

MEMORANDUM

TO: Gregg Mandsager, City Administrator
FROM: Richard Klimes, Director of Parks and Recreation
SUBJECT: Great River Days--Amended Proposal

Attached is a copy of the revised plan for the 2011 Great River Days Celebration on the Muscatine Riverfront. The new plan fits within the usage and design parameters of the public property site and does not impede the downriver linear green space.

The original proposal is subject to meeting several conditions with a revised site plan being one of those. The event sponsors are showing good efforts to compromise and to work with the City staff to stay within policies and codes while also planning for a more superior special event.

Thank you for your time and attention to this matter. Please contact me if you have any questions, comments or concerns.

Donelson, Fran

From: Mandsager, Gregg
Sent: Tuesday, February 01, 2011 10:21 AM
To: Klimes, Richard
Cc: Donelson, Fran
Subject: Re: Argeements made with Rich Klimes 1-31-2011

Please make additions to the agenda as needed.

On Feb 1, 2011, at 9:57 AM, Klimes, Richard wrote:

Kerry,

The amended plan fits within the usage requirements of the public site. I do not see any issues other than boater services and provisions have been successfully made in the past to accommodate their needs. The pre-event meetings will be crucial for the communication to staff and citizen usage groups.

Thanks,

Richard Klimes

Director of Parks and Recreation
City of Muscatine
215 Sycamore
Muscatine, Iowa 52761
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rklimes@ci.muscatine.ia.us

From: Kerry Keller [\[mailto:kkeller@qwestoffice.net\]](mailto:kkeller@qwestoffice.net)

Sent: Tuesday, February 01, 2011 9:27 AM

To: Klimes, Richard; Mandsager, Gregg; Hill, Randy

Cc: JJ Koehler

Subject: Argeements made with Rich Klimes 1-31-2011

Rich,

Please review this recap of our meeting yesterday morning and respond with you approval or comments

GRD / Use of City Property update.

After meeting with Rich Klimes on January 31, 2011 Great River Days proposes the following changes to the plans in the Use of City Property for the 2011 event.

Use of "Riverside Park" green space in front of the boat harbor between Cedar St. and Oak St for the "Entertainment area" for the 2011 GRD event. This would include erection of a temporary stage and beverage tent in the grass. Closure of Harbor Dr. from Cedar St. to the new boat ramp to the NON-BOATING public. (Harbor Dr. and the new boat ramp to remain accessible to harbor tenants and for

vehicles with boats wishing to launch. GRD will provide parking credentials and distribute with the assistance of Muscatine Parks & Rec.) The street closure would only be as follows. Thursday and Friday from 4:30 pm to midnight and on Saturday from 8 am to midnight. GRD will provide staff to man a gate on Harbor Drive during the closed times and the gate would remain open the other times of the day.

Use of the riverfront from Cedar St to approximately the Clock Tower for the food vending and carnival, this would also include temporary overnight living quarters that CDAC Amusements (our contracted carnival provider) uses for their staff and employees.

Alternate Plan discussed with Rich Klimes in case of flooding:

If the “green space” is deemed unusable an alternate plan to move the GRD event and entertainment area to what is commonly known as the “new boat ramp” parking lot will be available as long as launch access and some parking is made available by the event organizers at the “former” launch area between Iowa Av. And Chestnut St.

This Memo serves also as an amendment to the original Request for use of City Property Dated 12/02/2010

Change item #3 to read as follows:

Use of all of the Riverfront from Mad Creek to Linn St. from Mississippi Dr. to the water's edge, with the understanding that there will be access arrangements made for the Harbor tenants and access to a launch ramp for day use boaters.

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MEMORANDUM

TO: Gregg Mandsager, City Administrator
FROM: Richard Klimes, Director of Parks and Recreation
DATE: January 28, 2011
RE: Request to Use Public Property – Great River Days 2011

INTRODUCTION:

Please accept this memo and the attached information as a request from Mr. Kerry Keller and Mr. J.J. Koehler representing Great River Days Inc. to use the Muscatine Riverfront from July 25, 2011 to July 31, 2011 for the Annual Great River Days Community Celebration.

BACKGROUND:

The request submitted by Great River Days Inc. includes the closing of the Muscatine Riverfront from the new boat launch parking lot area to the Millennium Plaza. The event activities will include: carnival rides, live bands, youth activities, car and motor cycle shows, art and craft fair and a beer tent. The Cedar Street entrance will remain open to allow for boater access to the harbor and new boat launch area. The beer tent is planned to be in the linear downriver greenspace beyond Linn Street which is in violation of City Code Title 3 Public Ways and Property, Chapter 6 Public Parks, page 112A item (N). The code is attached for your review and explains that alcohol is prohibited in this area.

The normal event fees will be charged by the City for this event to be held on public property. This is in accordance with the City Council Policy on event fees as approved at the April 10, 2008 In-Depth Council Meeting. The minutes are attached for your review. The fees charged will include but are not limited to: building rentals, electrical supply, picnic table delivery, fencing, event security, permits, licenses and site restorations if needed.

The Muscatine Riverfront has been designed to host this type of event while also meeting the diverse usage needs of the community. The additional boat launch ramps were placed upriver away from the center of the riverfront area so that special events could reasonably occupy that area between Pearl City Station and the Boat Harbor. Additional power supply and sound amplification services were installed in the center area. The center area by code allows for event alcohol consumption. The infrastructure design and vision was for the boaters to launch upriver, special events to stage in the center of the riverfront and the linear greenspace was to remain as a casual, unscheduled, drop-in, peaceful recreation area only accessible by trails.

RECOMMENDATION/RATIONALE:

At this time, City Staff would recommend that the City Council approve the request from Great River Days Inc. to use the Muscatine Riverfront from July 25, 2011 to July 31, 2011 for Great River Days 2011 subject to the following conditions:

1. The group agrees to work with the City staff to develop a new plan for the location of the beer tent/entertainment area that is not in violation of City Code and is not in the downriver green space beyond the basketball courts.
2. The group obtains the appropriate permits and licenses from all regulatory agencies as needed.
3. The group provides the appropriate Certificates of Insurance prior to the event.
4. The group representatives attend all pre-event meetings.
5. The group agrees to pay all appropriate facility and event fees to include but not limited to restoration fees.

