

COUNCIL

Santos Saucedo At Large	Mayor	Scott Natvig At Large
Robert Bynum 4 th Ward	2017 MEETING SCHEDULE (All meetings start at 7:00 PM unless voted upon by Council.)	Phil Fitzgerald 1 st Ward
Allen Harvey 5 th Ward		Michael Rehwaltd 2 nd Ward
Tom Spread 3 rd Ward		Fran Donelson Administrative Secretary
Matt Brick City Attorney		Gregg Mandsager City Administrator
	<u>Regular Meetings</u> January 5 & 19 February 2 & 16 March 2 & 16 April 6 & 20 May 4 & 18 June 1 & 15 July 6 & 20 August 3 & 17 September 7 & 21 October 5 & 19 November 2 & 16 December 7 & 21	<u>In-depth Meetings</u> January 12 February 9 March 9 April 13 May 11 June 8 July 13 (None in August) September 14 October 12 November 9 December 14

AGENDA

THURSDAY, JUNE 1, 2017
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.

*** Item A - Approval of City Council Minutes**

- A. Regular City Council Minutes – May 18, 2017

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

- A. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Sunday Sales and Outdoor Service for Hy-Vee Mainstreet, 510 East 6th Street – Hy-Vee Inc. (pending inspections)
- 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 of a Special Class “C” Liquor License and Sunday Sales for Peking Restaurant, 1700 Park Avenue, Suite C – Peking Chinese Restaurant Inc. (pending inspections and insurance)
- D. First and second reading for a new Special Class “C” (Beer/Wine) Liquor License and Sunday Sales (Privilege Change) for Geojohnz, LLC, 203 East 2nd Street – Geojohnz LLC (pending inspections and insurance)
- E. Request for renewal of a Class “B” Native Wine Permit and Special Class “C” (Beer/Wine) Liquor License for Tantra Thai Bistro, 101 West Mississippi Drive – CNY Group Inc. (pending inspections and insurance)
- F. Request for renewal of a Class “B” Native Wine Permit and Sunday Sales for The Flower Gallery, 131 East Second Street – Karen J. Diercks (pending inspections and insurance)
- G. Request for renewal of a Class “C” Beer Permit for Hyink’s Service, 1206 East 2nd Street – Hyink’s Service Inc. (pending inspections and insurance)
- H. Request for renewal of a Class “B” Beer and Sunday Sales for Happy Joe’s Pizza & Ice Cream Parlor, 927 Grandview Avenue – Max Brewer Corporation (pending inspections and insurance)
- I. Request for Use of City Property for Muscatine Second Saturday of the Month for June-October 2017
- J. Request Sts. Mary Mathias Catholic Church for the Annual Feast of Corpus Christi on June 17, 2017 from 6:00 p.m. to 7:00 p.m.

*** Item 9A – From the Mayor Pro Tem**

- A. Request to Approve Reappointments of Peggy Gordon, Jon Moravec, Nancy Dew, and Krista Regennitter to the Library Board of Trustees

*** Item 12A – Receive and File**

- A. Muscatine County Board of Supervisors Minutes – May 8 & 15, 2017

*** Bills***

- * Approval of attached Bills for Approval totaling \$6,081,711.09, which includes journal entries and receipt summaries for April 2017, is subject to the approval of any related agenda item(s).

6. MINUTES – APPROVAL

7. PUBLIC HEARING

- A. Proposed Amended Development Agreement with Riverview Hotel Development, Including Annual Appropriation Tax Increment Payments

This public hearing concerns a proposed amended Development Agreement with Riverview Hotel Development, including annual appropriation tax increment payments. The original agreement with Riverview Hotel Development is dated December 8, 2014. The city and developer now propose to amend the original agreement in order to (1) update the completion date of the project; (2) update the Employment Requirements with respect to the project; (3) increase the amount of tax increment financing assistance to be provided to the company from \$6,000,000 to \$6,150,000; and (4) make other related changes. Prior to any formal action by City Council, a public hearing is required.

Now is the time for the public to comment.

- B. Proposed Cleveland Avenue Reconstruction Project

This public hearing concerns the proposed Cleveland Avenue Reconstruction Project. This project is progressed to the point where the letting schedule has been set. The cost of this project is estimated to be between \$360,000 and \$410,000. The budget is available to reconstruct this street with money authorized from Road Use Tax funds. 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 PRO TEM**

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

11. **FROM THE CITY ADMINISTRATOR**

- A. First and Final Reading of an Ordinance Amending City Code Titles 6, 10, and 15, Relating to Fireworks

Presented for City Council's consideration is the first and final reading of an ordinance amending City Code Titles 6, 10 and 15, relating to Fireworks. The Iowa Legislature, at the end of its recently concluded legislative session, approved Senate File 489 legalizing the sale and use of consumer fireworks which becomes effective June 1, 2017. Attached is an amendment to the City Code that will regulate the sale and use of consumer fireworks within the City of Muscatine beginning on June 1, 2017. City Council will need to waive the City Council rules to adopt the ordinance on first on final reading and direct for its publication as required by law.

