

CITY OF MUSCATINE
REGULAR CITY COUNCIL MINUTES
Council Chambers - 7:30 p.m. - March 2, 1995

Mayor Jeanette Phillips called the meeting to order.

Roll Call: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald present.

Councilmember O'Brien gave the opening prayer.

The Pledge of Allegiance was given.

#14041. Councilmember Phil Fitzgerald moved to approve the minutes of the February 16, 1995 Regular City Council meeting and budget session proceedings for February 8-9, 1995, February 14-15, 1995, and February 18, 1995. Seconded by Councilmember O'Brien.

Councilmember Kevin Fitzgerald stated that the minutes for the February 8, 1995 budget session should be amended to read that he had arrived at the meeting at 4:45 p.m. rather than 5:45 p.m.

Vote - All ayes; motion carried.

#14042. Councilmember Moench moved that the Consent Agenda be approved as follows: Renewal of Class C liquor license for the Elms, 2108 Grandview Avenue; renewal of a Class C beer permit and Sunday sales permit for Loos Inc., 711 Park Avenue; filing of Communications A-H; and bills totaling \$944,461.98. Seconded by Councilmember Gary Gray. All ayes; motion carried.

PUBLIC HEARING

Mayor Phillips stated that a public hearing was being held concerning the City of Muscatine's 1995/96 proposed budget.

City Administrator A.J. Johnson stated that the 1995/96 budget must be filed with the Muscatine County Auditor by March 15, 1995. He presented a brief synopsis of the activity that has taken place over the last several months. He then presented an overhead review of the budget information contained in the packet Councilmembers had received prior to the meeting.

There were no oral or written petitions for or against the proposed 1995/96 budget.

#14043. Councilmember Moench moved the public hearing be closed. Seconded by Councilmember Kevin Fitzgerald. All ayes; motion carried.

#14044. Councilmember Gary Gray moved to approve the request to close Riverside Park on July 28-30, 1995 for RAGBRAI activities. Seconded by Councilmember Dan Gray.

City Administrator Johnson stated that this request as well as a request for approval of the dates for Great River Days did include requests for beer tents for both events. He recommended that Councilmembers take separate action on the requests for the beer tents.

Ginger Dahms, representing the Muscatine Chamber of Commerce, told Councilmembers that Muscatine was chosen as the ending point for the RAGBRAI activity, noting that approximately 12,000 bicyclists will be arriving in Muscatine on July 29, 1995. She stated that the timeframe for this request would be Friday through noon Sunday.

Vote - All ayes; motion carried.

#14045. Councilmember Phil Fitzgerald moved the request for a beer tent for the RAGBRAI activity be approved. Seconded by Councilmember Gary Gray.

Ms. Dahms told Councilmembers that the Muscatine Quarterback Club has expressed an interest in providing the services for the beer tent.

Councilmember O'Brien asked how the beer tent would be handled.

Ms. Dahms stated that that it is anticipated that the beer tent will be set up much like the beer tent for Great River Days.

Vote - Six ayes: Councilmembers Gary Gray, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. One nay: Councilmember Freese. Motion carried.

#14046. Councilmember O'Brien moved to approve the request to close Riverside Park on July 31, 1995 for MADRAC. Seconded by Councilmember Gary Gray.

Ms. Dahms pointed out that it may not be necessary to close the entire park for this event.

Vote - All ayes; motion carried.

#14047. Councilmember Dan Gray moved to approve the request to close Riverside Park on August 16-20, 1995 for Great River Days festivities. Seconded by Councilmember Gary Gray.

Ms. Dahms stated that the Chamber of Commerce is currently involved in the preliminary planning of Great River Days because a sponsor organization has not yet been obtained. She stated the closing of Mississippi Drive would be included as part of the request.

Vote - All ayes; motion carried.

#14048. Councilmember Moench moved to approve the appointment of Jane Evans to the Art Center Board of Trustees, term expiring July 1, 1996. Seconded by Councilmember O'Brien. All ayes; motion carried.

#14049. Councilmember Freese moved the ordinance be approved on final reading amending the zoning ordinance of the City of Muscatine to allow for the rezoning of a portion of 4th Street from R-2 to C-2 and that it be published in the Muscatine Journal as required by law. Seconded by Councilmember Dan Gray. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and ordinance approved on final reading.