At the January 2011 regular Muscatine Recreation Advisory Commission meeting a unanimous consensus was offered by the Commission as follows:

“The Recreation Advisory Commission endorses the request from Great River Days, Inc. to hold the annual Great River Days event of the Muscatine Riverfront with the exclusion of having any events take place in the grassy space downriver of the basketball courts.”

Attached for your review is a draft copy of the January 5, 2011 Recreation Advisory Commission meeting minutes. The minutes will be approved at the February 2, 2011 regular meeting.

BACKUP INFORMATION:

1. City Special Event Application Form – City Code Title 3, Chapter 14
2. City Code Title 3 Public Ways and Property, Chapter 6 Public Parks
3. City Council Meeting Minutes April 10, 2008
4. Recreation Advisory Commission Meeting Minutes January 5, 2011

Thank you for your time and attention to this matter. Please contact me if you have any comments, questions or concerns.

Attach

C: Les Dennis, Park Maintenance Supervisor
Nick Gow, Athletic Facilities Manager
Randy Hill, Public Works Director
Kerry Keller, Great River Days, Inc.
J.J. Koehler, Great River Days, Inc.

MINUTES
RECREATION ADVISORY COMMISSION
Wednesday, January 5, 2011 – 5:30 p.m.

MEMBERS PRESENT: Judd Anderson, Jennifer Livermore, Kent Ferris, Kim Seligman

MEMBERS ABSENT: Steve Brown, Roxie Nichols, Larry Buster

STAFF PRESENT: Heather Carlson, Rich Klimes, Matt Beatty, Nick Gow, Dan McGinn, Les Dennis, Randy Moeller

GUESTS PRESENT: Kerry Keller, Dyann Roby, Greg Harper

Livermore called the meeting to order at 5:40 p.m.

Motion to approve the minutes of the November 3, 2010 regular meeting. Moved, Ferris. Second, Seligman. All ayes, motion carries.

Request – Melon City Criterium, May 29, 2011

Harper said this is 33rd Melon City Criterium. It is being requested to close Weed Park to vehicular traffic for the bike race. The aquatic center will be closed to the public during this event. It is free of charge for the community to watch the races. Harper will hand deliver letters to the park area residents to notify them of the event. Klimes said that staff recommends the approval of the request as submitted.

The Recreation Advisory Commission supports the request to close Weed Park to vehicular traffic on May 29, 2011 for the Melon City Criterium and recommends that the request be forwarded to the City Council for their approval. Moved, Livermore. Second, Ferris. All ayes, motion carries.

Request – Great River Days 2011

Keller said this is the 53rd Great River Days (GRD) and it will take place July 27-30th. The request is to close the park/parking lot Monday through Sunday for set up, event activities and tear down. The trail will be open from 6am to 4pm. The carnival will take place from Wednesday through Saturday. The entertainment and beverage tent will be Thursday through Saturday. It is requested to have the entertainment area in the grassy area downstream of the basketball courts where a permanent stage is being proposed/requested.

Klimes reported that the Mayor wanted to make sure the Commission understood that the original design and all discussions from citizens and sponsors was to maintain the greenspace between the basketball court and Millennium Plaza as a non-performance open recreation space that is not scheduled and is available for drop-in usage.

Riverfront parking was discussed. Ferris said that the people who park on the riverfront typically find alternate parking along Third St. in the residential area during this temporary displacement.

Minutes: RAC

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Anderson requested that it would be appreciated if all possible steps were taken to have as little disruption as possible to the parking availability on the riverfront.

Klimes said that it is staff's recommendation to not have a permanent stage or entertainment area in the grassy space between the basketball courts and Millennium Plaza. The reasons Klimes cited were: the park site was not designed infrastructurally to support special event usage like this, the equipment access points are soft asphalt which will have the potential to have crevices from delivery vehicles. This will create a safety issue for bikers/trail users. The utility supply was not maintained in this area because the intent was to not have special events in this area. The area was intended to be used for diverse, un-scheduled, drop-in usage. By design, the special event area was intended to be that area from Pearl City Station to the Riverview Center. Comparable design elements were used to add a boat launch up-river. This was done to again allow for the diverse usages on the riverfront and allow for boating activity to continue during special events. Special events would utilize the center portion of the park and recreational usage would be available downriver in the greenspace. Additionally, the limited access and egress of the greenspace is not safe for thousands of people to gather. It is a long distance from any shelter or parking areas for citizens to be able to quickly or safely evacuate the area in case of emergency.

Seligman explained how she experienced a sudden storm on the riverfront when she and her volunteers were preparing the site for the JDRF Walk. She said that based on that experience she could not in good conscience support encouraging thousands of people to gather in the green space farther down river.

West Hill residents are not in favor of having regular musical entertainment in this area.

Klimes suggested that a subcommittee be put together to take a further look at alternate locations on the riverfront to have an entertainment area and then come back with a new request in February.

The Recreation Advisory Commission withdraws the previous motion from the July 2010 meeting which supported the concept plan of a stage in the grassy area of the riverfront located downstream of the basketball courts. Moved, Anderson. Second, Ferris. All ayes, motion carries.

Keller stated that he would like to withdraw the request for a stage in order to move forward with the request for Great River Days as this is strike two in this process. Keller is not interested in forming a subcommittee to discuss alternate riverfront sites for the entertainment area.

Livermore stated that she would hope that Keller would reconsider the staff's offer for a sub-committee.

Minutes: RAC

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Klimes said that the staff's recommendation is to approve the Great River Days request with the exception of having the entertainment area in the requested grassy space.

The Recreation Advisory Commission endorses the request from Great River Days, Inc. to hold the annual Great River Days event on the Muscatine Riverfront with the exclusion of having any events take place in the grassy space downriver of the basketball courts. Moved, Ferris. Second, Seligman. All ayes, motion carries.

