



City of Muscatine

CITY COUNCIL MINUTES

Thursday, March 16, 2023

1. **CALL TO ORDER**

Mayor Bark called the City Council meeting for March 16, 2023, to order at 6:00 PM.

2. **INVOCATION**

Ray Oehme - Vinyard Church was present to give the invocation.

3. **ROLL CALL**

Councilmembers Present: Nadine Brockert, John Jindrich, Jeff Osborne(by Phone), Peggy Gordon, Angie Lewis, Dennis Froelich, DeWayne Hopkins. Mayor Dr. Brad Bark, City Administrator Carol Webb and Administrative Secretary Cinda Hilger were also present.

4. **PLEDGE OF ALLEGIANCE**

5. **FROM THE MAYOR**

6. **APPROVAL OF AGENDA AS PRESENTED AND/OR AS AMENDED**

Councilmember Nadine Brockert, seconded by Councilmember DeWayne Hopkins moved to Approve the Agenda.

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

7. **COMMUNICATIONS - CITIZENS**

8. **COUNCILMEMBER FOLLOW UP TO CITIZEN COMMUNICATION**

9. **CONSENT AGENDA * (ITEMS 10-14)**

Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis, moved to approve the Consent Agenda including Items 10-14.

Councilmember Jindrich asked for Clarification on the request for Purchase of Conex Containers for the Fire Department Training.

Fire Chief Ewers explained the reason these Containers were requested and how the

fire Department uses them for training. Chief Ewers also stated they are the most cost efficient way to get live training for the firefighters. Ayes - 7 , Nays - 0, Motion Passed.

10. * REVIEW AND POTENTIAL VOTE TO APPROVE MINUTES

- A. March 2, 2023 Regular Meeting Minutes
- B. March 9, 2023 Special Budget Meeting Minutes
- C. March 9, 2023 In-depth Meeting Minutes

11. * PETITIONS AND COMMUNICATIONS

- A. Request on second reading on a Special Class “C” Retail Alcohol License for Skinny’s Barbeque, 208 West 2 nd Street – Skinny’s LLC (pending inspections and insurance)
- B. Request on second reading on a Special Class “C” Retail Alcohol License for Best Western Pearl City Inn, 305 Cleveland Street – Pearl City Hospitality LLC (pending inspections and insurance)
- C. Request on first and second reading on a Class “B” Retail Alcohol License for Dollar General #21855, 901 Cypress Street – Dolgencorp, LLC (pending inspections)
- D. Request for renewal of a Class “E” Retail Alcohol License for Super Saver Liquor Muscatine, 1510 A Isett Avenue – Taranjeet Singh, LLC (pending inspections)
- E. Request for renewal of Class “C” Retail Alcohol License and Outdoor Service for Mike’s Hilltop Tap, 929 Lucas Street – Mike’s Hilltop Tap, Inc. (pending inspections and insurance)
- F. Request for renewal of a Special Class “C” Retail Alcohol License for Happy Joe’s Pizza & Ice Cream Parlor, 203 Lake Park Blvd – Max Brewer Corp. (pending inspections and insurance)
- G. Request for Use of City Property from Muscatine Farmer’s Market at the corner of East 3 rd Street and Cedar Street from May through October 2023
- H. Request for Use of City Property from Mark Seaman with the new Stanley Center Grand Opening on June 2, 2023

- I. Request for Use of City Property from The Ballet Des Moines for a performance at Riverside Park on June 9, 2023
- J. Request for Use of City Property from Rachael Braun with the Saints Mary and Mathias School 5K race on April 29, 2023
- K. Request for Road Closure of Washington Street at River Road for Culvert Repair

12. * COMMUNICATION – RECEIVE AND FILE

- A. Muscatine County Board of Supervisors Minutes - 1-30-2023
- B. Muscatine County Board of Supervisors Minutes - 2-13-2023
- C. Muscatine County Board of Supervisors Minutes - 2-27-2023
- D. Muscatine County Board of Supervisors Minutes 3-6-2023

13. * PURCHASE ORDERS

- A. Request to Approve the Issuance of a Purchase Order In the Amount of \$ 9,485.00 to Boxhub for Conex Containers for Fire Department Training

14. * APPROVAL OF BILLS

- A. March 16, 2023 Bills For Approval

15. PUBLIC HEARING

- A. Public Hearing to Declare City Owned Real Estate as Surplus and Authorize the Sale of Property Through a Sealed Bid Process

There were no written or oral comments regarding this public hearing.
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis, moved for the public hearing to be closed. Vote: Ayes - 7, Nays - None, Motion Passed.

