CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, December 13, 2023; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

REVISED DECEMBER 12, 2023

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 November 21, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report on Committee of the Whole for December 6, 2023.

VIII. Appointments, Proclamations, Etc.

A. Appointments

1. Historic Preservation Commission
   - Eric Bierman (new appointment)

2. Plan and Zoning Commission
   - Aaron Dunlop (new appointment)

IX. Presentations

A. Davenport Fire Department Swearing-In Ceremony
   - Ryan Amidon
   - Wesley Foster
   - Chris Ploessl
   - Anthony Mirr

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

1. Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled “Schedules” of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street west to the dead end thereto. [Ward 2]

2. Resolution awarding a contract for the Traffic Signalization | 3rd & 4th Street

Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50, CIP #38017. [Ward 3]

3. Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect. [Ward 2]

STAFF RECOMMENDS DENIAL.

XII. 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. Reconsidered Ordinance 2023-483: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8]

2. First Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled “Schedules” by adding Scott Street along the west side from West 17th Street south to the alley thereto. [Ward 4]

3. Resolution authorizing the conveyance of City-owned property at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. [Ward 4]

4. Resolution placing a moratorium upon new billboard construction until June 13, 2024. [All Wards]

5. Resolution approving Case F23-17 being the request of Overland Engineering for a final plat of RSBR Addition, a 1-lot subdivision on 2.01 acres of land in unincorporated Scott County located at the southwest corner of 140th Street and 110th Avenue. [Adjacent to Ward 1]

6. Resolution accepting work completed under the Alley Improvements 2023 | Farnam Street Alleys project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $229,263.50, CIP #35038. [Ward 3]

7. Resolution accepting work completed under the FY 2024 DOT Full Depth Patching project by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois in the amount of $149,143.77, CIP #35045. [Wards 1 & 2]

8. Resolution accepting work completed under the North Division Street (West 12th Street to Locust Street) Reconstruction project by Manatt’s, Inc – Eastern Iowa Division of Camanche, Iowa in the amount of $1,604,597.92, CIP #35053. [Ward 4]

9. Resolution accepting work completed under the West 7th Street (Gaines Street to Ripley Street) Resurfacing project by Langman Construction, Inc of Rock Island, Illinois in the amount of $393,228.14, CIP #35062. [Ward 3]

10. Resolution accepting work completed under the East Locust Street and Eastern Avenue Intersection Reconstruction project by Hawkeye Paving

Corporation of Davenport, Iowa in the amount of $700,164.28, CIP #35061. [Ward 5]

11. Resolution accepting work completed under the 66th Street Storm Sewer Extension project by Americore, LLC of Blue Grass, Iowa in the amount of $142,417.53, CIP #33051. [Ward 8]

12. Resolution accepting work completed under the Carriage Hill Drive Reconstruction project by N.J. Miller Inc of Bettendorf, Iowa in the amount of $210,588.44, CIP #35062. [Ward 6]

13. Resolution awarding a contract for the Duck Creek Sewer Interceptor Extension project to Valley Construction Company of Rock Island, Illinois in the amount of $16,249,646, CIP #ARP18. [Wards 1 & 2]

14. Resolution awarding a contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project to Langman Construction, Inc of Rock Island, Illinois in the amount of $3,821,275.60, CIP #ARP14. [Ward 3]

15. Resolution awarding a contract for the Flood Mitigation | West River Drive and Marquette Street project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $1,435,042.50, CIP #68015. [Ward 3]

16. Resolution awarding a contract for the Modern Woodmen Park Fire Suppression System Replacement project to The Henley Group, LLC of Muscatine, Iowa in the amount of $1,059,000, CIP #23049. [Ward 3]

17. Resolution awarding a contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project to CDMI Concrete Contractors, Inc of Port Byron, Illinois, in the amount of $474,393.12 CIP #35062. [Ward 2]

18. Resolution awarding a contract for the Centennial Bridge Seawall Repair project to McCarthy Improvement Company of Davenport, Iowa in the amount of $269,175.50, CIP #68015. [Ward 3]

19. Resolution awarding a contract for the West 46th Street Bridge Over Cardinal Creek Replacement project to Taylor Construction Inc of New Vienna, Iowa in the amount of $272,045.54, CIP #21010. [Ward 2]

20. Resolution awarding a contract for the Utah Avenue Bridge Over Duck Creek Replacement project to Jim Schroeder Construction, Inc of Bellevue, Iowa in the amount of $1,409,816.95, CIP #21011. [Wards 1 & 2]

21. Resolution approving the purchase of electric bus charging infrastructure from Gillig LLC of Livermore, California in an amount not to exceed $495,000. [All Wards]

22. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Parking Lot Repairs project. [Ward 1]

23. Resolution approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250. [Ward 4]

24. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030. [Ward 7]
25. Resolution authorizing the submission of a Building Resilient Infrastructure and Communities (BRIC) grant program application to the Federal Emergency Management Agency (FEMA) for financial assistance with the Water Pollution Control Plant Flood Mitigation Northern Levee System project. [Ward 1]
26. Resolution approving a Surface Transportation Block Grant Program agreement with the Iowa Department of Transportation for the 3rd Street Rehabilitation project. [Ward 3]
27. Resolution approving the Federal-Aid Agreement with the Iowa Department of Transportation for the West Loop Trail Phase I project in the amount of $522,770, CIP #28029. [Ward 1]
28. Resolution awarding a contract for the Multi-Sport Court Installation project to Langman Construction, Inc of Rock Island, Illinois in the amount of $288,651.88, CIP #ARP10. [Wards 1 & 3]
29. Resolution awarding a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Installation Court project to Musco Sports Lighting, LLC of Oskaloosa, Iowa in the amount of $226,143 using Sourcewell contract #041123-MSL, CIP #ARP10. [Wards 1 & 3]
30. Resolution approving an addendum to the Scott Emergency Communications Center 28E Intergovernmental Agreement. [All Wards]
31. Resolution approving the FY 2023 City Street Finance Report from July 1, 2022 to June 30, 2023 to be submitted to the Iowa Department of Transportation. [All Wards]
32. Resolution awarding a one-year contract for the purchase of specific and aggregate stop loss insurance to Reliastar Life Insurance Company/VOYA Financial in the amount of $1,140,189 and authorizing the Interim City Administrator/CFO to sign any related agreements. [All Wards]
33. Resolution awarding a one-year contract, with the option of four one-year renewals, to The Guardian Life Insurance Company of America for the purchase of employee Basic Life, Long-Term Disability (LTD), Accidental Death and Dismemberment (AD&D), and Voluntary Life Insurance coverages and authorizing the Human Resources Director to sign any related agreements. [All Wards]
34. Motion approving beer and liquor license applications.

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

    Ward 1

    Family Dollar #21879 (Family Dollar Stores of Iowa, LLC) – 2378 Rockingham Road – New License – License Type: Class B Beer/Wine

(Carry-Out)

Ward 3

Abarrotes Carillo, LLC (Abarrotes Carillo, LLC) - 903 West 3rd Street - License Upgrade - License Type: Class C Liquor (On-Premises)

Ward 4

Meat Market (Market Holdings, LLC) - 1629 Washington Street - New License/Owners - License Type: Class C Liquor (On-Premises)

Ward 6

Jiang's Hot Pot and BBQ (Jiang's Pot, LLC) – 4009 East 53rd Street – New License/Owners – License Type: Class C Liquor (On-Premises)

Izumi Japanese Steak House (Izumi Steakhouse, LLC) – 4901 Utica Ridge Road – New License – License Type: Class C Liquor (On-Premises)

Fairfield Inn and Suites (HOA Hotels, LLC) – 4401 Elmore Avenue – New License – License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Tobacco 4 Less (Chapai and Sons, LLC) - 3545 Eastern Avenue - New License/Owners - License Type: Class E Liquor (Carry-Out)

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

Ward 1

Davenport Elks Lodge #298 (Benevolent and Protective Order of Elks #298) - 4400 West Central Park Avenue - License Type: Class C Liquor (On-Premises)

Jimmie O's Saloon (Oldham Enterprizes, LLC) - 2735 Telegraph Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 3

Duck City Delicatessen & Bistro (Moskowitz Llewellyn Restaurant Systems, Inc) - 115 East 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

Hilltop Grocery & Spirits (Hilltop Grocery, LLC) - 1312 Harrison Street - License Type: Class E Liquor (Carry-Out)

Kwik Star #123 (Kwik Trip, Inc) - 2850 West Locust Street - License Type: Class B Beer/Wine (Carry-Out)

Ward 5

Tipsy Village, LLC (Tipsy Village, LLC) - 1117 Mound Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 6

Bad Boyz Pizza & Pub (3 Bad Girlz, Ltd) - 4706 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

American Legion Post 26 (Davenport Post #26, The American Legion, Inc) - 702 West 35th Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Division Mart (Preet Liquor, LLC) - 3721 North Division Street - License Type: Class E Liquor (Carry-Out)

Gallery, The (Nelson Securities, Inc) - 3727 Esplanade Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 8

Casey's General Store #2168 (Casey's Marketing Company) - 1691 West 53rd Street - License Type: Class E Liquor (Carry-Out)

Dollar General Store #19449 (Dolgencorp, LLC) - 7510 Northwest Boulevard - License Type: Class B Retail Alcohol (On-Premises)

35. Motion awarding a contract for the Goose Creek Trail Connection project to Americore LLC of Blue Grass, Iowa in the amount of $98,803, CIP #28028. [Ward 8]
36. Motion approving a professional services agreement for engineering services for the East Locust Street (Grand Avenue to Eastern Avenue) Resurfacing project to Snyder & Associates, Inc of Iowa City, Iowa in the amount of $99,100, CIP #35062. [Ward 5]
37. Motion determining property values for the 2024 Alley Resurfacing Program. [Wards 3 & 5]
38. Motion approving the Washington State Department of Enterprise Services Cooperative Purchasing Agreement for Transit Buses (contract #06719). [All Wards]

XIII. Other Ordinances, Resolutions and Motions

XIV. 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 five (5) minute time limit. Please end your comments promptly.

XV. Reports of City Officials

XVI. Executive Session

1. To discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c).

   Following the closed session, the City Council may reconvene in open session to consider the ratification of settlement agreements with Corri Spiegel, Tiffany Thorndike, and Samantha Torres.

XVII Adjourn

City of Davenport

Department: City Clerk
Contact Info: Brian Krup | 563-326-6163

Action / Date
12/13/2023

Subject:
Approval of the City Council Meeting minutes for November 21, 2023.

ATTACHMENTS:

Type	Description
Exhibit	CC Min 112123

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	12/7/2023 - 4:17 PM

City of Davenport, Iowa

City Council Meeting Minutes

Tuesday, November 21, 2023

The City Council of Davenport, Iowa met in regular session on Tuesday, November 21, 2023 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Matson presiding and all Aldermen present except Alderman Ortiz (*In person:* Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Condon, Alderwoman Lynch, and Alderman Jobgen; *Via telephone:* Alderman Gripp and Alderwoman Dickmann).