Keller said he will take this information to the GRD committee to discuss how they want to proceed and possibly look at alternate sites to hold the event.

Livermore explained that she understands his frustrations but that he has not demonstrated to the Commission that the event could not be as successful as it has been the previous 10 years prior to utilizing the greeenspace downriver.

Presentation – Department FY 11/12 Budget Request

- a. Admin – Klimes said this request is for funding through June 30, 2012. Admin includes Director and 50% Office Coordinator. The revenues shown are for facility rentals, etc.
- b. Recreation – Beatty said that alternative programming is being pursued such as recreational dance and various special events.
- c. Pools – Weather dependent, 45,000 is the projected attendance for this season. Security is being requested. A new diving board is necessary. Carver Pool is being utilized over the winter for private party rentals.
- d. Park Maintenance – Projects requested include-mural completion at Weed Park & Rose Garden improvements. Capital requests include a new maintenance shop, basketball court at Lucas St. Park, Weed Park lighting. The backhoe is also in poor condition.
- e. Cemetery – Greenwood is 80 acres and has 90-100 burials per year. Musser Masoleum is being repaired. A mini-excavator for working in tight spaces is being requested to replace the backhoe.
- f. Dredge – Transferred to WPCP and lost a full-time staff member. Seasonal help will be attempted to be utilized to fulfill the needs at the riverfront and the Park Maintenance Division.
- g. Right of Way Mowing – includes seasonal mowing of public right of ways and funds for the equipment repairs.
- h. Street Trees – a master plan is being discussed.
- i. Pearl City Station – project is complete.
- j. Riverview Center – Sewage pumps had to be replaced. The deck had to be replaced. Materials were covered by warranty, but there were labor costs that were not covered.

Minutes: RAC

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- k. Kent Stein – 17 diamonds plus Musser and Taylor fields. Taylor will open in the spring and has been adopted by a neighbor who is mowing it. Concession contract has ended. Capital requests include fencing, Control Link for 11 diamonds, drainage improvements.
- l. Soccer Complex – Tournaments were rainy last season and fields are still recovering. Phase III is being discussed and the land across Houser will be available for this project which includes synthetic fields and parking.
- m. Golf
 - a. Maintenance – Needs include cart paths, tee renovations and irrigation replacement. Wet weather last season created the need for 6 pallets of sod and 4000 lbs of grass seed to repair damage from carts. Turf is 95% back. Maintenance building will be paid off early.
 - b. Clubhouse – goals are to provide excellent customer service and advanced staff training. Junior golf will be re-vamped to allow for smaller groups of participants. Winter activity includes simulator play and leagues. Capitals include: ball picker for driving range, a keg cooler and merchandise fixtures for better merchandise displays. Facility rentals can be made for December 1 through February 28.
- n. Boat Harbor – 18 house boat slips and 87 other slips. Capital request is made for upgrading the electrical on the houseboat dock as it does not meet code and has had issues over the last two years.
- o. Marina – Budget consists of gas purchased and gas sold along with the staff for weekends. The concession building is available if anyone would like to submit a proposal for the use of that facility.
- p. Wellness – Includes the health/wellness activities for City employees. Funded through the health insurance fund. Health screenings have shown improved numbers in blood pressure, cholesterol, triglycerides and glucose levels of participants. Wellness also includes incentive programs, flu shots, hep b shots, hearing tests, EAP, and fitness scholarships.

Other Business

Klimes said the concession contract for Kent Stein/Soccer/Aquatic Center will be going out soon. Fourth Street Park lighting is complete. In February we will review more of the City Code. There are requests for ice skating on the riverfront and it is being explored. There being no further business, the meeting adjourned at 7:30pm.

Respectfully Submitted,

Heather Carlson
Office Coordinator

TITLE 3 PUBLIC WAYS AND PROPERTY

CHAPTER 6

PUBLIC PARKS

SECTIONS:

- 3-6-1 Scope
- 3-6-2 Enforcement
- 3-6-3 Hours of Operation
- 3-6-4 Regulate Activities
- 3-6-5 Amusements
- 3-6-6 Assemblies
- 3-6-7 Permits
- 3-6-8 Traffic
- 3-6-9 Animals
- 3-6-10 Other Regulations

3-6-1 Scope. This Chapter applies to all City parks, greenbelts, and recreational facilities for efficient regulation of conduct in City parks. For the purpose of this Chapter, "Park" shall include all public parks, greenbelts, and recreational facilities owned by the City of Muscatine, except that the riverfront from Mad Creek to Orange Street extended and from Cedar Street extended to Linn Street extended between Mississippi Drive and the Mississippi River and the roadway known and identified as Harbor Drive between Orange and Cedar Streets extended is hereby designated as Riverfront Recreation and Tourism Area. The riverfront from Orange Street extended to Cedar Street extended between the southeasterly edge of the roadway known and identified as Harbor Drive and the Mississippi River is designated as Riverside Park.

3-6-2 Enforcement. The Police Department shall assist the Parks and Recreation Department in enforcing all ordinances and regulations relating to all parks and recreational facilities under the City's jurisdiction.

3-6-3 Hours of Operation. The parks, exclusive of the swimming pools, and that portion of the Riverfront Recreation and Tourism Area between Mad Creek and Cedar Street extended shall be open daily to the public between the hours of five o'clock (5:00) A.M. and eleven o'clock (11:00) P.M. of any one day. It shall be unlawful for any person to be in said parks and that portion of the Riverfront Recreation and

3-6-3

3-6-8

Tourism Area herein designated during any hours in which the parks are not open to the public, except with permission of the Parks and Recreation Department. The Council may by resolution change the hours indicated above.

3-6-4 Regulate Activities. Attendants shall have the authority to regulate the activities in such areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all.

3-6-5 Amusements. No amusement or other events for gain or for which a charge is made shall be conducted in a park without obtaining a permit in accordance with City policy.

