

# MUSCATINE CITY COUNCIL

Peggy Gordon 3 <sup>rd</sup> Ward	Diana Broderson Mayor	Nadine Brockert 4 <sup>th</sup> Ward
Osmond Malcolm 2 <sup>nd</sup> Ward	<b>2020 MEETING SCHEDULE</b>  (All meetings start at 7:00 PM unless voted upon by Council.)	John Jindrich 5 <sup>th</sup> Ward
Dennis Froelich 1 <sup>st</sup> Ward		Kelcey Brackett At Large
DeWayne Hopkins At Large		Cinda Hilger Administrative Secretary
Matt Brick City Attorney		Greg Jenkins Interim City Administrator
January 2 & 16 February 6 & 20 March 5 & 19 April 2 & 16 May 7 & 21 June 4 & 18	<u>Regular Meetings</u> July 2 & 16 August 6 & 20 September 3 & 17 October 1 & 15 November 5 & 19 December 3 & 17	<u>In-depth Meetings</u> January 9 February 13 March 12 April 9 May 14 June 11 July 9 (None in August) September 10 October 8 November 12 December 10

## AGENDA

**\*\*\* Due to COVID-19 precautions all Muscatine City Council Meetings\*\*\*  
will be held electronically until further notice.**

Please join my meeting from your computer, tablet or smartphone.  
<https://www.gotomeet.me/CityofMuscatine/city-council-regular-meeting>

You can also dial in using your phone.  
 United States: 1-571-317-3112

**Access Code:** 665-802-933  
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**THURSDAY APRIL 02, 2020  
 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-D Approval of City Council Minutes**

- A. Regular Council Meeting Minutes – March 5, 2020
- B. Regular Council Meeting Minutes – March 12, 2020
- C. Regular Council Meeting Minutes – March 19, 2020
- D. Special City Council Meeting Minutes – March 26, 2020

**\* Items 8A-K Petitions and Communications**

- A. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for Dollar General Store #18711, 3614 Grandview Avenue – Dolgencorp, LLC (pending inspections)
- B. Request for renewal of a Class “E” Liquor License and Sunday Sales for GM Food Mart, 1814 E. Avenue - Nanak Express LLC (pending inspections)
- C. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Wal-Mart Supercenter #559, 3003 North Highway 61 – Walmart Inc. (pending inspections and insurance)
- D. Request for Use of City Property from Vineyard Church for a Church Service in the parking lot across from City Hall on April 12, 2020
- E. Request for a temporary transfer of a Class “C” Liquor License for The Rendezvous to 5901 Hwy 61 – Cindy’s Rendezvous, LLC (pending inspections and insurance)
- F. Request for renewal of a Class “B” Wine Permit, Class “C” Liquor License and Sunday Sales for Creations by Oz, 110 East 2nd Street – Jeff Osborne (pending inspections and insurance)
- G. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Grandview Mart, 714 Grandview Avenue – Malka 13, Inc. (pending inspections and insurance)
- H. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Super Savor Liquor of Muscatine, 1510-A Isett Avenue – Tarantjeet Singh, LLC (pending inspections and insurance)
- I. Request for renewal of a Class “C” Liquor License, Outdoor Service, Sunday Sales and Catering for Pete’s Tap, 1820 Angle Street – Oscar’s LLC (pending inspections and insurance)
- J. Request for renewal of a Class “C” Liquor License, Outdoor Service and Sunday Sales for Mike’s Hilltop Tap, 929 Lucas Street – Mike’s Hilltop Tap, Inc. (pending inspections and insurance)

- K. Request for renewal of a Special Class “C” Liquor License and Sunday Sales for Happy Joe’s Pizza & Ice Cream Parlor, 203 Lake Park Blvd – Max Brewer Corp. (pending inspections and insurance)

**\* Item 9 From the Mayor**

- A. Proclamation for National Public Safety Telecommunicators Week

**\* Items 12A-G Receive and File**

- A. Muscatine County Board of Supervisors Minutes – March 2, 2020
- B. Muscatine County Board of Supervisors Minutes – March 09, 2020
- C. Muscatine County Board of Supervisors Minutes – March 16, 2020
- D. Muscatine County Board of Supervisors Minutes – March 19, 2020
- E. Muscatine County Board of Supervisors Minutes – March 23, 2020
- F. MPW Financial Statements – January 2020
- G. City of Muscatine Financials – February 2020

**\* Bills\***

- \* Approval of attached Bills for Approval totaling \$1,526,253.41, subject to the approval of any related agenda item(s).
- \* Approval of attached bills totaling \$1,926,244.83, subject to the approval of any related agenda item(s). Reposted from Previous Agenda

**The Following Items, that were Approved at the March 19, 2020, City Council Meeting are presented for approval on this consent agenda due to technical difficulties of the Conference Call meeting and the possibility that some public were not able to access the meeting.**

- A. Resolution Authorizing the Assessment of Unpaid Nuisance Abatement Costs to Private Properties
- B. Resolution Setting a Public Hearing on a Request to Vacate a Portion of Alley Right of Way
- C. Resolution Approving the Final Plat of Grandview Subdivision
- D. Request to Approve Signs for No Left Turn at the Intersection of Houser and Fulliam Streets
- E. Request to Approve the Issuance of a Purchase Order for Police k-9
- F. Request to Approve Intergovernmental Transfer of Public Funds Agreement

**6. MINUTES – APPROVAL**

**7. PUBLIC HEARING**

- A. Vacation of a Portion of Alley Right of Way

This public hearing concerns the vacation of a portion of Alley Right of Way located in Block 29 of the Original town: The City of Muscatine is currently reconstructing the 2<sup>nd</sup> Street and Mulberry Avenue intersection into a roundabout. As part of this project additional right of way had to be acquired from a number of adjoining property owners, including from HNI Corporation and Dekock Anita LLC. As part of the agreements for the City to acquire the right of way needed for the roundabout project, the City agreed to vacate and convey to HNI Corporation and Dekock Anita LLC, the portions of the alley right of way that no longer serve a current or future public use.

