

**CITY OF MUSCATINE  
REGULAR CITY COUNCIL MINUTES  
7:00 p.m. – July 15, 2021**

Mayor Broderson called the City Council meeting for Thursday July 15, 2021, to order at 7:00 p.m. Present were: Councilmembers Hopkins, Froelich, Gordon, Brockert, Jindrich, Malcolm and Brackett.

The Council meeting began with the pledge of allegiance.

Ed Chamberlain, President of Muscatine County Arts Council and Annette Hogland, came to give a presentation on the Wandering Words Program and to request continuing support of this program. They shared that with this year's poems there will be 30 unique poems located on sidewalks throughout Muscatine.

Police Chief Brett Talkington was present to give an update on the 2021 fireworks calls and citations for the City of Muscatine. Chief Talkington stated the department has taken a zero tolerance policy towards the illegal use of fireworks and increased the total number of citations issued in 2021. He stated they plan to move forward with this strategy with the hopes of keeping the firework incidents at a minimum.

There was discussion from City Council regarding the types of fireworks found at the calls, the amount of the fine when a citation is issued, the number of calls received and other options moving forward with fireworks regulations.

Parks and Recreation Director Rich Klimes was also present to share the issues with 4<sup>th</sup> of July trash firework debris that had be cleaned from the Riverfront and City Parks.

Diana Moore, 507 Adams Street came to share concerns with the alley in her neighborhood, stating that the crushed concrete the City is applying contains nails, wires and screws. She shared concerns that this alley is number 25 on the list of alleys to be repaired and that it needs to be done prior to other alleys that are being repaired. Mayor Broderson stated she would get more information regarding this for Ms. Moore.

Jean Clark, 1221 Mulberry Avenue, came to encourage the citizens of Muscatine to sign up through MPW's Choose Green Muscatine. Ms. Clark states this is a way of choosing what percentage of your energy for your home is renewable energy. Ms. Clark shared that MPW uses this program to evaluate the need and desire for renewable energy in our community.

### **Consent Agenda**

Councilmember Brackett, seconded by Councilmember Gordon, moved the Consent Agenda be approved as follows:

- Items 6 A-B Approval of City Council Minutes
- Item 8 A-E Petitions and Communication
- Item 9A From the Mayor
- Items 12 A Receive and File
- Bills for Approval Totaling \$2,643,824.89

Vote: Ayes-7, Nays -0, Motion carried.

Mayor Broderson stated that this public hearing concerned the property at 704 Spring Street being declared as surplus property.

There were no written or oral comments from the public.

Councilmember Brockert moved to close this public hearing, seconded by Councilmember Froelich.

Vote: Ayes – 7, Nays – 0, Motion carried.

Jen Gieselman, Assistant County Attorney presented the case against Muscatine Glass d/b/a Rasta Lion for an order-assessing penalty for the third tobacco violation. There was no one present to represent Rasta Lion.

Councilmember Brackett moved to close the hearing, seconded by Councilmember Malcolm.

Vote: Ayes – 7, Nays – 0, Motion carried.

Mayor Broderson read a proclamation proclaiming July 16, 2021 as Muscabus Driver Appreciation Day.

Amy Fortenbacher, Transit Supervisor, was present to accept the proclamation along with several Muscabus Transit Drivers.

### **From the City Administrator**

11A: Councilmember Hopkins moved to approve, and direct for its publication as required by law, the third and final reading of Ordinance 2021-0205, updating the regulations of nuisance vehicles, Title 9, Chapter 3 of City Code. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11B: Councilmember Brackett moved to approve the first reading of Ordinance #2021-0236, prohibiting parking of semi-trailers on residential parcels. Seconded by Councilmember Froelich.

There were questions from City Council regarding the size regulation of the semi-trailers that were address by Assistant Community Development Director, Andrew Fangman.

Vote: Ayes – 7, Nays – 0, Motion Carried

11C: Councilmember Gordon moved to adopt Resolution #2021-0237, setting a public hearing on a request to vacate certain utility easements at Lot 1 of Arbor Commons Subdivision-1613 Duncan Drive. Seconded by Councilmember Jindrich.

Vote: Ayes – 7, Nays – 0, Motion carried.

11D. Councilmember Brockert moved to adopt Resolution #2021-0238, setting a public hearing on a request to consider the vacation and sale of Right of way adjoining 1820 Angle Street. Seconded by Councilmember Froelich.

Vote: Ayes – 7, Nays – 0, Absent, Motion carried.

11E: Councilmember Malcolm moved to adopt Resolution #2021-0239, authorizing the assessment of unpaid nuisance abatement fees to private properties. Seconded by Councilmember Hopkins.

Vote: Ayes – 7, Nays – 0, Motion carried.

11F: Councilmember Gordon moved to adopt Resolution #2021-0240, authorizing the establishment of a sewer easement on a portion of the Mulberry Avenue right of way. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11G: Councilmember Hopkins moved to adopt Resolution #2021-0241, deeding vacated right of way to an adjacent property owner at 204 Mulberry Avenue. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11H: Councilmember Froelich moved to adopt Resolution #2021-0242, setting a public hearing concerning the application for Community Development Block Grant funds under the Iowa Economics Development Authority's Downtown Revitalization Program. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11I: Councilmember Brackett moved to adopt Resolution #2021-0243, accepting a quit claim deed from several grantors to the City of Muscatine for 704 Spring Street. Seconded by Councilmember Malcolm.