3-6-6 Assemblies. No person shall engage in, participate in, aid, form, or organize any assembly or group of people or make any speeches, or conduct any musical program or festival, in any park unless a permit has been obtained in accordance with City policy. This Section shall not apply to educational activities under the immediate direction and supervision of school authorities.

3-6-7 Permits. Applications for park permits shall be filed with the Parks and Recreation Department on the form provided not less than twenty (20) days nor more than one hundred eighty (180) days before the date on which it is proposed to conduct this activity. The City of Muscatine may require the posting of a bond by the permittee in such amount as is necessary to protect the City of Muscatine against loss of and damage to public property and to indemnify against public liability.

3-6-8 Traffic. No person in a park shall:

- (A) Ride or drive an automobile, motorcycle, moped, mini-bike, go-cart, snowmobile, or other vehicle, except upon the established roads and ways.
- (B) Exceed a speed limit of fifteen (15) miles per hour at any time or such lower speed limits as posted in designated areas of the parks.
- (C) Fail to obey all posted traffic signs.
- (D) Leave a motor vehicle unattended in any park after closing. Any motor vehicle left unattended in any park after closing shall be deemed abandoned and the City of Muscatine shall cause the same to be towed from the Park and the same shall not be redeemed by the owner or the person responsible therefore until reasonable towing and storage charges are paid.

3-6-8

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- (E) Parking of trucks that are wider than eighty inches (80"), self propelled motor homes, buses, mobile homes, or any motor vehicle with trailer attached are prohibited in Weed Park from nine o'clock (9:00) A.M. on Friday to eleven o'clock (11:00) P.M. on Sunday.
- (F) Operate or park semi-tractors and/or semi-trailers at anytime, except when engaged in delivery, pick-up, loading, or unloading equipment and goods as approved by the Department of Parks and Recreation.

3-6-9 Animals. It shall be unlawful to:

- (A) Kill, trap, tease, annoy, disturb, or interfere with any animal, bird or other fowl, or fish kept in any Park except as permitted by the City of Muscatine.
- (B) Disturb the nest of any bird or any other fowl.
- (C) Bring any dangerous animal into any Park.
- (D) Permit any dog to be in a park unless such dog is on a leash not more than six feet (6') long.
- (E) Permit a horse to be in a park, except in designated areas.
- (F) Any unattended animal, or animal not in the designated areas, shall be impounded and its owner may redeem the same upon paying the reasonable costs of such impoundment.

3-6-10 Other Regulations. It shall be unlawful to:

- (A) Operate radio controlled equipment in the Parks, except as authorized by the Parks and Recreation Department.
- (B) Move benches, seats, and tables from their places, except on picnic grounds within designated areas.
- (C) Loaf in any Park workshop or interfere with any Park employee performing his or her duties.

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- (D) Willfully mark, deface, disfigure, injure, tamper with, displace, or remove any building, bridge, table, bench, fireplace, railing, paving or paving material, waterline, or other public utility or part thereof, sign, notice or placard, whether temporary or permanent, monument, stake, post or other boundary marker, or other structure or equipment, facility, park property, or appurtenance whatsoever, either real or personal.
- (E) Throw discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, or other body of water in or adjacent to any park, any substance, matter of thing, liquid, or solid which will or may result in the pollution of said waters.
- (F) Bring in or dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or other trash. No such refuse or trash shall be left anywhere on the grounds, but shall be placed in the proper receptacles where these are provided; where receptacles are not provided, such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.
- (G) Pick or cut, break, or in any way injure or deface any tree, shrub, or plant; remove any wildflower, flower, tree, shrub, plant, or any soil or material of any kind; dig in or otherwise disturb grass areas; or in any other way injure or impair the natural beauty or usefulness of any park area.
- (H) Light or make use of any fire in the parks, except such portions thereof as may be designated by the Parks and Recreation Department for such purpose.
- (I) Post, paste, fasten, paint, or affix any placard, bill, notice, or sign upon any structure, tree, stone, fence, or enclosure, unless approved by the Parks and Recreation Department and provided such is not in violation of the City's sign ordinance.
- (J) Distribute, cast, throw, or place any handbill, pamphlet, circular, advertisement, or notice of any kind.
- (K) Sell or offer for sale any article or service without a permit as required by the City of Muscatine.
- (L) Beg or solicit alms.
- (M) Carry any firearms, air or pellet guns, bows and arrows, rockets, weapons, firecrackers, fireworks, or other explosives, except as permitted by the City of Muscatine.

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- (N) Carry, possess, drink alcoholic beverages, including beer, except at the municipal golf course and special events at the river front from Mad Creek to Linn Street extended between the Mississippi Drive and the Mississippi River, when a permit has been issued by the City Council pursuant to Title 5, Chapter 3 of the City Code.
- (O) Possess, use, or transfer any controlled substance.
- (P) Disturb the peace.
- (Q) Endanger the safety of any person by any conduct or act.
- (R) Swim, bathe, or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefore and in compliance with such regulations as are permitted by the City of Muscatine.
- (S) Fish in the lagoon, unless such person is age fourteen (14) or under.

**CITY OF MUSCATINE
IN-DEPTH CITY COUNCIL MEETING
Council Chambers – 7:00 p.m. – April 10, 2008**

Mayor Richard O'Brien called the City Council meeting for Thursday, April 10, 2008, to order at 7 p.m. Councilmembers present were Press, Fitzgerald, Howard, Shihadeh, Bynum, Roby, and Lange. Also present were City Administrator A.J. Johnson, Parks and Recreation Director Rich Klimes, Planning, Zoning and Building Safety Director Steve Boka, Park Maintenance Supervisor Les Dennis, Golf Course Supervisor Randy Moeller, and Landscape Gardner Kathy Chalupa.

Prior to the introduction of the formal agenda items, the Mayor introduced Bill Phelan, the newly appointed President and CEO of the Greater Muscatine Chamber of Commerce and Industry. Mr. Phelan welcomed the opportunity to be appointed to this position and looks forward to working with City Council and staff on many great community projects.

