

COUNCIL



AGENDA

**WEDNESDAY JULY 3, 2019
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.

- * **Item 6A Approval of City Council Minutes**
 - A. Regular Council Meeting Minutes – June 20, 2019
- * **Items 8A-F Petitions and Communications**

- A. Request to close 2nd Street July 26, 2019, at Iowa Avenue for sewer repair at the Laurel Building
- B. Request from Geneva Golf & Country Club for the Dispensing of Fireworks by J&M Displays in Conjunction with their Annual Family Fun Day on August 10, 2019
- C. Request to close 3rd Street from Sycamore Street to Iowa for work to Hershey Building
- D. Request on second reading for a new Class “B” Wine Permit, Class “C” Beer Permit and Sunday Sales for KWIK Star #1064, 3605 University Drive – KWIK Trip, Inc. (pending inspections)
- E. Request for Use of City Property from Wesley United Methodist Church for back to school neighborhood carnival on Wednesday, August 14, 2019.
- F. Request for Use of City Property from Missipi Brewing Co. for a music festival on Friday September 20 through Sunday September 22, 2019.

*** Items 12A-F – Receive and File**

- A. Muscatine County Board of Supervisors Minutes – 6-10-2019
- B. Muscatine County Board of Supervisors Minutes - 6-17-2019
- C. Muscatine County Board of Supervisors Minutes – 6-24-2019
- D. City of Muscatine Financial Reports – April 2019
- E. City of Muscatine Financial Reports – May 2019
- F. Muscatine Power and Water Financial Statements – May 2019

*** Bills***

- * Approval of attached Bills for Approval totaling \$4,649,735.02, which includes receipt summaries and journal entries for April and May 2019, subject to the approval of any related agenda item(s).

6. MINUTES – APPROVAL

7. PUBLIC HEARING

- A. Proposed West Side Trail Project

This public hearing concerns the proposed West Side Trail Project. This project has progressed to the point where the letting schedule has been set. The cost of this project is estimated to be between \$850,000 and \$950,000. Prior to any formal action by City Council, a public hearing is required on the proposed plans,

specifications, and form of contract for the project.

Now is the time for the public to comment.

B. Proposed 2nd Street and Mulberry Avenue Roundabout

This public hearing concerns the proposed 2nd Street and Mulberry Avenue Roundabout. The plans have been posted for two weeks and this project is going to be let locally by the city. The cost of this project is estimated to be between \$1,850,000 and \$1,950,000. Prior to any formal action by City Council, a public hearing is required on the plans, specifications, and form of contract for the project.

Now is the time for the public to comment.

C. Proposed Approval of City of Muscatine's Capital Improvement Plan for Fiscal Years 2020-2024

This public hearing concerns the approval of the City of Muscatine's Capital Improvement Plan for fiscal years 2020-2024. The City Council has reviewed drafts of the proposed CIP. Prior to the adoption of the plan, a public hearing is required.

Now is the time for the public to comment.

8. **PETITIONS AND COMMUNICATIONS**

9. **FROM THE MAYOR**

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

11. **FROM THE CITY ADMINISTRATOR**

A. Ordinance Amending the Zoning Ordinance of the City of Muscatine

Presented for City Council's consideration is the third and final reading of an ordinance amending the zoning ordinance to rezone 1.5 acres located along 5th Street between Walnut Street and Mulberry Avenue. This resolution will change the property from a C-1 Neighborhood & General Commercial and R-5 Multi-Family Residence to C-2 Central Commercial.

Is there a motion to adopt this ordinance on third and final reading and to direct for its publication as required by law?

B. Ordinance Amending Title 7 Vehicles and Traffic, Chapter 5 Automated Traffic

Enforcement

Presented for City Council's consideration is the third and final reading of an ordinance amending Title 7 Vehicles and Traffic, Chapter 5 Automated Traffic Enforcement. This amendment will clarify that ATE speed violations are not limited to marked intersections.

Is there a motion to adopt this ordinance on third and final reading and to direct for its publication as required by law?

C. Ordinance Amending Title 8, Chapter 1 Storm Shelter Requirements

Presented for City Council's consideration is the third and final reading of an ordinance amending storm shelter requirements in City Code. Staff recommends amending the code to maintain the safety aspects of the code while minimizing the costs.

Is there a motion to adopt this ordinance on third and final reading and to direct for its publication as required by law?

D. Ordinance Amending Title 9 Health and Sanitary Regulations, Chapter 3 Nuisance

Presented for City Council's consideration is the third and final reading of an ordinance amending Title 9, Chapter 3 of City Code. Iowa Legislature drafted and passed Senate File 93, which included various amendments to Iowa Code chapter 657A. These amendments created additional mechanisms for private parties to seek court intervention and require corrections and improvements to abandoned structures within City limits. In order for private parties to be able to avail themselves of the new private remedies available cities must opt in, via ordinance, to allow these new remedies to exist within city limits.

