

COUNCIL



AGENDA

THURSDAY AUGUST 15, 2019 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 6A-B Approval of City Council Minutes**
 - A. Regular City Council Meeting Minutes – August 1, 2019
- * **Items 8A-G Petitions and Communications**

- A. Request from Muscatine Power and Water to close Musser Street between Grandview Avenue and Wisconsin Street for water main valve replacement. The closure is scheduled for August 19th – August 23rd weather permitting.
- B. Request on second reading for a new Class “C” Liquor License, Catering and Sunday Sales for Osaka Sushi and Steak House, 1903 Park Avenue – Kume Sushi and Steak House (pending inspections and insurance)
- C. Request for renewal of Class “C” Liquor License, Outdoor Service and Sunday Sales for Buffalo Wild Wings, 2608 Second Ave – Blazin Wings, Inc. (pending inspections)
- D. Request for renewal of Class “C” Liquor License and Sunday Sales for Diamond Dave’s, 1903 Park Avenue – K & E Restaurants, Inc. (pending inspections and insurance)
- E. Request for renewal of Class “C” Liquor License and Sunday Sales for Mamma Mia Italian Restaurant LLC, 101 West Mississippi Drive – Mamma Mia Italian Restaurant (pending inspections and insurance)
- F. Request for Use of City Property from American Cancer Society for Relay for Life on Saturday, August 24, 2019

* **Items 9A**

- A. Request to Approve Reappointment Jared Johnson to the Library Board of Trustees
- B. Request to Approve New Appointment Frederick Galoso to the Historic Preservation Committee
- C. Request to Approve New Appointment Kayla Bendorf to the Planning and Zoning Commission

* **Items 12A-B – Receive and File**

- A. Muscatine County Board of Supervisors Minutes – July 29, 2019
- B. Muscatine County Board of Supervisors Minutes – August 5, 2019
- C. Muscatine Power & Water Financial Statements – June 2019

* **Bills***

- * Approval of attached Bills for Approval totaling \$2,365,251.94, subject to the approval of any related agenda item(s).

6. MINUTES – APPROVAL

7. PUBLIC HEARING

- A. Public Hearing Regarding Proposed Amendment to Title 10, Chapter 27, Section 8 of the City Code, Standards for All Parking Lots, Garages, Drive Lanes and Driveways.

This public hearing concerns an amendment to the city code Title 10, Chapter 27, Section 8 of the City Code, regulations on Parking lots, Garages, Drive Lanes and Driveways

Now is the time for the public to comment.

- B. Public Hearing Regarding the Declaration of property located at 405 Van Horne Street as Surplus

This public hearing concerns declaring property located at 405 Van Horne Street as surplus property and offering said property to sale to adjoining property owners Sergio and Gloria Zamora Jr. in the amount of \$3,000.

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. Ordinance Amending Title 8, Chapter 7 of the City Code, Building Regulations, Mechanical Code

Presented for City Council's consideration is the second reading of an Ordinance on the proposed amendment to Title 8, Chapter 7 building regulations, mechanical code. The Iowa Department of Public Health has adopted new codes and to stay in compliance with state law the City must adopt the new standards.

Is there a motion to approve the second reading of this ordinance as submitted?

- B. Ordinance Amending Title 10, Chapter 4, Section 11 of City Code Floodplain Regulations

Presented for City Council's consideration is the second reading of an Ordinance on the proposed amendment to Title 10, Chapter 4, Section 11 of City Code Floodplain Regulations. The Iowa Department of Natural Resources has requested that the City of Muscatine add six definitions to the City's floodplain management regulations.

Is there a motion to approve the second reading of this ordinance as submitted?

C. Ordinance Amending Title 10, Chapter 27, Section 8 of City Code Standards for All Parking Lots, Garages, Drive Lanes and Driveways. (Public Hearing A)

Presented for City Council's consideration is the first reading of an ordinance amending Title 10, Chapter 27, Section 8 of the City Code, Standards for All Parking Lots, Garages, Drive Lanes and Driveways. (Public Hearing A)

Is there a motion to approve the first reading of this ordinance as submitted?

D. Resolution Declaring Real Estate owned by the City as Surplus and Authorizing the Sale of Said Property – 405 Van Horne (Public Hearing B)

Presented for City Council's consideration is a Resolution declaring property located at 405 Van Horne as surplus and authorizing the sale of said property to the adjoining property owners Gloria and Sergio Zamora for the amount of \$3,000.

Is there a motion to approve this resolution as submitted?