I. Moment of Silence

II. Administration of Oath of Office

1. Mhisho Lynch | Seventh Ward Alderman

III. Pledge of Allegiance | Led by Mayor Matson

IV. Roll Call

V. Meeting Protocol and Decorum

VI. Approval of Minutes **APPROVED**

Approval of the City Council Meeting minutes for November 8, 2023.

VII. City Administrator Update

VIII. Report on Committee of the Whole **APPROVED**

Approval of the Report on Committee of the Whole for November 15, 2023.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, November 15, 2023 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderman Kelly. Upon the roll being called, all Aldermen were present except Alderwoman Dickmann and Alderman Ortiz (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, and Alderman Jobgen).

*The following Public Hearings were held: **Community Development:** 1. on the proposed conveyance of vacated public right-of-way containing approximately 25,900 square feet, more or less, known as Spring Street located south of East 53rd Street between Scott County Parcel Numbers N0709A01 and N0709A02 (53rd Luxury, LLC, Petitioner).*

*Action Items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Jobgen item #1, Third Consideration: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District, moved to the Discussion Agenda with a recommendation for denial by the Plan and Zoning Commission and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderman Gripp, second by Alderman Dunn all items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Gripp item #11, Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect, moved to the Discussion Agenda with a recommendation for denial by staff and all other items moved to the Consent Agenda. **Finance:** Alderman*

Condon reviewed all items listed. On motion by Alderman Gripp, second by Alderman Dunn all items moved to the Consent Agenda.

Council adjourned at ***6:48 p.m.***

IX. Appointments, Proclamations, Etc.

A. Appointments **APPROVED 2023-481**

1. Combined Construction Code Board of Appeals & Review

-Tim Koehler (re-appointment)

-Andrew Dasso (re-appointment)

2. Civil Rights Commission

-Charlene Upchurch-Taylor (re-appointment)

-Frank Holley (re-appointment)

-Angela Fritz-Reyes (re-appointment)

B. Proclamations **ISSUED 2023-482**

1. Small Business Saturday | November 25, 2023

X. Presentations **HELD**

A. Municipal Equality Index

XI. Petitions and Communications from Council Members and the Mayor

XII. Individual Approval of Items on the Discussion Agenda

1. *Alderwoman Lee moved a motion to add the following conditions to the below Ordinance for Case REZ23-05:*

1. *Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall meet design standards as outlined in Section 17.11.080(C) of the Davenport Municipal Code.*
2. *The developer shall obtain approval from all utilities to install signage within the designated utility easement.*
3. *The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of six square feet and illuminated.*

The motion for amendment was seconded by Alderwoman Meginnis and upon the roll being called, all Aldermen present voted aye.

Third consideration of the Ordinance was moved by Alderman Jobgen, second by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye except Alderman Dunn and the Ordinance was adopted as amended:

Third Consideration: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont

Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8] **ADOPTED 2023-483**

PLAN AND ZONING COMMISSION RECOMMENDS DENIAL. 8 VOTES REQUIRED FOR PASSAGE.

ORDINANCE NO. **2023-483**

AN ORDINANCE FOR CASE REZ23-05 BEING THE REQUEST OF ANTHONY PROPERTIES TO REZONE THE 10.17 ACRES OF LOT 1 OF PHOENIX CENTRE 6TH ADDITION IN THE 5600 BLOCK OF TREMONT AVENUE (PARCEL X1203-01) FROM I-1 LIGHT INDUSTRIAL ZONING DISTRICT TO R-MF MULTIFAMILY RESIDENTIAL DISTRICT.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DAVENPORT, IOWA:

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "RMF Multi-Family Residential" District:

LOT 1 OF PHOENIX CENTRE 6TH ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

Section 2. That the following findings are hereby imposed upon said rezoning:

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.

2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.

3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.

4. Rezoning the property to R-MF does create nonconformities.

Section 3. At its October 3, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-05 to the City Council with a recommendation for denial subject to the listed findings.

Section 4. At its November 21, 2023 meeting, the City Council voted to impose the following conditions upon said rezoning:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall meet design standards as outlined in Section 17.11.080(C) of the Davenport Municipal Code.

2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.

3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of six square feet and illuminated.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

Adopted 11/21/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. *Consideration of the below Motion was moved by Alderman Jobgen and seconded by Alderman Dunn. Alderman Jobgen moved a motion to table the item for one cycle, seconded by Alderwoman Meginnis, and upon the roll being called, all Aldermen present voted aye.*

Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect. [Ward 2] **TABLED**

STAFF RECOMMENDS DENIAL.

XIII. Approval of All Items on the Consent Agenda

Alderman Kelly requested that the Tipsy Village (Tipsy Village, LLC) annual liquor license renewal at 1117 Mound Street under section B of item #18 be removed from the Consent Agenda and considered separately. Alderman Jobgen moved a motion to remove the item from the Consent Agenda to consider it separately, seconded by Alderwoman Meginnis, and upon the roll being called, all Aldermen present voted aye.

On motion by Alderman Jobgen, second by Alderman Kelly and all Aldermen present voting aye, the Tipsy Village annual liquor license renewal was tabled for one cycle.

Consideration of the Consent Agenda was moved by Alderman Dunn, second by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye and the Consent Agenda was approved as follows:

1. Second Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street west to the dead end thereto. [Ward 2]
MOVED TO THIRD CONSIDERATION

2. Resolution of support and financial commitment for the Main Street Iowa Program in the Hilltop Campus Village neighborhood in Davenport, Iowa. [Wards 3, 4, & 5]
ADOPTED 2023-484

3. Resolution setting a Public Hearing on the proposed conveyance of City-owned property located at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. [Ward 4]
ADOPTED 2023-485

4. Resolution authorizing the conveyance of vacated public right-of-way containing approximately 25,900 square feet, more or less, known as Spring Street located south of East 53rd Street between Scott County Parcel Numbers N0709A01 and N0709A02 (53rd Luxury, LLC, Petitioner). [Ward 8] **ADOPTED 2023-486**

5. Resolution approving a street closure request on the listed date and time to hold an outdoor event. **ADOPTED 2023-487**

Project Renewal; Groundbreaking; 513 Warren Street; 2:00 p.m. - 6:00 p.m. Wednesday, November 29, 2023; **Closure:** Warren Street from West 5th Street to West 6th Street. [Ward 3]

6. Resolution accepting work completed under the East Central Park Avenue (Brady Street to Pershing Avenue) Reconstruction and Farnam Street/East Central Park Avenue Intersection Overly project by N.J. Miller, Inc of Bettendorf, Iowa in the amount of $592,135.10, CIP #35061. [Ward 5] **ADOPTED 2023-488**

7. Resolution accepting work completed under the Fulton Court to East Locust Street Alley Reconstruction project by Emery Construction Group, Inc of Moline, Illinois in the amount of $201,838.83, CIP #35038. [Ward 5] **ADOPTED 2023-489**

8. Resolution accepting the sanitary sewer, storm sewer, and pavement associated with the Birchwood Grove 2nd Addition. [Ward 6] **ADOPTED 2023-490**

9. Resolution assessing the cost of boarding up buildings at various lots and tracts of real estate. [All Wards] **ADOPTED 2023-491**

10. Resolution assessing the cost of brush and debris removal at various lots and tracts of real estate. [All Wards] **ADOPTED 2023-492**

11. Resolution assessing the cost of condemned property demolitions at various lots and tracts of real estate. [All Wards] **ADOPTED 2023-493**

12. Resolution assessing the cost of tree removal at various lots and tracts of real estate. [All Wards] **ADOPTED 2023-494**

13. Resolution assessing the cost of weed cutting at various lots and tracts of real estate. [All Wards] **ADOPTED 2023-495**

14. Resolution approving the purchase of three Godwin CD-150S trailer mounted pumps from Central Service and Supply of Des Moines, Iowa in the amount of $153,474 using State of Iowa Department of Administrative Services contract #22152A. [All Wards] **ADOPTED 2023-496**

15. Resolution approving the amended fee schedule for Parks and Recreation programs, rentals, and services. [All Wards] **ADOPTED 2023-497**

16. Resolution approving the purchase of four public safety vehicles from Stivers Ford of Waukee, Iowa in the amount of $195,219 using State of Iowa Department of Administrative Services contract #24051, CIP #24032. [All Wards] **ADOPTED 2023-498**

17. Motion approving a noise variance request on the listed date and time for an outdoor event. **PASSED 2023-499**

> J&M Fireworks; Christmas in the Village Fireworks Show; Village of East Davenport; 9:00 p.m. for approximately 15-20 minutes Saturday, December 2, 2023; Fireworks, over 50 dBA. [Ward 5]

18. Motion approving beer and liquor license applications. **PASSED 2023-500**

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

Ward 3

Chill Vibez Lounge, LLC (Chill Vibez Lounge, LLC) 114 Myrtle Street Unit A - New License - License Type: Class C Liquor (On-Premises)

Palmer College of Chiropractic (Palmer College Foundation) - 1000 North Brady Street - Temporary License December 15 - License Type: Special Class C Beer/Wine (On-Premises)

Palmer College of Chiropractic (Palmer College Foundation) - 1001 North Brady Street - Temporary License December 14 - License Type: Special Class C Beer/Wine (On-Premises)

The Vintage Wine Bar (The Vintage Wine Bar, LLC) - 421 West River Drive (Parking Lot) - Temporary License November 29-December 3 – License Type: Special Class C Beer/Wine (On-Premises)

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

Ward 3

Cavort QC (The Key, LLC) - 229 Brady Street - License Type: Class C Liquor (On-Premises)

Dam View Inn (VanDamQC, LLC) - 410 East 2nd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Double Tree (Bucktown Lodging, LLC) - 111 East 2nd Street - License Type: Class C Liquor (On-Premises)

Kilkenny's Pub & Eatery (Kilkenny's Pub, Inc) - 300 West 3rd Street – Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

Firehouse Bar & Grill (Firehouse Bar & Grill, Inc) - 2006 Hickory Grove Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Stoeger's Bar and Grill (Stoeger's, Inc) - 1520 Washington Street – License Type: Class C Liquor (On-Premises)

Ward 5

Save More (Guru Nanak Food Mart, Inc) - 405 East Locust Street – License Type: Class E Liquor (Carry-Out)

WMart (KHM, LLC) - 1205/1207 East Locust Street - License Type: Class E Liquor (Carry-Out)

19. Motion approving the purchase of a compact excavator from Martin Equipment of Rock Island, Illinois in the amount of $91,129.70 using Sourcewell contract #011723-JDC. [All Wards] **PASSED 2023-501**

20. Motion awarding a contract for the purchase of a built-to-order rescue watercraft to Oquawka Boats & Fabrication, Inc of Oquawka, Illinois in an amount not to exceed $95,000. [All Wards] **PASSED 2023-502**

21. Motion approving the purchase of 3D laser scanner equipment from Seiler Geospatial of St. Louis, Missouri in the amount of $56,648.43. [All Wards] **PASSED 2023-503**

22. Motion approving a one-year contract for virus and intrusion protection software to Carahsoft Technology Corp of Reston, Virginia in the amount of $79,190.68 using OMNIA Partners contract #R191902. [All Wards] **PASSED 2023-504**

23. Motion approving a one-year extension of the contract with IDEA Analytics of Phoenix, Arizona for crime analysis consulting services in the amount of $76,000. [All Wards] **PASSED 2023-505**

24. Motion approving submission of the City of Davenport Annual Urban Renewal Report for FY 2023. [All Wards] **PASSED 2023-506**

XIV. Other Ordinances, Resolutions and Motions

XV. Public with Business

XVI. Reports of City Officials

The following is a summary of revenue received for the month of October 2023:

Property Taxes	$ 31,438,349
Other City Taxes	$ 2,185,035
Special Assessments	$ -
Licenses & Permits	$ 232,661
Intergovernmental	$ 2,383,470
Charges for Services	$ 3,925,671
Use of Monies & Property	$ 201,218
Fines & Forfeits	$ 153,704
Bonds/Loan Proceeds	$ 47,953
Miscellaneous	$ 225,507

XVII. Adjourn **6:41 p.m.**

Brian J. Krup

Brian J. Krup
Deputy City Clerk

City of Davenport

Department: City Clerk
Contact Info: Brian Krup | 563-326-6163

Action / Date
12/13/2023

Subject:
Approval of the Report on Committee of the Whole for December 6, 2023.

