

CITY COUNCIL MEETING

CITY OF DAVENPORT, IOWA

Wednesday, April 10, 2024; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

Approval of the City Council Meeting minutes for March 27, 2024.

Approval of the City Council Special Meeting minutes for April 2, 2024.

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report on Committee of the Whole for April 3, 2024.

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Citizens Advisory Committee
-Daniel Westmoreland (new appointment | Seventh Ward)

2. Plan and Zoning Commission
-Erica Thomas (new appointment)

B. Proclamations

1. Autism Awareness Month | April 2024

2. National Public Safety Telecommunicators Week | April 14-20, 2024

3. National Work Zone Awareness Week | April 15 - 19, 2024

4. Earth Week | April 22 - 26, 2024

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

1. First Consideration: Ordinance providing for the sale and issuance of \$27,715,000 General Obligation Corporate Bonds, Series 2024, and for the levy of taxes to pay the same. [All Wards]

***STAFF RECOMMENDS SUSPENSION OF THE RULES AND PASSAGE OF
SECOND AND THIRD CONSIDERATIONS***

- i. Motion for suspension of the rules
 - ii. Passage of second and third considerations
2. Resolution ratifying Executive Order 2023-22 appointing Mallory Merritt as Interim City Administrator and the Personnel Memorandum of Understanding between the City of Davenport and Mallory Merritt, memorializing Ms. Merritt's appointment as Interim City Administrator. [All Wards]
 3. Resolution approving Amendment 1 to the Personnel Memorandum of Understanding between the City of Davenport and Mallory Merritt. [All Wards]
 4. Resolution ratifying Executive Order 2024-01 appointing Brian Heyer as Interim Corporation Counsel and approving the Personnel Memorandum of Understanding between the City of Davenport and Brian Heyer, memorializing Mr. Heyer's appointment as Interim Corporation Counsel. [All Wards]

XI. Approval of All Items on the Consent Agenda

****NOTE:** These are routine items and will be enacted at the City Council Meeting by one roll call vote without separate discussion unless an item is requested to be removed and considered separately.

1. Second Consideration: Ordinance amending Chapter 12.16 entitled "Curbs" of the Municipal Code of Davenport, Iowa by eliminating sections and updating language. [All Wards]
2. Second Consideration: Ordinance amending Section 13.34.130 entitled "Storm Sewers" of the Municipal Code of Davenport, Iowa by updating language for storm sewer inspections. [All Wards]
3. Second Consideration: Ordinance amending Section 16.28.050 entitled "Sewers" of the Municipal Code of Davenport, Iowa by updating language for sanitary sewer inspections and sewer extensions. [All Wards]
4. First Consideration: Ordinance amending Section 13.16.060 entitled "Local limits for specific pollutants" of the Municipal Code of Davenport, Iowa to revise local discharge limits for specific pollutants. [All Wards]

5. Resolution authorizing the conveyance of vacated public right-of-way, that being a part of West 43rd Street lying between El Rancho Drive and Rodeo Road (Del Vecchio, Frost, and Infante, Petitioners). [Ward 2]
6. Resolution approving Case P23-02 being the request of Splendor Homes LLC for a preliminary plat of Splendor Estates, a 76-lot single-family subdivision on 27.94 acres located at 2448 and 2460 East 60th Street. [Ward 8]
7. Resolution approving Case F24-03 being the request of 5CL Illinois LLC for a final plat of Nor-Dav 2nd Addition, a 2-lot subdivision on 19.3 acres located at 1500 West 76th Street. [Ward 8]
8. Resolution setting a Public Hearing on the proposed conditional conveyance of City-owned property located in the 700 block of East 6th Street for the Riverview Heights housing project to Riverview Heights, LLC (Petitioner). [Ward 3]
9. Resolution approving street, lane, and public ground closure requests on the listed dates and times for outdoor events.