Is there a motion to adopt this ordinance on third and final reading and to direct for its publication as required by law?

E. Resolution Approving the Plans, Specifications, Form of Contract, Cost Estimate and Setting the Bid Opening Date for the Westside Trail Project. (Public Hearing A)

Is there a motion to adopt this resolution as submitted?

F. Resolution Approving the Plans, Specifications, Form of Contract, Cost Estimates and Setting the Bid Opening Date for the 2nd Street and Mulberry Avenue Roundabout Project (Public Hearing B)

Is there a motion to adopt this resolution as submitted?

G. Resolution Approving the City of Muscatine's Capital Improvement Plan for Fiscal Years 2020-2024. (Public Hearing C)

Presented for City Council's consideration is a resolution approving the City of Muscatine's Capital Improvement Plan for fiscal years 2020-2024. The City Council has reviewed the drafts of the proposed CIP and staff is now recommending its adoption.

Is there a motion to adopt this resolution as submitted?

H. Resolution Approving Contract and Bond for the 2019 PCC Patching Project

Presented for City Council's consideration is a resolution approving the contract and bond for the 2019 PCC Patching Project. At the June 6, 2019 meeting, City Council took action to award the bid for this project to Heuer Construction in the amount of \$919,875. It is now necessary for City Council to take action to approve the contract and bond for this project.

Is there a motion to adopt this resolution as submitted?

I. Resolution Approving Internal Advance of Funds for the Dilapidated Building Redevelopment Project (500 Mulberry)

Presented for City Council's consideration is a resolution approving the internal advance for the Forgivable Loan for the Dilapidated Building Redevelopment Project (500 Mulberry).

Is there a motion to adopt this resolution as submitted?

J. 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 regarding declaring real estate located in Scholten's Addition for sale and authorizing the sale of said property. City Staff has negotiated a purchase price of \$250 with an adjoining property owner.

Is there a motion to adopt this resolution as submitted?

K. Request to Authorize the Issuance of a purchase order for the purchase of depackaging machine for the new High Strength Waste Receiving Station.

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Scott Equipment in the amount of \$336,945, for the purchase of a depackaging machine. The WRRF has researched several machines and had

designed the project around the Scott Equipment Company T42 Turbo Separator. A 30% down payment is required at this time to begin construction of the machine system.

Is there a motion to approve this request as submitted?

L. Request to Approve Professional Services Agreement with Bolton & Menk for Nutrient Reduction Alternate Study

Presented for City Council's consideration is a request to approve a professional services agreement with Bolton and Menk for a Nutrient Reduction Alternate Study and Muscatine Slough Drainage Area Master Plan. Seven proposals were received and the City steering committee scored and selected Bolton and Menk. The proposed contract is in the amount of \$125,324 with \$90,000 budgeted for this expense and the remaining funds to be taken from the operating fund. This study was reviewed with the City Council at the June 13 In-Depth session.

Is there a motion to approve this request as submitted?

M. Request to Approve Issuance of Purchase Order for Brush Grinding

Presented for City Council's consideration is a request to approve the issuance of a purchase order in the amount of \$45,214.44 to Bill Miller Logging for brush and log grinding at the Transfer Station. This expense will be taken out of the FY20 compost site operating budget which is budgeted at \$50,000.

Is there a motion to approve this request as submitted?

N. Request to Approve Issuance of Purchase Order for Police Chief Vehicle

Presented for City Council's consideration is a request to approve the issuance of a purchase order to Deery Brothers of West Burlington in the amount of \$22,154.00 for the purchase of a Chevy Impala for the Police Chief. There is \$25,000.00 budgeted for this purchase.

Is there a motion to approve this request as submitted?

O. Request Approving Issuance of Purchase Order and Approving Contract for City Street Paint Striping

Presented for City Council's consideration is a request to authorize the issuance of a purchase order for the 2019 Paint Striping Project. Two bids were received for this project with Weikert Contracting being the low bid in the amount of \$65,286.28. There is \$68,000 budgeted for this expense.

Is there a motion to approve this request as submitted?

- P. Request to approve contract with McDaniel's Marketing for the Convention and Visitors Bureau

Presented for City Council's consideration is a request to approve a contract with McDaniel's Marketing for the marketing of Muscatine's attractions and events that have the potential to bring visitors to Muscatine. The current contract expires June 30, 2019, and the CVB is recommending City Council renew this contract for a 12-month period.

Is there a motion to approve this request as submitted?

12. **COMMUNICATIONS - RECEIVE AND FILE**

13. **APPROVAL OF BILLS**

It is recommended bills totaling \$4,649,735.02, which includes receipt summaries and journal entries for April and May 2019, 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**