ATTACHMENTS:

	Type	Description
	Exhibit	COW Report 120623

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	12/7/2023 - 4:23 PM

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, December, 6 2023 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderwoman Meginnis. Upon the roll being called, all Aldermen were present except Alderwoman Dickmann and Alderman Ortiz (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderwoman Lynch, and Alderman Jobgen).

The following Public Hearings were held: **Community Development:** 1. on the proposed conveyance of City-owned property located at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. **Public Works:** 1. on the plans, specifications, form of contract, and estimate of cost for the Compost Facility Lot Repairs project; 2. on the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250; and 3. on the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030.

Action Items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Jobgen item #4 would be voted on later and the agenda and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderman Dunn, second by Alderman Gripp item #1, Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street west to the dead end thereto, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Gripp, second by Alderwoman Meginnis item #17, Resolution awarding a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50, CIP #38017, moved to the Discussion Agenda; item #27, Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect, moved to the Discussion Agenda with a recommendation for denial by staff; and all other items moved to the Consent Agenda. Council recessed for a break at 7:15 p.m. and reconvened at 7:25 p.m. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderwoman Lynch, second by Alderman Jobgen all items moved to the Consent Agenda.

Other Ordinances, Resolutions and Motions: A motion for suspension of the rules to vote on the listed items was moved by Alderman Gripp and seconded by Alderwoman Lee. Upon the roll being called, all Aldermen present voted aye and the rules were suspended.

On motion by Alderman Gripp, second by Alderwoman Meginnis and all Aldermen present voting aye, the following Motion passed:

> Motion to reconsider Ordinance 2023-483 to amend the conditions of Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8] **PASSED 2023-507**

A motion to amend the conditions for Ordinance 2023-483 was moved by Alderman Gripp and seconded by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye and the conditions to Case REZ23-05 were amended to be replaced with the following:

> 1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall contain a six-foot fence and landscaping.
>
> 2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.
>
> 3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of thirty-two square feet and illuminated.

A motion to place Ordinance 2023-483 on the Consent Agenda for the December 13, 2023 City Council Meeting was moved by Alderman Gripp and seconded by Alderwoman Meginnis. Upon the roll being called, all Aldermen present voted aye.

On motion by Alderman Gripp, second by Alderman Dunn and all Aldermen present voting aye, Council recessed to Executive Session at **8:10 p.m.** Council reconvened in Executive Session at **8:18 p.m.** to discuss a real estate transaction pursuant to Iowa Code Section 21.5(1)(j) with Mayor Matson and all Aldermen present except Alderwoman Lee, Alderwoman Dickmann, and Alderman Ortiz (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lynch, and Alderwoman Meginnis). Others present included Interim City Administrator/CFO Mallory Merritt, Community and Economic Development Director Bruce Berger, Assistant City Administrator/Public Works Director Nicole Gleason, and Interim Corporation Counsel Brian Heyer. On motion by Alderwoman Meginnis, second by Alderman Dunn, this Executive Session ended at **8:36 p.m.** Council returned to Executive Session at **8:37 p.m.** to discuss strategy with counsel in matters involving litigation pursuant to Iowa Code Section 21.5(1)(c) with Mayor Matson and all Alderman present except Alderwoman Lee, Alderwoman Dickmann, and Alderman Ortiz (Alderman Condon, Alderman Dunn, Alderman Gripp, Alderman Jobgen, Alderman Kelly, Alderwoman Lynch, and

Alderwoman Meginnis). Others present included Attorneys Dick Davidson and Brett Marshall from Lane & Waterman, Interim City Administrator/CFO Mallory Merritt, and Interim Corporation Counsel Brian Heyer. On motion by Alderman Jobgen, second by Alderman Dunn, Council went back into open session and adjourned at **9:46 p.m.**

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
12/13/2023

Subject:
Historic Preservation Commission
- Eric Bierman (new appointment)

Background:
Eric Bierman is a new appointment to the Historic Preservation Commission. He is filling a vacancy created by the resignation of John Higgins. Term dates for this appointment are December 14, 2023 - June 30, 2026.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	11/30/2023 - 11:52 AM

City of Davenport

Department: Office of the Mayor
Contact Info: Brian Krup | 563-326-6163

Action / Date
12/13/2023

Subject:
Plan and Zoning Commission
- Aaron Dunlop (new appointment)

Background:
Aaron Dunlop is a new appointment to the Plan and Zoning Commission. He is filling a vacancy created by the resignation of Paul Reinartz. Term dates for this appointment are December 14, 2023 - March 31, 2026.

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	12/4/2023 - 10:28 AM

City of Davenport

Department: Public Safety
Contact Info: Gary Statz | 563-326-7754

Action / Date
12/13/2023

Subject:
Third Consideration: Ordinance amending Schedule VII No Parking of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding West 47th Street along the north side from Pine Street west to the dead end thereto. [Ward 2]

Recommendation:
Adopt the Ordinance.

Background:
This section of West 47th Street is a seal coat road and is only 24 feet wide. If vehicles park on both side of the roadway emergency vehicles are not able to navigate the area. The north side is the location of the fire hydrants.

At the December 13 City Council Meeting, the City Council voted to amend the Ordinance to read "...by adding West 47th Street along the north side from Pine Street to 230 feet west, and along the south side from Pine Street to 200 feet west."

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance | Amended 121323
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	10/25/2023 - 12:07 PM
Public Works Committee	Moses, Trish	Approved	10/25/2023 - 12:08 PM
City Clerk	Admin, Default	Approved	10/25/2023 - 12:21 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE VII NO PARKING OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING WEST 47TH STREET ALONG THE NORTH SIDE FROM PINE STREET TO 230 FEET WEST, AND ALONG THE SOUTH SIDE FROM PINE STREET TO 200 FEET WEST THERETO.

Section 1. That Schedule VII No Parking of Chapter 10.96 entitled "Schedules" the Municipal Code of Davenport, Iowa, be and the same is hereby amended by adding the following:

West 47th Street along the north side from Pine Street to 230 feet west, and along the south side from Pine Street to 200 feet west.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE VII NO PARKING OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY ADDING WEST 47TH STREET ALONG THE NORTH SIDE FROM PINE STREET WEST TO THE DEAD END THERETO.

Section 1. That Schedule VII No Parking of Chapter 10.96 entitled "Schedules" the Municipal Code of Davenport, Iowa, be and the same is hereby amended by adding the following:

West 47th Street along the north side from Pine Street west to the dead end.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50, CIP #38017. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 19, 2023 and sent to contractors. On November 14, 2023 the Purchasing Division opened and read two (2) responsive and responsible bids. Davenport Electric Contract Company of Davenport, Iowa was the lowest responsive and responsible bidder and is recommended for award.

This project is for the modifications to the traffic signalization on 3rd Street and 4th Street from Marquette Street to River Drive as needed to convert the roadways from one-way traffic to two-way traffic. Work includes additions, removals, and upgrades to traffic signals. The existing traffic signal controllers are beyond their useful life. This project includes replacing the hardware to meet today's standards.

Funding for the project is from CIP #38017 | 3rd & 4th Street Two-Way Conversion.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/30/2023 - 9:43 AM
Public Works Committee	Moses, Trish	Approved	11/30/2023 - 9:43 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:22 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50, CIP #38017.

WHEREAS, the City needs a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project; and

WHEREAS, Davenport Electric Contract Company of Davenport, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Traffic Signalization | 3rd & 4th Street Two-Way Conversion project is hereby awarded to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Traffic Signalization | One-Way to Two-Way Conversion (3rd St & 4th St, Marquette St to River Drive)

BID NUMBER: 24-38

OPENING DATE: November 14, 2023

FUNDING: 72016684 530350 38017 | 3rd & 4th Street Two-Way Conversion

RECOMMENDATION: Award the contract to Davenport Electric Contract Company of Davenport, Iowa in the amount of $2,895,075.50.

VENDOR NAME	BID PRICE
Davenport Electric Contract Company of Davenport, IA	**$2,895,075.50**
Tri-City Electric Co. of Davenport, IA	$3,821,118.50

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Motion approving a waiver of sidewalk installation for Birdie's Nest Daycare at 2627 Hickory Grove Road, and that said waiver is valid as long as certain conditions remain in effect. [Ward 2]

STAFF RECOMMENDS DENIAL.

Recommendation:
Consider the Motion.

Background:
Section 12.12.030 of the Davenport Municipal Code requires that public sidewalks be constructed along the right-of-way of each public street prior to building occupancy unless a waiver is granted by City Council. This is a request for a sidewalk waiver by Birdie's Nest Daycare located at 2627 Hickory Grove Road (on the east side of Hickory Grove Road, west end of Lot 1 of Hickory Hill 3rd Addition).

The owner of the subject properties has requested a waiver. A copy of the request letter from Clark Design & Development on behalf of Birdie's Nest Daycare is included.

If the waiver request is denied, the property owner will be required to construct the sidewalk at the present time, prior to the occupancy permit.

If the waiver is granted, the property owner will be allowed to postpone sidewalk construction until such time as construction is ordered by Council. The property owner would remain financially obligated for the cost of installation when it takes place.

Due to site being located adjacent to residential neighborhoods with existing sidewalks, staff recommends denial of the installation waiver.

ATTACHMENTS:

	Type	Description
🗋	Backup Material	Waiver Request Letter

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/7/2023 - 2:17 PM
Public Works Committee	Moses, Trish	Approved	11/7/2023 - 2:17 PM
City Clerk	Admin, Default	Approved	11/9/2023 - 1:51 PM

November 2nd, 2023

City of Davenport
1200 E 46th St
Davenport, IA 52807

RE: Birdie Nest Daycare, 2627 Hickory Grove Rd

On behalf of Birdie Nest Daycare, Clark Design & Development is submitting this sidewalk deferment request at 2627 Hickory Grove Road for East and West sides of lot.