#14050. Councilmember O'Brien moved the ordinance be approved on final reading amending the zoning ordinance pertaining to the flood plain regulations and that it be published in the Muscatine Journal as required by law. Seconded by Councilmember Dan Gray. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and ordinance approved on final reading.

#14051. Councilmember Kevin Fitzgerald moved the resolution be approved adopting the City of Muscatine's 1995/96 budget. Seconded by Councilmember Phil Fitzgerald. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14052. Councilmember Phil Fitzgerald moved the resolution be adopted establishing the monthly refuse collection fees for Class I and Class III domestic waste and the guidelines for collection fees for Class I domestic and commercial accounts. Seconded by Councilmember Kevin Fitzgerald. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14053. Councilmember Moench moved the resolution be adopted setting a public hearing on March 16, 1995 at 7:30 p.m. in the City Hall Council Chambers concerning the proposed promenade/pier project for the riverfront. Seconded by Councilmember O'Brien. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14054. Councilmember Moench moved the resolution be adopted accepting the completed work for the Kent Stein Sidewalk and Drinking Fountain Installation Project and authorizing final payment to C.R. Landscaping. Seconded by Councilmember Freese. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14055. Councilmember Dan Gray moved the resolution be adopted setting a public hearing on March 16, 1995 at 7:30 p.m. in the City Hall Council Chambers concerning a proposed vacation of a utility easement in the Par Four Addition. Seconded by Councilmember Kevin Fitzgerald. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14056. Councilmember Gary Gray moved the resolution be adopted setting a public hearing on March 16, 1995 at 7:30 p.m. in the City Hall Council Chambers concerning the proposed annexation and rezoning of real estate on Stewart Road. Seconded by Councilmember Moench. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14057. Councilmember O'Brien moved to approve the request to set spring cleanup week for April 17-21, 1995. Seconded by Councilmember Phil Fitzgerald. All ayes; motion carried.

#14058. Councilmember Kevin Fitzgerald moved to approve the golf professional's contract between the City of Muscatine and golf professional Mike Anderson. Seconded by Councilmember Phil Fitzgerald. All ayes; motion carried.

#14059. Councilmember Moench moved to approve the labor contract between the City and Blue/White Collar Union effective July 1, 1995 through June 30, 1997. Seconded by Councilmember Kevin Fitzgerald. All ayes; motion carried.

There was discussion on the status of the relocation of the switchyard.

City Administrator Johnson, speaking in reference to the environmental cleanup project at the intersection of Orange and East 2nd streets, requested permission to block a portion of the traffic in that area to allow for the installation of monitoring wells.

#14060. Councilmember Gary Gray moved the request be approved. Seconded by Councilmember Freese. All ayes; motion carried.

Randy Hill, Public Works Director, stated that a request had been received from Merit Construction, contractor for the jail facility, for the installation of a temporary loading zone on Cedar Street between the #2 and #3 alleys.

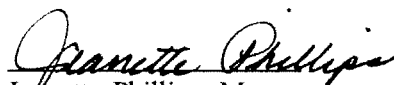
#14061. Councilmember Phil Fitzgerald moved the request be approved. Seconded by Councilmember Gary Gray. All ayes; motion carried.

#14062. Councilmember Phil Fitzgerald moved to go into Executive Session at 8:24 to discuss the proposed acquisition of property. Seconded by Councilmember Gary Gray. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried.

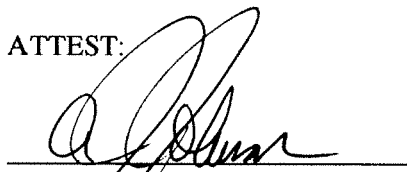
#14063. Councilmember Phil Fitzgerald moved to leave Executive Session at 8:34 p.m. Seconded by Councilmember O'Brien. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried.

#14064. Councilmember Phil Fitzgerald moved the resolution be adopted authorizing the City to acquire certain downtown real estate as part of the Downtown Vision Planning process. Seconded by Councilmember Gary Gray. All ayes: Councilmembers Gary Gray, Freese, Dan Gray, Moench, O'Brien, Phil Fitzgerald, and Kevin Fitzgerald. Motion carried and resolution duly adopted.

#14065. Councilmember Freese moved the meeting be adjourned at 8:36 p.m. Seconded by Councilmember O'Brien. All ayes; motion carried.


Jeanette Phillips, Mayor

ATTEST:


A.J. Johnson, City Administrator