

MINUTES

REGULAR MONTHLY SESSION OF CITY COUNCIL

Council Chambers - February 15, 1979 - 7:30 P.M.

The meeting was called to order by Her Honor, Mayor Evelyn L. Schauland

Roll Call: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson present.

The opening prayer was given by Pastor Ahlstrom.

The Pledge of Allegiance was given.

#3572. Ald. Waltman moved to approve the minutes of the Special Council meeting of January 29, 1979. Second by Ald. Kemp. All ayes; motion carried.

#3573. Ald. Kemp moved to approve the minutes of the Regular Council meeting of February 1, 1979. Second by Ald. Hilton. All ayes; motion carried.

#3574. Ald. Waltman moved to table for thirty days the application for a new Class B & C beer permit for Casey's General Stores, Inc., d/b/a Casey's General Store, Hershey Avenue and Elm Street. Second by Ald. Hilton. All ayes; motion carried.

#3575. Ald. Kemp moved to table for thirty days the application for a Sunday Sales permit for Casey's General Store, Inc., d/b/a Casey's General Store, Hershey Avenue and Elm Street. Second by Ald. Platt. All ayes; motion carried.

#3576. Ald. Kemp moved to approve the renewal of a Class C beer/liquor license for Harry Christianson, d/b/a Monroe Street Market, 402 Monroe Street. Second by Ald. Waltman. All ayes; motion carried.

#3577. Ald. Hilton moved to approve the renewal of a Class C beer permit for Cedar Falls Oil Co., d/b/a Holiday Station, 503 Grandview Avenue. Second by Ald. Rada. All ayes; motion carried.

#3578. Ald. Kemp moved to approve the resolution approving a cigarette permit for Casey's General Store, Hershey Avenue and Elm Street. Second by Ald. Hilton. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and resolution duly adopted.

#3579. Ald. Waltman moved to receive and file the letter from J. Wm. Mark concerning the Second Street Beautification Program in the 100 and 200 block of W. Second Street. Second by Ald. Platt. All ayes; motion carried.

#3580. Ald. Platt moved to receive and file the letter from the Youth Counselor Corps Camp Director requesting funding for the 1979 summer program and consider this request during budget discussion on Aid to Other Agencies. Second by Ald. Robinson. All ayes; motion carried.

#3581. Ald. Kemp moved to receive and file the letter from the Muscatine Migrant Committee requesting funding in order to retain the position of interpreter and consider this request during discussion on Aid to Other Agencies budgets. Second by Ald. Hilton. All ayes; motion carried.

Mayor Schauland read a proclamation proclaiming February 18 - 24, 1979, as "Engineers Week".

#3582. Ald. Robinson moved to approve the proclamation proclaiming February 18 - 24, 1979, as "Engineers Week". Second by Ald. Waltman. All ayes; motion carried.

#3583. Ald. Waltman moved to approve the year end statements for Section 8 and Section 23 Housing programs for submittal to the Housing and Urban Development Department. Second by Ald. Koehrsen. All ayes; motion carried.

#3584. Ald. Platt moved to approve the resolution approving an application to the Department of Housing and Urban Development for 50 additional housing units under the Section 8 Existing Housing Program. Second by Ald. Hilton. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and resolution duly adopted.

#3585. Ald. Waltman moved to approve the certification lists for Housing Code Officer, Vehicular Mechanic, Equipment Operator I, and Police Officer. Second by Ald. Kemp. All ayes; motion carried.

#3586. Ald. Koehrsen moved to approve the revised job description for the Library Director position. Second by Ald. Robinson. All ayes; motion carried.

#3587. Ald. Kemp moved to approve the ordinance on first reading repealing Title VI, Chapter 2, entitled "Dogs" and enacting in lieu thereof a new Chapter entitled "Animal Control". Second by Ald. Platt. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and ordinance approved on first reading.

#3588. Ald. Waltman moved to approve the ordinance on second reading amending Title V, Chapter 5, Section 32, entitled "Persons under Legal Age Frequenting Taverns" to permit persons under legal age to frequent or be in and about licensed premises at times when alcoholic liquor or beer is not being dispensed. Second by Ald. Koehrsen. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and ordinance approved on second reading.

#3589. Ald. Waltman moved to approve the ordinance on third and final reading amending Title V, Chapter 5, Section 32, entitled "Persons under Legal Age Frequenting Taverns" to permit persons under legal age to frequent or be in and about licensed premises at times when alcoholic liquor or beer is not being dispensed and direct it to be published in the Muscatine Journal. Second by Ald. Kemp. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and ordinance adopted on third and final reading.

#3590. Ald. Waltman moved to approve the ordinance on second reading amending the Zoning Ordinance from R-5 (Residential District) to C-2 (Central Commercial District) for a parcel of property on Iowa Avenue at Fifth Street. Second by Ald. Rada. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and ordinance approved on second reading.

#3591. Ald. Platt moved to approve the ordinance on third and final reading adding Title VII, Chapter 18 to the Municipal Code authorizing weight embargoes and truck routes in the City of Muscatine and authorizing it to be published in the Muscatine Journal. Second by Ald. Robinson. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and ordinance adopted on third and final reading.

#3592. Ald. Rada moved to approve the public notice and set a public hearing on March 1, 1979, at 7:20 p.m. for the Community Development Block Grant fund application for 1979/80. Second by Ald. Platt. All ayes; motion carried.

City Administrator Nollenberger discussed the letter from the City's insurance company in which they required an additional \$1,500 premium if the City were to designate streets on which snowmobiles could be ridden.

