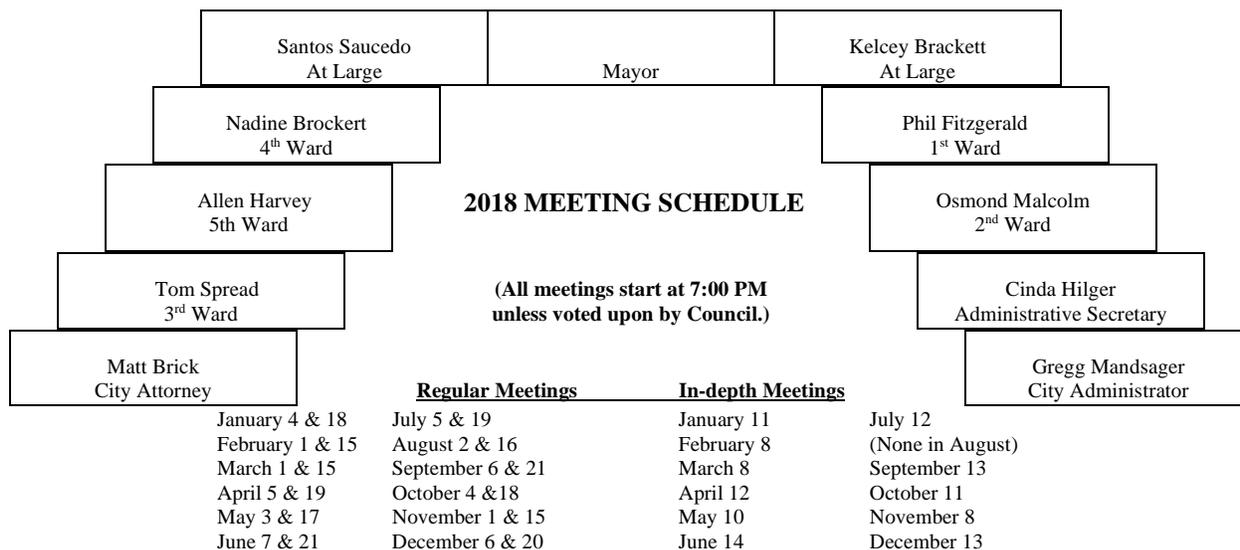


# COUNCIL



## AGENDA

**THURSDAY, JANUARY 4, 2018  
COUNCIL CHAMBERS - CITY HALL – 7:00 P.M.**

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

- A. Swearing in of new Police Officer Jacob Walker
- B. Leadership Muscatine Presentation of Student Project

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 – Approval of City Council Minutes**

A. Regular City Council Minutes – December 21, 2017

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

A. Request for renewal of a Class “C” Liquor License and Sunday Sales for Flaming Embers, 131 West 2<sup>nd</sup> Street – Flaming Ember Inc. (pending inspection)

B. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit, Class “E” Liquor License and Sunday Sales for Fast Avenue One Stop, 2111 Park Avenue – BGA, LLC (pending inspections)

C. Request for renewal of a Class “C” Liquor License for Hy-Vee Clubroom, 2400 – 2<sup>nd</sup> Avenue – Hy-Vee, Inc. (pending inspections and insurance)

D. Request for renewal of a Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for West Side Store, 2201 Houser Street – DJMB LLC (pending inspections and insurance)

E. Request for renewal of a Class “B” Native Wine Permit, Class “C” Liquor License and Sunday Sales for Sal Vitale’s Pizzeria & Pasta, 1010 Park Avenue – The Sicilian Pizza and Subs LLC (pending inspections and insurance)

F. Request for renewal of a Class “C” Liquor License, Outdoor Service and Sunday Sales for Rose Bowl, 1411 Grandview Avenue – Rosebros, LLC (pending inspections and insurance)

**\* Items 12A-B – Receive and File**

A. Muscatine County Board of Supervisors Minutes – December 11, 2017 & December 18, 2017

B. MPW Financial Statements – October & November 2017

**\* Bills\***

\* Approval of attached Bills for Approval totaling \$981,183.63 is subject to the approval of any related agenda item(s).

**6. MINUTES – APPROVAL**

**7. PUBLIC HEARING**

**8. PETITIONS AND COMMUNICATIONS**

**9. FROM THE MAYOR**

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

**11. FROM THE CITY ADMINISTRATOR**

- A. Second Reading of an Ordinance Amending Title 10, Chapter 20, and Title 10, Chapter 31, Section 1, of the City Code, Home Occupation Regulations

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

- B. Second Reading of an Ordinance Amending Title 10, Chapter 21, and Title 5, Chapter 11 of the City Code, Sign Regulations

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

- C. Second Reading of an Ordinance Amending Title 8, Chapter 5, Section 2 and Title 8, Chapter 5, Section 4 of the City Code for Rental Facilities and Units

Presented for City Council's consideration is the second reading of an ordinance amending Title 8, Chapter 5, Section 2 and Title 8, Chapter 5, Section 4 of the City Code for Rental Facilities and Units. This item was reviewed with City Council at the December In-Depth meeting.

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

- D. First Reading of an Ordinance Amending Various Provisions of the City Code of Muscatine to Remove the Possibility of Imprisonment for City Code Violations

Presented for City Council's consideration is the first reading of an ordinance amending various provisions of the City Code of Muscatine to remove the possibility of imprisonment for city code violations. On April 21, 2017, the Iowa Legislature passed SF374 making cities responsible for defendant's court appointed attorney fees for city code violations that carry the possibility of imprisonment. It is recommended that to avoid these charges, the possibility of imprisonment be removed on all city code violations.