The next item on the agenda was a review of the request for city property for a tent revival. Mayor O'Brien read some introductory remarks concerning the action that was tabled from last week's formal City Council meeting and the formal request that has been made before City Council for consideration which is the use of Riverside Park on the Muscatine Riverfront from May 25, 2008 through June 1, 2008.

#20221. Councilmember Bynum moved to allow for the use of the riverfront on the dates requested by the Rev. Ed Meyer. Seconded by Councilmember Lange.

Councilmember Fitzgerald stated he still had concerns surrounding the use of the riverfront for that length of time over the Memorial Day weekend and how it might interfere with other activities.

Under comments from citizens, Rev. Meyer of the Word of Faith Church rose to speak concerning the issue and his request. Also speaking on behalf of the request were Judy Stansbury, a resident of the Clark House, Sharon Phillips of the Jesus Mission Church, Jeff Mulnix of MCSA and Joe Barner of On-Time Delivery.

There were a number of questions concerning the use of property, alternative dates, other activities, etc.

Vote – Three ayes: Councilmembers Lange, Bynum, and Shihadeh. Four nays: Councilmembers Roby, Howard, Fitzgerald, and Press. Motion failed.

The Mayor then explained that unless someone voting in the majority of the action wants to vote for reconsideration, this matter was resolved. He further stated that if anyone voting in the majority wished to reconsider this matter, they would have to do so at this meeting or no later than the next business meeting.

#20222. Councilmember Fitzgerald moved to allow this activity to take place on the Muscatine Riverfront from May 27-30, 2008, from 7 to 10 p.m. (he would permit the activity from 6 p.m. to 10 p.m. if necessary). Seconded by Councilmember Roby.

Councilmember Shihadeh questioned Rev. Meyer as to whether or not this was sufficient time for his event. Rev. Meyer stated no.

After further discussion, it was suggested that if eight days were needed for his event that he consider Musser Park. Rev. Meyer stated this would be satisfactory.

Councilmember Fitzgerald offered a friendly amendment that was accepted by Councilmember Roby who had seconded the original motion to allow for this event to take place at Musser Park on the dates being requested (May 25, 2008 through June 1, 2008).

Vote – All ayes: Councilmembers Press, Fitzgerald, Howard, Shihadeh, Bynum, Roby, and Lange. Motion carried.

The Rev. Meyer thanked City Council for their consideration of this matter.

The next item on the agenda for consideration was the PCA review. City Administrator Johnson provided an historic overview of the Mad Creek Levee Improvement Project as it is associated with the PCA (Project Cooperation Agreement). City Administrator Johnson stated that before this project would move forward it would be necessary for the city to consider and sign the PCA between the City of Muscatine and the Corps of Engineers. This would be a legally binding document that would commit the City of Muscatine as the local sponsor and the Corps of Engineers to move forward on this project. City Administrator Johnson also explained the costs associated with the project and the current funds available to address portions of that project cost.

Under discussion, a question was raised as to whether or not the city would be in a position to better utilize \$1.7 million bonding capacity that would be needed to finalize this project. Further questions were raised as to the number of projects that are outstanding that the city is planning to do, bonded indebtedness capacity, etc. There was also a question raised as to whether or not the local industry that will be a benefactor of this improvement is going to provide any financial support for the project. The City Administrator stated that at an earlier indication from the company was that they would not provide any financial support. Following additional discussion, it was suggested that the city take a look at TIF funds that might be available to support this project and how this might fit in with other projects that are planned. Mr. Boka also provided some background concerning federal funding for the project and the benefit it would bring to the area. City staff will provide additional information over the next several weeks concerning this matter.

The next item for consideration was the county property sales review. Mr. Boka provided an update and overview of projects that he has been working on in conjunction with county administrative and legal representatives along with the city attorney concerning the city's ability to recover costs on properties that are currently up for sales tax consideration by the county. The new program would allow for the city to recover nuisance and other abated costs against property prior to them going to sales tax. The city would receive a sales tax certificate for the property, market it, sell it, recover the initial cost and then any proceeds over those costs would be split by the county, city, and school district. Council was very receptive to this program and congratulated Mr. Boka on his work with the county.

The next item on the agenda was the zoo garden project at Weed Park. Ms. Chalupa was present to provide an overview of a volunteer effort to create a zoo garden project at Weed Park. She indicated there would no tax dollars used to support the project and in fact the fundraising that is taking place at this time would include a \$20,000 endowment. Of that \$110,000 \$50,000 is left to be raised. Council thanked Ms. Chalupa and the other volunteers for this project.

The next item on the agenda was a golf course maintenance building review. Mr. Klimes and Mr. Moeller were present to provide an overview of the planned improvements for the maintenance building that burned on May 31, 2007. There were questions concerning the segregation of activities, fire protection, etc.

The next item on the agenda was a facilities fee policy review. City Administrator Johnson and Mr. Klimes provided an overview and recommendation from staff to allow fees for city facilities to be used when dealing with not-for-profit organizations that charge a fee for use of their event on city property. Council was supportive of the recommendation and in fact several Councilmembers raised the issue of charging fees for facilities for not-for-profit organizations regardless of whether or not they charge for their activity. Following the

discussion, it was the consensus from Council that the city would be allowed to pursue the fees for city facilities for not-for-profit organizations who charge an entry fee or admission fee to their event.

Under comments, Councilmember Howard voiced his appreciation for those associated with the zoo garden project. Councilmember Roby thanked the city staff for another informative in-depth meeting and the volunteers for the Weed Park zoo garden. Councilmember Lange reminded everyone that the state has now passed an anti-smoking bill which goes into effect July 1, 2008.

