



City of Muscatine

CITY COUNCIL MINUTES

Thursday, January 18, 2024

1. **CALL TO ORDER**

Mayor Bark called the City Council meeting for January 18, 2024, to order at 06:00 PM.

2. **INVOCATION - Aleese Kenitzer - Shepherd of the Cross Lutheran Church**

3. **ROLL CALL**

Councilmembers Present: Nadine Brockert, John Jindrich, Jeff Osborne, Peggy Gordon, Angie Lewis, Don Lampe, Matt Conard. Mayor Dr. Brad Bark, City Administrator Carol Webb and Administrative Secretary Cinda Hilger were also present.

4. **NATIONAL ANTHEM - Muscatine High School Choir**

5. **FROM THE MAYOR**

Councilmember Peggy Gordon, seconded by Councilmember Lewis moved to approve the appointments to various boards and commissions.

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

- A. Appointment of Angie Lewis as Mayor Pro-Tem
- B. Request to Appoint Don Lampe to the Airport Advisory Commission
- C. Request to Reappoint Nadine Brockert and Angie Lewis to the Joint Communications Board (MUSCOM)
- D. Request to Reappoint Jeff Osborne and John Jindrich to the Audit Committee
- E. Request to Reappoint John Jindrich to the Insurance Committee
- F. Request to Reappoint Nadine Brockert to the Solid Waste Commission
- G. Request to Reappoint Peggy Gordon to the MAGIC Board
- H. Request to Appoint Nadine Brocker to the Region 9 Transportation Commission
- I. Request to Reappoint Peggy Gordon to the Sister Cities Board
- J. Request to Appoint Angie Lewis and Don Lampe to the Leadership Planning Committee

- K. Request to Reappoint Nadine Brockert and Appoint Matt Conard to the Nominating Committee

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

Councilmember Nadine Brockert asked to have item 11J pulled from the consent agenda and to be considered separately after discussion.

Councilmember Nadine Brockert, seconded by Councilmember Angie Lewis moved to approve the agenda as amended .

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

7. COMMUNICATIONS - CITIZENS

Andrew Fangman, Assistant Community Development Director gave an update on the Welsh Apartments. He stated the City had issued a 60 day notice to the owner to stabilize the building for re-entry and to have 3rd Street reopened. Mr. Fangman also stated that the City had received the plans from the engineering company for the repair of the building.

Councilmember Osborn had questions regarding the 60 day notice and what would happen after that. Mr. Fangman stated depending on the status of the work they could be fined or a court order to have the work completed could be issued.

Councilmember Conard had questions about the review process for the plans of the repairs that were addressed by Mr. Fangman. He stated the final plans would be signed off on by a structural engineer.

Councilmember Jindrich had questions regarding when the tenants would be allowed to retrieve the remainder of their belongings. Police Chief Kies stated that after the break in to the apartments most items were not salvageable and the police worked with the residents to retrieve important belongings such as pictures, documents and memorabilia.

Pat Colton, a Welsh Apt resident was present to thank the City and Police Department for helping the residents retrieve their personal items and stated how much it meant to the residents to be able to get those item out of the apartments.

8. COUNCILMEMBER FOLLOW UP TO CITIZEN COMMUNICATION

9. CONSENT AGENDA * (ITEMS 10-14)

Councilmember Peggy Gordon, seconded by Councilmember Jeff Osborne moved to Approve the Consent Agenda with item 11J removed for separate Discussion.

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

Councilmembers had questions regarding 11J and the American Cruise Line Ship being in the harbor during the Muscatine 4th of July activities. Mayor Brad Bark stated he had discussed this with the company and they would not bring the ship into the harbor until

at least 30 minutes post 4th of July activities.

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

10. * REVIEW AND POTENTIAL VOTE TO APPROVE MINUTES

- A. January 4, 2024 Regular City Council Meeting Minutes
- B. January 11, 2024 In-Depth City Council Meeting Minutes

11. * PETITIONS AND COMMUNICATIONS

- A. Request for renewal of a Class “C” Retail Alcohol License for Rose Bowl, 1411 Grandview Avenue – Rosebros, LLC (pending inspections)
- B. Request for renewal of 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 for renewal of a Class “B” Retail Alcohol License for Hy-Vee Fast and Fresh, 2600 – 2 nd Avenue – Hy-Vee, Inc. (pending inspections and insurance)
- D. Request for renewal of a Class “C” Retail Alcohol License, Outdoor Service and Catering for The Merrill Hotel and Conference Center, 119 West Mississippi Drive – Riverview Hotel Development, LLC (pending inspections and insurance)
- E. Request for renewal of a Special Class “C” Retail Alcohol License for Sal Vitale’s Pizzeria & Pasta, 1010 Park Avenue – Sal Vitale’s Little Italy LLC (pending inspections and insurance)
- F. Request for renewal of a Special Class “C” Retail Alcohol License for Chicharos Mexican Grill, 1903 Park Avenue – Chicharos LLC (pending inspections and insurance)
- G. Request for renewal of a Class “B” Retail Alcohol License for Dollar General #19625, 807 Grandview Avenue – Dolgencorp, LLC (pending inspections and insurance)
- H. Request for renewal of a Class “C” Retail Alcohol License and Catering for The Rendezvous, 3127 Lucas Street – Cindy’s Rendezvous, LLC (pending inspections and insurance)

