

COUNCIL



AGENDA

**THURSDAY, JUNE 16, 2016
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 – June 2, 2016
- B. In-Depth City Council Minutes – June 9, 2016

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

- A. First and second reading for a Class “B” Beer Permit, Outdoor Service and Sunday Sales for Great River Days, 101 Harbor Drive – Great River Day’s Inc. (pending inspections and insurance)
- B. 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)
- C. Request for renewal for a Special Class “C” Liquor License, Class “B” Wine Permit, Sunday Sales and Outdoor Service for Wine Nutz, 208 West 2nd Street – Wine Nutz LLC (pending inspections)
- D. Request for renewal of a Class “C” Liquor License, Sunday Sales and Outdoor Service for The Pearl, 101 West Mississippi Drive – The Pearl LLC (pending inspections and insurance)
- E. Request for renewal of a Class “B” Beer Permit and Sunday Sales for Happy Joes Pizza & Ice Cream Parlor, 927 Grandview Avenue – Max Brewer Corporation (pending inspections and insurance)
- F. Cigarette Permits for July 1, 2016 through June 30, 2017:
 - A & E Convenience LLC, 4701 South Highway 61 – A & E Convenience, LLC
 - Bullpen Sports Bar, 1201 Grandview Avenue – Tracy Horton
 - Casey’s General Store #1484, 1111 Oregon Street – Casey’s Marketing Company
 - Casey’s General Store #2906, 3509 Steamboat Way – Casey’s Marketing Company
 - Casey’s General Store #2944, 3010 University Drive – Casey’s Marketing Company
 - Circle K #6600, 8th and Cypress Streets – Mac’s Convenience Stores LLC
 - Curry’s Express Mart, 4804 Grandview Avenue – Curry’s Express Mart, Inc.
 - Dollar General Store #7027, 2000 Cedar Plaza Drive – Dolgen Corp, LLC
 - Family Dollar Stores of Iowa #1820, 725 East 2nd Street – Family Dollar Stores of Iowa, Inc.
 - Fareway Stores, Inc. #998, 2100 Cedar Plaza Drive – Fareway Stores, Inc.

- Fast Avenue One Stop, 2111 Park Avenue – BGA LLC
- GM Food Mart, 1127 Ripley Court, Nanak Express LLC
- GM Mini Mart, 2307 Lucas Street – Nanak Express LLC
- Hubble’s Cigar Store, 214 East 2nd Street – Steve Hyink
- Hy-Vee Food Store, 2400 Second Avenue – Hy-Vee, Inc.
- Hy-Vee Gas, 2600 Second Avenue – Hy-Vee, Inc.
- Hy-Vee Mainstreet, 510 E. 6th Street – Hy-Vee, Inc.
- Hy-Vee Wine & Spirits, 522 Mulberry Avenue, Suite A – Hy-Vee, Inc.
- Hyink’s Service, 1206 East 2nd Street – Royce Hyink
- Jayde’s Vapor Lounge, 2110-B Park Avenue – Jayde Tran
- Kum & Go #436, 501 Cedar Street – Kum & Go LC
- Kum & Go #437, 709 Grandview Avenue – Kum & Go LC
- Kum & Go #438, 1429 Park Avenue – Kum & Go LC
- Loos’ Inc., 711 Park Avenue – Norbert L. Loos
- Missipi Brewing Company, 107 Iowa Avenue – Dave Armstrong
- Muscatine Citgo Fast Break, 2603 Second Avenue – Reif Oil Company
- New York Dollar Store, 109 East 2nd Street – Antonio Sosa
- No More Butts Vapor Lounge, 108 East 2nd Street – Margaret Haller
- Smokin Joe’s #16, 1504 Park Avenue – The Outlet Inc.
- Switch2Vapor, 227 East 2nd Street – Matt McFadden
- Wal-Mart Supercenter #559, 3003 N. Highway 61 – Wal-Mart, Inc.
- Walgreens #5885, 1703 Park Avenue – Walgreen Co.
- West Side Store, 2201 Houser Street – DJMB Enterprises Inc.
- Wholesale Food Outlet #312, 807 Grandview Avenue – Nash Finch Company
- Pearl City Tobacco Land Liquor Outlet, 200 Green Street - Aban Baral

*** Item 9A – From the Mayor**

- A. Proclamation Declaring June 5-11, 2016 as “National Garden Week”

*** Items 12A-D – Receive and File**

- A. Muscatine County Board of Supervisors – May 16 & 23, 2016
- B. MP&W Communications Utility – April 2016
- C. MP&W Electric Utility – April 2016
- D. MP&W Water Utility – April 2016

*** Bills***

- * Approval of attached Bills for Approval totaling \$2,749,197.41 is subject to the approval of any related agenda item(s).