Our justification is there is not sidewalk access on Hickory Grove Road currently and is not required with this permit. Sidewalks on both the East and West would end abruptly. There is a large tree and utility pole that hinders the installation as well. In addition limiting the foot traffic around a Childcare Facility increases the security of the facility and children.

If approved it is understood that if the City furthers its installation of sidewalks in that area and parcels, the City may install the sidewalks and assess the property for its portion of sidewalk improvements.

If you have any questions you can contact me at (563)529-0032 or by email at John@ClarkDesignQC.com

Sincerely,

Clark Design & Development

John Clark

City of Davenport

Department: Community Planning & Economic Development **Action / Date**
Contact Info: Laura Berkley | 563-888-3553 **11/21/2023**

Subject:
Reconsidered Ordinance 2023-483: Ordinance for Case REZ23-05 being the request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8]

Recommendation:
Adopt the Ordinance as amended on December 6, 2023.

Background:
Case REZ23-05 is being forwarded to the City Council with a recommendation for denial (6-3).

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.
2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.
3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.
4. Rezoning the property to R-MF does create nonconformities.

The petitioner is requesting to rezone the subject property from I-1 Light Industrial District to R-MF Multi-Family Residential District. Anthony Properties, petitioner for REZ23-05, has proposed approximately 112 to 132 units in 4 apartment buildings for the subject property. For comparison, the existing Reserve development on Brady Street has 196 units in seven (7) apartment buildings. Conceptual plans have been submitted by the applicant and are attached.

A note regarding concept plans: Re-zonings are intended to determine if the district itself is appropriate and compatible with surrounding districts and development. Any submitted concept plans or proposed designs are for reference only, but can be useful in visualizing potential development.

The vacant site is a greenfield site and has never been developed. The most intensive use of the property has been row-cropping/ag use. See the attached Vicinity Map, Zoning Map, and Davenport 2035+ Land Use Map.

Comprehensive Plan:

Within Existing Urban Service Area: Yes
Within Urban Service Area 2035: Yes

Future Land Use Designation:

Industry (I) - Designates areas devoted to manufacturing, assembly/fabrication, warehousing and

distribution, research and technological innovation centers, and associated commercial/office uses developed at a scale as to warrant access to good transportation networks and separation or buffering from residential uses.

Zoning:

Existing: I-1 Light Industrial District.
The I-1 Light Industrial Zoning District is intended to provide for a variety of light manufacturing, fabricating, processing, distributing, and warehousing uses. Light industrial uses are enclosed, low-intensity uses with minimal, if any, outside impacts

Proposed: R-MF Multi-Family Residential

The R-MF Multi-Family Residential Zoning District is intended to accommodate a high-density neighborhood environment characterized by a mixture of housing types including single-family dwellings, semi-detached dwellings, two-family dwellings, townhomes and multi-family dwellings. Limited non-residential uses that are compatible with the surrounding residential neighborhoods may be permitted in the R-MF District.

Technical Review:

Fire
Due to the number of units and inability to provide full access around the buildings, the Fire Marshal would require a full NFPA 13 system and drive aisles that are a minimum of 26 feet wide in order to accommodate the fire apparatus necessary to serve the buildings. Based on the submitted concept plans, there are concerns regarding the turning radius for fire apparatus. The development would require clear way finding and signage at the street in order to ensure emergency services know how to enter the property.

Engineering
The IA DOT classifies this roadway as a local road. There are no recent traffic count numbers on this section of Tremont Street; however engineering estimates the average annual traffic count to be approximately 2,500 AADT. It is likely there is a larger proportion of truck traffic in this general area due to the current uses and industrial zoning from 46th Street to Veterans Memorial Parkway. The additional traffic generated by this development may result in traffic signal warrants at Tremont Street and Veterans Memorial Parkway.

Zoning
Access to the property is through a 40-foot strip of land between two lots containing storage units. Due to the inability to construct a public street meeting the width requirements in the City of Davenport subdivision code, further subdivision of the subject property to facilitate development of single-family, single-family semi-detached, two-family, or townhouse, would not be feasible.

Public Input:

Property owners within 200 feet of the property have been notified and a sign has been placed on the property as of September 7. A Public Hearing Notice was published in the September 9 *Quad-City Times* per State of Iowa rezoning requirements. No one spoke in favor or against the petition at the Public Hearing.

To date, staff has received two letters of opposition from surroundings. The letters have been included in the background information. The main concerns leading to opposition is traffic on Tremont, increased crime that is affecting their businesses, and erosion.

Approval Standards for Map Amendments (Chapter 17.14.040):

The Plan and Zoning Commission recommendation and the City Council decision on any zoning text or map amendment is a matter of legislative discretion that is not controlled by any particular standard; however, in making their recommendation and decision, the Plan and Zoning Commission and the City Council must consider the following standards. The approval of amendments is based on a balancing of these standards.

a. The consistency of the proposed amendment with the Comprehensive Plan and any adopted land use policies.

Staff Response: The property is designated Industry (I) in the Davenport +2035 Land Use Plan. This land use category is intended to provide separation and buffering from residential uses. The proposed rezoning would introduce residential uses into an industrial corridor.

It is staff's opinion that the proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies, which identifies the site as Industrial.

b. The compatibility with the zoning of nearby property.

Staff Response:

The following zoning districts abut the subject property:

- North: I-1 Light Industrial
- South: I-1 Light Industrial
- East: I-1 Light Industrial
- West: R-MF Multi-Family Residential District

While the property to the west is zoned R-MF, the subject property primarily interacts with the surrounding industrial land, where access will be taken from Tremont Avenue.

It is staff's opinion that the proposed amendment is not compatible with the zoning of nearby property.

c. The compatibility with established neighborhood character.

Staff Response: The industrial building design standards are intentionally relaxed to promote large scale manufacturing and warehouse users. Industrial districts are allowed to incorporate lower quality building materials, such as metal panels or corrugated siding. Architectural elements and design features are not regulated, enabling construction of substantial structures on large lots. In addition, there are also no transparency or articulation requirements. While there are instances of residential development adjacent to industrial districts, they are typically designed to reduce interaction with industrial uses. Introducing residential uses in the middle of industrial corridor is not compatible.

It is staff's opinion that the proposed amendment is not compatible with the established neighborhood character.

d. The extent to which the proposed amendment promotes the public health, safety, and welfare of the City.

Staff Response: An additional burden is placed on developed industrial properties with respect to noise standards. The noise ordinance allows a greater level of noise when the receiving property is also industrial. Introducing residential zoning will lower the decibel levels allowed. There is also a possibility that first responders may have difficulty locating this development due to its location behind developed industrial property. Over time, the properties adjacent to Tremont may choose to redevelop with different uses that could result in taller buildings. This would further obscure a residential development from view at the street.

It is staff's opinion that the proposed zoning map amendment may have factors that could impact public health, safety, and welfare of the City.

e. The suitability of the property for the purposes for which it is presently zoned, i.e. the feasibility of developing the property in question for one or more of the uses permitted under the existing zoning classification.

Staff Response: The property is presently zoned I-1 Light Industrial District. This district allows for a variety of industrial and commercial uses including manufacturing, fabrication, and distribution and warehousing. The I-1 district enables a wide range of development opportunities that will ensure consistency with the surrounding developments.

The I-1 Light Industrial District is in high demand, and the city is running out of available sites for additional development. There has been interest in the development of this property in the past. The proposed use of multi-family is allowed in many zoning districts within the City; however many of the uses in I-1 prohibited in other districts.

It is staff's opinion that the property is suitably zoned for one or more of the uses permitted under the existing zoning classification.

f. The extent to which the proposed amendment creates nonconformities.

Staff Response: If rezoned to R-MF Multi-Family Residential District, the vacant 10.17 acre property would be able to conform to the district dimensional standards. The adjacent developed industrial properties would become nonconforming with respect to buffer yard requirements.

It is staff's opinion that the proposed zoning map amendment will create nonconformities on adjacent properties.

The City Council voted to add the following conditions at its November 21, 2023 meeting:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall meet design standards as outlined in Section 17.11.080(C) of the Davenport Municipal Code.
2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.
3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of six square feet and illuminated.

At its December 6, 2023 Committee of the Whole Meeting, the City Council reconsidered Ordinance 2023-483 to amend the conditions as follows:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall contain a six-foot fence and landscaping.
2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.
3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of thirty-two square feet and illuminated.

ATTACHMENTS:

Type	Description
Ordinance	Ordinance 2023-483 | Amended 120623
Ordinance	Ordinance | Amended 112123
Ordinance	Ordinance | Original
Exhibit	Application & Concept Plans
Exhibit	Apartment Complex Exterior Photos
Exhibit	Vicinity Map
Exhibit	Topographic Contour Lines
Exhibit	Davenport 2035+ Land Use
Exhibit	Zoning Map
Backup Material	Protest Letter - Siether & Cherry
Backup Material	Protest Letter - JERICO Tool Company
Backup Material	Public Notice

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	10/13/2023 - 9:44 AM

ORDINANCE NO. **2023-483**

AN ORDINANCE FOR CASE REZ23-05 BEING THE REQUEST OF ANTHONY PROPERTIES TO REZONE THE 10.17 ACRES OF LOT 1 OF PHOENIX CENTRE 6TH ADDITION IN THE 5600 BLOCK OF TREMONT AVENUE (PARCEL X1203-01) FROM I-1 LIGHT INDUSTRIAL ZONING DISTRICT TO R-MF MULTIFAMILY RESIDENTIAL DISTRICT.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DAVENPORT, IOWA:

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "RMF Multi-Family Residential" District:

LOT 1 OF PHOENIX CENTRE 6TH ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

Section 2. That the following findings are hereby imposed upon said rezoning:

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.

2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.

3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.

4. Rezoning the property to R-MF does create nonconformities.

Section 3. At its October 3, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-05 to the City Council with a recommendation for denial subject to the listed findings.

Section 4. At its November 21, 2023 meeting, the City Council voted to add conditions upon said rezoning, and at its December 6, 2023 Committee of the Whole Meeting, the Ordinance was reconsidered and the conditions were amended as follows:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall contain a six-foot fence and landscaping.

2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.

3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of thirty-two square feet and illuminated.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Amended Ordinance approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

ORDINANCE NO. _____

AN ORDINANCE FOR CASE REZ23-05 BEING THE REQUEST OF ANTHONY PROPERTIES TO REZONE THE 10.17 ACRES OF LOT 1 OF PHOENIX CENTRE 6TH ADDITION IN THE 5600 BLOCK OF TREMONT AVENUE (PARCEL X1203-01) FROM I-1 LIGHT INDUSTRIAL ZONING DISTRICT TO R-MF MULTIFAMILY RESIDENTIAL DISTRICT.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DAVENPORT, IOWA:

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "RMF Multi-Family Residential" District:

LOT 1 OF PHOENIX CENTRE 6TH ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

Section 2. That the following findings are hereby imposed upon said rezoning:

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.

2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.

3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.

4. Rezoning the property to R-MF does create nonconformities.

Section 3. At its October 3, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-05 to the City Council with a recommendation for denial subject to the listed findings.

