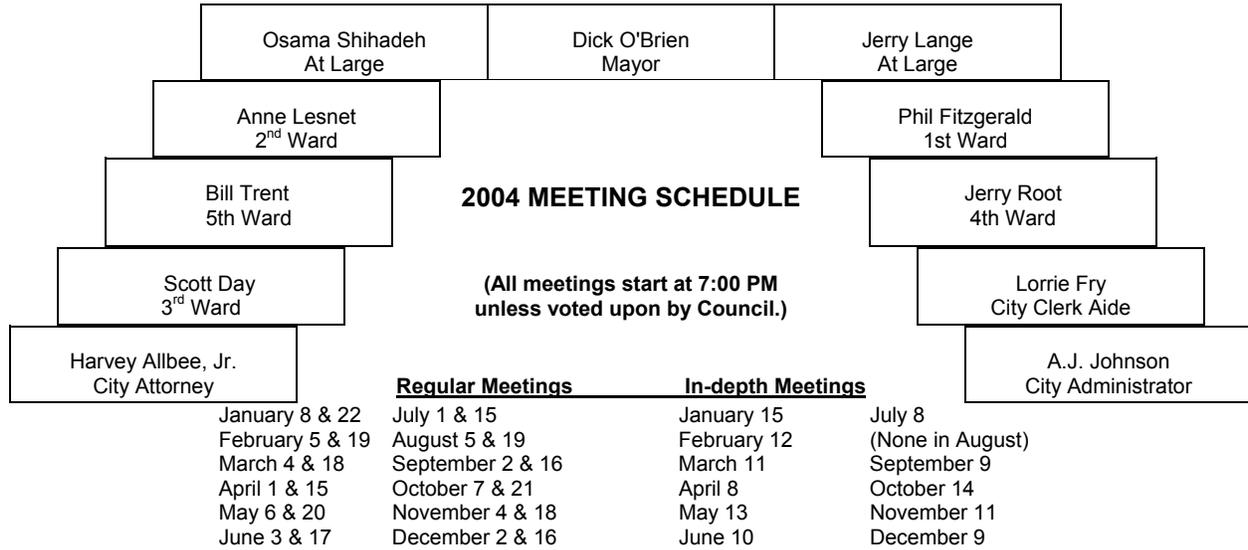


# MUSCATINE CITY COUNCIL



## AGENDA

**THURSDAY, FEBRUARY 19, 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**

A. Presentation of Humanitarian Awards by the Human Rights Commission

At this time there will be a presentation of Humanitarian Awards by the Muscatine Human Rights Commission.

6. **MINUTES - APPROVAL**

A. Regular City Council Meeting – February 5, 2004

B. City Council Budget Meeting – February 3, 4, 7, 9, 10 & 11, 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-I
- \* 13 – A-D
- \* Bills\*

\*Approval of attached Bills for Approval totaling \$1,300,513.80 is subject to the approval of any related agenda item(s).

**8. PUBLIC HEARING**

A. Proposed Vending Services Agreement

Previously the City Council established a public hearing to receive public comment on the proposed vending services agreement. Previously the city solicited interest from qualified vendors for vending services at various city facilities. After reviewing the proposals submitted, it is the recommendation from staff to enter into a contract between the city and Sprouse Distributing for a five-year period that will provide 20% of all gross sales net the sales tax to the city for each one of the five years. Sufficient vending machines shall be provided as negotiated between the city and Sprouse Distributing to be placed at city facilities and locations. Because the service agreement is in excess of three years, a public hearing is required.

Now is the time for the public to comment on the proposed vending services agreement.

**9. PETITIONS AND COMMUNICATIONS**

- A. Request for new Class C Beer and Sunday Sales Permit for Hy-Vee Gas, 2600 2<sup>nd</sup> Avenue – Hy-Vee Inc.
- B. Request for new Class C Beer and Sunday Sales Permit for Bharti Food Mart, 704 Clay Street – Bharti Inc. (pending inspections)
- C. Request for renewal of Class C Liquor License for Floodwaters Spirits & Provisions, 101 W. Mississippi Drive, Suite M02 – Floodwaters Inc.
- D. Request for renewal of a Class C Beer and Sunday Sales Permit for Kum & Go #438, 1010 Park Avenue – Kum & Go, LC

- E. Request for renewal of a Class C Beer and Sunday Sales Permit for Kum & Go #437, 709 Grandview Avenue – Kum & Go LC
- F. Request for renewal of a Class C Beer and Sunday Sales Permit for Kum & Go #436, 501 Cedar Street – Kum & Go LC
- G. Request for renewal of a Class C Beer and Sunday Sales Permit for Loos Station, 711 Park Avenue – Loos Inc.
- H. Request for renewal of a Class C Beer and Sunday Sales Permit for Wholesale Food Outlet #312, 807 Grandview Avenue – Nash Finch Co.
- I. Request for a new cigarette permit for Bharti Inc., dba as Bharti Food Mart, 704 Clay Street, effective February 20, 2004 through June 30, 2004.
- J. Request for Use of City Property for Great River Days

Presented for City Council's consideration is a request from the Muscatine Quarterback Club to use city property for the 2004 Great River Days Celebration. The request is from Monday, July 26, 2004 to Sunday, August 1, 2004. Please note that the dates are two weeks earlier than have been requested in the past.

