

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers - April 15, 1993 - 7:30 p.m.

Mayor John Keig called the meeting to order.

Roll Call: Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald present. Councilmember Dan Gray absent.

City Attorney Harvey Allbee Jr. provided the opening prayer.

The Pledge of Allegiance was given.

Richard Hughes, 1708 Schley Avenue, stated that he had a complaint to make against the City of Muscatine. He told Councilmembers that he felt the City had illegally cancelled his housing rehab contract and that he would like to be reinstated as a contractor with the City of Muscatine. He explained to Councilmembers why he felt the contract had been illegally cancelled.

Mayor Keig told Mr. Hughes that his complaint should be put in writing and submitted to City Council.

Councilmember Kemp asked Mr. Hughes if he had talked with all parties involved, and Mr. Hughes answered yes.

Mayor Keig emphasized the importance of following the proper channels for addressing Mr. Hughes' complaint.

Councilmember Freese asked Mr. Hughes if he would be agreeable to having City Council accept the complaint and then have it turned over to the City Attorney.

Mr. Hughes stated that he does not want to have any dealings with the City Attorney, noting that he feels the City Attorney contributed to the cancellation of his contract.

John Koehn, 326 West 2nd Street, speaking in reference to the wall located in the alley between Pine and Linn streets, stated that the alley is currently blocked off. He asked if the alley is going to remain in existence and if so, when the problem with the wall is going to be corrected.

Councilmember Kemp asked if someone would be addressing Mr. Koehn's complaint.

City Administrator A.J. Johnson stated that he would like to confer with the City Engineer and City Attorney before responding to Mr. Koehn's complaint. He pointed out that the alley has been blocked off for safety reasons.

Mayor Keig asked if the alley could be cleaned up.

City Administrator Johnson stated that he would find out if something could be done about the alley.

Roger Roth, P.O. Box 474, speaking in reference to the Salvation Army building, stated that he felt a sidewalk is needed on the Earl Avenue side of the building.

#13646. Councilmember Kemp moved to approve the minutes of the April 1, 1993 Regular City Council meeting and the April 8, 1993 In-Depth Council meeting. Seconded by Councilmember Fitzgerald. All ayes; motion carried.

#13647. Councilmember Phillips moved to approve the Consent Agenda as follows: Tabling of request for new Class C liquor license for the Cielito Bar, 500 Mulberry Avenue (subject to receipt of insurance certificate and inspections); tabling of request for new Class C liquor license for Locos, 1212 Hershey Avenue (subject to receipt of insurance certificate and inspections); new Class C liquor license for Rockers, 516 East 2nd Street (subject to receipt of insurance certificate and inspections); cigarette permit for Elks Lodge, 413 East Mississippi Drive, expiring June 1993; filing of Communications A-F; and bills totaling \$645,926.70. Seconded by Councilmember Fitzgerald.

Councilmember Freese asked if a person applying for a beer or liquor permit is checked for a police record.

Gary Coderoni, Police Chief, stated that when an individual applies for a permit a background check is done on the applicant to determine if they have a police record. He told Councilmembers that under City Code, a felony conviction is the only restriction from obtaining a liquor license.

City Administrator Johnson stated that the Class C liquor request for 1212 Hershey Avenue should be under the name of Wallbangers, not Locos, as previously stated.

Vote - All ayes; motion carried.

#13648. Councilmember Phillips moved that the ordinance be adopted on final reading approving the sewer rate increase for residential, industrial and commercial customers, effective July 1, 1993, and that it be published in the Muscatine Journal as required by law. Seconded by Councilmember Gary Gray. All ayes:

Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald. Motion carried and ordinance approved on final reading.

#13649. Councilmember Freese moved the ordinance be approved on first reading amending the various sections of the City Code to change beginning dates for terms of boards and commission members. Seconded by Councilmember Fitzgerald. All ayes: Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald. Motion carried and ordinance approved on first reading.

#13650. Councilmember Kemp moved the resolution be adopted setting a public hearing on May 6, 1993 at 7:30 p.m. in the City Hall Council Chambers concerning the assessment of weed mowing costs. Seconded by Councilmember Phillips.

Councilmember Moench asked if Wayne Schaapveld would be notified about the public hearing, and City Administrator Johnson answered yes.

Vote - All ayes: Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald. Motion carried and resolution duly adopted.

#13651. Councilmember Phillips moved the resolution be adopted setting a public hearing on May 6, 1993 at 7:30 p.m. in the City Hall Council Chambers concerning the plans and specifications for the proposed Golf Course Clubhouse Project. Seconded by Councilmember Kemp.

Councilmember Freese asked if Councilmembers would have an opportunity to review the documents prior to the public hearing, and City Administrator Johnson answered yes.

Vote - All ayes: Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald. Motion carried and resolution duly adopted.

#13652. Councilmember Gary Gray moved to approve the Letter of Intent from the Muscatine Power Boat Club to proceed with negotiations with the City for a finalized agreement to be reached between the two parties by September 1, 1993 and for an operational changeover to take place effective May 1, 1994. Seconded by Councilmember Moench. All ayes; motion carried.

Councilmember Kemp asked if anything was going to be done about improvements to Leroy Street, noting that he still feels the street should be widened.

City Administrator Johnson stated that plans are underway for improvements to the street.

Councilmember Moench, speaking in reference to the April 8, 1993 In-Depth meeting, stated that there was formal action taken on several items. He stated that the decision was made not to televise these meetings because they are informal; however, he felt the public would have been interested in the items that were voted on.

Councilmember Moench stated that he was not making a motion to have the meetings televised; however, he feels the meetings should be televised and would probably be making a motion to that affect in the future.

Mayor Keig stated that he has also received complaints from people about the In-Depth meetings not being televised.

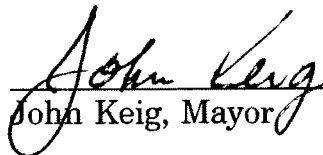
Councilmember Fitzgerald encouraged the local newspaper to do a better job of covering the meeting, noting that he felt not televising the meetings allows more open communications between the Councilmembers.

City Administrator Johnson stated that Councilmembers had on their desk a packet of information from Scott Johnson concerning the procurement and acceptance of permanent easements for the Mulberry Avenue Sidewalk Extension Project. He asked that the resolution be approved accepting the easements.


#13153. Councilmember Kemp moved the resolution be adopted accepting permanent maintenance easements for real estate owned by Terry L. and Julie E. Main, The First Baptist Church, and Anna M. Schumacher. Seconded by Councilmember Moench. All ayes: Councilmembers Gary Gray, Freese, Phillips, Kemp, Moench, and Fitzgerald. Motion carried and resolution duly adopted.

#13154. Councilmember Freese moved the meeting be adjourned. Seconded by Councilmember Phillips. All ayes; motion carried.

The meeting adjourned at 8:10 p.m.


John Keig, Mayor

ATTEST:


A.J. Johnson, City Administrator