- B. Public Hearing on the Approval of Plans and Specifications for Phase 1 of the Fulliam Avenue Reconstruction Project
Max Kauffman - 1609 Foster Street was present to request detailed information regarding the phases of Fulliam Reconstruction Project.
Public Works Director Brian Stineman reviewed the three phases of the project and explained that this project was going to span over three years in order to be able to work during the summer months when school is not in session. Mr. Stineman stated there will be a public meeting scheduled regarding the project. Mr. Kauffman asked if there would be any work done on Fulliam from Cedar to

Buell Street. Mr. Stineman stated that no work is planned for that section at this time.

Councilmember Lewis asked that signs be posted stating No Large Trucks once Fulliam is reconstructed.

Councilmember Dennis Froelich, seconded by Councilmember Angie Lewis, moved for the public hearing to be closed. Vote: Ayes - 7, Nays - None, Motion Passed.

16. BOARDS AND COMMISSIONS

17. FROM THE CITY ADMINISTRATOR

- A. Second Reading of Ordinance Updating Designated Truck Routes - Title 7, Chapter 11, Section 6 of City Code
Councilmember John Jindrich, Seconded by Councilmember Peggy Gordon, moved to Approve the Second Reading of this Ordinance.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- B. A Resolution Declaring City Owned Real Estate as Surplus and Authorizing the Sale of Said Certain Real Estate by Sealed Bid Process
Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Councilmember Osborne Had questions regarding the location of the property that were addressed by Assistant Community Development Director Andrew Fangman.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- C. Resolution Approving Plans and Specifications for the Fulliam Avenue Phase I Project.
Councilmember Dennis Froelich, seconded by Councilmember DeWayne Hopkins moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- D. Resolution Rescheduling a Public Hearing to Approve the Plans and Specifications for West Hill Sewer Separation Phase 6
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- E. Resolution Setting a Public Hearing for 2024 Consolidated Funding Application and Public Transit Infrastructure Grant Application
Councilmember Peggy Gordon, seconded by Councilmember Nadine Brockert moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.

- F. Resolution Setting a Public Hearing on the Maximum Tax Levy for the Fiscal Year 2023/2024 Budget
Councilmember Nadine Brockert, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- G. Resolution Authorizing Special Assessments to Private Properties
Councilmember John Jindrich, seconded by Councilmember Dennis Froelich moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- H. Resolution to Set a Public Hearing on the FY2024 Annual Plan & Amendments to the Public Housing Admissions and Continued Occupancy Policy to be Held May 4, 2023 at 6:00 pm During the Regular Meeting of the City Council.
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- I. Resolution Approving a Sidewalk or Street Café Easement Agreement with Boonie's On the Avenue for the Purpose of Outdoor Dining.
Councilmember DeWayne Hopkins, seconded by Councilmember Dennis Froelich moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0 None, Motion Passed.
- J. Request to Approve the Declaration of the 1988 Smeal Fire Engine as Surplus and to Authorize the Donation of the Engine/Pumper to Ukraine to Assist in Serving the Citizens During their War with Russia.
Dr. Naomi Dewinter and Mark Roberts from the Muscatine Rotary Club were present to present a check in the amount of \$1750 to the Us Ambulances for Ukraine to help offset costs of sending equipment and supplies to Ukraine.
Mr. Chris Manson and Daughter Lily Manson - Founder and CoFounder of the US Ambulances for Ukraine were present to accept the Check and to give a presentation to City Council regarding their Program. Mr. Manson shared information regarding the previous three ambulances that Muscatine had donated to be sent to the Ukraine as well as where the Fire Engine being considered would be sent. He shared information regarding how the equipment being sent is being used to help
Councilmember Peggy Gordon, seconded by Councilmember DeWayne Hopkins moved to Approve the Motion,.
Councilmember Osborne had questions regarding what had been done to communicate with other fire departments in our area regarding donating the fire engine locally rather than sending it to the Ukraine.
Chief Ewers was present to share that he had sent out communication to several local Fire Chiefs and the response was that it was older than the equipment they currently had and they would have no use for it. Mr. Ewers stated the value of the fire engine is around \$1000.