At this time City Council could take action to approve the request from the Muscatine Quarterback Club for the use of city property on the Muscatine riverfront from July 26, 2004 through August 1, 2004 for the annual Great River Days Celebration.

**10. FROM THE MAYOR**

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

- A. Resolution Approving Final Plat of Country Estates at Wildwood, a County Subdivision

Presented for City Council's consideration is a resolution approving the final plat for the Country Estates at Wildwood, a county subdivision. The city's Planning & Zoning Commission reviewed and approved the final plat for a 39-lot single family residential development off North Isett Avenue and north of the Mark Twain Addition. The proposal is to subdivide 91.5 acres into 39 lots with on-site storm water retention basins incorporated into the design. The subdivision complies with all county zoning and subdivision regulations.

At this time City Council could take by resolution to approve the final plat of Country Estates at Wildwood, a development within the two-mile limit of the City of Muscatine.

**12. FROM THE CITY ADMINISTRATOR**

**A. Request to Approve Vending Contracts**

Presented for City Council's consideration is a request to approve a five-year lease agreement for vending machines between the City of Muscatine and Sprouse Distributing. If approved, Sprouse Distributing will pay the city 20% of all gross sales net the sales tax. Additionally, Sprouse Distributing will pay for vending service site preparation expenses. The city will locate vending machines at the Muscatine Skate Park and selected locations at the riverfront. Sprouse Distributing will be responsible for all maintenance of the machines.

At this time City Council could take action to approve the vending services agreement between the City of Muscatine and Sprouse Distributing.

**B. Resolution Setting the Time and Place of a Public Hearing on the Conveyance of Utility Easements to Muscatine Power & Water**

Presented for City Council's consideration is a resolution setting the time and place of a public hearing on the conveyance of utility easements to Muscatine Power & Water. In anticipation of an April start date for construction associated with the installation of water mains to provide service to south end residents, MP&W is negotiating for easements. Two of the easements that MP&W needs to obtain are the city's property at the airport and sewer pump station along 57<sup>th</sup> Street South. In order for the city to convey these utility easements to MP&W, it is necessary for a public hearing to be held.

At this time City Council could take action by resolution to set a public hearing to convey utility easements to the Board of Water, Electric and Communication Trustees of Muscatine Power & Water for Thursday, March 4, 2004, at 7:00 p.m.

**C. Request Approval to Issue Purchase Order for the Purchase of Transit Vehicles**

Presented for City Council's consideration is a request to issue a purchase for the purchase of transit vehicles. The Iowa Department of Transportation requested bids for statewide transit vehicles of which four will be provided to the City of Muscatine. The city has \$219,340 budgeted for four buses. Four bids were received with the lowest cost per unit being that of Master Transportation in the amount of \$53,400. If approved by Council, this bid will result in a \$5,740 savings.

At this time City Council could take action to authorize the issuance of a purchase order to Master Transportation in the amount of \$53,400 per unit or \$213,600 for four 19-passenger buses for the city's transportation system.

D. Request Approval of Agreements for Operation of Greenwood Cemetery

Presented for City Council's consideration is a request to approve agreements for operations at Greenwood Cemetery between the City of Muscatine and Iowa Memorial Granite Company. The agreement will be for a period from March 1, 2004 through June 30, 2005. The agreement will be for retail sales and service operations at Greenwood Cemetery. In addition, the city will have the right to terminate the agreement with notice in order to pursue realignment of management and operational structure at the cemetery.

At this time City Council could take action to approve the operation agreement between the City of Muscatine and Iowa Memorial Granite Company for operations at Greenwood Cemetery.

E. Request Approval of Spring Cleanup Week

Presented for City Council's consideration is a request to approve Spring Cleanup Week. In association with "Keep America Beautiful Month", the City Council has established a week in which city residents can participate in the city's spring cleanup week. It is being recommended that Spring Cleanup Week for 2004 be established for April 26-30, 2004.

At this time City Council could take action establish Spring Cleanup Week for April 26-30, 2004.

F. Request Authorization to Submit Grant Application

Presented for City Council's consideration is a request for authorization to submit a grant application to the Governor's Office of Drug Control Policy for the Muscatine Police Department's participation in the "Byrne's Grant". These funds are used to fund one of two city police officers assigned to the Muscatine Drug Task Force. Federal funds that pass through the Governor's Office equal \$53,525.54 with a 25% match (\$17,841.85) required. The total program amount is \$71,367.39. This program is done in conjunction with the Muscatine County Sheriff's Department and the county attorney's office. Both of these entities are making separate grant applications on behalf of their program's participation.

At this time City Council could take action to approve the application to the Governor's Office of Drug Control Policy for the "Byrne's Grant" in the amount of \$53,525.54.

**13. COMMUNICATIONS - RECEIVE AND FILE**

- A. Muscatine County Board of Supervisors – January 26, 2004 & February 2, 2004
- B. Planning & Zoning Commission – January 13, 2004
- C. Muscatine School Board – February 9, 2004
- D. Abstract of Votes for January 27, 2004

**14. APPROVAL OF BILLS**

It is recommended bills totaling \$1,300,513.80 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. Joint Communications Update

**17. ADJOURNMENT**