



City of Muscatine

CITY COUNCIL MINUTES

Thursday, April 6, 2023

1. **CALL TO ORDER**

Mayor Bark called the City Council meeting for April 6, 2023 to order at 06:00 PM.

2. **INVOCATION**

Josue Villatoro was present to give the invocation.

3. **ROLL CALL**

Councilmembers Present: Nadine Brockert, John Jindrich, Jeff Osborne, 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**

Mayor Bark recognized Ella Evans and Kiera Hallett for their accomplishments in Representing Muscatine in the State and National Air Rifle Competitions.

A. Proclamation Declaring April 6, 2023 as Junior Achievement Day.

Linda Wood was present to Accept the JA Proclamation and share information regarding Junior Achievement in Muscatine and the surrounding areas.

B. Proclamation Declaring April 9-15, 2023, as Telecommunicator's Week in Muscatine

Vanessa Figuero and Shelli Marting (both MUSCOM dispatchers) were present to accept the proclamation.

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

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

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

7. **COMMUNICATIONS - CITIZENS**

8. COUNCILMEMBER FOLLOW UP TO CITIZEN COMMUNICATION

9. CONSENT AGENDA * (ITEMS 10-14)

Councilmember DeWayne Hopkins, seconded by Councilmember Peggy Gordon, moved to approve the Consent Agenda including Items 10-14. Ayes - 7 , Nays - 0, Motion Passed.

10. * REVIEW AND POTENTIAL VOTE TO APPROVE MINUTES

- A. City of Muscatine Regular Council Meeting Minutes - 3-16-2023

11. * PETITIONS AND COMMUNICATIONS

- A. Request on first and second reading on a Class "B" Retail Alcohol License for Loos Inc., 711 Park Avenue - Loos Inc. (Pending Inspections)
- B. Request on first and second reading on a Class "B" Retail Alcohol License for Dollar General #18711, 3614 Grandview Avenue – Dolgencorp, LLC (pending inspections)
- C. Request on first and second reading on a Class "C" Retail Alcohol License for Mamma Mia, 101 West Mississippi Drive – Mamma Mia Italian Restaurant (pending inspections and insurance)
- D. Request for renewal of a Special Class "C" Retail Alcohol License for Salvatores by Papa Reno & Family, 313 East 2nd Street – Salvatores by Papa Reno & Family, LLC (pending inspections and insurance)
- E. Request for Use of City Property from Eugene Levy, LLC for a live music event to be held on May 12, 2023
- F. Request for Use of City Property from Crossroads, Inc. for the annual carnival and music festival to be held on September 23, 2023
- G. Request to Approve Acknowledgement and Settlement Agreement with Jayde's Vapor Lounge for First Violation of Tobacco Permit

12. * COMMUNICATION – RECEIVE AND FILE

- A. Muscatine County Board of Supervisors Meeting Minutes - 3-13-2023
- B. Muscatine County Board of Supervisors Meeting Minutes - March 14, 2023
- C. Muscatine County Board of Supervisors Meeting Minutes - March 20, 2023
- D. **Muscatine Power and Water Consolidated Financial Operating Statements & Balance Sheets - Feb 2023**

13. * PURCHASE ORDERS

- A. Request to Approve the Issuance of a Purchase Order to Midland Scientific, in the Amount of \$11,542, for the Budgeted Purchase of a Hach Laboratory Spectrophotometer.

14. * APPROVAL OF BILLS

- A. It is recommended bills totaling \$8,385,542.74 , which include Receipt Summary's and Journal Entries for November 2022, December 2022 and January 2023 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).

15. PUBLIC HEARING

- A. Public Hearing to Hear Objections to the Plans, Specifications, Form of Contract and Cost Estimates for the West Hill Sewer Separation Project Phase 6A and 6B
There were no written or oral comments regarding this public hearing.
Councilmember Nadine Brockert, seconded by Councilmember Dennis Froelich, moved for the public hearing to be closed. Vote: Ayes - 7, Nays - None, Motion Passed.

- B. Public Hearing on the Maximum Tax Levy for the Fiscal Year 2023/2024 Budget

There were no written or oral comments regarding this public hearing.
Councilmember DeWayne Hopkins, seconded by Councilmember Peggy Gordon, 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. Third and Final Reading of Ordinance Updating Designated Truck Routes - Title 7, Chapter 11, Section 6 of City Code
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis, moved to Adopt the Ordinance on third and final reading and to declare for its publication as required by law.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- B. Resolution Approving the Plans and Specifications for the West Hill Sewer Separation Project Phase 6A and 6B

Councilmember Nadine Brockert, seconded by Councilmember Peggy Gordon moved to Adopt the Resolution.

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

- C. Resolution Approving the Maximum Property Tax Dollars for Certain Tax Levies for the City's Fiscal Year 2023/2024 Budget

Councilmember Dennis Froelich, seconded by Councilmember John Jindrich moved to Adopt the Resolution.

