

CITY OF MUSCATINE  
REGULAR MONTHLY SESSION OF CITY COUNCIL  
Council Chambers - April 7, 1988 - 7:30 p.m.

The meeting was called to order by Mayor Don LeMar.

Roll Call: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp present.

The opening prayer was given by Pastor E.L. Dillard of the First Missionary Church.

The Pledge of Allegiance was given.

Mayor LeMar welcomed Councilmember-elect Paul E. Brewer Sr. and stated Mr. Brewer would be sworn into office at the April 14th In Depth Council meeting.

PUBLIC HEARING

Mayor LeMar announced the hearing was being held to receive public comment on the proposed completion of the Golf Course Irrigation Public Improvement Project.

Larry Wolf, Director of Parks and Recreation, reviewed the status of this project. He stated the project was started in 1984 to be completed in phases as funds were available. He summarized the work completed to date, reviewed the additional work needed to complete the project and the related costs. He noted an additional well estimated to cost \$7,500, may be needed when the irrigation system installation is completed. He also noted the total cost of this project will be paid from Golf Course Enterprise Funds and using the internal financing proposal, golf fees are not projected to increase in the next several years.

There were no oral comments for or against the project.

There were no written petitions for or against.

#10873. Councilmember Amerine moved to close the public hearing. Seconded by Councilmember Phillips. All ayes; motion carried.

PUBLIC HEARING

Mayor LeMar announced the hearing was being held on the proposal to submit applications for State and Federal Public Transit funding.

There were no oral comments for or against the proposal.

There were no written petitions for or against.

#10874. Councilmember York moved to close the hearing. Seconded by Councilmember Kemp. All ayes; motion carried.

#10875. Councilmember York moved to approve the Minutes of the March 17, 1988 Regular Council Meeting. Seconded by Councilmember Phillips. All ayes; motion carried.

#10876. Councilmember Amerine moved to approve the request for use of the public right-of-way for the HON Industries' 3rd Annual Walk/Run on September 10, 1988 subject to coordinating traffic control with the Police Department. Seconded by Councilmember Sayles. All ayes; motion carried.

#10877. Councilmember Sayles moved to approve the request to close Second Street on Saturday, May 28, 1988 for the Memorial Day Street Sale and Melon City Bike Race subject to coordinating traffic control with the Police Department. Seconded by Councilmember York.

Councilmember Harder questioned if there were insurance requirements for the bike race.

Larry Wolf, Director of Parks and Recreation, stated participants in the Criterium and sprint races with the exception of the citizen races, are required to be members of a national association, carry their own insurance, and sign waivers. He noted the City does request insurance certificates from the local Melon City Bicycle Club, sponsor of the events.

Vote - All ayes; motion carried.

#10878. Councilmember Phillips moved to set "Clean Up Week" for April 18-22, 1988. Seconded by Councilmember Amerine.

Councilmember York stated he has received inquiries regarding when open burning would be permitted.

Soren Wolff, City Administrator, referred Councilmembers to a memo from the Fire Chief in reference to open burning. He stated the ordinance is currently difficult to enforce and noted the open burning times were intended to allow residents to burn leaves, but other items are also being burned. He suggested this topic be discussed at the next In Depth Council meeting in order to give direction to the Fire Department in this area. He also stated it may not be in the City's best interest to have the open burning period during "Clean Up Week".

Vote - All ayes; motion carried.

City Administrator Wolff referred Councilmembers to information they received on the Chamber of Commerce's Community Appearance Awards Program. He indicated this program is an effort to improve the appearance of the community and stated City staff would be available to assist in this effort.

#10879. Councilmember Amerine moved to approve the request from the Lions/Cantebury Inn to use public right-of-way for their 5K and 10K run on June 4, 1988 subject to coordinating traffic control with the Police Department. Seconded by Councilmember Kemp.

Councilmember Harder asked if there were insurance requirements for this type of event.

City Administrator Wolff stated the City Code requires insurance certificates be filed in order to receive a permit to hold a parade on City streets. He noted the special running/walking events were not interpreted to fall under this type of permit. He noted most of these events were sponsored by service organizations who may have difficulty in obtaining insurance coverage if required by the City.

Vote - All ayes; motion carried.

#10880. Councilmember Harder moved to approve the request for a Parade Permit for May 7, 1988 from the ILLOWA Council of the Boy Scouts of America subject to coordinating traffic control with the Police Department. Seconded by Councilmember Kemp. All ayes; motion carried.

City Administrator Wolff reported the establishment of the Citizen Review Committee on Cash Management and Banking Services has been recommended by the Audit Committee as a result of requests by the banks in the community for City business. He noted it is proposed this Committee assist in reviewing banking services, the investment pool available through the State, and the City's cash flow. He added this Committee is proposed to work with Finance staff and the Council Audit Committee.