Vote: Ayes – 7, Nays – 0, Motion carried.

11J: Councilmember Hopkins moved to adopt Resolution #2021-0244, declaring 704 Spring Street as surplus property and authorizing the donation of said City property to the Community Foundation of Greater Muscatine for a Homes for Iowa Project. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11K: Councilmember Gordon moved to approve Request #2021-0245, for a development agreement with the Community Foundation of Greater Muscatine for the development of a single family home to be sold to a moderate-income family. The development agreement also provides for \$10,000 to offset the cost of demolition of the unsafe structure. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays -0, Motion carried.

11L: Councilmember Jindrich moved to approve Request #2021-0246, for a development plan for the southwest corner of Park Avenue West and Peachtree Street – 3014 Park Avenue West for the development of a computer data center employing two individuals. Seconded by Councilmember Brackett.

There was questions from City Council regarding the scope of this business and the request that a sidewalk be installed on the property along Peachtree Street that were addressed by Assistant Community Development Director Andrew Fangman.

Vote: Ayes – 7, Nays – 0, Motion carried.

11M: Councilmember Hopkins moved to approve Request #2021-0247, authorizing September 11, 2021 through January 10, 2022 as the dates for the 2021-2022 City Deer Hunt. Seconded by

Councilmember Brackett.

Vote: Ayes – 7, Nays – 0, Motion carried.

11N: Councilmember Gordon moved to approve Request #2021-0248, for the Issuance of a purchase order to Elliott Equipment Company in the amount of \$175,400, for the purchase of a 2022 Freightliner cab and chassis and New Way rear load packer body for garbage pickup. Seconded by Councilmember Jindrich.

Vote: Ayes – 7, Nays – 0, Motion carried.

11O: Councilmember Brackett moved to approve Request #2021-0249, for the issuance of a purchase order to ILoca Services Inc, in the amount of \$81,095, for the purchase of a 2021 aluminum transfer trailer. Seconded by Councilmember Malcolm.

There were questions from City Council regarding why so few bids are being received for equipment. Solid Waste Manager David Popp stated he believes it is due to COVID and the lack of ability to get equipment and parts by the vendors.

Vote: Ayes – 7, Nays – 0, Motion carried.

11P: Councilmember Malcolm moved to approve Request #2021-0250, for the issuance of a purchase order to Rehrig Pacific Company in the amount of #11,919.50, for the purchase of 95-gallon refuse carts to be used in the residential refuse collection program. Seconded by Councilmember Brockert.

Vote: Ayes – 7, Nays – 0, Motion carried.

11Q: Councilmember Brackett moved to approve Request #2021-0251, for a Memorandum of Understanding between the City of Muscatine and the Iowa Department of Natural Resources for watershed support. Seconded by Councilmember Froelich.

Vote: Ayes – 7, Nays – 0, Motion carried.

11R: Councilmember Hopkins moved to approve Request #2021-0252, for a land application agreement with F&J Hahn Inc. and George B. Hahn, Inc. for the application of biosolids to the agricultural ground they own. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11S: Councilmember Brackett moved to approve Request #2021-0253, to enter into a contract with RDG Planning & Design for an amount not to exceed \$50,000, for preliminary design of a riverfront amphitheater. Seconded by Councilmember Jindrich.

Vote: Ayes – 7, Nays – 0, Motion carried.

11T: Councilmember Hopkins moved to adopt Resolution #2021-0254, approving the internal advance of funds for the preliminary design for the Riverfront Amphitheater Project. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11U: Councilmember Brackett moved to approve Request #2021-0255, to enter into a contract with Watersmith Engineering for an amount not to exceed \$33,200 for watershed study of the Lake Park Boulevard area. Seconded by Councilmember Malcolm.

Vote: Ayes – 7, Nays – 0, Motion carried.

11V: Councilmember Brockert moved to approve Request #2021-0256, for a purchase agreement with J.L.Winter LLC for the purchase of two city owned parcels on 41<sup>st</sup> Street in unincorporated Muscatine County. Seconded by Councilmember Gordon.

Vote: Ayes – 7, Nays – 0, Motion carried.

11W: Community Development Director Jodi Royal-Goodwin gave a presentation on a proposed Neighborhood Revitalization Pilot Project.

Councilmember Gordon moved to approve Request #2021-0257, approving the proposed Neighborhood Revitalization Pilot Project. Seconded by Councilmember Brackett.

Vote: Ayes – 7, Nays -0, Motion carried.

Councilmember Froelich moved to adjourn meeting at 8:31 pm.

**ALL CITY COUNCIL MEETING RECORDINGS ARE VIEWABLE ON THE CITY OF MUSCATINE YOUTUBE PAGE.**

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Mayor Diana Broderson

Attest:

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Carol Webb, City Administrator