



City of Muscatine

CITY COUNCIL MINUTES

Thursday, April 4, 2024

1. **CALL TO ORDER**

Mayor Bark called the City Council meeting for April 4, 2024 to order at 06:00 PM.

2. **INVOCATION**

3. **ROLL CALL**

Councilmembers Present: Nadine Brockert, John Jindrich, Jeff Osborne, Peggy Gordon, Angie Lewis, Don Lampe, Matt Conard.

4. **PLEDGE OF ALLEGIANCE**

5. **FROM THE MAYOR**

- A. Proclamation Declaring April 4, 2024 as Junior Achievement Day
- B. Proclamation Declaring April 26, 2024 as Arbor Day
- C. Proclamation for Drinking Water Week

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

Bills for approval were amended to add a check to Conald Consulting for a new total of \$1,714,750.66.

Closed Session meeting moved to prior to adjournment of meeting.

Councilmember Osborne, seconded by Councilmember Gordon moved to approve the agenda as amended. Vote: Ayes -7, Nays - 0, Motion Passed.

7. **COMMUNICATIONS - CITIZENS**

Max Kaufman 1609 Foster Street was present to share his opinion regarding the 3 minute limit for citizens to speak at City Council Meetings.

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

9. CONSENT AGENDA * (ITEMS 10-14)

Councilmember Peggy Gordon, seconded by Councilmember Don Lampe, 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. March 21, 2024 Regular City Council Meeting Minutes

11. * PETITIONS AND COMMUNICATIONS

- A. Request on first reading for a new Class “B” Retail Alcohol License for Sal Vitale’s Take & Bake, 128 East 2nd Street – Sal Vitale and Sons Pizza Factory LLC (pending inspections)
- B. Request for renewal of a 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)
- C. Request for renewal of a Special Class “C” Retail Alcohol License for Salvatores by Papa Reno and Family, 313 East 2 nd Street – Salvatores by Papa Reno & Family, LLC (pending inspections)
- D. Request for Use of City Property from Brenda Smith for a car show benefitting diabetes to be held on Sunday, June 2, 2024
- E. Request for Use of City Property from Muscatine County Sgt. Willie Leza with the MCSO/Special Olympics of Muscatine for the “Law Enforcement Torch Run” – bike ride to held on Monday, May 13, 2024
- F. Request for Use of City Property from Chris Boar and Brenda Christensen with the Keep Muscatine Beautiful – Community Foundation for the Outdoor Music and Family Fun Events to be held from May 23, 2024 through September 28, 2024
- G. Request for Use of City Property from Megan Francis with Crossroads, Inc. for the Crossroads Annual Festival to be held on Saturday, September 21, 2024
- H. Request for Use of City Property from C. Scott Richardson and Chris Benner with the Muscatine Amateur Radio Club for the Amateur Radio Field Day Event to be held from Friday, June 21, 2024 through Sunday, June 23, 2024

12. * COMMUNICATION – RECEIVE AND FILE

- A. December 19, 2023 MUSCOM Meeting Minutes
- B. December 27, 2023 Muscatine County Joint Communications Comission Meeting Minutes
- C. March 6, 2024 Parks and Recreation Advisory Commission Meeting Minutes
- D. March 25, 2024 Muscatine County Board of Supervisors Meeting Minutes

E. March 28, 2024 Muscatine County Board of Supervisors Meeting Minutes

13. * PURCHASE ORDERS

- A. Request to Approve the Issuance of a Purchase Order to Nevco, in the Amount of \$12,558.00, for the Purchase of Two Soccer Scoreboards.
- B. Request to Issue a Purchase Order in the Amount of \$10,000 to Martin & Whitacre Surveyors & Engineers for Survey Work at 910 E 2nd Street

14. * APPROVAL OF BILLS

- A. April 4, 2024 Bills for Approval

15. PUBLIC HEARING

16. BOARDS AND COMMISSIONS

17. FROM THE CITY ADMINISTRATOR

- A. Third and Final Reading of an Ordinance Amending Title 3, Chapter 1, Section 2, Subsection D of City Code – Sidewalk Installation and Repair; Right-of-Way Maintenance, Duty of Owner to Repair and Maintain
Councilmember Don Lampe, 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. A Resolution Authorizing the Execution of a Special Warranty Deed to Said Described Real Estate located at 409 E 6th St
Councilmember Jeff Osborne, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- C. A Resolution Authorizing the Execution of a Special Warranty Deed to Said Described Real Estate located at 1900 Block of Roby (Parcel ID 1303456014)
Councilmember Nadine Brockert, seconded by Councilmember Peggy Gordon moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- D. Resolution Accepting a Dedication of Right of Way at 2456 Sampson Street.
Councilmember Nadine Brockert, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.
Vote: Ayes - 7, Nays - 0, Motion Passed.
- E. Resolution Approving a Sidewalk or Street Café Easement Agreement with Boonie's On the Avenue for the Purpose of Outdoor Dining.