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 Approving Vacation of Alley Right of Way

Presented for City Council's Consideration is the first reading of an Ordinance Approving the vacation of Alley Right of Way in Block 29 of the Original Town. (Public Hearing A)

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

B. Ordinance Amending the Rental Housing Code

Presented for City Council's consideration is the first reading of an Ordinance amending the rental housing code and relocating the rental housing code and other specific sections of the city code relating to the regulation of property maintenance to a newly created title within city code, Title 16 Rental Housing and Property Maintenance Regulations.

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

C. Resolution Awarding General Obligation Corporate Purpose Bonds

At the March 5, 2020 Meeting, City Council approved the resolution setting the

date and time for receiving bids on the estimated \$6,310,000 in General Obligation Corporate Purpose Bonds Series 2020 for April 2, 2020 at 10:00 a.m. Susanne Gerlach with Public Financial Management (PFM), the City's Financial Advisor for this issue, will be present on the conference call meeting to review the bids received and make a recommendation for the award of this issue.

Is there a motion to adopt this resolution as submitted?

D. Resolutions Rejecting Bids Through Competitive Sale, Engaging Private Placement Agent and Accepting Proposal for Private Placement of General Obligation Corporate Purpose Bonds, Series 2020.

Note – This item will be removed from the agenda if bids for the bonds are awarded in Item 11C.

Is there a motion to adopt these Resolutions as submitted?

E. Resolution Resetting the Public Hearing on Amendment #1 to the City's FY 2019/2020 Budget

The City Council completed the budget review process for the fiscal year 2020/2021 budget in February. As part of that review, revised estimate revenue and expenditure amounts for the current year (2019/2020) were also reviewed by City Council. Each year, these revised estimate amounts become Amendment #1 to the current year budget.

The public hearing on the budget amendment was originally scheduled for March 19. However, due to the COVID-19 event, this meeting was changed to an electronic call-in meeting. There were several issues with the call-in format at that meeting and the Council chose to schedule another hearing on the budget amendment.

Is there a motion to adopt this Resolution as submitted?

F. Resolution Resetting a Public Hearing on the City Budget for FY 2020/2021

The City Council completed the budget review process for the fiscal year 2020/2021 budget in February. Beginning with the fiscal year 2020/2021 budget two public hearings are now required in order for City Council to adopt the annual budget for the upcoming year.

The first public hearing was held on March 5<sup>th</sup> at which the City Council approved a resolution setting the maximum tax levy for 2020/2021 for certain levies.

After that action on March 5, the City Council set a public hearing (Hearing #2) on the adoption of the budget and the certification of taxes for the 2020/2021

budget. The public hearing on the budget was originally scheduled for March 19. However, due to the COVID-19 event, this meeting was changed to an electronic call-in meeting. There were several issues with the call-in format at that meeting and the Council chose to schedule another hearing on the budget adoption.

Is there a motion to adopt this Resolution as submitted?

G. Resolution Setting a Public Hearing on the Plans and Specifications for Taxiway

Presented for City Council's consideration is a Resolution setting a public hearing for April 16, 2020 regarding the plans, specifications, form of contract and estimated cost for the Muscatine Municipal Airport Taxiway A.

Is there a motion to adopt this Resolution as submitted?

H. Request to Approve a Beneficial Reuse Agreement with Nestle Purina of Davenport

Nestle Purina PetCare Company of Davenport has submitted a Beneficial Use Agreement to begin delivery of packaged and loose organic material to the Muscatine Organics Recycling Center (MORC). The agreement has been vetted and approved by the City's Attorney for approval.

Is there a motion to approve this request as submitted?

I. Request to Approve the Issuance of a Purchase Order for Soccer Complex Fence Project

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Sampson Fence, in the amount of \$28,580.00, for the installation of the fencing for the Soccer Complex Expansion Area. There is \$76,000.00 approved in budget for multiple fence projects in the City's parks.

Is there a motion to approve this request as submitted?

J. Request to Approve the Issuance of a Purchase Order for Electrical Repairs to Mississippi Harvest Statue Area

Presented for City Council's consideration is a request to approve the issuance of a purchase order in the amount of \$13,916.00, to Nelson Electric for the necessary electrical repairs to the Mississippi Harvest Statue Area. Funding for this project will be from FEMA, the State of Iowa and the City.

Is there a motion to approve this request as submitted?

K. Request to Approve the City of Muscatine COVID-19 Paid Time Off Policy

L. Discussion Regarding Future Agenda Scheduling – Councilmember Jindrich

**12. COMMUNICATIONS - RECEIVE AND FILE**

**13. APPROVAL OF BILLS**

It is recommended bills totaling \$1,526,253.41, 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**

Request to Enter Closed Session per Iowa Code 21.5(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. Possible Action to Follow.

**16. ADJOURNMENT**