- I. Request for renewal of a Class “E” Retail Alcohol License for Fareway Stores, Inc. #998,
2100 Cedar Plaza Drive – Fareway Stores, Inc. (pending inspections and insurance)
- J. Request for Use of City Property from Rebecca Paulsen with Greater Muscatine Chamber
of Commerce and Industry for the American Cruise Lines Visits that will be held
from June
16, 2024 through October 1, 2024
- K. Request for Use of City Property from Megan Koehler with It Takes A Village
Animal
Rescue & Resources for a Pet and Family-Friendly Outdoor Event that will be
held on
August 9, 2023 through August 10, 2024
- L. Request for Use of City Property from Michelle Kelman with the Alzheimer’s
Association
for a walk to end Alzheimer’s to be held on September 27, 2024
- M. Request for Use of City Property from Emily Bennett with HNI Corporation for
the HNI
Annual Picnic to be held on October 11, 2024 through October 13, 2024
- N. Cigarette/Tobacco Permit July 1, 2023-June 30, 2024
1. Variety Tobacco and Vape, 2104A Park Avenue - Variety Corporation
- O. Request to Approve Application for Revitalization Property Tax Abatement - 520
Aspen Trail - Lori Garmon - New Property

12. * COMMUNICATION – RECEIVE AND FILE

- A. January 2, 2024 Muscatine County Board of Supervisors Meeting Minutes
- B. January 8, 2024 Muscatine County Board of Supervisors Meeting Minutes

13. * PURCHASE ORDERS

14. * APPROVAL OF BILLS

- A. Bills for Approval January 18, 2024

15. PUBLIC HEARING

16. BOARDS AND COMMISSIONS

17. FROM THE CITY ADMINISTRATOR

- A. Resolution Authorizing Special Assessments for Unpaid Abatement Service Fees and Rental Housing Fees to Private Properties
Councilmember Angie Lewis, seconded by Councilmember Don Lampe moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- B. Resolution Awarding the Contract for the Sunset Park Lighting Project to Tri-City Electric Co. in the Amount of \$109,503.00.
Councilmember Angie Lewis, seconded by Councilmember Jeff Osborne moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- C. Resolution Setting a Public Hearing for ATV/UTV Ordinance Revisions
Councilmember Angie Lewis, seconded by Councilmember Jeff Osborne moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- D. Resolution Adopting the City Council Goals for the 2024 Calendar Year
Councilmember Angie Lewis, seconded by Councilmember Nadine Brockert moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- E. Request to Install Permanent 3-way Stop Signs at the Intersection of Fulliam and Kindler Avenues
Councilmember Peggy Gordon, seconded by Councilmember Matt Conard, moved to Approve the Request.
Councilmember Lewis stated she would like to see the signs up only during school hours and not during other times. She stated she had recieved concerns from multiple citizens about this change.
Ms. Lewis also suggested waiting until the construction on Fulliam Street is complete and then to consider the possibility of a traffic light at the intersection. Brian Stineman, Public Works Director stated the school had requested this change for the safety of the children crossing the street at the intersection and the traffic committee reviewed the idea and felt it was a valid request. Mr. Stineman stated a traffic signal would cost in excess of \$100,000 and the city would have to work with MPW on installation and upkeep for the light.
Ms. Lewis stated she would like to see the actual cost of installing a light because the residents do not want the 3-way stop.
Councilmembers Conard, Brockert and Jindrich spoke in favor of the 3 way stop for safety reasons.
Councilmember Gordon asked if there was a way to hold a public meeting for the public to state their thoughts.
Councilmember Jindrich stated the residents in the local area had been contacted and none of them showed up to the meeting tonight to speak against the change.
Vote: Ayes - 5, Nays - 2, (Lewis, Osborne) Motion Passed.

- F. Request to Issue Change Order Number 1 and Change Order Number 2 for the New Transit Washbay Facility in the Amount of \$16,000.00
Councilmember Jeff Osborne, seconded by Councilmember Peggy Gordon moved to Approve the Request.
City Councilmembers had questions regarding why there are 2 change orders already prior to the start of construction of this facility. Councilmember Jindrich stated he feels that the cost for this structure is going to continue to rise with future change orders.
Brian Stineman, Public Works Director, stated the additions were options that were considered from the beginning of the bid process but were not included in the original bid due to not knowing the exact amount of funding available. After final bids were received and funding available discussed these additional options are being considered to be added to the contract.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- G. Request to Approve the Agreement Between the City of Muscatine and the Jane Robinson Living Trust to Apply Biosolids to Land Owned by the Trust for a Term of 10 Years.
Councilmember John Jindrich, seconded by Councilmember Angie Lewis moved to Approve the Request.
Councilmember Jindrich had questions regarding how this process works that were addressed by Jon Koch, Water Pollution Control Plant Director.
Vote: Ayes - 7, Nays - 0, Motion Passed.

18. OTHER BUSINESS

- A. Discussion Regarding Discontinuation of Brush Pickup Services

Public Works Director Brian Stineman was present to discuss the possibility of discontinuing the Friday Brush Pick up Service offered by the City of Muscatine. Mr. Stineman stated that this service takes away staff from other priority and crucial projects. Mr. Stineman stated he would propose to end these services as of February 1, 2024,
Mr. Stineman stated residents can bundle branches in 4 foot sections and they would be picked up on regular trash days, citizens could take larger pieces of brush to the compost site for free when it is open and old concrete can be taken to the Public Works Department.
There were questions from the Council regarding the emergency storm clean up and Mr. Stineman stated that it would continue as needed.
There was a consensus with City Council to discontinue this service effective February 1, 2024.

19. MAYOR AND COUNCIL REPORTS

City Councilmembers gave updates on upcoming events.

20. ADJOURNMENT

Councilmember Peggy Gordon moved the meeting be adjourned at 06:56 PM.