

# COUNCIL



## AGENDA

**THURSDAY, JANUARY 21, 2016  
COUNCIL CHAMBERS - CITY HALL – 7:00 P.M.**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **COMMUNICATIONS – CITIZENS**
5. **CONSENT AGENDA**

The following items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

**\* Items 6A-B - Approval of City Council Minutes**

- A. Regular City Council Minutes – January 7, 2016
- B. In-Depth City Council Minutes – January 14, 2016

**\* Items 8A-N – Petitions and Communications**

- A. Request on First Reading for a Class “C” Liquor License and Sunday Sales for Club Inc., 2402 Park Avenue – Club Inc. (pending inspections and insurance)
- B. Request on first and second reading for a new Class “B” Beer Permit for Chicharo’s Mexican Grill, 600 Park Avenue – Chicharos LLC (pending inspections)
- C. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Class “E” Liquor License for Fareway Stores Inc. #998, 2100 Cedar Plaza Drive – Fareway Stores Inc. (pending inspections)
- D. Request for renewal of a Special Class “C” Liquor License and Sunday Sales for Pizza Hut, 2512 Park Avenue – Pizza Hut of Muscatine Inc. (pending inspections)
- E. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Wholesale Food Outlet #312, 807 Grandview Avenue – Nash- Finch Company (pending inspections)
- F. Request for renewal of a Special Class “C” Liquor License for Sal Vitale’s Pizzeria & Pasta, 1010 Park Avenue – The Sicilian Pizza and Subs LLC (pending inspections and insurance)
- G. Request for renewal of a Class “B” Native Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Curry’s Express Mart, 4804 Hwy 61 South – Curry’s Express Mart Inc. (pending inspections and insurance)
- H. Request to Approve Taxicab License for the Non-Emergency Medical Transport Inc.
- I. Request to Approve Taxicab License for Royal Taxi Cab Service LLC.

- J. Request from Ss. Mary & Mathias Catholic School for Use of City Property for Hustle 5K

This request is for the use of city property for the Ss. Mary & Mathias Catholic School Hustle 5K on April 2, 2016 beginning at 9:00 a.m. The event is expected to last approximately one hour.

- K. Request from Kent Corporation Relay for Life for Use of City Property for Fun Run/Walk

This request is for the use of city property for the Kent Corporation Relay for Life's Fun Run/Walk on April 23, 2016 from 8:30 a.m. to 10:00 a.m. The event is expected to last approximately 1 ½ hours.

- L. Request for Use of City Property for Great River Days

This request is for the use of city property for the Great River Days Annual Festival from July 25-31, 2016. The selected dates allow for setup, holding of the event, and cleanup.

- M. Request for Use of City Property for Great River Days Parade

This request is for the use of city property for the Great River Days Parade on July 30, 2016. Kickoff will be at 11:00 a.m., and the event is expected to last approximately three hours.

- N. Request for Use of City Property for HNI Corporation Family Fun Day and Picnic

This request is for the use of city property for the HNI Corporation's Family Fun Day and Picnic. The event will take place on August 21, 2016 at Weed Park from 8:00 a.m. to 4:00 p.m. The event includes the use of the Aquatic Center.

**\* Items 12A-F – Receive and File**

- A. Muscatine County Board of Supervisors – December 21, 2015 and January 4, 2016
- B. Planning & Zoning Commission – December 8, 2015
- C. MP&W Communications Utility – November 2015
- D. MP&W Electric Utility – November 2015

E. MP&W Water Utility – November 2015

F. City of Muscatine Financial Reports – November 2015

\* **Bills\***

\* Approval of attached Bills for Approval totaling \$1,467,371.39 is subject to the approval of any related agenda item(s).

6. **MINUTES – APPROVAL**

7. **PUBLIC HEARING**

A. Proposed Lease Agreement for Placement of Communications Equipment on the Clark House Rooftop

This public hearing concerns a proposed lease agreement for the placement of communications on the Clark House rooftop located at 117 W. 3<sup>rd</sup> Street. The city currently has two cellular telephone companies using the rooftop of the Clark House. One of the leases is with US Cellular whose lease runs through July 2, 2018. US Cellular is updating their lease agreements. The proposed initial term for the lease is for five (5) years. A public hearing is required since the proposed lease extends more than three years.

Now is the time for the public to comment.

B. Proposed Building Façade Improvements Related to the CDBG Downtown Revitalization Project

This public hearing concerns proposed building façade improvements related to the CDBG Downtown Revitalization Project. The original bid received for the Downtown Revitalization Project was significantly higher than the engineer's estimate and was rejected by City Council at the January In-Depth meeting. The façade improvements are being bid separately to attract more bidders. The engineer's estimate for the façade improvements is \$345,000.

Now is the time for the public to comment.

C. Proposed Stormwater Infiltration Improvements Related to the CDBG Downtown Revitalization Project

This public hearing stormwater infiltration improvements related to the CDBG Downtown Revitalization Project. The original bid received for the Downtown Revitalization Project was significantly higher than the engineer's estimate and was rejected by City Council at the January In-Depth meeting. The stormwater infiltration

improvements are being bid separately to attract more bidders. The engineer's estimate for the stormwater infiltration improvements is \$45,000.