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

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

- F. Resolution Approving the Contract and Bond with Valley Construction Company for the Clark House Elevator Modernization Project in the Amount of \$897,000
Councilmember Peggy Gordon, seconded by Councilmember Angie Lewis moved to Adopt the Resolution.

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

- G. Resolution to Submit a Catalyst Grant Application to the Iowa Economic Development Authority for the Rehabilitation of 113 Iowa Avenue
Councilmember Don Lampe, seconded by Councilmember Jeff Osborne moved to Adopt the Resolution.

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

- H. Resolution Approving a Contract for the Lift Station HVAC Project to Crawford Company in the Amount of \$286,349.00.

Councilmember Peggy Gordon, seconded by Councilmember Matt Conard moved to Adopt the Resolution.

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

- I. Resolution Approving A Storm Sewer Easement, and Easement Plat on City Owned Parcels 1302159011, 1302159012, and 1302305001 located at Carver Corner

Councilmember John Jindrich, seconded by Councilmember Nadine Brockert moved to Adopt the Resolution.

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

- J. Resolution Setting Public Hearing for the Fulliam Avenue Reconstruction Project - Phase 2

Councilmember Angie Lewis, seconded by Councilmember Matt Conard moved to Adopt the Resolution.

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

- K. Resolution Setting a Public Hearing on April 18, 2024 for the Weed Park Lagoon Project Plans and Specifications

Councilmember Nadine Brockert, seconded by Councilmember Don Lampe moved to Adopt the Resolution.

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

- L. Resolution Setting a Public Hearing for April 18, 2024, on the Proposed Amendment #1 to the City Budget for Fiscal Year 2023/2024

Councilmember Peggy Gordon, seconded by Councilmember Matt Conard moved to Adopt the Resolution.

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

- M. Resolution Setting a Public Hearing for April 18, 2024 on the Proposed City Budget for Fiscal Year 2024/2025 (Public Hearing #2)

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

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

- N. Request to Approve A Contract with Notch Above for Tree Removal Services
Councilmember Nadine Brockert, seconded by Councilmember Angie Lewis moved to Approve the Request.

Council had questions regarding the cost difference from last year to this year that were addressed by Community Development Director Jodi Royal-Goodwin.

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

- O. Request to Approve A Contract with Kellor & Kellor Landscape Inc for Nuisance, Mowing and Vegetation, and Snow and Ice Removal Services

Councilmember John Jindrich, seconded by Councilmember Matt Conard moved to Approve the Request.

Council had questions regarding the cost different from last year to this year that were addressed by Community Development Director Jodi Royal-Goodwin.

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

- P. Request to approve the bargaining agreement between the City of Muscatine and the Muscatine Association of Firefighters Local #608

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

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

- Q. Request to Approve a Consultant Services Agreement with Watersmith Engineering for the Houser Street Lift Station Upgrade Project in the Amount of \$34,500.00.

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

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

- R. Request to Issue a Supplemental Purchase Order to Donald Consulting in the Amount of \$37,000 for the City Security Camera Project

Councilmember Nadine Brockert, seconded by Councilmember John Jindrich moved to Approve the Request.

Councilmembers had questions regarding a policy on who would have access to the camera footage that was addressed by Assistant Police Chief Steve Snider.

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

18. MAYOR AND COUNCIL REPORTS

19. CLOSED SESSION MEETING

- A. Request to enter Closed Session per Iowa Code 21.5.1.j to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have

to pay for that property or reduce the price the governmental body would receive for that property

Councilmember Peggy Gordon, seconded by Councilmember Nadine Brockert moved to To enter Closed Session.

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

Councilmember Gordon, seconded by Councilmember Lewis moved to exit Closed Session. Vote: Ayes - 7, Nays - 0, Motion Passed.

20. ADJOURNMENT

Councilmember None moved the meeting be adjourned at 07:30 PM.