Ald. Platt stated that he would prefer to let state law prevail and not designate any streets to prevent any possible liability suits and an increased insurance premium.

Mr. Joe Stevens, Director of Parks and Recreation, stated that although County snowmobile routes do not come up to the City limits, state law allows snowmobiles to be ridden within five feet of the traveled portion of the road. He added that some

possible snowmobile accesses have been shown on the map included in the agenda. City Administrator Nollenberger stated that in most cases it would be virtually impossible for snowmobiles to travel within five feet of the traveled portion of the street within the City.

Council agreed to let state law prevail and not to designate any streets where snowmobiles may be ridden.

#3593. Ald. Platt moved to approve the right-of-way assurance statement for Federal-Aid Projects. Second by Ald. Kemp. All ayes; motion carried.

#3594. Ald. Kemp moved to approve the billings for snow and ice removal. Second by Ald. Waltman. All ayes; motion carried.

City Administrator Nollenberger gave a report concerning the hiring process for the City Engineer position. He stated that several qualified applicants have been interviewed and that the requested increase in salary for the position would probably enable the City to hire one of these applicants for this position. He also stated that unless the salary is increased the City will probably have to leave this position vacant.

#3595. Ald. Kemp moved to approve the resolution amending the Supervisory Pay Schedule regarding the City Engineer position. Second by Ald. Hilton. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and resolution duly adopted.

#3596. Ald. Hilton moved to receive and file communications received. Second by Ald. Platt. All ayes; motion carried.

#3597. Ald. Kemp moved to approve bills totaling \$461,840.38 and authorize the Mayor and City Clerk to issue warrants for the same. Second by Ald. Waltman. All ayes; motion carried.

Ald. Hilton questioned what is being planned regarding dedication of streets in the annexed area.

Planning Administrator Kevin Whittaker stated that he has received letters which indicate about 80% of the residents of these streets are willing to dedicate their streets to the City.

City Administrator Nollenberger stated that a full report will be given at the next Council meeting and Council will need to discuss the possibility of forcing residents to dedicate their streets to the City.

Ald. Hilton stated that she has received a number of calls questioning the condition of the levee and whether the City will be prepared if there is a flood this spring.

City Administrator Nollenberger stated that a preliminary staff meeting has been held to start getting the City prepared for a flood and that this effort would be continued.

Ald. Kemp reported that the Traffic Committee had tabled discussion of leased parking rates for Clark House residents; denied the request for a handicapped parking space near Department of Social Services at this time; denied the request for parking limitation to one side of Colver Street; and denied the request for one way traffic on Oakland Drive from Park to Parkington and no parking on Oakland from Parkington to Mary Place.

#3598. Ald. Kemp moved to approve the Traffic Committee recommendation to implement no parking in front of the laundromat on Fifth Street at Mulberry Avenue and no parking in front of the law office on Fifth Street at Mulberry Avenue. Second by Ald. Platt. All ayes; motion carried.

Ald. Rada reported that he had received a request for a street light at the end of Lake Park Boulevard. City Administrator Nollenberger will refer this request to Muscatine Power and Water.

Ald. Rada also reported that he had received numerous complaints on the implementation of no parking on a portion of Leroy Street.

Ald. Waltman reported that citizens are not obeying the "no parking" signs installed by the Police Department to enable the Street Department to clear snow off these streets. He asked that citizens be asked to obey these signs in order for the Street Department to be able to accomplish the snow removal.

#3599. Ald. Koehrsen moved to approve the renewal of a Class C beer license for Nash-Finch Co., d/b/a Sun Mart #12, 807 Grandview Avenue. Second by Ald. Hilton. All ayes; motion carried.

#3600. Ald. Waltman moved to approve a Sunday Sales permit for Nash-Finch Co., d/b/a Sun Mart #12, 807 Grandview Avenue. Second by Ald. Hilton. All ayes; motion carried.

#3601. Ald. Robinson moved to approve the renewal of a Class C beer/liquor license for Donald E. and Delmar E. Lewis, d/b/a Whiskey Hollow, 516 E. Second Street. Second by Ald. Waltman. All ayes; motion carried.

City Administrator Nollenberger requested a budget discussion meeting be held on February 26 at 7 p.m. and a budget public hearing be held on March 1 at 7:10 p.m. Council agreed to hold a budget discussion meeting on February 26 at 7 p.m.


#3502. Ald. Platt moved to hold a budget public hearing on March 1 at 7:10 p.m. Second by Ald. Koehrsen. All ayes; motion carried.

Mayor Schauand suggested that a spring field trip be scheduled in order for Council to view accomplishments and problems in the City. Council agreed.

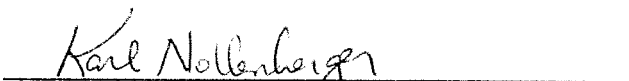
Corporation Counsel Harvey Allbee, Jr., requested that Council approve the resolution setting a public hearing on the proposed Industrial Development Revenue Bonds a second time since the regular Council meeting had not been convened when it was approved the first time.

#3503. Ald. Koehrsen moved to approve the resolution setting a public hearing on March 8 at 7 p.m. on proposed Industrial Development Revenue Bonds (Akzona Incorporated Project) Series 1979. Second by Ald. Waltman. All ayes: Ald. Platt, Waltman, Rada, Hilton, Kemp, Koehrsen and Robinson. Motion carried and resolution duly adopted.

#3504. Ald. Platt moved to adjourn the meeting. Second by Ald. Kemp. All ayes; motion carried.


Evelyn L. Schauand, Mayor

Attest:


Karl Nollenberger, City Clerk