#20223. Councilmember Shihadeh moved the meeting be adjourned at 8:55 p.m. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

Respectfully submitted,

/ss/ A.J. Johnson
City Administrator

CITY OF MUSCATINE

TITLE 3, CHAPTER 14

License #	_____
Wallet #	_____
Sticker #	_____
Receipt #	_____
Issued	_____
Expires	_____

APPLICATION FOR USE OF ANY STREET, SIDEWALK, ROADWAY, ALLEY,
PARK, PUBLIC WAY, PROPERTY OR FACILITY

1. Name of applicant and sponsoring organization, if any:

Great River Days, Inc. (Kerry Keller, JJ Kochler)

Address: 223 E 2nd St. Muscatine, IA

Telephone number: 563-263-3084 or 571-0155

E-mail address: KKeller@gwestoffice.net

2. Type of event that is planned:

Annual Summer Festival that includes Concerts, beverage tent, Parade, arts/crafts, activities for all ages, carnival. Fireworks (Application in process with DNR, Coast Guard, Fire Dept.)

See attached schedule of Events from 2010 event.

3. Proposed location:

Riverside Park, Parking lot & ~~1~~ green space

All of Riverfront from Riverside park downstream to Green space past basketball courts

4. Date(s)/Time(s): July 25 thru July 31 (Actual event July 27 - 30)

5. Expected length of use: Setup July 25, 26 / Event July 27 - 30 / teardown July 31

6. Expected size of group: 5000 +

7. Names of any person or persons in charge of the proposed use at the specified location:

Kerry Keller 2529 Canterbury Rd Muscatine 563-571-0155
JJ Kochler 30409 141 Av. W. Ill. City IA. 309-791-1209

Address(es): see Above

Telephone Number(s): 571-0155 791-1209

E-mail address(es): KKeller@gwestoffice.net JJ@FSSElectronics.com

8. Names and addresses of any persons to be featured as entertainers or speakers:

To be Determined. We typically book the entertainers between Jan. & April.

9. List mechanical or electronic equipment to be used:

Will request access to all electric boxes on riverfront, will coordinate with MPW for water hookups, will also use several portable generators

10. Number and type of any motor vehicles or other forms of transportation to be used, including bicycles, boats, carriages and golf carts:

2-4 Golf Carts, 1 gator, 2 pickup trucks
MPC. CARNIVAL equipment
1 Fork truck

11. Number and types of animals to be used:

None

12. A description of any sound amplification to be used:

See attached list from previous events

13. Proposed monitoring of the group and/or activity including the number of people who will direct traffic, set up, clean up and maintain order, if necessary:

set up/Clean up ~~20~~ volunteer groups of approx 20-25 people
maintain order /direct traffic we work with the MPD and
pay off duty officers

14. All plans for the provision of security:

we contract with off duty MPD officers
typically 4-8 on hand each day of event

15. Beer or wine consumption? Yes No _____

16. Describe any items to be sold or distributed:

Arts & Crafts Fair - Some Local Vendors - wireless phones, Music, Food, etc.
Food from Local Vendors & Concessions by Carnival

17. Is water connection requested? Yes No _____

18. Is electricity requested? Yes No _____

19. Have you provided a layout site plan for your proposed activity or event? Yes No _____

If yes, please attach.

If no, please explain:

20. Do you understand that you will be financially responsible for all site restoration needed to restore the site to pre-event status? Yes No _____

The applicant agrees to indemnify, defend and save harmless the City of Muscatine, together with its agents, officers and employees, from any and all claims, lawsuits, damages, losses and expenses, of whatever nature, which may result from or arise from the activity or event covered by the permit, including but not limited to the use of public ways, irrespective of whether said claims are frivolous or meritorious.



Authorized Representative

12/2/2010

Date

MUSCATINE GREAT RIVER DAYS

July 29, 30, 31 2010
& August 1

SCHEDULE OF EVENTS

TICKET INFORMATION



Advance Tickets - Until July 27 • All Events Pass - \$25

Single Day Tickets Available at the Gate

Thursday & Friday \$10 per night; Saturday \$15

Wednesday, JULY 28

SPONSORED BY



- C.D.A.C., INC (Carnival) 6pm - ??
Wristband Night - All Ages \$15.00
- "Compete with the Beat"
amateur dance competition
8pm - 3 classes - trophies

General Admission to the Riverfront FREE

Thursday, JULY 29

SPONSORED BY



- Pearl Button Boat Rides - time TBA
- Beverage Tent - 5pm - ??
- Carnival - 6pm - ??
- Great River Days Reunion Queen Crowning - 7pm
(Judi Connor 563/263-3406 - Riverview Center)
- GRD CONCERT SERIES presents
Crusin & XLS - 7pm-11pm * (ticket required)

General Admission to the Riverfront FREE

Friday, JULY 30

- Pearl Button Boat Rides - time TBA
- Beverage Tent 5pm - 12:30am
- C.D.A.C. Carnival 5pm - ??
- Motorcycle Show - 5:30pm
Coordinated by ABATE IOWA - Bill Law - Riverfront
- Super Hot Taco Eating Contest - 8pm
- Cash Prizes - Riverfront - sponsored by Taco Johns
- GRD CONCERT SERIES presents
"BATTLE OF THE BANDS" - 7pm-Midnight * (ticket required)

General Admission to the Riverfront FREE

Saturday, JULY 31

SPONSORED BY



97X CLASSIC HITS

SPONSORED BY

ROCK 104.9



- Pearl Button Boat Rides
- Great River Days Arts & Craft Fair - 8am-4pm
- C.D.A.C. Carnival 10am - ??
- Great River Days Parade - 11am
- Outreach to Space - 12 noon - 5pm
(Cedar Rapids Science Museum)
- KIDS CLUB by
Trinity Muscatine New Horizons - 12:30pm
- Brain Minder's Puppet Show - times vary
- Muscatine Jaycees Turtle Races - 12:30pm
- Great River Days Stars Talent Competition -1:30pm
(Judi Connor 563/263-3406 - Pearl City Station)
- Hoopes Watermelon Eating Contest - 2pm
- Ping Pong Ball Drop - 3pm
(Muscatine Journal & Flickinger Learning Center)
- Beverage Tent - 5pm - 12:30am