E. Resolution Awarding Contract for the 2nd Street and Mulberry Roundabout Project

Presented for City Council's consideration is a resolution awarding the Contract for the 2nd Street and Mulberry Ave roundabout to Heuer Construction. Heuer Construction's bid of \$2,114,738.00 was the only bid received. Estimated cost for this project was \$1,850,000.00 -\$1,950,000.00. MPW's portion of the contract is \$240,000 leaving the City share of \$1,874,738.00. The City will be looking at opportunities to decrease the project cost.

Is there a motion to adopt this resolution as submitted?

F. Resolution Setting a Public Hearing Concerning the Declaration of Real Estate as Surplus Property and Offering Said Real Estate for Sale

Presented for City Council's consideration is a resolution setting a public hearing concerning the declaration and sale of City owned property on Roby Avenue. City staff negotiated a purchase price of \$8828.00, with Clint and Dana Church for an approximately 1-acre portion of the city owned property that is attached to their property located on Division Street. This hearing will be held September 5, 2019 at 7:00 pm in the City Hall Council Chambers.

Is there a motion to adopt this resolution as submitted?

G. Resolution Awarding Contract for Demolition of 515 E. 2nd Street

Presented for City Council's consideration is a resolution awarding the contract

for the demolition of 515 E. 2nd Street to Valley Construction. Four bids were received and Valley Construction was the low bid in the amount of \$26,500.00. This demolition will also need to be coordinated with a small amount of asbestos removal, and the City is investigating options of how to accomplish this task.

Is there a motion to adopt this resolution as submitted?

H. Resolution Authorizing the Assessment of Unpaid Nuisance Abatement Costs to Private Properties

Presented for City Council's consideration is a resolution authorizing the assessment of unpaid abatement costs to private properties. The nuisance abatement costs total \$1,666.75, the administrative fees are \$325.00 and the assessment fees are \$650.00. The total fees being requested for assessment at this time totals \$2,641.75.

Is there a motion to adopt this resolution as submitted?

I. Resolution Accepting Completed Work for Houser Street Parking and Athletic Field Grading Project

Presented for City Council's consideration is a resolution approving the completed work for the Houser Street Parking and Athletic Field Grading Project. At this time Needham Excavating has satisfied the requirements of the contract. Staff recommends accepting completed work and authorizing final payment in the amount of \$63,864.24. In 30 days, the retainage of \$30,607,.95 will be released.

Is there a motion to adopt this resolution as submitted?

J. Resolution to Rescind Resolution to Award Project and Reject all Bids – 2019 Asphalt Alley Program

Presented for City Council's consideration is a resolution to rescind Resolution #2019-0213 awarding project and rejecting all bids for the 2019 Asphalt Alley Program.

Is there a motion to adopt this resolution as submitted?

K. Resolution to Award Contract for the Airport Hangar and Apron Construction Project

Presented for City Council's consideration is a resolution awarding the contract for the Muscatine Municipal Airport Hangar and Apron Construction projects to SG Construction in the amount of \$641,854.22. Three bids were received and SG Construction was the low bid. Bids were requested for three new hangars and included an alternate for two additional hangars. Due to the bid amounts it is

proposed that the contract be awarded for three hangars to stay within the \$400,000 in bonding previously authorized by City Council. The City was awarded two grants from IDOT for this project with the remaining amount being paid for from bond proceeds.

Is there a motion to adopt this resolution as submitted?

L. Request from Public Works for the Issuance of a Purchase Order for Pavement Crushing

Presented for City Council's consideration is a request for the issuance of a Purchase Order to Bushman Excavating in the amount of \$75,350 for pavement crushing. Two bids were received with the bid from Bushman Excavating being the low bid. There is \$75,000 budgeted for this expense.

Is there a motion to approve this request as submitted?

M. Request to Approve Transit Joint Participation Agreement with IDOT for Operating Assistance

Presented for City Council's consideration is a request to approve a Transit Joint Participation Agreement with the IDOT to implement a Federal Transit Administration Non-Urban Operating Assistance Project.

Is there a motion to approve this request as submitted?

N. Request to Approve the Issuance of a Purchase Order for a Demountable Floodwall Study

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Martin & Whitacre in the amount of \$5,900 for a survey and preliminary engineering study for a demountable flood wall along the riverfront. This will be for a future project to be cost shared between the City, Canadian Pacific and potentially HNI and Heinz.

Is there a motion to approve this request as submitted?

