements and to borrow money thereunder. Seconded by Councilmember Hopkins.

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

11G: Councilmember Froelich moved to adopt Resolution #2022-0068, approving the revised Seasonal Pay Plan to be effective March 1, 2022. Seconded by Councilmember Lewis.

Councilmember Gordon wished to be recused due to a family member being included in the pay plan.

Vote: Ayes – 6, Nays – 0(Gordon recused), Motion carried.

11H: Councilmember Hopkins moved to approve Request #2022-0069, for the 2021 Certified Local Government Annual Report for Submissions to the Iowa Department of Cultural Affairs. Seconded by Councilmember Lewis.

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

11I: Councilmember Gordon moved to approve Request #2022-0070, for the issuance of a purchase order to Deery Brothers of West Burlington for the purchase of three pickup trucks for the Engineering Department and Parks Maintenance. Seconded by Councilmember Jindrich.

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

11J: Councilmember Osborne moved to adopt Resolution #2022-0071, for the issuance of a purchase order for carpet and tile for carpet and tile at Public Works and carpet for Housing and Community Development. Seconded by Councilmember Jindrich.

There were questions from City Council regarding the reason for not using tile everywhere that were addressed by Public Works Director Stineman.

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

11K: Councilmember Hopkins moved to approve Request # 2022-0072, for the issuance of a purchase order for the installation of three shelters as part of the Community Foundation of Greater Muscatine South End Improvement Fund Project. Seconded by Councilmember Lewis.

There were questions from City Council regarding the cost of moving the shelter to the golf course that were addressed by Parks and Recreation Director Rich Klimes. Mr. Klimes stated that the cost of moving the shelter would be absorbed as staff would be doing this as time permits.

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

11L: Councilmember Lewis moved to approve Request #2022-0073, for the issuance of a purchase order for an athletic field grooming machine for the use at Kent Stein Park. Seconded by Councilmember Froelich.

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

11M: Item M Pulled from agenda

11N: Councilmember Gordon moved to approve Request #2022-0075, for the issuance of a purchase order to Midland Scientific for the purchase of a Labconco Flaskware Washer. Seconded by Councilmember Brockert.

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

11O: Councilmember Brockert moved to approve Request #2022-0076 for payment of economic assistance for certain small business in the Grandview Corridor. Seconded by Councilmember Froelich.

There were questions from City Council regarding the second round of loans that were addressed by Community Development Director Jodi Royal-Goodwin.

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

Councilmember Hopkins moved to enter closed session closed session 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 and where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in the 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 Froelich.

Councilmember Hopkins moved to exit closed session at 8:53 seconded by Councilmember Osborne.

Councilmember Froelich motioned the meeting be adjourned at 8:54 pm.

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

Mayor Brad Bark

Attest:

Carol Webb, City Administrator