Mayor LeMar submitted the following persons to serve on this Committee: Donald Kerker, Muscatine Power and Water; Cecil Vandygriff, Grain Processing Corporation; Garold Oliver, Bandag; Dave Utley, Bandag; and Mike Derry, HON Industries.

#10881. Councilmember Amerine moved to approve the above appointments. Seconded by Councilmember Sayles. All ayes; motion carried.

#10882. Councilmember York moved the ordinance be adopted on third and final reading to increase the landfill charges as outlined in the ordinance and the ordinance be published in the Muscatine Journal as required. Seconded by Councilmember Phillips. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and ordinance adopted on third and final reading.

#10883. Councilmember Amerine moved the ordinance be approved on second reading to amend the City's Liquor Control Ordinance on legal age for consumption, selling, giving, or supplying alcoholic liquor or beer. Seconded by Councilmember York. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and ordinance approved on second reading.

#10884. Councilmember Kemp moved to suspend the rules and pass the ordinance on final reading to amend the City's Liquor Control Ordinance on legal age for consumption, selling, giving, or supplying alcoholic liquor or beer and direct it be published in the Muscatine Journal as required. Seconded by Councilmember Amerine. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and ordinance adopted on final reading.

#10885. Councilmember Phillips moved the resolution be adopted approving the plans, specifications, form of contract, cost estimate, and bid opening

date of April 19, 1988 for the Golf Course Irrigation Project. Seconded by Councilmember Sayles. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10886. Councilmember Amerine moved the resolution be adopted authorizing the submittal of the application for State Transit Assistance and Federal Section 18 Funds in the amounts outlined in the resolution. Seconded by Councilmember Sayles.

City Administrator Wolff reviewed the revised 1988/89 fund statement for the City's Transit Operations. He noted several changes from the budget adopted by City Council on March 14, 1988 including increased Motor Vehicle Tax Funds, increased Federal Stripper overcharge funds, increased cost of the purchase of three (3) transit buses, and increased expenditures for a special project in cooperation with the Public Schools to evaluate assisting in transporting school children. He noted the estimated ending fund balance would be changed slightly from \$301 to \$872 and that Council may need to amend this budget next year.

Norma Todd, Transit Supervisor, reviewed the proposed demonstration grant for the evaluation of assisting with the transportation of school children. She stated the State has been encouraging communities to coordinate transportation with schools and other organizations. She noted this is a planning project in determining how the City could assist in this effort.

City Administrator Wolff noted this project would be discussed at the Special City Council Meeting with the School Board on April 12, 1988. He added this project may be a way of increasing ridership of the City's Transit System without substantially increasing operating costs.

Vote - All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10887. Councilmember Amerine moved the resolution be adopted approving the submittal of the application for the Federal Stripper overcharge funds in the amount of \$25,500 toward the purchase of three new transit vehicles. Seconded by Councilmember Sayles. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10888. Councilmember Amerine moved the resolution be adopted authorizing the submittal of a mid-year application for public transportation funding for FY 1987/88 in the amount of \$4,500 toward rehabilitating one (1) transit vehicle. Seconded by Councilmember Phillips. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10889. Councilmember Sayles moved the resolution be adopted releasing the real estate mortgage for Housing Rehabilitation Applicant No. 115. Seconded by Councilmember York. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

City Administrator Wolff stated a map would be available by the public hearing on the location of the proposed utility easements to the Natural Gas Pipeline Company of America.

#10890. Councilmember Amerine moved the resolution be adopted setting a public hearing for April 21, 1988 on granting utility easements to Natural Gas Pipeline Company of America. Seconded by Councilmember Harder. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

Ray Childs, City Engineer, reviewed the proposed agreement with the Iowa Department of Transportation (IDOT) for removal of the toll booth and related work near the Mississippi River Bridge. He noted the work will involve removing the median, toll booth, and installation of curb and gutter. He stated this work would not have a direct cost to the City, but the City will own and maintain the inlets after installation.

City Administrator Wolff reported that under the 1970 agreement with the IDOT, the City is required to pay 50% of the cost of lighting the bridge after the bonds are paid. He stated the average bill has been \$300 per month after the closing of the toll booth. He noted the lighting on the bridge will be changed from mercury to sodium vapor which will reduce the cost by approximately 50%. He also indicated that since all street lighting in the City is provided by Muscatine Power and Water, they will be contacted to discuss if this service can also be provided for the bridge. He also stated that when the toll booth was in operation, the attendants would turn off the lights to help control problems with the mayflies. He noted that controls will still be available to turn off the lights and also that the change of type of lighting will assist in controlling this type of problem.

