

CITY OF MUSCATINE

IN-DEPTH COUNCIL MEETING

MINUTES

January 9, 1986

7:00 p.m.

CITY COUNCIL CHAMBERS

PRESENT: Mayor Waltman, Councilmembers Harder, Sayles, Phillips, Amerine, Powell and Kemp

ABSENT: None

ALSO PRESENT: Soren Wolff, City Administrator; Harvey Allbee, Jr., City Attorney; Randy Hill, Administrative Assistant; Kevin Whittaker, Director of Planning and Community Development and Ray Childs, City Engineer.

The Mayor indicated the first item on the agenda was to discuss a proposal to submit an application for funding for the Industrial Connector Project under the Revitalized Iowa is Sound Economy (RISE) Program administered by the IDOT. Members from the Planning Commission, Grain Processing Corporation, Muscatine Power & Water and AGRI Industries were introduced to the City Council.

The City Administrator provided Council with background on the planning of the Industrial Connector Project going back to the City's Comprehensive Plan prepared in 1967 and the Muscatine Transportation Study conducted in 1970. The concept of the Industrial Connector and alignments were reviewed and it was noted its primary purpose was to provide road access to the City's major industries in the south portion of the community. It was stated that today, approximately 70,000 trucks annually serve Grain Processing Corporation, AGRI Industries and Muscatine Power & Water. Also, numerous other industries would utilize the Connector such as Monsanto and Thatcher Plastic located south of the City.

Council was provided with a summary of the reasons for the alignment which had been chosen with a starting point at the intersection of the U.S. 61 By-Pass and Grandview Avenue then cross country to Stewart Road and intersecting with the entrance road to Muscatine Power & Water. This section consisted of Phase I. The second phase, consisted of an extension of the Muscatine Power & Water entrance road to Maple Grove Road and to the rear entrance of Grain Processing Corporation.

The Director of Planning and Community Development then outlined a proposal to vacate various dedicated but unimproved right-of-ways east of Stewart Road and south of Kemper Street, including the Oregon Street extension. Also, Council was informed an exchange of right-of-way was proposed with Muscatine Power & Water. The MP&W entrance road is to become a public street with the condition the City vacate a section of the adjacent Maple Grove Road to Muscatine Power & Water. Zoning of the area adjacent to the Industrial Connector, land ownership and future development was also reviewed. It was noted the vacating of either developed or undeveloped streets could not be considered until public hearings had been conducted.

The City Administrator then provided the Council with a cost summary of both Phase I and Phase II at a total cost of \$2,780,491. It was noted the funding was proposed as follows: Local Public sources \$733,779; Local Private contribution \$263,472; Federal Urban Aid System Funds \$871,000; and a proposal to submit an application for RISE funding in the amount of \$912,240.

The City Administrator indicated the RISE application was being prepared in accordance with the guidelines established by the Iowa Department of Transportation. It was stated \$300,000 would be requested for Phase I and \$612,240 for Phase II. Further, Council was informed plans were to have the Iowa Department of Transportation bid Phase I of the project on May 13, 1986. It was anticipated an answer would be provided by IDOT on the RISE funding request prior to the bid opening date. It was noted Phase II was not anticipated to be constructed until 1987 and its completion would primarily depend on the RISE funding approval.

The Mayor and Council thanked the private industries, Muscatine Power & Water and the Planning Commission for the cooperative effort in putting this project together.

The Council then had a discussion concerning the next step in developing their 1986-87 Budget goals and objectives. The City Administrator indicated all of the goals and objectives by Council had not been turned in prior to the Council meeting. He noted as soon as they are all received, a complete list would be prepared and issued to the Council and utilized as the first step for beginning the 1986-87 Budget process. Further, Council agreed to have the Iowa Institute of Public Affairs conduct a Goals & Objectives Session on April 25 and 26.

Ray Childs, City Engineer, provided Council with an update on the status of the construction of the Washington Street Bridge.

Mayor Waltman then provided Council with an update on the status of filling the vacancy of the Councilmember At Large position. The Mayor indicated four applications had initially been received and were narrowed down to two at the January 2, 1986 Council Meeting including Clair E. York and Frank Anson. It was noted two ballots had been taken at the meeting and both had ended in a three - three tie.

Harvey Allbee, Jr., City Attorney, then provided the Council with a summary of the procedures which could be utilized to fill the vacancy in accordance with the State Statute.

The Mayor stated the Council should proceed with the balloting and the following three ballots were taken:

<u>Councilmember</u>	<u>Ballot No.3</u>	<u>Ballot No.4</u>	<u>Ballot No.5</u>
Harder	York	York	Brewer
Sayles	York	York	York
Phillips	York	York	York
Amerine	Anson	Anson	Anson
Powell	Anson	Anson	Anson
Kemp	Anson	Anson	Anson

Candidate York indicated that due to the deadlock he would like to withdraw his nomination for the position as the Council should proceed with other important City business and not be sidetracked further with this matter.

Councilmember Sayles asked whether the Council could utilize drawing by lot in order to break the deadlock. The City Attorney indicated that although there were no specific provisions in the State Code for such a procedure, in his opinion, it could be done. The City Attorney noted that in case of a tie in a general election the State Code specifically indicates the tie breaking shall be done by drawing names by lot. Council asked the two candidates if they would object to this procedure. Clair York indicated if that was the only way it could be done he would not object. Frank Anson indicated he did not feel this was proper and was in disagreement with the procedure.

Clair York noted he would resubmit his name for consideration if the drawing by lot was considered. The Mayor indicated that one additional ballot should be taken and the results were as follows:

<u>Councilmember</u>	<u>Ballot No.6</u>
Harder	York
Sayles	York
Phillips	York
Amerine	Anson
Powell	Anson
Kemp	Anson

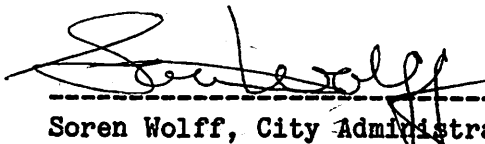
# 9366 On motion by Councilmember Sayles, seconded by Councilmember Harder it was moved to break the deadlock by drawing a name by lot and the name drawn be agreed to by the Council as the successful candidate. The motion was approved with those voting yes: Harder, Sayles, Phillips, Powell and Kemp. Voting no - Amerine.


The City Attorney then wrote on a separate piece of paper the names of the two candidates and placed them in a canister. The Mayor drew out one of the paper ballots and read out the name Clair York. A seventh ballot was then taken as follows:

<u>Councilmember</u>	<u>Ballot No.7</u>
Harder	York
Sayles	York
Phillips	York
Amerine	York
Powell	York
Kemp	York

The Mayor announced that Clair York had been selected to the vacancy of the At Large Councilmember position.

# 9367 On motion by Councilmember Kemp, seconded by Councilmember Harder it was moved to adjourn the meeting.

  
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Soren Wolff, City Administrator

  
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Richard Waltman, Mayor