Now is the time for the public to comment.

**8. PETITIONS AND COMMUNICATIONS**

**9. FROM THE MAYOR**

**10. FROM THE PLANNING AND ZONING COMMISSION**

A. Resolution Approving the Replat of Lots 16, 17, and 23 of the Ramsgate Replat of Kent Estates

Presented for City Council's consideration is a resolution approving the replat of Lots 16, 17, and 23 of the Ramsgate Replat of Kent Estates. A request has been filed for a combined preliminary/final plat for a two-lot subdivision in unincorporated Muscatine County on Cranbrook Cross which is within two miles of the City of Muscatine. The intent is to create two lots for residential purposes.

Is there a motion to adopt the resolution as submitted?

B. Resolution Setting a Public Hearing on the Vacation of a Utility Easement on Lot 1 in the Muscatine Pointe Subdivision

Presented for City Council's consideration is a resolution setting a public hearing on the vacation of a utility easement on Lot 1 in the Muscatine Pointe Subdivision. A request has been submitted for an easement vacation plat that vacates a 15' wide utility easement running through Lot 1 of the subdivision. The easement is no longer used and hinders the development of Lot 1. Prior to the vacation of the utility easement, a public hearing is required. This hearing will take place on Thursday, February 4, 2016, at 7:00 p.m.

Is there a motion to adopt the resolution as submitted?

**11. FROM THE CITY ADMINISTRATOR**

A. Resolution Approving Proposed Lease Agreement for Placement of Communications Equipment on the Clark House Rooftop

Is there a motion to adopt the resolution as submitted?

- B. Resolution Approving the Plans, Specifications, Form of Contract, Cost Estimate and Setting the Bid Opening Date for the Building Façade Improvements Related to the CDBG Downtown Revitalization Project

Is there a motion to adopt the resolution as submitted?

- C. Resolution Approving the Plans, Specifications, Form of Contract, Cost Estimate and Setting the Bid Opening Date for the Stormwater Infiltration Improvements Related to the CDBG Downtown Revitalization Project

Is there a motion to adopt the resolution as submitted?

- D. Second Reading of Ordinance Vacating Right-of-Way Remnant in the City of Muscatine

Presented for City Council's consideration is the second reading of an ordinance vacating a right-of-way remnant in the City of Muscatine. A vacation plat for 1.53 acres of right-of-way which includes portions of Spring Street, E. 4<sup>th</sup> Street, and Poplar Street has been filed by the HNI Corporation. HNI owns all of the adjoining property to the right-of-way being proposed for vacation.

Is there a motion to approve the second reading of the ordinance as submitted?

- E. Resolution Authorizing the Assessment of Unpaid Abatement Costs and Rental Inspection Fees to Private Properties

Presented for City Council's consideration is a resolution authorizing the assessment of unpaid abatement costs and unpaid rental inspection fees to private properties. Periodically the city takes action to assess unpaid nuisance abatement costs and rental inspection fees to private properties. The fee being requested for assessment at this time totals \$13,408.98.

Is there a motion to adopt the resolution as submitted?

- F. Resolution Setting Public Hearing on the City of Muscatine's Capital Improvement Plan for Fiscal Years 2016 Through 2020

Presented for City Council's consideration is a resolution setting a public hearing on the City of Muscatine's Capital Improvement Plan for fiscal years 2016 through 2020. At prior meetings, staff has reviewed drafts of the proposed Capital Improvement Plan. At the January In-Depth meeting it was the consensus of City Council that the final draft of the CIP for fiscal years 2016 through 2020 be adopted. Prior to any formal action by City Council, a public hearing is required. This hearing will take place on Thursday, February 4, 2016, at 7:00 p.m.

Is there a motion to adopt the resolution as submitted?

G. Request to Approve the Refuse Collection Services Contract with the City of Fruitland

Presented for City Council's consideration is a request to approve the refuse collection services contract with the City of Fruitland. The current contract ends on June 30, 2016, and the City of Fruitland would like to continue the refuse collection services provided by the City of Muscatine. The five year contract would be in effect July 1, 2016 through June 30, 2021.

Is there a motion to approve the request as submitted?

H. Request Approval to Enter Lease Agreement for a New Folding/Stuffing Machine for the Finance Department

Presented for City Council's consideration is a request to enter into a lease agreement for a new folding/stuffing machine for the Finance Department. The Finance staff has been looking for replacement machines from other vendors for possible inclusion in the 2016/2017 budget. A machine from FP-USA-COM was found that should meet the needs of the department. If purchased, the price of this machine would be \$3,679.39, and annual maintenance would be \$375. The monthly lease payment would be \$99 per month (\$1,188 annually) and would include maintenance.

Is there a motion to approve the request as submitted?

12. **COMMUNICATIONS - RECEIVE AND FILE**

13. **APPROVAL OF BILLS**

It is recommended bills totaling \$1,467,371.39 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).

14. **COMMUNICATIONS - COUNCIL MEMBERS**

15. **OTHER BUSINESS**

16. **ADJOURNMENT**