Is there a motion to waive the City Council rules to consider adoption of the ordinance on first reading?

Is there a motion to adopt the ordinance as submitted and to direct for its publication as required by law?

- B. Resolution Adopting an Amended Fee Schedule - Appendix B (Fireworks)

Is there a motion to adopt the resolution as submitted?

- C. Resolution Approving an Amended Development Agreement with Riverview Hotel Development and Authorizing Increased Annual Appropriation Tax Increment Payments and Pledging Certain Tax Increment Revenues to the Payment of the Agreement

Is there a motion to adopt the resolution as submitted?

- D. Resolution Approving the Plans, Specifications, Form of Contract, Cost Estimate, and Setting the Bid Opening Date for the Cleveland Avenue Reconstruction Project

Is there a motion to adopt the resolution as submitted?

- E. Resolution Accepting Completed Work for the West Hill Sewer Project - Phase 3A and Authorizing Final Payment to Contractor

Presented for City Council's consideration is a resolution accepting completed work for the West Hill Sewer Project – Phase 3A and authorizing final payment to the

contractor. The construction of Phases 3A and 3B are completed to the point where the city desires to close the projects out. Due to contract disputes, staff is recommending the entire amount owed to the contractor plus the retainage be held until the items in dispute and the liquidated damages are resolved.

Is there a motion to adopt the resolution as submitted?

- F. Resolution Accepting Completed Work for the West Hill Sewer Project – Phase 3B and Authorizing Final Payment to Contractor

Is there a motion to adopt the resolution as submitted?

- G. Resolution Setting Public Hearing on the 2017 Asphalt Overlay Project

Presented for City Council's consideration is a resolution setting a public hearing on the 2017 Asphalt Overlay Project. The Public Works Department has compiled a list of streets to be milled and overlaid with new asphalt during fiscal year 2017/2018. Prior to any formal action by City Council, a public hearing is required. This hearing will take place on Thursday, June 15, 2017, at 7:00 p.m.

Is there a motion to adopt the resolution as submitted?

- H. Request to Approve Lighting Costs for the Mississippi Drive Corridor Project

Presented for City Council's consideration is a request to approve lighting costs for the Mississippi Drive Corridor Project. The design for this project includes decorative lighting that ties to the lighting on 2nd Street. The total MP&W invoice for Phase I including the intersection of Mulberry Avenue and 2nd Street is \$199,893.42. This project is funded from the Jurisdictional Transfer Funds set aside for this project.

Is there a motion to approve the request as submitted?

- I. Request to Approve Proposed Ambulance Service Fee Schedule

Presented for City Council's consideration is a request to approve the proposed Ambulance Service 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, 2017.

Is there a motion to approve the request as submitted?

- J. Request to Approve Right-of-Entry Agreements for the Mississippi Drive Corridor Project

Presented for City Council's consideration is a request to approve Right-of-Entry Agreements for the Mississippi Drive Corridor Project. At certain locations, it will be

necessary for the contractor to get onto adjacent property owners' land. There are nine agreements that have been signed by the affected property owners and require City Council's approval.

Is there a motion to approve the request as submitted?

K. Request from Community Development to Approve Tree Trimming and Removal Services Contract

Presented for City Council's consideration is a request from Community Development to approve a Tree Trimming and Removal Services Contract. Staff solicited proposals for these services for nuisance abatement compliance in public rights-of-way and private properties. One proposal was received from Freers & Sons Tree Service. Staff is requesting City Council approve a two-year contract with Freers & Sons Tree Service for nuisance abatement tree removal and trimming services.

Is there a motion to approve the request as submitted?

L. Request to Approve Purchase of Salt Spreader for Public Works

Presented for City Council's consideration is a request to approve the purchase of a salt spreader for Public Works. Three bids were received with the low bid from Knapheide Truck Equipment in the amount of \$18,862 for 10' stainless steel salt box. There is \$22,000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

M. Request to Approve Purchase of Mid-Mount Wing Plow for Public Works

Presented for City Council's consideration is a request to approve the purchase of a Mid-Mount Wing Plow for Public Works. Three bids were received with the low bid from Henderson Truck Equipment in the amount of \$10,250. There is \$10,500 budgeted for this purchase.

Is there a motion to approve the request as submitted?

12. **COMMUNICATIONS - RECEIVE AND FILE**

13. APPROVAL OF BILLS

It is recommended bills totaling \$6,081,711.09, which includes journal entries and receipt summaries for April 2017, 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