6. **MINUTES – APPROVAL**

7. **PUBLIC HEARING**

- A. Proposed First Amendment to Option and Lease Agreement with Crown Castle Towers 05 LLC for Cell Tower Located at Greenwood Cemetery

This public hearing concerns a proposed first amendment to an Option and Lease Agreement with Castle Towers 05 LLC for the cell tower located at Greenwood Cemetery. The original agreement for a five-year period through October 14, 2005 provided for four five-year extensions with the final extension expiring on October 14, 2025. This amendment provides for six additional five-year extensions commencing October 15, 2025 with the final extension expiring October 14, 2055. Prior to any formal action by City Council, a public hearing is required.

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 Approving First Amendment to the Option and Lease Agreement with Crown Castle Towers 05 LLC for their Cell Tower and Equipment at Greenwood Cemetery

Is there a motion to adopt the resolution as submitted?

- B. Resolution Awarding Bid for the 2016 Asphalt Overlay Project

Presented for City Council's consideration is a resolution awarding the bid for the 2016 Asphalt Overlay Project. Three bids were received with the low bid from Illowa Investment Inc. in the amount of \$630,803.64. There is \$845,790.69 budgeted for this project.

Is there a motion to adopt the resolution as submitted?

C. Resolution Accepting Completed Work for the Mad Creek Dredge Line Extension Project and Authorizing Final Payment

Presented for City Council's consideration is a resolution accepting completed work for the Mad Creek Dredge Line Extension Project and authorizing final payment. The contract for this project was awarded to Sulzberger Excavating on March 5, 2015 in the amount of \$75,000. Change orders for the project totaled \$17,552.50 for a final contract amount of \$92,552.50. It is staff's recommendation City Council accept the completed work for this project and authorize final payment to the contractor.

Is there a motion to adopt the resolution as submitted?

D. Resolution Setting Public Hearing on Proposed Zoning Changes for 1409 Wisconsin Street (formerly Garfield School)

Presented for City Council's consideration is a resolution setting a public hearing on proposed zoning changes for 1409 Wisconsin Street (formerly Garfield School). The property owners are requesting to rezone the 7.41 acre parcel from R-3 Single Family Residential to S-2 Institutional Office and M-1 Light Industrial. Prior to any formal action by City Council, a public hearing is required. This hearing will take place on Thursday, July 7, 2016, at 7:00 p.m.

Is there a motion to adopt the resolution as submitted?

E. Request from Public Works to Accept Bid for New Dump Truck

Presented for City Council's consideration is a request from Public Works to accept the low bid for a new dump truck. Four bids were received with the low bid from Truck Country of Davenport in the amount of \$89,958. There is \$145,000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

F. Request to Accept Bid for the 2016 Street Striping Contract

Presented for City Council's consideration is a request to accept the low bid for the 2016 Street Striping Contract. Two bids were received with the low bid from Weikert Contracting of Ackley, Iowa, in the amount of \$60,417.45. There is \$58,000 budgeted for this project.

Is there a motion to approve the request as submitted?

G. Request from Fire Department to Approve Ambulance Fee Schedule

Presented for City Council's consideration is a request from the Fire Department to approve the ambulance fee schedule. Ambulance charges are reviewed annually and changed in accordance with Wellmark's Maximum Allowable Fee (MAF). If approved, the new fee schedule will become effective July 1, 2016.

Is there a motion to approve the request as submitted?

H. Request from Fire Department to Approve Haz Mat Agreements

Presented for City Council's consideration is a request from the Fire Department to approve Haz Mat Agreements. Muscatine currently has five signed 28E agreements for Haz Mat Coverage for Muscatine, Louisa, Keokuk, Henry, and Washington counties. The new agreements only change is to the compensation which changes it from a flat fee to \$.25 per capita. Total revenue from these five agreements is \$26,623 which is an increase of \$15,823.

Is there a motion to approve the request as submitted?

I. Request to Approve City of Muscatine's Insurance Renewal

Presented for City Council's consideration is a request to approve the City of Muscatine's insurance renewal effective July 1, 2016. The primary package lines of coverage will be renewed with ICAP. There are no recommended changes to the city's coverage, and the ICAP lines of coverage are within the budgeted amounts. It is the Insurance Committee's recommendation to renew workers' compensation coverage with the Iowa Municipalities Workers' Compensation Association. It is also recommended that coverage for the Housing Authority be renewed with HAI Group who has carried the insurance for the Housing Department for the past three years.

Is there a motion to approve the request as submitted?

J. Request to Approve Professional Services Agreement for the Wastewater Treatment Nutrient Study

Presented for City Council's consideration is a request to approve a professional services agreement for the Wastewater Treatment Nutrient Study. This study is required under the new city discharge permit issued by the Iowa Department of Natural Resources. Stanley Consultants has submitted a Professional Services Agreement proposal for this project in the amount of \$74,900. There is \$75,000 budgeted for this mandated study.

Is there a motion to approve the request as submitted?

12. COMMUNICATIONS - RECEIVE AND FILE

13. APPROVAL OF BILLS

It is recommended bills totaling \$2,749,197.41 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