



City of Muscatine

CITY COUNCIL MINUTES

Thursday, December 21, 2023

1. **CALL TO ORDER**

Mayor Bark called the City Council meeting for December 21, 2023 to order at 06:00 PM.

2. **INVOCATION- John Dabeet**

3. **ROLL CALL**

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

4. **PLEDGE OF ALLEGIANCE**

5. **FROM THE MAYOR**

- A. Presentation to Retiring City Councilmembers Hopkins and Froelich
- B. Swearing in of Mayor Brad Bark - Magistrate John Wunder
- C. Swearing in of Councilmember Peggy Gordon - Mayor Brad Bark
- D. Swearing in of Councilmember John Jindrich - Mayor Brad Bark
- E. Swearing in of Councilmember Don Lampe - Mayor Brad Bark
- F. Swearing in of Councilmember Matt Conard - Mayor Brad Bark

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

Councilmember Angie Lewis moved to remove item 17Q from the agenda, seconded by Councilmember Froelich.

Vote: Ayes 7, Nays 0, Motion passed.

Councilmember Gordon motioned to approve the agenda as amended, seconded by Councilmember Jindrich.

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

7. COMMUNICATIONS - CITIZENS

Rebecaa Paulsen, 208 West 2nd Street, Chamber of Commerce was present to thank Dennis Froelich for his work on the tourism committee and with the Chamber of Commerce. Ms. Paulsen also extended a thank you from the Chamber to all of the Councilmembers for their help and support.

8. COUNCILMEMBER FOLLOW UP TO CITIZEN COMMUNICATION

9. CONSENT AGENDA * (ITEMS 10-14)

Councilmember Jeff Osborne, seconded by Councilmember Angie Lewis, 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 Council Regular Meeting Minutes - December 7, 2023
- B. City Council In-Depth Meeting Minutes - December 14, 2023

11. * PETITIONS AND COMMUNICATIONS

- A. Request for renewal of a Class “F” Retail Alcohol License and Outdoor Service for Geneva Golf & Country Club, 3100 Bidwell Road – Geneva Golf & Country Club (pending inspections)
- B. Request for renewal of a Class “B” Retail Alcohol License for Hy-Vee Fast and Fresh, 2600 Second Avenue – Hy-Vee, Inc. (pending inspections)
- C. Request on first reading on a new Class “E” Retail Alcohol License for Super Savor Liquor, 1510 Isett Avenue – Map Family LLC (pending inspections)

12. * COMMUNICATION – RECEIVE AND FILE

- A. Muscatine County Board of Supervisors - December 4, 2023
- B. Audit Committee Meeting Minutes - December 12, 2023
- C. Muscatine County Board of Supervisors Meeting Minutes December 11, 2023

13. * PURCHASE ORDERS

- A. Request to Approve the Issuance of a Purchase Order to RHM Systems in the Amount of \$13,125.00 for the Cost to Update the Software Program for the Scale Operations at the Transfer Station.

14. * APPROVAL OF BILLS

- A. Bills for Approval - December 21, 2023

15. PUBLIC HEARING

16. BOARDS AND COMMISSIONS

17. FROM THE CITY ADMINISTRATOR

- A. Third and Final Reading of an Amended ordinance for Title 6, Chapter 8 of the Code of the City of Muscatine, Regarding Animal Regulations.

Councilmember Dennis Froelich, Seconded by Councilmember John Jindrich, moved to adopt the ordinance on third and final reading and to direct for its publication as required by law.

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

- B. Resolution Approving Facade Easements Agreement for Nine Properties as Part of the Downtown Revitalization Project
Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.

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

- C. Resolution Authorizing the Execution of a Special Warranty Deed to Said Described Real Estate Located at 713 Locust St
Councilmember Peggy Gordon, seconded by Councilmember Nadine Brockert moved to Adopt the Resolution.

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

- D. Resolution Setting a Public Hearing for January 4, 2024, For Comments Regarding the City of Muscatine Wayfinding Master Plan
Councilmember Dennis Froelich, seconded by Councilmember Peggy Gordon moved to Adopt the Resolution.

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

- E. Resolution Authorizing Special Assessments for Unpaid Abatement Service Fees and Rental Housing Fees to Private Properties
Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.

Councilmember Gordon reminded the public that the new fees will go into effect on January 1st, 2024.

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

- F. Request to Approve the Issuance of a Purchase Order to Karl Chevrolet, in the Amount of \$100,914.00 for the Purchase of Two (2) 2023 Chevy Police Pursuit Tahoes Including Upfit.

