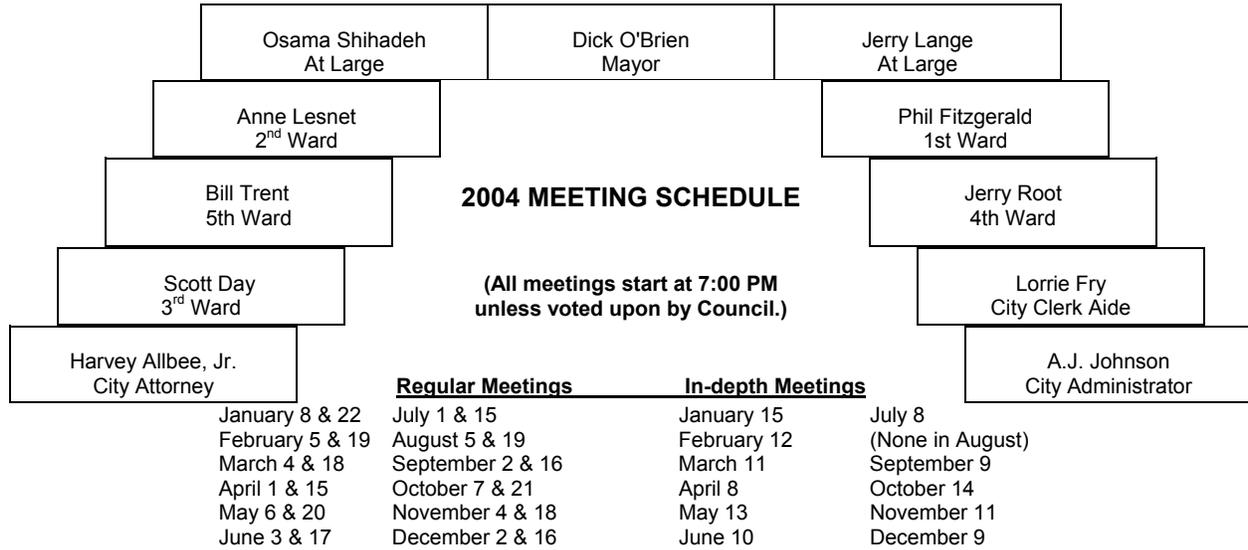


MUSCATINE CITY COUNCIL



AGENDA

**THURSDAY, FEBRUARY 5, 2004, 7:00 P.M.
COUNCIL CHAMBERS - CITY HALL**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **OPENING PRAYER**
4. **PLEDGE OF ALLEGIANCE**
5. **COMMUNICATIONS - CITIZENS**
6. **MINUTES - APPROVAL**

- A. Regular City Council Meeting – January 22, 2004
- B. City Council General Fund Overview Meeting – January 29, 2004
- C. City Council Budget Meeting – January 31, 2004

7. **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 or citizen so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence from the Agenda.

- * 9 – A-C
- * 13 – A-K
- * Bills*

*Approval of attached Bills for Approval totaling \$865,872.75 is subject to the approval of any related agenda item(s).

8. PUBLIC HEARING

9. PETITIONS AND COMMUNICATIONS

- A. Request for renewal of a Class B Beer and Sunday Sales Permit for Pizza Hut, 710 Grandview Avenue – Pizza Hut of Muscatine Inc.
- B. Request for renewal of a Class C Beer and Sunday Sales Permit for Cigarette Outlet #16, 1504 Park Avenue – Cigarette Outlet Inc.
- C. Request for renewal of a Class C Beer and Sunday Sales Permit for Drugtown, 510 E. 6th Street – Hy-Vee Inc.
- D. Request to Close Weed Park to Vehicular Traffic for the 26th Annual Melon City Criterium Bike Race

Presented for City Council’s consideration is a request to close Weed Park to vehicular traffic for the 26th Annual Melon City Criterium Bike Race. The city has received a letter from Greg Harper, Race Director of the Melon City Criterium Committee, requesting to close Weed Park for this event on Sunday, May 30, 2004. The closure would occur from 6:30 a.m. to 5:30 p.m. City staff has reviewed this request and has no objections at this time.

At this time City Council could take action to approve the request from the Melon City Bike Club to conduct the 26th Annual Melon City Criterium Bike Race at Weed Park on Sunday, May 30, 2004, from 6:30 a.m. to 5:30 p.m.

10. FROM THE MAYOR

- A. Proclamation Declaring February 6, 2004 as “Wear Red for Women Day”

At this time City Council could take action to approve the above proclamation.

11. FROM THE PLANNING AND ZONING COMMISSION

12. FROM THE CITY ADMINISTRATOR

A. Resolution Setting the Time and Place of a Public Hearing for a Vending Service Agreement

Presented for City Council's consideration is a resolution setting the time and place of a public hearing for a vending service agreement. The city has completed its request for proposals for vending machines located at various city facilities. Following the public hearing, the proposal for a lease agreement with a vending company will be submitted to the City Council for your consideration and approval. State law requires a public hearing be held for any agreement in excess of three years that is entered into by a governmental agency.

At this time City Council could take action by resolution establishing a public hearing for the vending machine lease agreement between the City of Muscatine and Sprouse Distributing for Thursday, February 19, 2004, at 7:00 p.m.