Section 4. At its November 21, 2023 meeting, the City Council voted to impose the following conditions upon said rezoning:

1. Upon development, a buffer yard of no less than fifteen feet in width shall be provided along the north and east property lines. The buffer yard shall meet design standards as outlined in Section 17.11.080(C) of the Davenport Municipal Code.

2. The developer shall obtain approval from all utilities to install signage within the designated utility easement.

3. The developer shall install signage near the driveway entrance to the development. The signage shall be a minimum of six square feet and illuminated.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

ORDINANCE NO. _____

AN ORDINANCE FOR CASE REZ23-05 BEING THE REQUEST OF ANTHONY PROPERTIES TO REZONE THE 10.17 ACRES OF LOT 1 OF PHOENIX CENTRE 6TH ADDITION IN THE 5600 BLOCK OF TREMONT AVENUE (PARCEL X1203-01) FROM I-1 LIGHT INDUSTRIAL ZONING DISTRICT TO R-MF MULTI-FAMILY RESIDENTIAL DISTRICT.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DAVENPORT, IOWA:

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "RMF Multi-Family Residential" District:

LOT 1 OF PHOENIX CENTRE 6TH ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA.

Section 2. That the following findings are hereby imposed upon said rezoning:

Findings:

1. The proposed rezoning to R-MF Multi-Family Residential is inconsistent with the Comprehensive Plan and adopted land use policies.

2. The introduction of a residential use in an industrial area is not compatible with the zoning and land uses or character of nearby property.

3. The proposed amendment may have factors that could impact public health, safety, and welfare of the City.

4. Rezoning the property to R-MF does create nonconformities.

Section 3. At its October 3, 2023 meeting, the City Plan and Zoning Commission voted to forward Case REZ23-05 to the City Council with a recommendation for denial subject to the listed findings.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____ _____

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

CITY OF DAVENPORT
Development & Neighborhood Services – Planning
1200 E. 46th ST
Davenport, IA 52807

Office 563.326.6198
planning@davenportiowa.com

APPLICATION FOR

REZONING

(MAP AMENDMENT)

DATES: PRE-APP	SUBMITTAL	PUBLIC HEARING
	8/22/23	9/19/23

PROJECT TITLE
Expansion of the Reserve @ City's Edge

SITE ADDRESS OR GENERAL LOCATION DESCRIPTION
Lot 1 Phoenix Centre 6th Addn

NEIGHBORHOOD MEETING DATE / TIME / LOCATION

ZONING DISTRICTS	EXISTING	PROPOSED	SQ. AREA
	I1	R-MF	10.17 acres

APPLICANT INFORMATION

Applicant Name
ANTHONY PROPERTIES

Address
12770 COIT RD, STE 970

City | State | Zip
DALLAS, TX 75251

Phone
(214) 432-9514

Secondary Phone

E-Mail Address
BRIAN@ANTHONYPROPERTIES.COM

Acceptance of Applicant

I, the undersigned, certify that the information on this application to the best of my knowledge, is true and correct. I further certify that I have a legal interest in the property in question, and/or that I am legally able to represent all other persons or entities with interest in this property, and acknowledge formal procedure and submittal requirements.

In addition to the application fee, I understand I am responsible for attendance at each meeting on the public hearing/zoning calendar. The City reserves the right to require further site studies as necessary, such as a traffic study.

BRIAN SHIU
Type Applicant's Name

Applicant's Signature

08/22/2023
Date

DEVELOPMENT TEAM

Property Owner
HUMANE SOCIETY OF SCOTT COUNTY

Address
2802 W CENTRAL PARK AVE DAVENPORT IA

Phone
(563) 388-6655

Secondary Phone

E-Mail Address

Project Manager/Other
THOMAS J. PASTRNAK (ATTORNEY)

Address
313 W 3RD ST DAVENPORT, IA 52801

Phone
(563) 323-7737

Secondary Phone

E-Mail Address
TPASTRNAK@PASTRNAK.COM

COMPLETE SUBMITTALS SHALL INCLUDE:

	SUBMITTED
Concept/Development Plan	☐
Authorization to Act as Applicant* *only needed if the Applicant is different than the owner	☑
Legal Description* (bearing & distance) * shall include a MS Word or Text file	☑
Legal Description Dimensioned Sketch	☑
Application Fee* (REQUIRED) * (check payable to 'City of Davenport')	☐

Rezoning Fee Schedule

Land Area	Fee
Less than 1 acre	$400
1 to less than 10 acres	$750 plus $25/acre
10 acres or more	$1,000 plus $25/acre

1 to 3 site notice signs are required based on lot size; $10 each

PROJECT NARRATIVE: (submit separate sheet if needed)

The purpose for the rezoning would be to develop a second phase of The Reserve at City's Edge, which is on the property immediately west of the subject property. The Reserve is a highly successful multi-family community and building a second phase would allow us to accommodate the significant demand for additional units. The second phase would be very similar in nature to the first phase and would consist of approximately 4 buildings and a clubhouse.

Submit the first two pages of this form to Planning Staff at: planning@davenportiowa.com or contact staff with any questions or requests for additional information.

Authorization to Act as Applicant

I/We, Humane Society of Scott County
[as property owner(s)]

authorize Brian Shiu of Anthony Properties
[the above person(s)]

to act as applicant, representing me/us before the following board: Plan & Zoning Commission *

for the property located at Parcel X1203-01.

Signature(s)*

*Please note: original signature(s) are required signed in front of a Notary.

Notarization: 8.22.23
Date

State of Iowa,

County of Scott,

Sworn and subscribed before me known personally
[Identification type]

this 22 day of August, 2023

DAVI BELL
Commission Number 839302
Notary Public
My Commission Expires
MAY 10, 2025

---

* *Application Form by Board Type*

Plan and Zoning Commission
Zoning Map Amendment (Rezoning)
Planned Unit Development
Zoning Ordinance Text Amendment
Right-of-way or Easement Vacation

Zoning Board of Adjustment
Special Use
Hardship Variance
Zoning Appeal
Nonconforming Use Exception

Design Review Board
Design Approval
Demolition Request in the Downtown
Demolition Request in the Village of East Davenport

Historic Preservation Commission
Certificate of Appropriateness
Landmark Nomination
Demolition Request

LEGAL DESCRIPTION

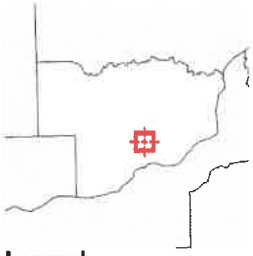
PARCEL X1203-01

Lot 1 in Phoenix Centre Sixth Addition to the City of Davenport, Scott County, Iowa

Scott County / City of Davenport, Iowa



Overview



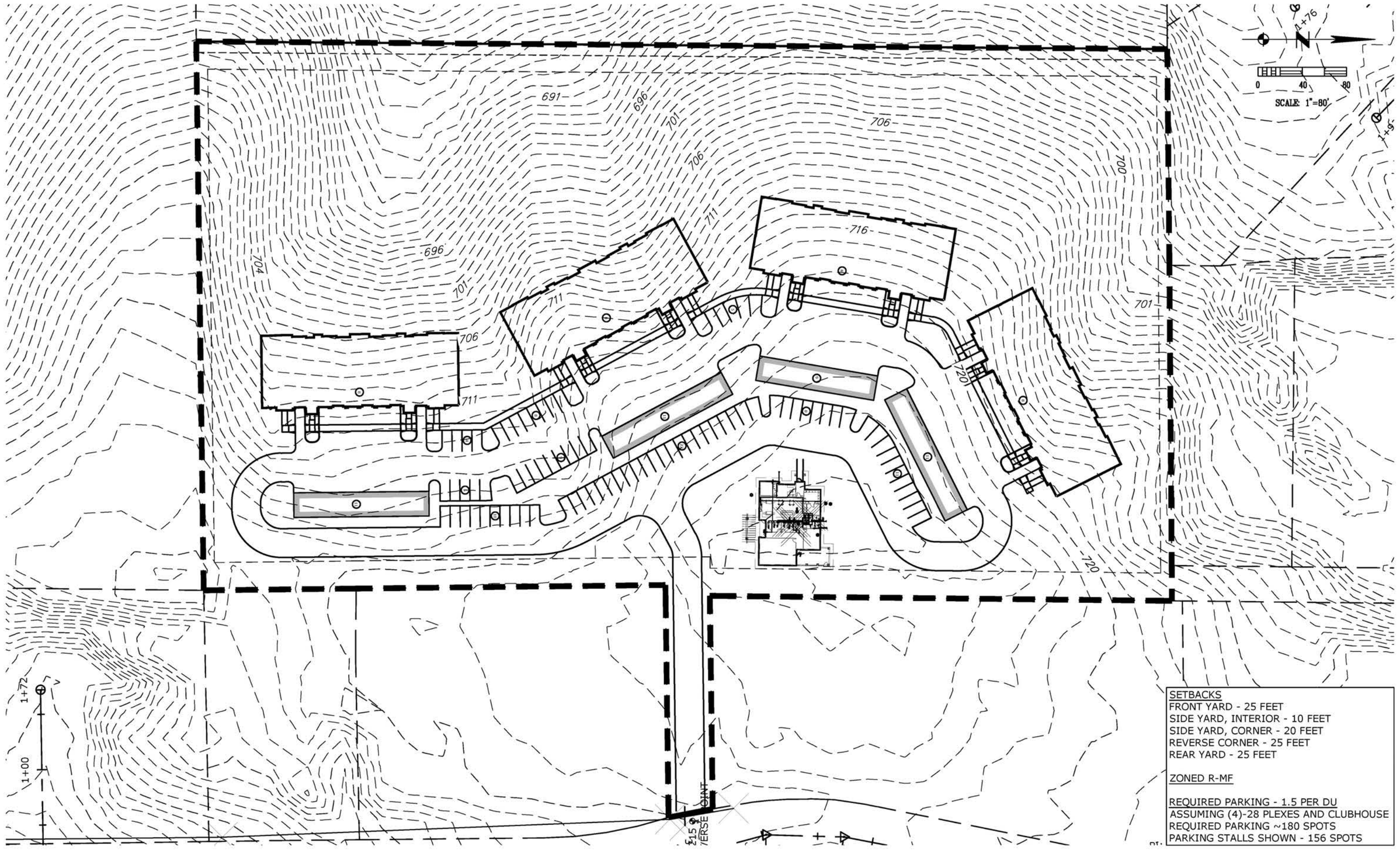
Legend

- **Political Township**
- **County Boundary**
- **Railroad**
- **All Roads**
  - Interstate
  - US Highway
  - State Highway
  - County Route
  - Major road
  - Local roads
  - Ramp
  - Alleyway/Access Road
  - Bike/Pedestrian Trail
  - Driveway
- **Rights of Way**
- **Major Rivers and Streams**
  - River Centerline
  - River Boundary
  - Major Stream
- **Minor Streams, Other**
  - Minor Stream
  - Small Lake/Pond
  - Drainageways, etc
  - Island
- **Major Rivers and Lakes**
  - Lake
  - Major Stream
  - River
- **Minor Lakes and Ponds**
- **Parcels**
- **Parcel Point**