#10891. Councilmember Sayles moved the resolution be adopted approving the agreement with the Iowa Department of Transportation to remove the Bridge toll booth and related work. Seconded by Councilmember Amerine. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10892. Councilmember York moved to approve the recommendation from the Audit Committee to retain the auditing firm of Peat Marwick Main & Co. for the Fiscal Year 1987/88 City Audit in the amount of \$14,000. Seconded by Councilmember Amerine.

Councilmember Kemp asked for the costs submitted when the City received proposals for audit services.

City Administrator Wolff reviewed the schedule showing past audit costs and the annual costs on the proposals received by the City in 1985 for a three year period. He noted the City chose the second low cost at that time based on the benefits attributed to changing auditing firms from time to time.

Councilmember Kemp asked when proposals would be again be requested for this service.

City Administrator Wolff noted the Council Audit Committee indicated proposals would be requested next year or the year after.

Councilmember Harder, a member of the Audit Committee, noted the increased staff time and auditing time required when changing to a new auditing firm.

Vote - All ayes; motion carried.

#10893. Councilmember Sayles moved to approve the Civil Service Certification Lists for the positions of Fire Inspector, Fire Captain, Assistant Fire Chief, Deputy Fire Chief, and Police Officer. Seconded by Councilmember York. All ayes; motion carried.

City Administrator Wolff reviewed the proposed Housing Budgets required to be submitted to HUD and noted these budgets were reviewed by Council during the budget discussions in February and March. He also noted the change in format required on the HUD forms and the inclusion of the CIAP project costs in the 1988/89 budget as well as the inclusion of the proposed Clark House roof improvements.

#10894. Councilmember Amerine moved the resolution be adopted approving the FY 1988/89 Public Housing Budgets. Seconded by Councilmember York. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried and resolution duly adopted.

#10895. Councilmember York moved to receive and file Items A through N. Seconded by Councilmember Sayles. All ayes; motion carried.

#10896. Councilmember Kemp moved to approve bills totaling \$522,204.02 and the Mayor and City Clerk be authorized to issue warrants for the same. Seconded by Councilmember Amerine.

Councilmember Harder requested information on the bill to Riley Ambulance for ambulance service.

City Administrator Wolff stated he would check on this bill.

Councilmember Harder asked about the Airport Master Plan bill charged to the Capital Projects Fund.

City Administrator Wolff stated a Capital Project Account has been established for this project since it will overlap fiscal years. He noted 90% of the project costs would be funded by the federal government and the remaining 10% would be funded by a transfer from the Airport Enterprise Fund to the Capital Project Fund.

Vote - All ayes; motion carried.

Councilmember Kemp reported on problems occurring with skateboard users in the streets and users darting out from between parked cars.

City Administrator Wolff agreed that this is becoming a problem. He noted, however, several skateboard users have complained of feeling harassed by the Police Department and noted the City ordinance is vague in regard to skateboards.

Ron King, Acting Police Chief, stated skateboard users are viewed by the Police Department similar to bicycle users, and stopped if they are interfering with traffic.

City Administrator Wolff indicated this concern could be further discussed in order to give the Police Department more enforcement authority.

Councilmember Amerine acknowledged the receipt of a letter with photographs of houses and buildings in the City. He stated these pictures have been referred to the proper individuals.

City Administrator Wolff referred Councilmembers to the news release from Ron King, Acting Police Chief, in regard to animals. He stated that pet owners are being reminded to keep their pets on their property or under control with a leash and also to have their pets vaccinated.

Mayor LeMar submitted the names of Keith Stych to serve on the Housing Advisory and Appeals Board and Dr. Jahangir Sadeghi to serve on the Board of Health.

#10897. Councilmember Amerine moved to approve the above appointments. Seconded by Councilmember York. All ayes; motion carried.

#10898. Councilmember Kemp moved to go into Executive Session to review the status of labor negotiations with the Police Officers Union. Seconded by Councilmember York. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried.

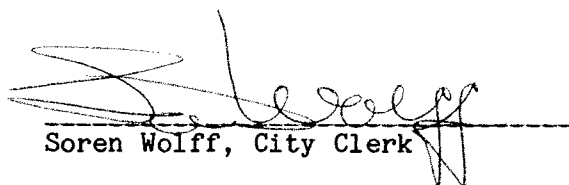
#10899. Councilmember Kemp moved to come out of Executive Session. Seconded by Councilmember Amerine. All ayes: Councilmembers York, Harder, Sayles, Phillips, Amerine, and Kemp. Motion carried.

#10900. Councilmember Amerine moved to approve the labor contract with the Police Officers for the period from July 1, 1988 through June 30, 1990 including a 3% wage increase July 1, 1988 and a 4% increase July 1, 1989. Seconded by Councilmember York. All ayes; motion carried.

#10901. Councilmember York moved to adjourn the meeting. Seconded by Councilmember Phillips. All ayes; motion carried.

  
Don LeMar, Mayor

Attest:

  
Soren Wolff, City Clerk