

CITY OF MUSCATINE  
REGULAR CITY COUNCIL MINUTES  
Council Chambers – 7:00 p.m. – May 21, 2015

Mayor Hopkins called the City Council meeting for Thursday, May 21, 2015, to order at 7:00 p.m. Councilmembers present were Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread.

The meeting began with the Pledge of Allegiance.

#22989. Councilmember Bynum, seconded by Councilmember Rehwaldt, moved the Consent Agenda be approved as follows:

- Regular City Council Minutes for May 7, 2015
- In-Depth City Council Minutes for May 14, 2015
- Proclamation Declaring June 7-13, 2015 as “Childhood Cancer Awareness Week”
- Proclamation Declaring May 22-23, 2015 as “Poppy Days”
- Bills for Approval totaling \$1,486,957.68

Vote – All ayes; motion carried.

**PUBLIC HEARING**

Mayor Hopkins stated a public hearing was being held concerning the proposed Amendment #2 to the Fiscal Year 2014/2015 City Budget.

There were no oral or written petitions for or against the proposed amendment.

#22990. Councilmember Shihadeh moved the public hearing be closed. Seconded by Councilmember Natvig. All ayes; motion carried.

**PUBLIC HEARING**

Mayor Hopkins stated a public hearing was being held concerning the proposed Runway 6/24 Reconstruction Project at the Municipal Airport.

There were no oral or written petitions for or against the proposed project.

#22991. Councilmember Spread moved the public hearing be closed. Seconded by Councilmember Phillips. All ayes; motion carried.

**PUBLIC HEARING**

Mayor Hopkins stated a public hearing was being held concerning the acceptance of completed work for the South End Fire Station #2.

There were no oral or written petitions for or against the proposed acceptance of the completed project.

#22992. Councilmember Natvig moved the public hearing be closed. Seconded by Councilmember Spread. All ayes; motion carried.

## **PUBLIC HEARING**

Mayor Hopkins stated a public hearing was being held concerning the 2015 Asphalt Overlay Program.

There were no oral or written petitions for or against the proposed program.

#22993. Councilmember Bynum moved the public hearing be closed. Seconded by Councilmember Phillips. All ayes; motion carried.

#22994. Councilmember Phillips moved to approve the first reading of an ordinance providing for the establishment of the Muscatine Riverview Reinvestment District pursuant to Section 15J.4 of the Code of Iowa. Seconded by Councilmember Spread. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22995. Councilmember Fitzgerald moved to approve the second reading of an ordinance adopting the Code of Ordinances of the City Code of Muscatine, Iowa, and repealing the code in effect prior to July 1, 2015. Seconded by Councilmember Spread. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22996. Councilmember Natvig moved the resolution be adopted approving Amendment #2 to the Fiscal Year 2014/2015 City Budget. Seconded by Councilmember Fitzgerald. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22997. Councilmember Spread moved the resolution be adopted approving the plans, specifications, form of contract, cost estimate, and setting the bid opening date for the Runway 6/24 Reconstruction Project at the Municipal Airport. Seconded by Councilmember Shihadeh. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22998. Councilmember Fitzgerald moved the resolution be adopted accepting the completed work for the South End Fire Station #2 Project and authorizing final payment to the contractor. Seconded by Councilmember Phillips. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#22999. Councilmember Natvig moved the resolution be adopted approving the plans, specifications, form of contract, cost estimate, and setting the bid opening date for the 2015 Asphalt Overlay Project. Seconded by Councilmember Spread. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#23000. Councilmember Bynum moved the resolution be adopted accepting completed work for the Forest Parkway Reconstruction Project and authorizing final payment to Heuer Construction. Seconded by Councilmember Shihadeh. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#23001. Councilmember Spread moved the resolution be adopted writing off debts of former housing tenants. Seconded by Councilmember Shihadeh. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#23002. Councilmember Fitzgerald moved the resolution be adopted accepting completed work for the Lab Annex Project and authorizing final payment to Quality Construction Services. Seconded by Councilmember Phillips.

Councilmember Fitzgerald asked why there had been a one year delay in completing the project.

WPCP Director Jon Koch stated it was not really the contractor's fault. He stated the majority of the delay was due to the HVAC system. He stated that because of the fumes in that area, a good HVAC system is required and the contractor was not going to get paid until staff was confident the system ran well. He stated that during the winter of 2013 there had been a big freeze that didn't thaw until April 2014. He stated the contractor has been very patient with the city.

Councilmember Shihadeh asked if there were more projects coming.

Mr. Koch stated there are always improvements to be made at the plant.

Councilmember Fitzgerald asked if the disinfectant system was functioning well.

Mr. Koch stated it is doing great. He stated the little tube is zapping the suckers pretty good.

Vote – All ayes; motion carried.

#23003. Councilmember Rehwaldt moved to approve the agreement with Public Financial Management for Continuing Disclosure Filing Services. Seconded by Councilmember Natvig. All ayes; motion carried.

#23004. Councilmember Shihadeh moved to approve the request from the Police Department for authorization to purchase two Panasonic ToughPad Tablets and necessary mounting equipment from Keltek Inc. in the amount of \$7,657.61. Seconded by Councilmember Spread. All ayes; motion carried.

#23005. Councilmember Natvig moved to approve the City of Muscatine's Sidewalk Policy. Seconded by Councilmember Spread. All ayes; motion carried.

#23006. Councilmember Spread moved to reject all bids received for the 2015 Sidewalk Program. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

#23007. Councilmember Fitzgerald moved to go into Closed Session at 7:25 p.m. per Iowa Code 21.5 to discuss pending litigation with proposed action to follow. Seconded by Councilmember Natvig. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

Mayor Hopkins called the Closed Session to order at 7:30 p.m. Councilmembers present were Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Also present were City Administrator Gregg Mandsager, Finance Director Nancy Lueck, Fire Chief Jerry Ewers, Public Works Director Randy Hill, and Assistant Police Chief Phil Sargent.

#23008. Councilmember Fitzgerald moved to leave the closed session at 8:02 p.m. Seconded by Councilmember Shihadeh. All ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Shihadeh, Bynum, Phillips, and Spread. Motion carried.

#23009. Councilmember Fitzgerald moved to file an appeal on the Iowa Department of Transportation's ruling on ATE's. Seconded by Councilmember Phillips. Six ayes: Councilmembers Rehwaldt, Fitzgerald, Natvig, Bynum, Phillips, and Spread. One nay: Councilmember Shihadeh. Motion carried.

#23010. Councilmember Shihadeh moved to adjourn the meeting at 8:04 p.m. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

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DeWayne Hopkins, Mayor

ATTEST:

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Gregg Mandsager, City Administrator