Hope at the BRICK House; Groundbreaking Ceremony; 1431 Ripley Street; 4:30 p.m. - 8:00 p.m. Friday, April 12, 2024; **Closure:** Ripley Street from West 14th Street to West 15th Street. [Ward 5]

Quad Cities Chamber of Commerce; Student Success Symposium; RiverCenter | 136 East 3rd Street; 7:00 a.m. – 3:00 p.m. Tuesday, April 23, 2024; **Closure:** southernmost travel lane and parking lane on East 3rd Street from east of the RiverCenter parking ramp entrance to Pershing Avenue. [Ward 3]

Quad Cities Bicycle Club; Kwik Star Criterium; Village of East Davenport; 5:00 a.m. – 9:00 p.m. Monday, May 27, 2024; **Closures:** Mound Street from East 11th Street to East 12th Street; East 12th Street/Fulton Avenue from Mound Street to Glenwood Avenue; Glenwood Avenue from Fulton Avenue to Hillcrest Avenue; Hillcrest Avenue from Glenwood Avenue to River Street; East 11th Street from Mound Street to River Street. [Ward 5]

Common Chord; Live@Five Block Party; 129 Main Street; 8:00 a.m. - 11:00 p.m. Friday, June 7, 2024; **Closure:** West 2nd Street between Main Street and Brady Street. [Ward 3]

Village of East Davenport Business Association; Village Hops; Village of East Davenport; 12:00 p.m. - 8:00 p.m. Saturday, June 8, 2024; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley; Jersey Ridge Road from East 11th Street north to the alley. [Ward 5]

10. Resolution accepting work completed under the FY 2020 Contract Sewer Repair Program by Hagerty Earthworks, LLC of Muscatine, Iowa in the amount of \$767,687.25, CIP #30044 and #33001. [All Wards]

11. Resolution awarding a contract for FY 2025 Iowa DOT Full Depth Patch Program to Langman Construction, Inc of Rock Island, Illinois in an amount not to exceed \$150,000, CIP #35045. [All Wards]
12. Resolution awarding a one-year contract with two possible one-year renewals for Natural Resources Landscaping Maintenance Services to Delfs Landscape and Irrigation of Blue Grass, Iowa. [All Wards]
13. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Veterans Memorial Parkway Trail Extension project, CIP #28027. [Ward 8]
14. Resolution approving the plans, specifications, form of contract, and estimate of cost for the West Central Park Avenue (Division and Marquette Streets) Intersection Improvements project, CIP #35061. [Ward 2, 4, & 7]
15. Resolution approving plans, specifications, form of contract, and estimate of cost for the SRF Duck Creek Golf Course Wetland project, CIP #33041. [Ward 6]
16. Resolution approving the plans, specifications, form of contract, and estimate of cost for the West 53rd Street Diamond Grinding project, CIP #35061. [Wards 7 & 8]
17. Resolution approving and authorizing the execution of an agreement between the City of Davenport and the Iowa Department of Transportation (DOT) covering the provision of Federal-aid funding for the Eastern Avenue (south) Bridge Over Goose Creek Replacement project, CIP #21012. [Wards 6 & 7]
18. Resolution approving the Water Quality Initiative (WQI) Grant Program agreement with the Iowa Department of Agriculture and Land Stewardship in the amount of \$99,500 for the Goose Creek Park Environmental Restoration project, and authorizing the Public Works Director/Assistant City Administrator or designee to sign necessary documents and agreements. [Ward 8]
19. Resolution approving the Land and Water Conservation Fund (LWCF) Grant Program agreement with the Iowa Department of Natural Resources in the amount of \$200,000 for the Goose Creek Park Environmental Restoration project, and authorizing the Public Works Director/Assistant City Administrator or designee to sign necessary documents and agreements. [Ward 8]
20. Resolution approving the purchase of four solid waste trucks for Public Works from Kilburg Equipment of Preston, Iowa in the amount of \$1,018,663 using Sourcewell contract #110223-LEG, CIP #10503. [All Wards]
21. Resolution awarding a contract for the Davenport Skate Park Improvements project to Spohn Ranch, Inc of Los Angeles, California in the amount of \$350,000 using Sourcewell contract #112420-SRI, CIP#64115. [Ward 3]
22. Resolution approving eight Open Prairie/Forest Cover property tax exemptions. [Wards 1, 6, 7, & 8]

23. Resolution approving a 28D Intergovernmental Agreement between the City of Davenport and the Davenport Community School District for the purpose of providing school resource officers at Davenport Schools. [All Wards]
24. Motion approving noise variance requests on the listed date and time for outdoor events.

