

**CITY OF MUSCATINE**  
**REGULAR CITY COUNCIL MINUTES**  
Council Chambers – 7:00 p.m. –September 6, 2018

Mayor Diana Broderson called the City Council meeting for Thursday, September 6, 2018, to order at 7:00 p.m. Present were: Councilmembers Spread, Harvey, Brockert, Saucedo, Brackett, Fitzgerald, and Malcolm.

The meeting began with the Pledge of Allegiance.

Kevin Curry, 4600 25<sup>th</sup> Street S came to share his concerns with the condition of 25<sup>th</sup> Street S and 47<sup>th</sup> Avenue W. Mr. Curry states in the past these roads were kept up but have deteriorated over the last several years. Mr. Curry states he has made numerous calls to the City regarding this problem, and nothing has been done to correct the poor road conditions.

Mayor Broderson stated staff would be contacted and someone would get back to him with answers.

Roger Roth, Clark House, came to share his concerns with the Muscatine Branding and public safety.

Councilmember Saucedo, seconded by Councilmember Spread, moved the Consent Agenda be approved as follows:

- Regular City Council Minutes – August 16, 2018
- Ad Hoc Committee Meeting Minutes – August 1, 2018
- Request to approve application for Revitalization Property Tax Abatement for Nancy Muhr Living Trust – 3204 Majestic Drive – new home
- Request to approve application for Revitalization Property Tax Abatement for RBW Enterprises LLC – 3500 Diana Queen Drive – new home
- Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Express Mart, 4804 S Highway 61 – Aviya LLC (pending inspections)
- Request for renewal of a Class “C” Liquor License, Outdoor Service and Sunday Sales for Missipi Brewing Company, 107 Iowa Avenue – R & D Operations, Limited (pending inspections and insurance)
- Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for Aldi, Inc. #05, 3200 Northport Drive – Aldi, Inc. (pending inspections and insurance)
- Request for renewal of a Class “B” Wine Permit, Special Class “C” Liquor License, Outdoor Service and Sunday Sales for Salvatore’s, 313 East 2nd Street – Salvatore’s By Papa Reno (pending inspections and insurance)
- Request for renewal of a Class “B” Native Wine Permit, Class “C” Beer Permit and Sunday Sales for A&E Convenience, 4701 South Highway 61 – A&E Convenience, LLC (pending inspections and insurance)
- Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for Dollar General #7027, 2000 Cedar Plaza Drive – Dolgencorp LLC (pending inspections and insurance)
- Request for renewal of a Class “C” Liquor License, Outdoor Service and Sunday Sales for Buffalo Wild Wings, 2608 Second Avenue – Blazin Wings, Inc. (pending inspections)

- Request for Outdoor Service Permit for Hy-Vee Mainstreet, 510 East 5th Street from September 7, 2018 through September 9, 2018
- Request for Use of City Property from JoEllen Fisher/First Presbyterian Church for Trunk or Treat on October 28, 2018
- Filing and Communication 12A-D
- Bills for Approval totaling \$2,146,445.57

Vote - All ayes; motion carried.

Councilmember Fitzgerald moved to approve the second reading of an ordinance amending Title 8, Chapter 3 of the City Code. This change brings the City Code into alignment with the National Electric Code. Seconded by Councilmember Brackett.

Vote – All ayes. Motion Carried.

Councilmember Brackett moved to approve a request (94425-0918) for the issuance of a purchase order to Krieger's in the amount of \$64,957.00, for the purchase of a Tahoe and Pickup Truck for the Fire Department. Seconded by Councilmember Malcolm.

Vote – All ayes. Motion carried.

Councilmember Saucedo moved to approve a request (94426-0918) for the issuance of a purchase order to Impact 7G, in an amount not to exceed \$5,200.00, for the assessment of 500 Mulberry. Seconded by Councilmember Brackett.

Vote – All ayes. Motion carried.

Councilmember Spread moved to approve a request (94427-0918) for a contract with the IDNR for reimbursement of 500 Mulberry assessments. Seconded by Councilmember Brockert.

There were questions from City Council regarding the time it would take for the inspection that were answered by Community Development Director David Gobin.

Vote –All ayes. Motion carried.

Councilmember Brackett moved to approve a request (94428-0918) for the issuance of a purchase order to Convectex LLC., in the amount of \$9,695.96, for the purchase of heat treat equipment for the housing department. Seconded by Councilmember Brockert.

Vote – All ayes. Motion Carried

Councilmember Harvey moved to approve a request (94429-0918) for the issuance of a purchase order to Keltec. Inc., in the amount of \$6,481.47, for the purchase of two light bars for the Police Department. Seconded by Councilmember Brockert.

Vote –All ayes. Motion carried.

Councilmember Harvey moved to approve a request (94430-0918) for the issuance of a purchase order to Stalker in the amount of \$6156.00, for the purchase of two radar units for the Police Department. Seconded by Councilmember Spread.

Vote – All ayes. Motion carried.

Councilmember Brackett moved to approve a request (94431-0918) for the issuance of a purchase order to PubWorks in the amount of \$31,425.00, for the purchase of asset management software to be used by multiple departments. Seconded by Councilmember Spread.