Parcel ID	X1203-01	**Alternate ID**	X23017A	**Owner Address**	HUMANE SOCIETY OF SCOTT COUNTY
Sec/Twp/Rng	n/a	**Class**	A		2802 W CENTRAL PARK AV
Property Address		**Acreage**	10.17		DAVENPORT IA 52804
		Graphic Acres	10.161		

District	DADA
Brief Tax Description	PHOENIX CENTRE 6TH ADD Lot: 001 PHOENIX CENTRE 6THADD (Note: Not to be used on legal documents)

Date created: 8/22/2023
Last Data Uploaded: 8/22/2023 7:08:07 AM



DRAWN BY: JCF				
CHECKED BY: BWJ				
APPROVED BY: BWJ				
DATE: 07-18-2023				
FIELD BOOK: ---	NO.	REVISION DESCRIPTION	APPROVED	DATE

HALL & HALL ENGINEERS, INC.
Leaders in Land Development Since 1953
1860 BOYSON ROAD, HIAWATHA, IOWA 52233
PHONE: (319) 362-9548 FAX: (319) 362-7595
CIVIL ENGINEERING ● LANDSCAPE ARCHITECTURE
LAND SURVEYING ● LAND DEVELOPMENT PLANNING
www.halleng.com

DAVENPORT
PHASE 2

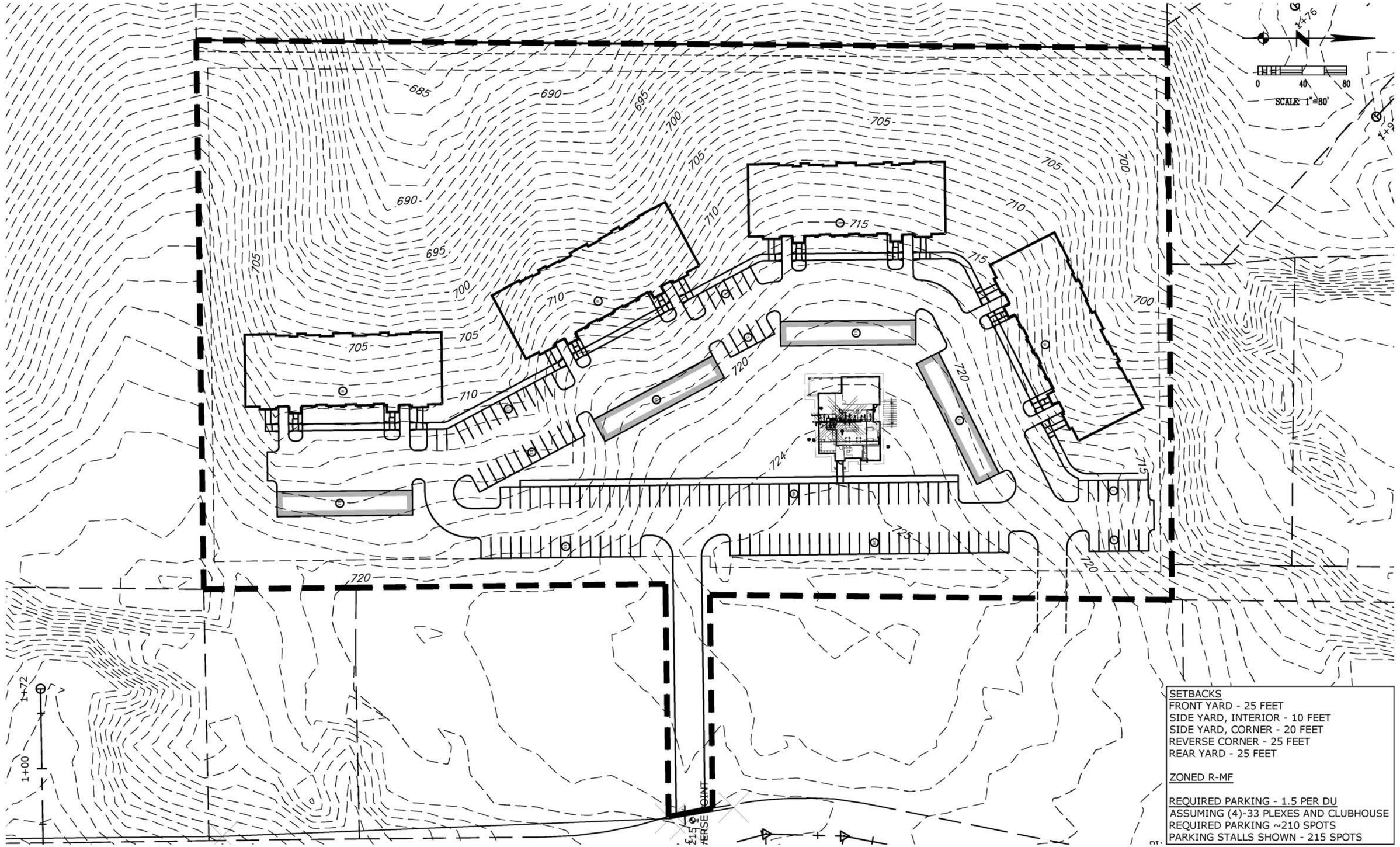
CONCEPT PLAN #1

SCALE: 1" = 80'

PROJECT NO: 10563-6

SHEET
1/2

CAD File: I:\projects\Jackman\Anthony Prop\BaseInfo\DAV PH 2 CONCEPT2.dwg Date Plotted: Tuesday, July 18, 2023 3:19:28 PM Plotted By: Josh Feldmann



DRAWN BY: JCF				
CHECKED BY: BWJ				
APPROVED BY: BWJ				
DATE: 07-18-2023				
FIELD BOOK: ---	NO.	REVISION DESCRIPTION	APPROVED	DATE

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DAVENPORT
PHASE 2

CONCEPT PLAN #2

SCALE: 1" = 80'

PROJECT NO: 10563-6

SHEET
2/2

CAD File: I:\projects\Jackman\Anthony Prop\BaseInfo\DAV PH 2 CONCEPT.dwg Date Plotted: Tuesday, July 18, 2023 3:19:04 PM Plotted By: Josh Feldmann