Councilmember Osborne stated he would like to extend this item out until the next Council meeting in order to give the local departments more time to respond to the possible need for this engine.

Councilmember Osborne made a motion to amend the Proposal to wait until next meeting to allow more time for responses to the possible need for the fire engine. Motion Failed due to the lack of a second.

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

- K. Request to Approve Declaration of City Firearms as Surplus and to Authorize Said Firearms to be Decommissioned and Traded to Mitchell Arms and Ammo in Muscatine.

Councilmember Peggy Gordon, seconded by Councilmember John Jindrich moved to Approve the Request.

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

- L. Request to Accept a \$650,000 Downtown Revitalization Grant from the Iowa Economic Development Authority for a façade program in the 200 block of east 2nd Street

Councilmember Angie Lewis, seconded by Councilmember DeWayne Hopkins moved to Approve the Request.

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

- M. Request to Approve a Contract in the amount of \$30,000 with Bi-State Regional Commission for Project Administrative Services as Required by the Iowa Economic Development Authority for the Downtown Revitalization Program Grant

Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Approve the Request.

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

- N. Request to Approve a Contract in the amount of \$125,000 with Martin Gardner Architecture for Design Services Required for the Downtown Revitalization Program

Councilmember Nadine Brockert, seconded by Councilmember Angie Lewis moved to Approve the Request.

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

- O. Request to Approve a Contract in the amount of \$48,000 with IMEG for Engineering Services for the Clark House Elevator Modernization

Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Approve the Request.

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

- P. Request to Approve a Contract in the amount of \$10,500 with IMEG for Engineering Services to Upgrade the Site Lighting at Sunset Park Apartments

Councilmember Nadine Brockert, seconded by Councilmember Peggy Gordon moved to Approve the Request.

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

- Q. Request to Approve a Contract in the amount of \$32,500 with IMEG for Engineering Services to Repair the Clark House Parking Deck
Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- R. Request to Approve Modification of the City Sidewalk Policy to Allow Courtesy Sidewalks
Councilmember Nadine Brockert, seconded by Councilmember John Jindrich moved to Approve the Request.
Councilmember Jindrich had questions regarding residents that had been denied a permit for a courtesy walk in the past and the City compensating them for the increase in cost to install that were addressed by City Administrator Webb and Public Works Director Stineman.

Vote: Ayes - 7, Nays - 0, Motion Passed.
- S. Request to issue a Purchase Order to Motorola Solutions in the amount of \$101,110.12 for the purchase of (24) Body Worn Cameras,(1) In-Car Camera System and (1) 192TB Server
Councilmember Angie Lewis, seconded by Councilmember Peggy Gordon moved to Approve the Motion.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- T. Request to approve signing the MPW Solar 1 Retail Adder contract at the 50% subscription level which provides the City the opportunity to participate in the upcoming solar program to bring local renewable energy to the community.
Councilmember DeWayne Hopkins, seconded by Councilmember Jeff Osborne moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- U. Request to Approve Declaration of City Vehicle as Surplus and to Authorize Said Vehicles to be traded through Karl Chevrolet Inc.
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.

18. MAYOR AND COUNCIL REPORTS

19. ADJOURNMENT

Councilmember Dennis Froelich moved the meeting be adjourned at 07:07 PM