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

Councilmember Froelich had a question regarding the difference in prices of the

two vehicles that was addressed by Chief Kies. Mr. Kies stated that there was a trade in allowance on one of the vehicles.

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

- G. Request to Issue a Purchase Order in the Amount of \$116,718.00 to GTG Peterbilt of Davenport for the Purchase of a 36,200 lb. GVW Truck
Councilmember Nadine Brockert, seconded by Councilmember Peggy Gordon moved to Approve the Request.

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

- H. Request to Enter into a Professional Services Contract with Bolton & Menk for Design of Runway 12/30 Taxiway B Edge/Threshold Lighting and Runway 12/30 REIL's and PAPI's at the Muscatine Community Airport in the Amount of \$129,800

Councilmember Dennis Froelich, seconded by Councilmember Jeff Osborne moved to Approve the Request.

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

- I. Request to Enter into a Contract with McClure Engineering in the amount of \$39,700 for Design of a Sidewalk on Devitt Avenue

Councilmember Peggy Gordon, seconded by Councilmember Dennis Froelich moved to Approve the Request.

Councilmember Lewis had questions regarding which side of street the sidewalk would be on that was addressed by City Engineer Kevin Coon. Mr. Coon stated that would be discussed as part of the planning process and discussed with residents on Devitt Avenue.

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

- J. Request to Enter into a Professional Services Contract with Bolton & Menk in the amount of \$83,000 for Design, Bidding & Construction Administrative Services for the New Jet Fuel System at the Muscatine Municipal Airport

Councilmember Peggy Gordon, seconded by Councilmember Dennis Froelich moved to Approve the Request.

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

- K. Request to Approve and Accept the Annual Comprehensive Financial Report and Audit for the Year Ended June 30, 2023

Councilmember Jeff Osborne, seconded by Councilmember John Jindrich moved to Approve the Request.

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

- L. Request to Approve HOME Investment Partnership Program Grant Agreement with the Iowa Finance Authority

Councilmember Jeff Osborne, seconded by Councilmember Angie Lewis moved to Approve the Request.

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

- M. Request to Approve a Letter of Intent with Vespene Energy for a Landfill Gas to Energy Project

Councilmember Peggy Gordon, seconded by Councilmember Jeff Osborne moved to Approve the Request.

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

- N. Request to Issue Change Order Number 2 to the West Hill Separation Project Phase 6 a/b in the Amount of \$428,052.90

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

Councilmember Osborne asked for an update on this project and City Engineer Kevin Coon was present to give the update. Mr. Coon stated that the project was moving along a bit behind schedule due to a late starting date.

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

- O. Request to Approve the Contract Between the City of Muscatine and Heinz North America for the Eighth Extension to the Agreement Of Wastewater Service and Rates.

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

Councilmember Jindrich commented on Heinz being a good business partner with the city.

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

- P. Request to Approve a Contract with Johnson Controls for \$12,171.18 to Replace the Door Entry System at Clark House Apartments

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

Councilmembers had questions regarding when the work would begin and be completed that were addressed by Community Development Director Jodi Royal-Goodwin.

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

- Q. Request to Approve Change Order to Compensation Study in the amount not to exceed \$10,000

(Pulled from agenda)

18. MAYOR AND COUNCIL REPORTS

Council wished staff and residents a Merry Christmas and safe and Happy New Year.

City Administrator Webb asked for clarification on next steps to be taken regarding the Compensation study.

Councilmember Angie Lewis stated she would like council to hold an exempt meeting to further discuss the compensation study results.

Ms. Webb stated she would get a meeting scheduled.

19. CLOSED SESSION MEETING

- A. Request to enter closed session closed session per Iowa Code Section 21.5.1.c to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent and where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in the litigation, and in accordance with Iowa Code Section 622.10 to discuss attorney/client privileged and attorney work product matters with legal counsel.

Councilmember Peggy Gordon, seconded by Councilmember Nadine Brockert moved to To enter Closed Session at 6:50 P.M.

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

Present for closed session were Councilmembers, Brockert, Hopkins, Lewis, Froelich, Gordon, Osborne, and Jindrich. Also Present were City Administrator Carol Webb, Administrative Secretary Cinda Hilger, Mayor Brad Bark, Attorney Brent Hinders and Attorney Mike Richards.

Councilmember Dennis Froelich, seconded by Councilmember Jeff Osborne moved to exit Closed Session at 7:10 P.M.

20. ADJOURNMENT

Councilmember Froelich moved the meeting be adjourned at 07:10 PM.