B. Resolution Authorizing the Assessment of Unpaid Nuisance Abatement Costs

Presented for City Council's consideration is a resolution authorizing the assessment of unpaid nuisance abatement costs to private properties. Periodically a list such as this is presented to City Council for their approval for the assessment of costs to private properties that have been associated with city actions to abate nuisances. Such a list as this is presented to Council after every attempt internally is made to collect the outstanding assessment. There are nine separate abatement actions that are being presented for Council's consideration totaling \$1,741.93.

At this time City Council could take action by resolution authorizing the assessment of unpaid abatement costs to private properties.

C. Resolution Setting the Time and Place of a Public Hearing for the Annual Transit Funding Application

Presented for City Council's consideration is a resolution setting the time and place of a public hearing for the annual transit funding application. DOT requirements necessitate a 30-day notice in advance of the public hearing. The city under this program would receive \$115,000 from the State Transit Assistance Program, \$98,482 from federal funds for transit and non-urban areas, and \$217,000 for statewide federal capital assistance for transit.

At this time City Council could take action by resolution establishing a public hearing for the annual transit funding application for Thursday, March 4, 2004, at 7:00 p.m.

D. Request Approval to Apply for Federal Grant for “High Intensity Drug Trafficking Area” (H.I.D.T.A.) Funds

Presented for City Council’s consideration is a request to apply for \$80,837 for federal grants to assist the city’s “High Intensity Drug Trafficking Area” (H.I.D.T.A.) program. The funds are used to fund one of the two officers assigned to the Muscatine Drug Task Force. The Muscatine County Sheriff’s Department also will apply for these funds under a separate action. Due to a cap in the federal funds allowed for this program, the city’s share increased from 25% to 29.5%. If successful, this will be the eighth year for the grant that will start February 1, 2005.

At this time City Council could take action to approve the application for a federal grant through the Office of National Drug Control Policy for the Muscatine Police Department’s “High Intensity Drug Trafficking Area” (H.I.D.T.A.) program.

E. Request Approval to Apply for Funds for the Purchase of Bulletproof Vests

Presented for City Council’s consideration is a request to apply for funds for the purchase of bulletproof vests. The federal government has re-established a program for the purchase of bulletproof vests for the year 2004. If approved, the federal government will fund 50% of the cost of the vest. The remaining 50% local match comes from the officers who are allowed to purchase the vests through a buy back program. If approved, this will be the fifth year that the city has participated in this program.

At this time, City Council could take action to approve the application for the bulletproof vest reimbursement program.

F. Request Approval to Issue Purchase Orders for Professional Services

Presented for City Council’s consideration is a request for the authorization to issue purchase orders for professional services. The issuance of the purchase orders will be for professional services to assist the city in the development of a survey plat for the involuntary annexation of the vicinity of Colorado Street, University Drive and Highway 22 and for survey, design and construction activities for the next phase of land acquisition between the primary runway and the building restriction line at the municipal airport. Staff is proposing that purchase orders be issued to Martin & Whitacre in an amount not to exceed \$17,000 in regard to the annexation project and to Anderson-Bogert Engineering in an amount not to exceed \$30,000 for the airport project. The cost for the annexation-related expenses had been budgeted in the City Council’s budget and the cost for the airport project will be 90% funded through the federal government with the city responsible for 10%.

At this time City Council could take action to authorize the issuance of purchase orders for professional services to Martin & Whitacre in an amount not to exceed \$17,000 and to Anderson-Bogert Engineering in an amount not to exceed \$30,000 for projects for the City of Muscatine.

G. Request Approval to for “Stop Violence Against Women” Federal Grant Funds

Presented for City Council’s consideration is a request to apply for a federal grant through the Iowa Attorney General’s Office in an amount not to exceed \$12,000 for the Police Department’s “Stop Violence Against Women” program. The funds will be used to assist the department in its response to domestic abuse in the City of Muscatine by providing money for overtime. If approved, this will be the eighth year of the grant that will start July 1, 2004. Matching funds required by the city are 30% and have been included in the department’s budget.

At this time City Council could take action to authorize the application for a federal grant through the Iowa Attorney General’s Office to assist in the Police Department’s “Stop Violence Against Women” program.

13. COMMUNICATIONS - RECEIVE AND FILE

- A. Muscatine County Board of Supervisors – January 12 & 19, 2004
- B. Library Board of Trustees – December 17, 2003
- C. Art Center Board of Trustees – January 15, 2004
- D. Muscatine School Board – January 26, 2004
- E. Board of Water, Electric, and Communications Trustees – December 18, 2003
- F. Senior Resources – December 30, 2003
- G. Bi-State Regional Commission – January 28, 2004
- H. MP&W Operating Statements – Electric Utility – December 2003
- I. MP&W Operating Statements – Water Utility – December 2003
- J. MP&W Operating Statements – Communications Utility – December 2003
- K. MP&W Review of Year-to-Date Operating Results – December 31, 2003

14. APPROVAL OF BILLS

It is recommended bills totaling \$865,872.75, as well as receipt summaries for November and December 2003, 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).

15. COMMUNICATIONS - COUNCIL MEMBERS

16. OTHER BUSINESS

- A. Request approval to go into Closed Session to discuss real estate transaction.

17. ADJOURNMENT