There were questions from City Council regarding the compatibility of this software with our current software that were answered by Public Works Director Brian Stineman.

Vote – All ayes. Motion carried.

Councilmember Harvey moved to approve a request (94432-0918) for the issuance of a purchase order to Sinclair Tractor in the amount of \$44,990.99, for the purchase of a tractor and flail mower for the Parks and Recreation Department. Seconded by Councilmember Fitzgerald.

There were questions from City Council regarding what a flail mower was and what it is used for that were answered by Parks Superintendent, Nick Gow.

Vote – All ayes. Motion carried.

Councilmember Brackett moved to approve a request (94433-0918) for the issuance of a purchase order to United Rentals in the amount of \$27,600.00, for the purchase of a boom lift for the Parks and Recreation Department. Seconded by Councilmember Harvey.

There were questions from City Council regarding the need for this equipment that were addressed by Parks Superintendent Nick Gow. Mr. Gow stated that he had discussed the use of the boom lift with other departments and concluded that it would be a valuable asset for many different departments.

Vote – All ayes. Motion carried

Councilmember Fitzgerald moved to approve a request (94434-0918) for the issuance of a purchase order to MTI Distributing in the amount of \$21,646.15, for the purchase of the irrigation system components for the Houser Street Parking Expansion and Athletic Field Grading Project. Seconded by Councilmember Harvey.

Vote – All ayes. Motion carried.

Councilmember Brockert moved to approve a request (94435-0918) for the issuance of a purchase order to Menards in the amount of \$10,628.01, for the purchase of piping and fittings for the Houser Street Parking Expansion and Athletic Field Grading Project. Seconded by Councilmember Spread.

Vote – All ayes. Motion carried.

Councilmember Brackett moved to approve a request (94436-0918) for a memorandum of understanding between the City of Muscatine and Unity Healthcare d/b/a Trinity Muscatine. Seconded by Councilmember Brockert.

Vote – All ayes. Motion carried.

Councilmember Harvey moved to approve a request for an agreement between the City of Muscatine and the Greater Muscatine Chamber of Commerce and Industry for the management of the Convention and Visitors Bureau. Seconded by Councilmember Brockert.

There were questions from City Council regarding the changes in the agreement from last year that were addressed by City Administrator Gregg Mandsager.

Councilmember Brackett motioned to table this item until council has more information and time to review the information. Seconded by Councilmember Saucedo.

Vote 5 Ayes: 2 Nays – Fitzgerald & Spread Motion Carried

Councilmember Saucedo stated that he had received several calls regarding the rain and flooding and would like to say that public works has done a great job of dealing with it and explaining the situation. He stated that no city is prepared to have the amount of rain that we received in that short of a time.

Councilmember Malcolm stated he would like to address the Special Needs Parking on Mississippi Drive and would like to have this addressed at the next in-depth meeting.

City Planner Andrew Fangman stated the traffic committee was working on a community wide policy on handicapped parking and it would be brought to council in October.

Mayor Broderson stated the following events were coming this weekend: Community Block Party, Second Saturday downtown and the Second Sunday Concert Series.

Mayor Broderson called for a short recess at 7:48 p.m.

Councilmember Spread moved to go into Closed Session at 8:00 p.m. per Iowa Code 21.5.1.j to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property. Seconded by Councilmember Brackett. Vote – All ayes: Motion carried.

Mayor Broderson called the Closed Session meeting to order at 8:00 p.m. Present were Councilmembers Fitzgerald, Malcolm, Brackett, Saucedo, Brockert, Harvey and Spread. Also present were City Administrator Gregg Mandsager, Administrative Secretary Cinda Hilger, Finance Director Nancy Lueck, Community Development Director Dave Gobin, Public Works Director Brian Stineman and City Planner Andrew Fangman.

Councilmember Spread moved to leave Closed Session at 8:10 p.m. Seconded by Councilmember Saucedo. Vote – All ayes: Motion carried.

Councilmember Harvey moved to go into Closed Session at 8:10 p.m. Per Iowa Code 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 Iowa Code 21.5.1.j to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property.. Seconded by Councilmember Brockert. Vote – All ayes: Motion carried.

Mayor Broderson called the Closed Session meeting to order at 8:10 p.m. Present were Councilmembers Fitzgerald, Malcolm, Brackett, Saucedo, Brockert, Harvey and Spread. Also present were City Administrator Gregg Mandsager, Administrative Secretary Cinda Hilger, Finance Director Nancy Lueck, Community Development Director Dave Gobin, Public Works Director Brian Stineman and City Planner Andrew Fangman. Attending by phone was Pat Burke with Brick Gentry Law Firm.

Councilmember Harvey moved to leave Closed Session at 8:29 p.m. Seconded by Councilmember Saucedo. Vote – All ayes: Motion carried.

Councilmember Saucedo moved the meeting be adjourned at 8:30 p.m.

---

Diana Broderson, Mayor

ATTEST:

---

Gregg Mandsager, City Administrator