Common Chord; Live@Five Block Party; 129 Main Street; 5:00 p.m. - 10:30 p.m. Friday, June 7, 2024; Outdoor music, over 50 dBA. [Ward 3]

Village of East Davenport Business Association; Villages Hops; Village of East Davenport; 2:00 p.m. - 6:00 p.m. Saturday, June 8, 2024; Outdoor music, over 50 dBA. [Ward 5]

25. Motion approving beer and liquor license applications.

A. New license, new owner, temporary permit, temporary outdoor area, location transfer, etc (as noted):

Ward 2

Yana Mart (Yana Mart, LLC) – 3815 West Kimberly Road – New License/Owners – License Type: Class E Liquor (Carry-Out)

B. Annual license renewals (with outdoor area renewals as noted):

Ward 1

Herbs Tap Inc (Herbs Tap, Inc) - 3701 Rockingham Road - License Type: Class C Liquor (On-Premises)

Ward 3

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Daiquiri Factory (Daq Fac, LLC) - 303 West 3rd Street - License Type: Class C Liquor (On-Premises)

Half Nelson (Bucktown Restaurant Company, LLC) - 321 East 2nd Street #100 - Outdoor Area - License Type: Class C Liquor (On-Premises)

Lopiez Pizza (Lopez Curse, LLC) - 429 East 3rd Street #1 - License Type: Class C Liquor (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C Liquor (On-Premises)

Scotts Shovelhead Shed (SSS, Inc) - 220 North Pine Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

Mississippi Valley Fairgrounds (Mississippi Valley Fair, Inc) - 2815 West Locust Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 5

Grumpy's Saloon (2118-2120, In) - 2120 East 11th Street - License Type: Class C Liquor (On-Premises)

Ward 6

Biaggi's Ristorante Italiano, LLC (Biaggi's Ristorante Italiano, LLC) - 5195 Utica Ridge Road - License Type: Class C Liquor (On-Premises)

Fresh Thyme Farmers Market (Lakes Venture, LLC) - 2130 East Kimberly Road - License Type: Class C Beer (Carry-Out)

Your Pie (The Gizzeria Group, Inc) - 4520 East 53rd Street #400 - Outdoor Area - License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Mo Brady's (DRC Ventures, Inc) - 4830 North Brady Street - License Type: Class C Liquor (On-Premises)

Ward 8

C. Request for 19/20-year-old exemption

Ward 3

At the Stardust (At the Stardust, LLC) - 218 Iowa Street - License Type: Class C Liquor (On-Premises)

Redstone Room (River Music Experience) - 129 Main Street (2nd Floor) - License Type: Class C Liquor (On-Premises)

RME Courtyard (Common Chord) - 121 West 2nd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

26. Motion approving Amendment #2 to Snyder & Associates, Inc of Iowa City, Iowa in the amount of \$59,383 for additional design services for the Goose Creek Trail Phase III | Duck Creek Trail to East 46th Street project, ARP #17. [Ward 7]

27. Motion approving the plans, specifications, form of contract, and estimate of cost for the Permeable Paver Repair project, CIP #33059. [Wards 3 & 4]

XII. Other Ordinances, Resolutions and Motions

XIII. Public with Business

PLEASE NOTE: At this time individuals may address the City Council on any matters of City business not appearing on this agenda. This is not an opportunity to discuss issues with the Council members or get information. In accordance with Open Meetings law, the Council can not take action on any complaint or suggestions tonight, and can not respond to any allegations at this time.

Please state your name and ward for the record. There is a three (3) minute time limit. Please end your comments promptly.

XIV. Reports of City Officials

XV. Adjourn