THE RESERVE AT CITY'S EDGE

5705 Brady Street

Davenport, IA 52806





THE RESERVE AT CITY'S EDGE



THE RESERVE AT CITY'S EDGE



THE RESERVE AT CITY'S EDGE



THE RESERVE AT CITY'S EDGE



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THE RESERVE AT CITY'S EDGE



THE RESERVE AT CITY'S EDGE

THE CITY OF DAVENPORT
IOWA | USA

Vicinity Map
REZ23-05

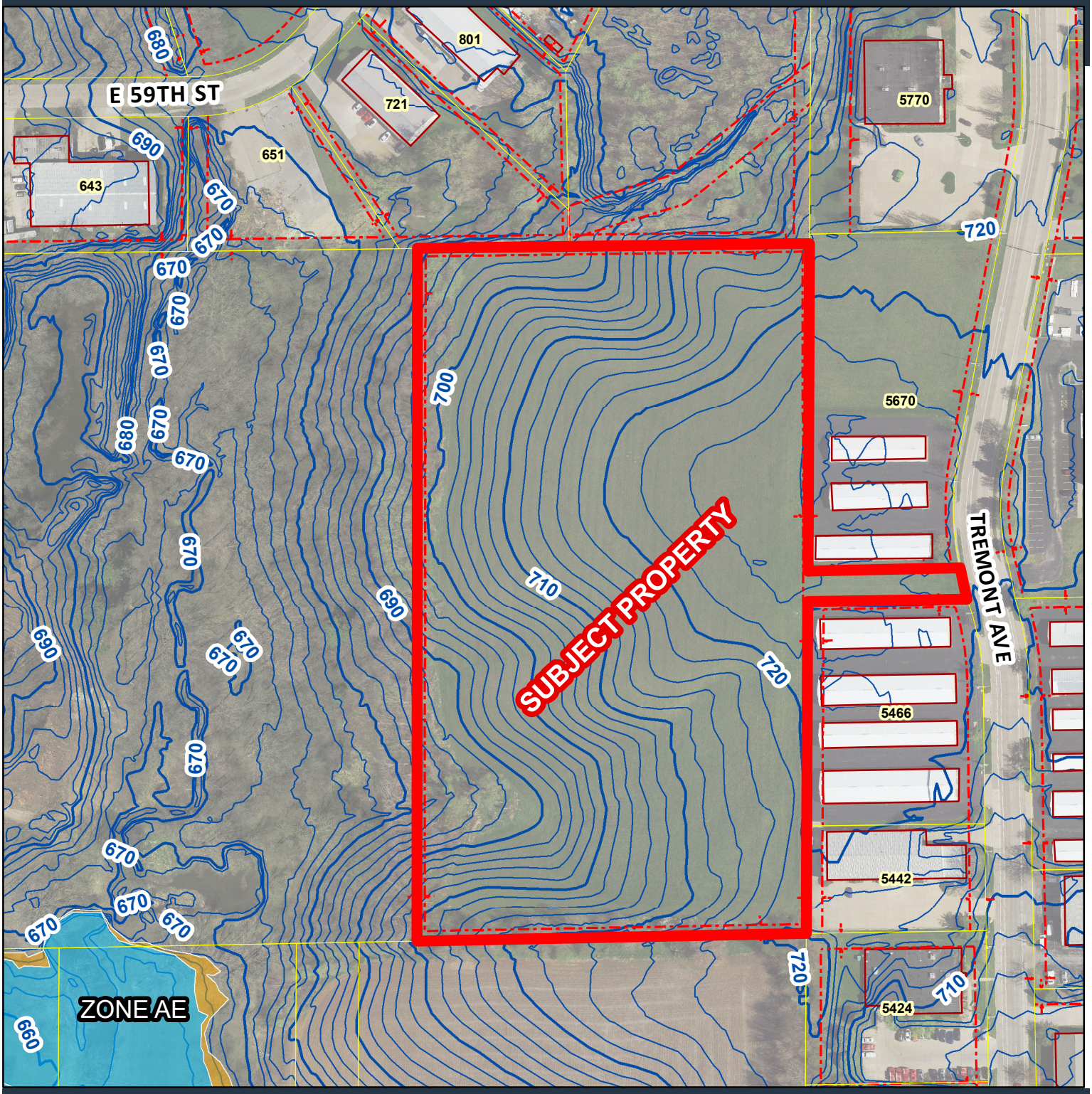


Rezone I-1 to R-MF

0 100 200 400 Feet

THE CITY OF DAVENPORT
IOWA | USA

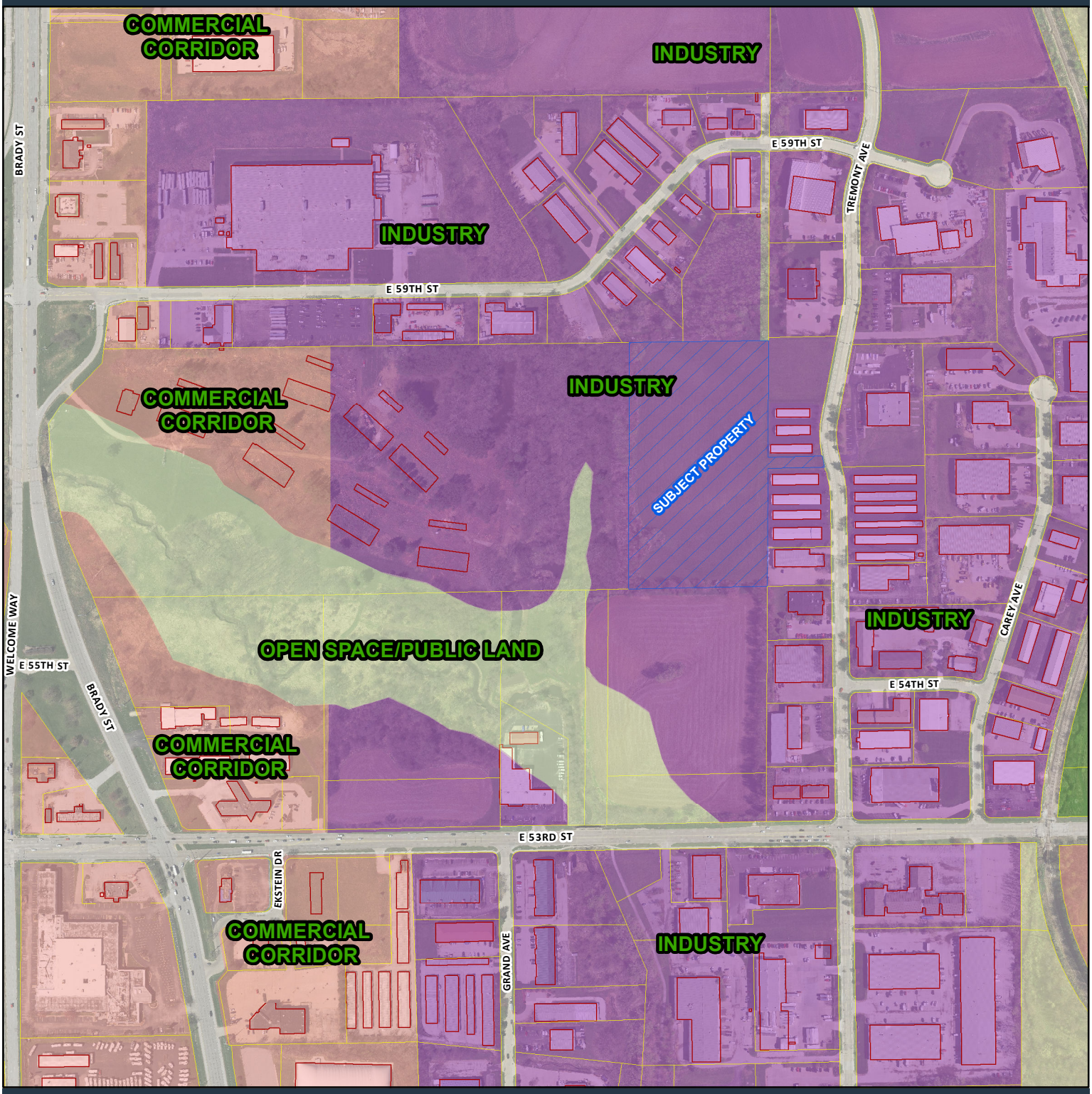
Topographic Contour Lines (2019)



0 25 50 100 150 200 Feet

THE CITY OF DAVENPORT
IOWA | USA

Davenport 2035+
REZ23-05

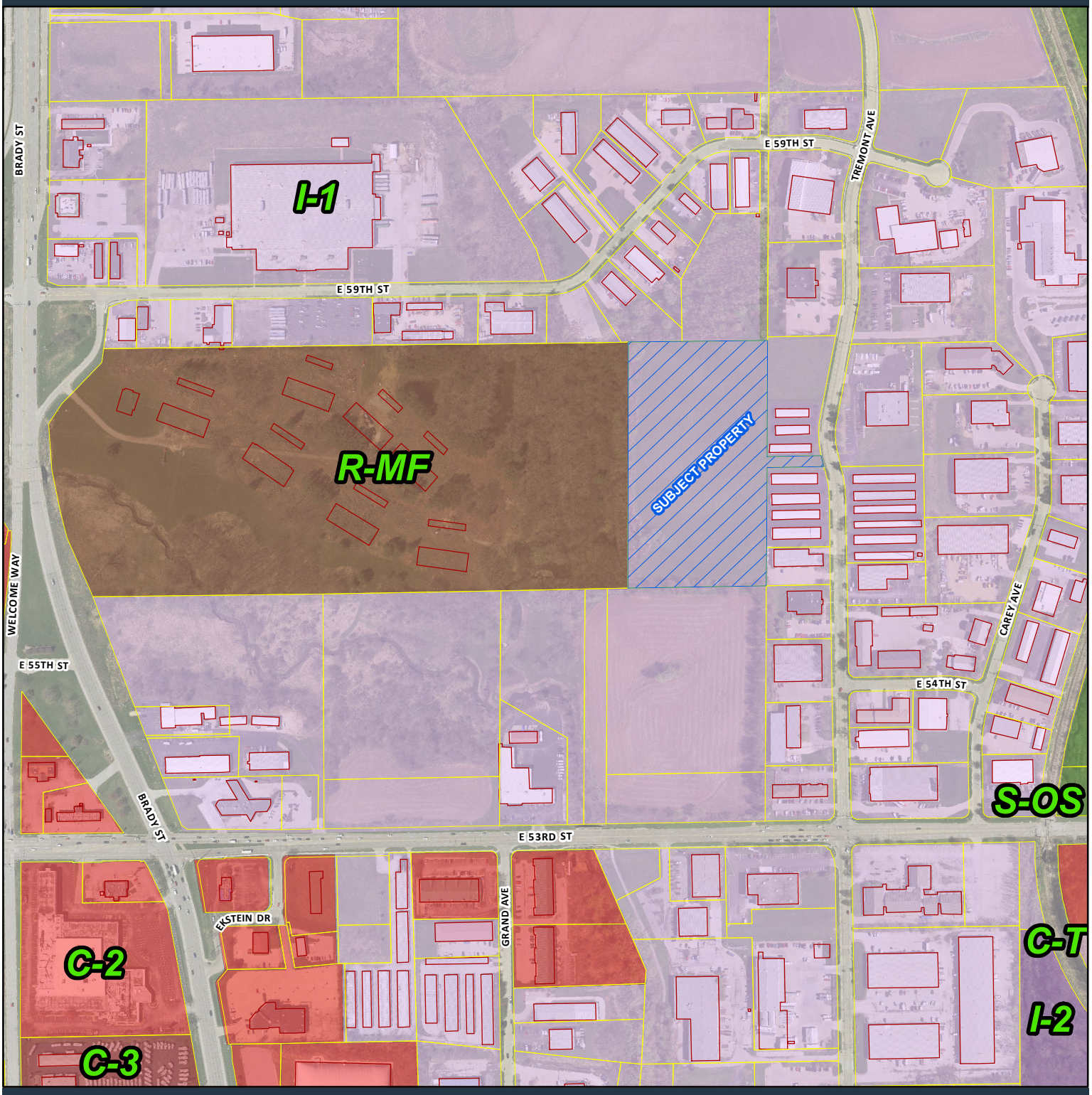


Rezone I-1 to R-MF

0 100 200 400 Feet

THE CITY OF DAVENPORT
IOWA | USA

Zoning Map
REZ23-05



Rezone I-1 to R-MF

0 100 200 400 Feet

Seither & Cherry • Quad Cities, Inc.

Telephone 563/388-9508 • FAX 563/388-9622

9/12/2023

To: Planning and Zoning Commission

Related Property: Owned by SCQC Building Company

Legal Description of related property: Brady 80 IND Park 6th Addition Davenport City Lot: 1

Parcel ID of related property: X1203-26

Objection to:

> Case REZ23-05: Request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8]

We object to this rezoning as the area is all Light Industrial. We do not want to have residents in the middle of any industrial park. Furthermore, it would not be wise or prudent to have housing and/or children in the middle of an industrial area, where semis and heavy equipment are constantly moving on the roads.

Sincerely,

Keith Hoste

Vice President and

Director for SCQC Building Company

(319) 388-9193
FAX (319) 388-9209

JERICO Tool Company

SPECIAL FORM TOOLS - CARBIDE & HIGH SPEED

721 E. 59TH STREET
DAVENPORT, IOWA 52807

09/15/2023

RE: Case REZ23-05

Our Location: Brady 80 IND Park 6th Addition Lot 2
Jerome Sheridan Trust - AKA: Jerico Tool Company

We strongly object to this rezoning. Labeled Light Industrial for a reason. Tremont is a dangerous Road to travel since it was connected to Veterans Memorial Park. You have to be careful coming off of 59th with cross traffic going at high rate of speed.
Semis have a hard time navigating the curves since the bike lanes were added. It's a tight squeeze.
There are semis blocking the road backing up to businesses.
Another concern is the erosion that will occur. There is quite a difference in elevation from Tremont to 59th St. We are now experiencing this from the Seven Hill construction done earlier this year.
That we of course were not notified about, and no survey was done ahead of time to address this.

We were told that when The Reserve was built they were to be sold to higher income families, which As far as I know that has happened.
But, crime has increased, since that complex was built. It's like dangling a carrot in front of criminals.
Bringing them to the area and the businesses behind are the residual.
I'm expecting it to be two fold if another residence is stuck in the middle of commercial industries.

It's an industrial park we have very few of them left in Davenport. Which Davenport should be behind and help out. They are what built this city.
Leave us be.

Cordially,

Cynthia Sheridan

Cynthia Sheridan
President

DAVENPORT
DEVELOPMENT & NEIGHBORHOOD SERVICES

Public Hearing Notice | Plan & Zoning Commission

Date: 9/19/2023 **Location:** City Hall | 226 W 4th ST | Council Chambers
Time: 5:00:00 PM **Subject:** Hearing for rezoning request | Plan & Zoning Commission

THE RESERVE DAVENPORT LLC
9200 ANDERMATT DR
LINCOLN NE 68526

To: All property owners within 200' of the subject property: **5600 Block Tremont AVE:**

What is this About?

This notice is being sent to inform you that a public hearing will be held for a rezoning request. The purpose of the rezoning request is to change the property's allowed uses by changing the zoning classification.

Request/Case Description

Case REZ23-05: Request of Anthony Properties to rezone the 10.17 acres of Lot 1 of Phoenix Centre 6th Addition in the 5600 Block of Tremont Avenue (Parcel X1203-01) from I-1 Light Industrial to R-MF Multi-Family Residential District. [Ward 8]

What are the Next Steps after the Public Hearing?

This public hearing is the first step in the review/approval process. The Commission's recommendation from this public hearing will be forwarded to the City Council which will then hold its own public hearing. You will receive a notice of the City Council's public hearing as you received this notice. For the specific dates and times of subsequent meetings, please contact the case planner below.

