

CITY OF MUSCATINE

REGULAR MONTHLY SESSION OF CITY COUNCIL

Council Chambers - May 6, 1982 - 7:30 p.m.

The meeting was called to order by Mayor Donald R. Platt.

Roll Call: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer present.

The Opening Prayer was given by City Attorney Allbee.

The Pledge of Allegiance was given.

PUBLIC HEARING

Mayor Platt announced the purpose of the public hearing was to receive public comment on the proposed Clinton and Schiller Streets Improvement Project.

There were no oral appearances for or against.

There were no written petitions for or against.

#5670. Councilmember Hilton moved to close the public hearing. Seconded by Councilmember Plett. All ayes; motion carried.

PUBLIC HEARING

Mayor Platt announced the public hearing was being held to hear citizen comment on the proposed 1982-83 Public Transit Application for state and federal financial assistance.

There were no oral appearances for or against.

There were no written petitions for or against.

#5671. Councilmember Waltman moved to close the public hearing. Seconded by Councilmember Brewer. All ayes; motion carried.

#5672. Councilmember Sayles moved to approve the Minutes of the In-Depth Council Meeting of April 8, 1982. Seconded by Councilmember York. All ayes; motion carried.

#5673. Councilmember Waltman moved to approve the Minutes of the Regular Council Meeting of April 15, 1982. Seconded by Councilmember Plett. All ayes; motion carried.

Mr. Dale Mittman, 2915 Sampson Street, presented a petition to the City Council objecting to the spreading of sludge near homes.

Mrs. Paul Reichert, R.R. 6, Box 351, stated that her water has been tested and there is a nitrate problem due to sludge spreading, and contended that this sludge was dumped illegally.

City Administrator Wolff stated that a permit was issued by the State to allow the City to spread sludge on the properties in question.

Mr. Ken McKinney, 3015 Sampson Street, stated that the sludge is not being applied properly and if it is continued the same odor problem will exist as was present last year.

#5674. Councilmember Hilton moved to desist spreading sludge on the Alvin Lohse property off Houser Street temporarily and discuss this matter at the May 13 In-Depth Council Meeting with Council to be furnished with all documents regarding sludge spreading and the permits issued to allow the spreading of sludge. Seconded by Councilmember Brewer. All ayes; motion carried.

Mr. George Hatfield, 6015 Grandview Avenue, stated that there is a nitrate problem in his water due to the spreading of sludge. He added that his water was tested in 1978 and was okay and a year later his water contained nitrate.

#5675. Councilmember Hilton moved to receive and file the petition objecting to the spreading of sludge near homes. Seconded by Councilmember Waltman. All ayes; motion carried.

Mr. Ken Porter, 1017 Acorn Lane, reported that the case regarding the vicious dog in his neighborhood had been decided and that the dog was not required to be removed. He requested that the Animal Control Ordinance be changed to allow animals to be declared vicious and be removed from the City. This request was referred to the City Administrator.

Mrs. Patricia Fox, 2114 Oneida Avenue, requested that a net be erected at Bruner Field to prevent balls from damaging her home. She also requested that the City maintain the alley behind her home which is overgrown with weeds.

#5676. Councilmember Waltman moved to approve the following: Class "B" Beer Permit and Sunday Sales Permit for Pizza Hut, Inc., d/b/a Pizza Hut of Muscatine, 2512 Park Avenue; new Sunday Sales Permit for Nash-Finch Company, d/b/a Warehouse Market, Hwy. 61 & 38 at Harrison Street; Class "C" Liquor License and Sunday Sales Permit for Mary H. Griffin, d/b/a George's Steak House, 1510 Isett Avenue; and Class "C" Beer Permit and Sunday Sales Permit for Dave and Deb Wagner, d/b/a Dave & Deb's Apco, 202 Grandview Avenue. Seconded by Councilmember Kite. All ayes; motion carried.

#5677. Councilmember York moved to table the new Class "B" Liquor License for Muscatine Hotel Co., d/b/a Hotel Muscatine, 101 West Mississippi Drive to the next regular Council meeting. Seconded by Councilmember Plett. All ayes; motion carried.

Mayor Platt submitted the name of Mary Causse to replace Ann Figg on the Planning and Zoning Commission.

#5678. Councilmember Kite moved to approve the appointment of Mary Causse to the Planning and Zoning Commission. Seconded by Councilmember Sayles. All ayes; motion carried.

#5679. Councilmember Waltman moved to approve the Proclamations declaring the following: the Month of May, 1982, as "Poppy Month" and May 28 and 29, 1982, as "Poppy Days" and allow the sale of poppies on City property; May 18, 1982, as "International Museum Day"; May 23-29, 1982, as "National Public Works Week"; May 16-22, 1982, as "National Transportation Week; and May 2-8, 1982, as "Blood Drive Days". Seconded by Councilmember York. All ayes; motion carried.

#5680. Councilmember York moved to approve the Ordinance on second reading amending the Sign Ordinance. Seconded by Councilmember Kite. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Ordinance approved on second reading.

#5681. Councilmember Brewer moved to approve the Ordinance on second reading to change the name of Termini Circle to Deerpath Lane. Seconded by Councilmember York. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Ordinance approved on second reading.

Councilmember York spoke regarding the \$25.00 fine in the Security and Fire Alarm Ordinance stating that he felt public relations should be used to reduce the number of false alarms rather than establishing a fine.

#5682. Councilmember Hilton moved to approve the Security and Fire Alarm Ordinance on first reading. Seconded by Councilmember Kite. Ayes: Councilmembers Kite, Sayles, Hilton, Plett, Waltman and Brewer. Nays: Councilmember York. Motion carried and Ordinance approved on first reading.