O. Request to Approve the Issuance of a Purchase Order for Dragline Hose Purchase

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Hydro Engineering in the amount of \$10,530.00 for the purchase of two 660 feet sections of Snaptite polyurethane dragline hose. There is \$15,000.00 budgeted for this purchase.

Is there a motion to approve this request as submitted?

P. Request to approve Addendum #1 for the Nutrient Reduction Study

Presented for City Council's consideration is a request to approve Addendum #1 for the Nutrient Reduction Study. Bolton & Menk have recommended additional work to the study. A soil investigation and wetland delineation have been proposed for \$7,552.00 from the subcontractor Impact 7G. This will be paid for from the plant operating funds.

Is there a motion to approve this request as submitted?

Q. Request to approve and sign contract with Access2Care

Presented for City Council's consideration is a request to approve and sign a contract with Access2Care to provide transportation to passengers with a waiver through the new managed care organization Iowa Total Care.

Is there a motion to approve this request as submitted?

R. Request to Authorize Entering into an Agreement with Winsor Consulting for IT Staff Augmentation Services

Presented for City Council's consideration is a request to enter into an agreement with Winsor Consulting for IT Staff Augmentation Services. Nine proposals were received and reviewed by the review committee which included the IT Manager, City Administrator, Finance Director and Councilmembers Brackett and Spread. Two firms were requested to provide further information and gave presentations to the committee. The committee is recommending entering into the agreement with Winsor Consulting to provide these services in the upcoming year. The agreement provides for services on an hourly basis. There is \$25,000.00 approved in the budget for this expense.

Is there a motion to approve this request as submitted?

S. Request to Approve Issuance of a Purchase Order for Foundation Repairs at Sunset Park

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Helitech in the amount of \$15,663.00, for the repair of multiple building foundations at Sunset Park Housing. Three quotes were received and the lowest responsible bid meeting all requirements was from Helitech. There was \$10,000.00 in the 2018/2019 budget for these repairs which was carried forward to fiscal year 2019/2020. There are funds available in the public housing program fund to pay the full amount of these repairs.

Is there a motion to approve this request as submitted?

T. Request to Authorize the 2019-2020 City Deer Hunt

Presented for City Council's consideration is a request to authorize the 2019-2020 City Deer Hunt to be held September 14, 2019 – January 10, 2020.

Is there a motion to approve this request as submitted?

U. Request to Approve Issuance of Purchase Order for Camera System Upgrade and Expansion at WRRF and Transfer Station

Presented for City Council's consideration is a request to approve the issuance of a purchase order to FSS Incorporated, in an amount not to exceed \$46,111.47, for the upgrade and expansion of camera systems at the WRRF and Transfer Stations. This project was not bid out due to the fact that FSS Incorporated is the only company capable of taking the current system and tying it in with the new equipment.

Is there a motion to approve this request as submitted?

V. Request to Approve Issuance of a Purchase Order for Solid Waste Dumpster Containers and Carts

Presented for City Council's consideration is a request to approve the issuance of a Purchase Order to Elliott Equipment in an amount not to exceed \$16,900.00 for the purchase of Solid Waste Dumpsters and Trash Carts. There is \$16,900 budgeted in the Solid Waste/Refuse Collection fund for the purchase of residential trash containers and commercial dumpsters.

Is there a motion to approve this request as submitted?

W. Request to Approve the Issuance of a Purchase Order for Sealing the Fire Department Patio

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Terry & Sons, in the amount of \$7,300 for the Fire Department patio sealing. There is \$9,219 in the deferred building maintenance project budget for this expense.

Is there a motion to approve this request as submitted?

X. Request to Declare Items as Surplus and Approve Sale of Said Items

Presented for City Council's consideration is a request to approve attached list of City owned surplus items and authorize the sale of said items via online auction between September 2nd and September 16th. Proceeds will go to the individual departments that submitted the items to be sold.

Is there a motion to approve this request as submitted?

Y. Request to Enter into a Contract with Seda Consulting

Presented for City Council's consideration is a request to enter into a contract with Seda Consulting for the Evaluation Process of the City Administrator. Seda Consulting's proposal provides a thorough approach to ensuring the City Administrator receives a meaningful, fair, actionable evaluation.

Is there a motion to approve this request as submitted by law?

Z. Discussion Regarding Title 1, Chapter 10, Section 1b

12. COMMUNICATIONS - RECEIVE AND FILE

13. APPROVAL OF BILLS

It is recommended bills totaling \$2,365,595.74, 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