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

E. Resolution Authorizing Release of Real Estate Mortgage Under the 2009 Community Development Block Grant Rehabilitation Program

Presented for City Council's consideration is a resolution authorizing the release of a real estate mortgage on property located at 1720 Hershey Avenue. Charles and Tara Latimer participated in the Housing Rehabilitation Program and received funding assistance through a five-year forgivable loan. The five-year period was completed on March 18, 2016 and it is now required that the City release the mortgage on this property.

Is there a motion to adopt the resolution as submitted?

F. Resolution Setting Public Hearing Concerning the Declaration of Real Estate as Surplus Property and Offering Said Real Estate for Sale

Presented for City Council's consideration is a resolution setting a public hearing concerning the declaration of real estate as surplus property and offering said real estate for sale. This property is described as the Southerly 30.6 feet of Lot 47 of Terrace heights addition to the City of Muscatine, Iowa.

Is there a motion to adopt the resolution as submitted?

G. Resolution Authorizing Release of Lien Under Small Business Forgivable Loan Program

Presented for City Council's consideration is a resolution authorizing the release of a lien under the Small Business Forgivable Loan Program. Home Run Hitters was awarded a \$25,000 startup business forgivable loan for the expansion of an existing business. The business was opened however, the project was never completed. A lien was placed on the property, and upon sale of property has been paid back in full to the City of Muscatine. Staff recommends the City Council approve resolution to release lien on this property.

Is there a motion to adopt the resolution as submitted?

H. Request to Approve Submission of a DHS/AFG Grant Application for Purchase of SCBA Airpacks for Fire Department

Presented for City Council's consideration is a request to approve the submission of a DHS/AFG Grant Application for the purchase of 42 SCBA airpacks for the Fire Department. If awarded, and the city accepts the grant, there would be a 10% match for the SCBA masks totaling \$28,392.

Is there a motion to approve this request as submitted?

I. Request to Approve Contract with McDaniel's Marketing for Convention and Visitor's Bureau

Presented for City Council's consideration is a request to approve a contract with McDaniel's Marketing for the Convention and Visitors Bureau. The current contract with McDaniel's expired in July, 2017. The new contract would aid in effectively marketing the City of Muscatine.

Is there a motion to approve the request as submitted?

J. Request to Approve Purchase of Stalker Radar units for Police Department

Presented for City Council's consideration is a request to purchase two Staker radar units at the cost of \$5732. These will replace two older units we currently have in service, and will be placed in the two new vehicles this spring. Staker is the only vendor of these radar units. There is \$6000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

K. Request to Approve Issuance of Purchase Order to Keltec Inc. for the purchase of Two Light Bars for Police Department

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Keltec Inc. for the purchase of two emergency Whelen Inner Edge light bars. Keltek Inc. holds the state bid in Iowa for Emergency Light Bars. Staff is requesting issuance of a purchase order in the amount of \$6454.68. There is \$7000 budgeted for this purchase.

Is there a motion to approve the request as submitted?

L. Request to Approve Issuance of Purchase Order for Purchase of Stainless Steel Salt Spreader

Presented for City Council's consideration is a request to cancel the purchase order for Knapheide Truck Equipment in the amount of \$18,862 and reissue a purchase order to Henderson Truck Equipment in the amount of \$18,842. In June 2017 a stainless-steel salt spreader was ordered from Knapheide Truck Equipment with a delivery date of August 2017. The City has not yet received the salt spreader. Henderson Truck Equipment was the next low bid. There was a reduction, in the amount of \$2278, for a Spin-a-Veyor Valve and the 5100 EX controller which has already been installed on this vehicle.

Is there a motion to approve the request as submitted?

M. Request to Approve Change Orders 007-013, 015-018, and 020-033 for Mississippi Drive Corridor Reconstruction Project

Presented for City Council's consideration is a request to approve change orders 007-013, 015-018, and 020-033 for the Mississippi Drive Corridor Reconstruction Project. The first two phases of the project are approximately 95% complete. Multiple items have come up during construction requiring contract change orders. Approval of these change orders is required so construction can continue.

Is there a motion to approve the request as submitted?

N. Request to Approve Golf Cart Lease and Maintenance Agreements

Presented for City Council's consideration is a request to approve a Golf Cart Lease and Maintenance Agreement. Three price quotes were received with the total price including lease of carts, annual delivery, winter storage, and regular and seasonal maintenance. The lowest responsible quote was from Harris Golf Carts in the amount of \$631.62 annually per cart. As the financing institution does not perform cart service and the maintenance provider does not offer financing, it is necessary to approve both a financing agreement and a maintenance agreement. It is staff's recommendation that City Council approve a five-year golf cart lease agreement with Yamaha Motor Corporation USA in the amount of \$521.58 annually for each of the 47 carts and a five-year service agreement with Harris Golf Carts for the annual maintenance on the carts in the amount of \$110.04 per cart.

Is there a motion to approve the request as submitted?

O. Discussion and Possible Action on Appointments to the Nominating Committee, Audit Committee, MUSCOM, Muscatine County Solid Waste Agency, and MAGIC.

At this time there will be discussion concerning appointments to the Nominating Committee, MUSCOM, Muscatine County Solid Waste Agency, and MAGIC. It will be necessary to appoint a council member to the nominating committee tonight in order to approve any further appointments.

**12. COMMUNICATIONS - RECEIVE AND FILE**

**13. APPROVAL OF BILLS**

It is recommended bills totaling \$981,183.63 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**