#5683. Councilmember Brewer moved to approve the Resolution approving plans, specifications, form of contract, cost estimates and setting date for bid opening on June 1, 1982, on the Clinton-Schiller Streets Improvement Project. Seconded by Councilmember Hilton. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5684. Councilmember Waltman moved to approve the Resolution authorizing submittal of an application to the state and federal government for operating and capital assistance for the Public Transit System. Seconded by Councilmember Sayles. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5685. Councilmember Brewer moved to approve the Resolution awarding bid for Street Rejuvenation Project No. 200-82-B to Cutler Repaving, Incorporated in the amount of \$57,536.80. Seconded by Councilmember Kite. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5686. Councilmember Sayles moved to approve the Resolution awarding bid for Street Rejuvenation Project No. 200-82-B to Illinois-Iowa Blacktop, Inc. in the amount of \$98,136.00. Seconded by Councilmember Plett. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5687. Councilmember Waltman moved to approve the Resolution awarding bid for West Bay Drive Storm Sewer Improvement Program No. 100-82-B to Sulzberger Excavating, Inc. in the amount of \$37,568.25. Seconded by Councilmember Kite. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5688. Councilmember Waltman moved to approve the Resolution setting a public hearing on the proposed Community Development Block Grant application for May 20, 1982, at 7:30 p.m. Seconded by Councilmember Hilton. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5689. Councilmember Plett moved to approve the Resolution to prohibit parking on Frontage Road between Ford Avenue and Cleveland Street. Seconded by Councilmember Brewer. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5690. Councilmember Waltman moved to approve the Resolution adopting the Official Pay Plan for Temporary Employees of the City of Muscatine, Iowa, effective May 3, 1982. Seconded by Councilmember Brewer. All ayes: Councilmembers Kite, Sayles, York, Hilton, Plett, Waltman and Brewer. Motion carried and Resolution duly adopted.

#5691. Councilmember Waltman moved to accept the bid from Ronald Albright to operate the concession at Kent Stein Park and authorize City staff to negotiate an agreement for the concessions at Weed Park. Seconded by Councilmember Sayles. All ayes; motion carried.

#5692. Councilmember York moved to approve the installation of a new telephone system at the Water Pollution Control Plant in accordance with the conditions outlined in the agenda. Seconded by Councilmember Waltman. All ayes; motion carried.

#5693. Councilmember Hilton moved to authorize City staff to proceed with the experimental slurry seal project at the Muscatine Airport. Seconded by Councilmember Brewer. All ayes; motion carried.

#5694. Councilmember Brewer moved to approve the Civil Service certification list for the position of Treatment Plant Operator I. Seconded by Councilmember Plett. All ayes; motion carried.

#5695. Councilmember Kite moved to approve the agreement with CH₂M Hill in an amount not to exceed \$4,000 to evaluate the disposal of sludges at the landfill. Seconded by Councilmember York. All ayes; motion carried.

#5696. Councilmember Hilton moved to approve the fee of \$325.00 for emergency burials at Greenwood Cemetery. Seconded by Councilmember Sayles. All ayes; motion carried.

#5697. Councilmember Waltman moved to approve the agreement for the repayment of the forgivable loan for case #074. Seconded by Councilmember Plett. Six ayes; one nay (Councilmember Kite). Motion carried.

#5698. Councilmember Brewer moved to approve the agreement for the Corps of Engineers to install flood monitoring equipment. Seconded by Councilmember York. Six ayes; one nay (Councilmember Plett). Motion carried.

#5699. Councilmember York moved to direct City staff to immediately commence whatever investigation is necessary to determine whether or not an urban revitalization area can be established in Park Place Addition in the vicinity of Park Avenue and Clay Streets; that the staff recommend to the City Council the boundaries of that urban revitalization area, if one can be established, and that the staff advise the City Council of the steps necessary to establish that urban revitalization area if it can be established. Seconded by Councilmember Plett. Ayes: Councilmembers Sayles, York Plett, Waltman and Brewer. Nays: Councilmembers Kite and Hilton. Motion carried.

City Administrator Wolff stated that if staff is to immediately begin this project, work on the Community Development Block Grant application would have to cease and the City would not be able to meet the deadline for submittal of this application. City Council indicated that the Community Development Block Grant application is of more importance and agreed to delete the word "immediately" from the previous motion with staff to commence work on the urban revitalization area after completion of the application.

#5700. Councilmember Brewer moved to receive and file items A through T. Seconded by Councilmember Plett. All ayes; motion carried.

#5701. Councilmember Plett moved to approve bills totaling \$1,190,498.55 and authorize the Mayor and City Clerk to issue warrants of the same. Seconded by Councilmember Hilton. All ayes; motion carried.

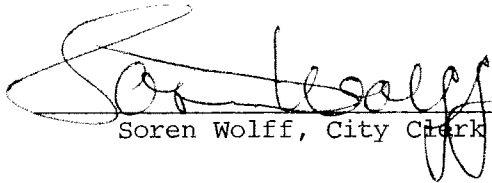
Councilmember Brewer stated that there is not a police officer directing traffic at the intersection of Clay and Isett and questioned when work would commence regarding the painting of lines to aid traffic flow in this area. City Engineer Childs stated that it has been too cold to paint, but that this will be done as soon as possible.

#5702. Councilmember Brewer moved to approve the curb cut permit request for Dr. Arbisser's clinic on Hwy. 22 near Parham Street. Seconded by Councilmember Plett. All ayes; motion carried.

#5703. Councilmember Waltman moved to adjourn the meeting. Seconded by Councilmember Brewer. All ayes; motion carried.


Donald R. Platt, Mayor

Attest:


Soren Wolff, City Clerk