General Admission to the Riverfront FREE

Sunday, AUG 1

- Bass Tournament - Time TBA

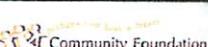
FOR CURRENT INFORMATION ON ALL EVENTS

www.greatrivedays.com

follow us on
facebook

Ticket
Locations

- Family Credit Union (Muscatine location)
- First National Bank (Downtown drive up only)
- Central State Bank (all locations)
- Community Bank (all locations)
- Ascentra Credit Union
- Hyvee (Muscatine location)
- Party HQ
- CC by phone: 563-263-3084



TO BE COMPLETED BY CITY DEPARTMENTS:

I have reviewed the attached application with the following recommendations:

Recommend
Approval

YES NO

John Kline 1-11-11
Parks & Recreation

Comments:

Approval subject to details at pre-event meeting and no formal event set up in downtown Riverbend green space

YES NO

Building & Zoning 1/10/11

Boardwalk w/ Health inspection

YES NO

Paula Lett 1/10/11
Public Works

It is important the organizer work with City staff re: logistics of all events

YES NO

B. Telfer 1/6/11
Police Chief

will coordinate w/
Kerry Keller

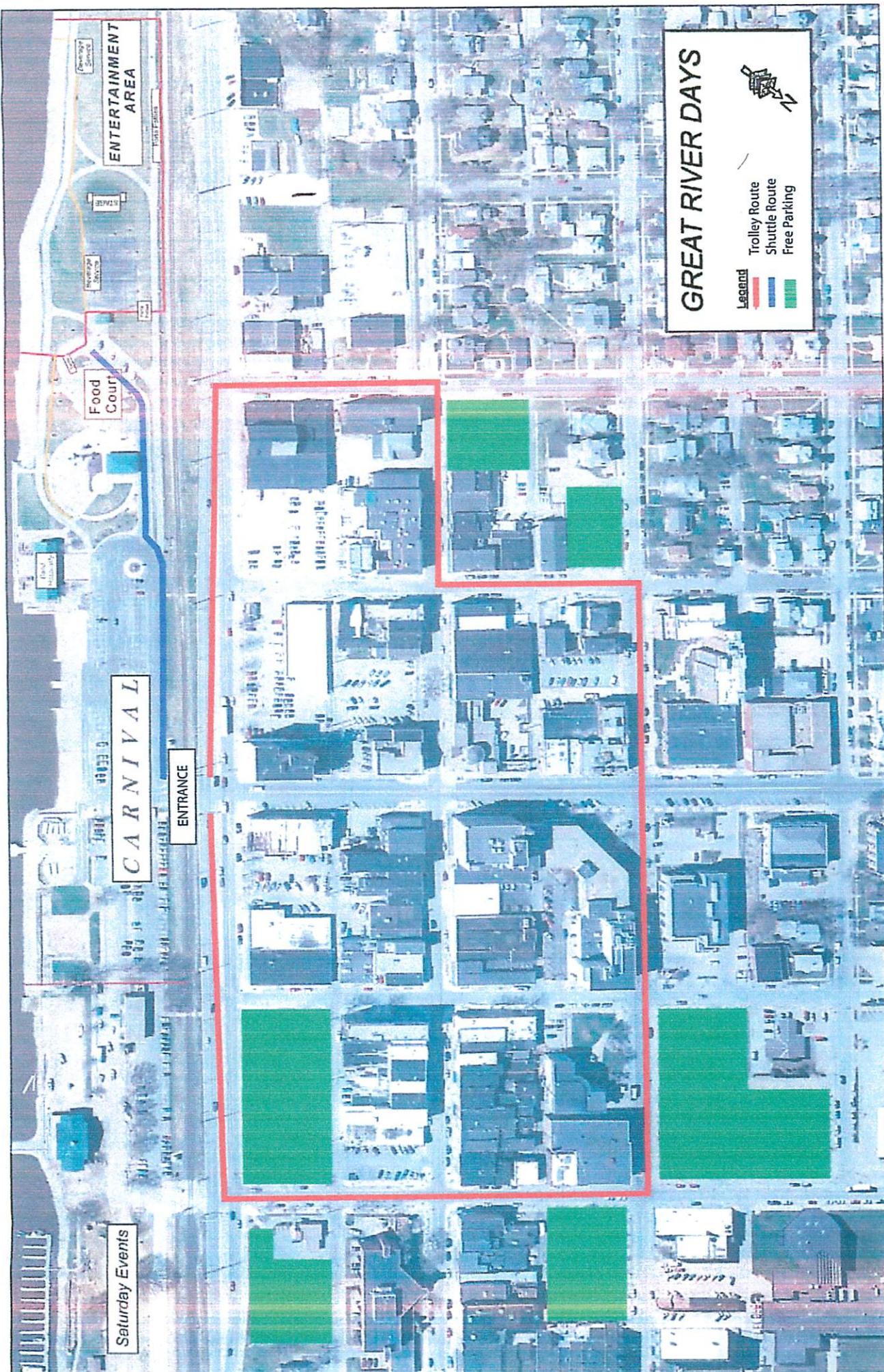
YES NO

A.C. rjCann 1-6-11
Fire Chief

FINAL APPROVAL:

YES NO

City Administrator Date



CITY OF MUSCATINE
LICENSE APPLICATION

TITLE 5, CHAPTER 7

LICENSE #
WALLET#
STICKER#
RECEIPT#
ISSUED
EXPIRES

CIRCUSES; CARNIVALS

APPLICANT'S NAME Great River Days, IncNAME OF CARNIVAL/CIRCUS CDAC Amusments

BUSINESS ADDRESS _____

TELEPHONE _____

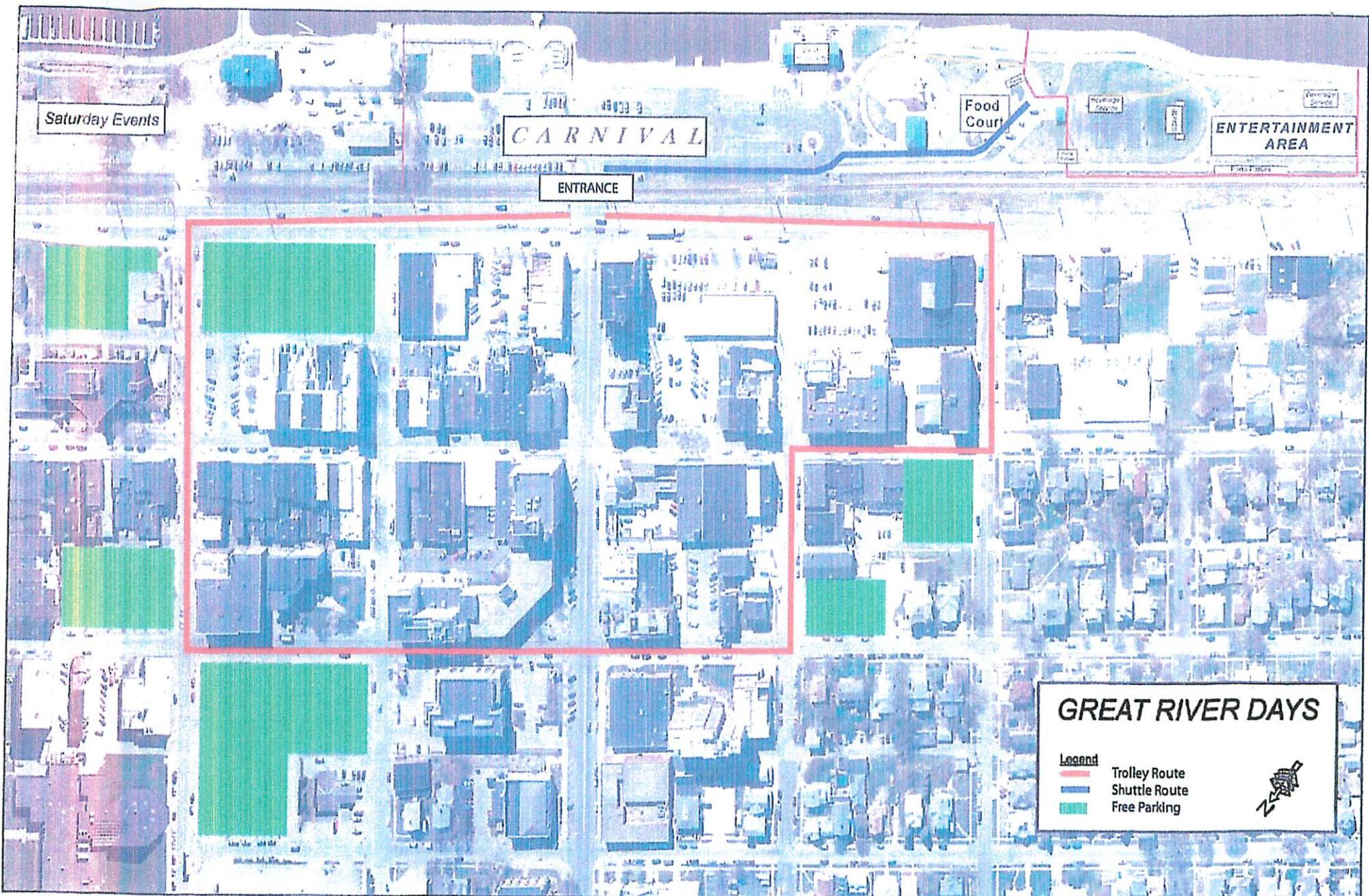
PROPOSED LOCATION OF CIRCUS OR CARNIVAL Riverfront Parking Lot
between clock tower & Sycamore StreetPROPOSED DATES OF OPERATION July 27 TO July 30

ADDITIONAL REQUIREMENTS:

1. LICENSE FEE \$220.00 (FEE FOR CIRCUS WITH A NON-PROFIT SPONSOR IS \$110.00)
2. BOND \$5,000
3. INSURANCE CERTIFICATES WITH THE FOLLOWING MINIMUM REQUIREMENTS:
GENERAL LIABILITY - \$1,000,000 BODILY INJURY; \$100,000 PROPERTY DAMAGE (OR \$1,000,000 COMBINED SINGLE LIMIT)
AUTO - \$250,000/\$500,000 BODILY INJURY; \$100,000 PROPERTY DAMAGE (OR \$500,000 COMBINED SINGLE LIMIT)

WORKER'S COMPENSATION - STATUTORY

4. IF CIRCUS/CARNIVAL IS TO BE HELD ON CITY PROPERTY, THIS APPLICATION MUST BE APPROVED BY CITY COUNCIL.
5. APPROVAL OF PROPOSED OPERATIONS BY THE POLICE CHIEF, FIRE CHIEF, BUILDING & ZONING ADMINISTRATOR AND HEALTH INSPECTOR ON BACK OF THIS FORM.



SUPPLEMENTAL APPLICATION FOR CIRCUS/CARNIVAL LICENSE

I HEREBY CERTIFY THAT THE PROPOSED PLANS FOR THE CARNIVAL/CIRCUS ARE IN CONFORMANCE WITH ALL APPLICABLE PROVISIONS OF STATE AND CITY ORDINANCES, CODES AND REGULATIONS UNLESS OTHERWISE NOTED.

COMMENTS: Permits required



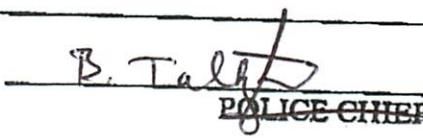
HEALTH INSPECTOR

COMMENTS: _____



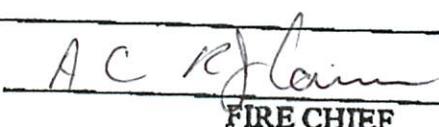
BUILDING & ZONING ADMINISTRATOR

COMMENTS: _____



POLICE CHIEF

COMMENTS: _____



FIRE CHIEF

CITY COUNCIL APPROVAL _____
DATE _____