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

- D. Resolution Setting a Public Hearing on April 20, 2023 for the Proposed Amendment #1 to the City Budget for Fiscal Year 2022/2023

Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.

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

- E. Resolution Setting a Public Hearing for April 20, 2023, on the Proposed City Budget for Fiscal Year 2023/2024

Councilmember Angie Lewis, seconded by Councilmember Nadine Brockert moved to Adopt the Resolution.

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

- F. Resolution Executing a Deed and Authorizing the transfer of a 1.14 acre portion of the City-owned parcel located at 1030 Hershey Avenue, to The Kent Group, Inc

Councilmember DeWayne Hopkins, seconded by Councilmember Dennis Froelich moved to Adopt the Resolution.

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

- G. Resolution Setting a Public Hearing for April 20, 2023 to Declare Certain Real Estate owned by the City (known as Tom Bruner Field), as Surplus and Authorizing the Sale of Said Certain Real Estate to the Muscatine Community School District

Councilmember DeWayne Hopkins, seconded by Councilmember Peggy Gordon moved to Adopt the Resolution.

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

- H. Request to Enter into Contract with Veenstra & Kimm Inc. in the amount of \$24,750 for Design of Lakepark Bridge Deck Repairs

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

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

- I. Request to Approve Amendment #2 to the Contract with Strand Associates in the Amount Not to Exceed \$20,000 for the Design of the Redundant Force Main from Papoose Sewer to the WPCP.

Councilmember Angie Lewis, seconded by Councilmember Nadine Brockert

moved to Approve the Request.

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

- J. Request to Approve and Purchase Easements for West Hill Sewer Separation Phase 6 Construction in the amount of \$47,942.44.
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- K. Request to Accept a \$1,738,000.00 Comprehensive Neighborhood Revitalization Grant from the Iowa Economic Development Authority for the Mulberry Neighborhood Project
Councilmember John Jindrich, seconded by Councilmember Jeff Osborne moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- L. Request to Approve a Contract with Bi-State Regional Commission for Administrative Services as Required by the Iowa Economic Development Authority for the Comprehensive (Mulberry) Neighborhood Revitalization Program Grant. These Services will Cost \$62,000 and will be paid by Grant Funds.
Councilmember Angie Lewis, seconded by Councilmember Dennis Froelich moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- M. Request to Enter into a Memorandum of Understanding with the Community Foundation of Greater Muscatine for Services related to the Mulberry Neighborhood Revitalization Project
Councilmember Peggy Gordon, seconded by Councilmember Jeff Osborne moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- N. Request to Authorize Kent Pet Group to Construct a Modular Bin Structure up to 150' in Height at 5200 S. 41st Street South
Councilmember Angie Lewis, seconded by Councilmember Jeff Osborne moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- O. Request to Approve a Purchase Order to Goddard Heating and Cooling, in the amount of \$40,057.51, for the Replacement of the Air Conditioners for the Aquatic Center and Riverview Center
Councilmember John Jindrich, seconded by Councilmember Peggy Gordon moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- P. Request to Declare the Old Golf Simulator as Surplus and to Allow For Disposal Through Public Auction
Councilmember Peggy Gordon, seconded by Councilmember Jeff Osborne

moved to Approve the Request.

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

- Q. Request for Approval of a Five-Year Concession Operations Agreement for Kent Stein Park with Duke Foods, LLC
Councilmember Dennis Froelich, seconded by Councilmember Angie Lewis moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- R. Request to Approve an Agreement with SCS Engineers for Environmental Compliance Services at the Muscatine County Sanitary Landfill for an Amount Not to Exceed \$10,605 for the Remainder of FY 23, \$27,130 for FY 24, \$27,980 FY 25 and \$28,850 for FY 26.
Councilmember Peggy Gordon, seconded by Councilmember John Jindrich moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- S. Request to Enter into an Agreement with SCS Engineers for On-call Support at the Muscatine County Sanitary Landfill in an Amount not to Exceed \$7,441 for the Remainder of FY 23 and \$15,000 per year for FY 24, 25 and 26.
Councilmember Jeff Osborne, seconded by Councilmember Nadine Brockert moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- T. Request to Approve a Purchase Order to CR Landscape in the Amount of \$32,991.75 for the Installation of a Sidewalk Connector from Sunset Housing to the New Trail Connector as Part of the Community Foundation of Greater Muscatine South End Improvement Fund Projects.
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Approve the Request.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- U. Request to Approve a Purchase Order to The Henley Group, in the amount of \$45,538.00, for the Installation of an Asphalt Trail Connector from Kent Stein Park to the Muscatine Soccer Complex as part of the Community Foundation of Greater Muscatine South End Improvement Fund Projects.
Councilmember Dennis Froelich, seconded by Councilmember John Jindrich 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 06:36 PM