Would You Like to Submit an Official Comment?

As a property owner/occupant you may have an interest in commenting on the proposed request via email or in person at the public hearing. Official comments must have written signatures sent to planning@davenportiowa.com (no later than 12:00 PM *one day before* the public hearing) or to: Planning, 1200 E 46th St, Davenport IA 52807.

Do You Have Any Questions?

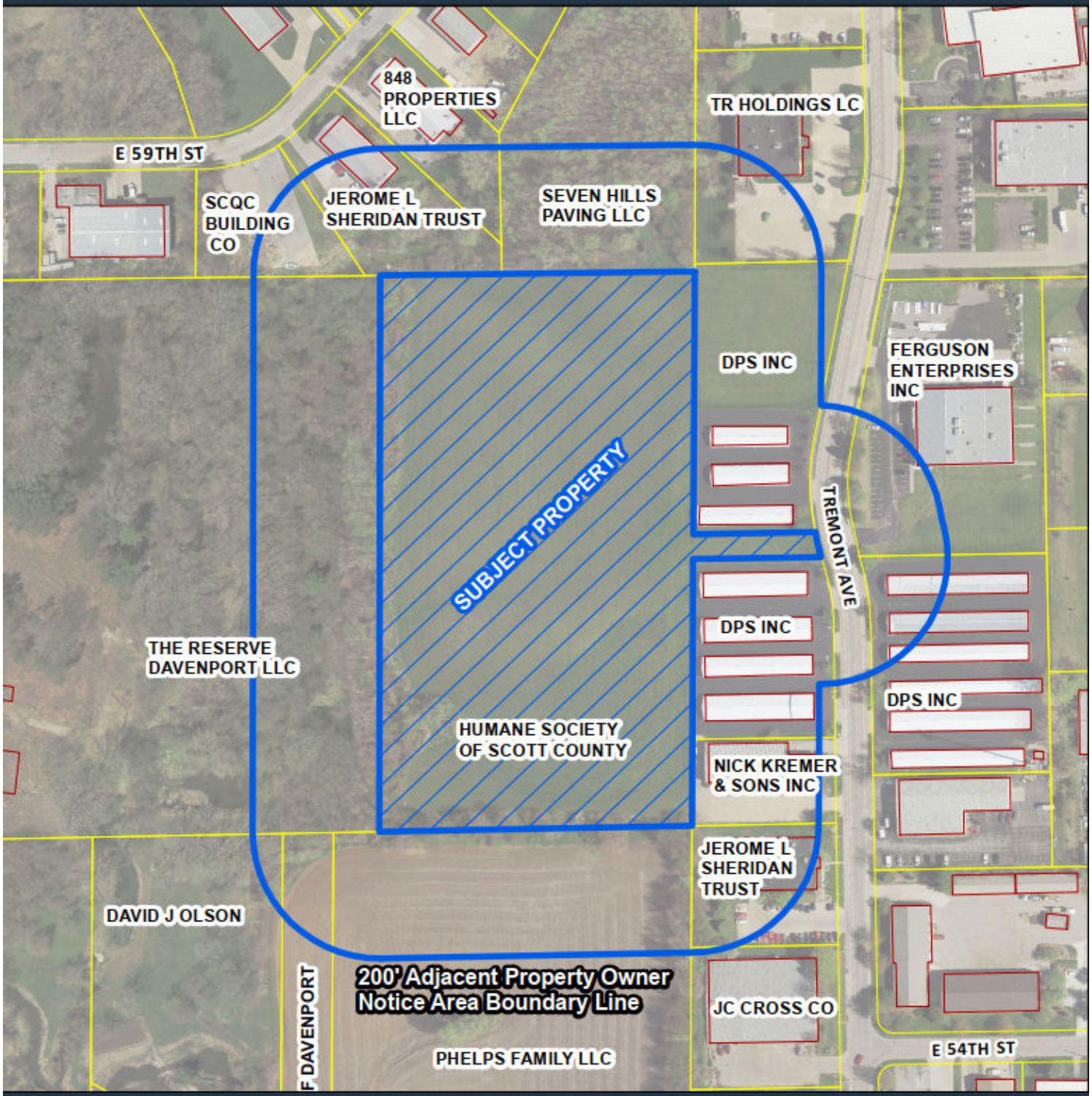
If you have any questions or if accommodations are needed for any reason, please contact the planner assigned to this project (Scott Koops, AICP) at scott.koops@davenportiowa.com or 563-328-6701 . Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Please note items may be removed or tabled to a future hearing date at the request of the Applicant or Commission/Board. Those interested in verifying case actions and/or tablings, please contact Planning at 563-326-6198 or planning@davenportiowa.com for updates.

THE CITY OF DAVENPORT
IOWA | USA

Rezoning Notice Map
REZ23-05

Adjacent Property Owner Notice Area



Rezone I-1 to R-MF

0 100 200 400 Feet

City of Davenport

Department: Public Safety
Contact Info: Gary Statz | 563-326-7754

Action / Date
12/13/2023

Subject:
First Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled “Schedules” by adding Scott Street along the west side from West 17th Street south to the alley thereto. [Ward 4]

Recommendation:
Adopt the Ordinance.

Background:
Due to the proximity to St. Ambrose University, students are parking in the 1600 block of Scott Street on the west side of the street. The east side of the street is already posted as No Parking because the street is narrow. There are two residences along this section of Scott Street that have no off-street parking and residents at both homes are in favor of the parking restrictions. Letters were also sent to six other residences which adjoin Scott Street and no responses were received. The zone will be 150 feet long on the west side of Scott Street.

ATTACHMENTS:

	Type	Description
🗋	Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:11 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:11 AM
City Clerk	Admin, Default	Approved	11/30/2023 - 12:45 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING SCOTT STREET ALONG THE WEST SIDE FROM WEST 17TH STREET SOUTH TO THE ALLEY THERETO.

Section 1. That Schedule XI Resident Parking Only of the Municipal Code of Davenport, Iowa be and the same is hereby amended by adding the following:

Scott Street along the west side from West 17th Street south to the alley.

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad-City Times* on _____

Attest:

_____
Mike Matson
Mayor

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Community Planning & Economic Development
Contact Info: Bruce Berger | 563-326-7769

Action / Date
12/13/2023

Subject:
Resolution authorizing the conveyance of City-owned property at 1216 Warren Street to Top Notch Real Estate, LLC, Petitioner. [Ward 4]

Recommendation:
Adopt the Resolution.

Background:
As part of the Extreme DREAM Project and the City of Davenport's ongoing efforts to rehab and revitalize abandoned properties, Top Notch Real Estate, LLC has submitted a purchase offer for $7,500 to acquire property located at 1216 Warren Street. Top Notch Real Estate, LLC (Alex Bock, owner) plans an extensive rehabilitation, and upon completion will sell to an owner occupant.

Top Notch Real Estate, LLC has been approved for funding through the Extreme DREAM Project pending purchase of 1216 Warren Street. Mr. Bock has done several full-scale home rehabilitation projects in Iowa, Illinois and Arizona.

A Public Hearing on this matter was held at the December 6, 2023 Committee of the Whole Meeting in accordance with Iowa law. Adoption of this Resolution will authorize the Mayor and staff to execute closing documents and convey the property to the Petitioner.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Purchase Offer

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	11/29/2023 - 2:44 PM

Resolution No. _____

Resolution offered by Alderman Gripp.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION authorizing the conveyance of property located at 1216 Warren Street Davenport, Iowa to Top Notch Real Estate, LLC, Petitioner.

WHEREAS, the City of Davenport is the legal owner of 1216 Warren Street (Parcel G0030-10) legally described as:

> The South 28 feet of Lot 8 and the North 30 feet of Lot 7, all in Block 13 in Forrest and Dillon's Second Addition to the City of Davenport, Scott County, Iowa; and

WHEREAS, the Petitioner, Top Notch Real Estate, LLC, is a Davenport-based housing rehabilitation business that has been approved for funding through the Extreme DREAM project; and

WHEREAS, the petitioner has submitted a purchase offer for $7,500 to acquire the above property and plans to invest time and money in rehabilitation of the property; and

WHEREAS, the property is in need of significant rehabilitation in order to return it to living condition and transfer of this property will allow Petitioner to do a full-scale rehabilitation and return the home to an owner-occupied status.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport, Iowa that the conveyance of 1216 Warren Street to Top Notch Real Estate, LLC is hereby approved, and staff is authorized to execute the documents necessary to accomplish the transfer.

Passed and approved this 13th day of December, 2023.

Approved:

_____

Mike Matson
Mayor

Attest:

_____

Brian Krup
Deputy City Clerk

OFFER TO PURCHASE REAL ESTATE
THIS IS A LEGALLY BINDING CONTRACT

Date 10-10-2023

To City of Davenport (Seller):

The undersigned, Top Notch Real Estate LLC, an Iowa limited liability corporation (Purchaser), subject to the terms and conditions included herein hereby offers to purchase for the total sum of $7,500.00, or other valuable consideration, the real estate located at 1216 Warren Street Davenport, IA 52804 (herein after referred to as the "Property"), more particularly described as:

~~FORREST & DILLON'S ADD Lot: 007 Block: 013 FORREST & DILLON'S2ND ADD S 28' OF LOT8 & N 30' OF the City of Davenport, Scott County, Iowa, currently known as Parcel No. G0030-10;~~ - AB, 11-24-23

The South 28 feet of Lot 8 and the North 30 feet of Lot 7, all in Block 13 in Forrest and Dillon's Second Addition to the City of Davenport, Scott County, Iowa (also known as 1216 Warren Street, G0030-10);

- AB, 11-24-23

The offer and the parties' obligations are outlined per the following terms and conditions:

1) The Purchaser agrees to rehabilitate 1216 Warren Street as a part of the Extreme DREAM Project.

2) Purchaser and Seller shall arrange for a mutually acceptable date to close and transfer the Property (the "Closing"), but anticipated to occur within 45 days from Seller's approval of the sale.

Quit Claim - AB, 10-16-23

3) Property will be conveyed to Purchaser via ~~Warranty~~ Deed, free and clear of all liens, encumbrances, and conditions, except for required easements and any other matters of record, and subject to a reversion clause.

4) Seller makes no representation/certification regarding condition or quality of Property and property will be sold as is.

5) All real estate taxes shall be paid or prorated between Purchaser and Seller to the date of Closing in accordance with standards adopted by the Scott County Bar Association.

6) The Purchaser shall be responsible for recording fees for the deed. Each party shall be responsible for its own attorney's fees.

7) Prior to Closing, Purchaser or its authorized agent(s) shall be permitted to make inspection of the Property and perform necessary analysis as part of its due diligence, provided that written/email notice is provided to Seller's project manager and any damage to the Property shall be at the expense of the Purchaser.

8) Purchaser cannot sell, transfer, or assign the property until the final occupancy permit issued or written authorization has been provided by the City of Davenport.
9) Approval of this Agreement is contingent upon passage by the City Council and compliance with Federal, State, and Local laws and requirements.

Purchaser: Top Notch Real Estate LLC

Authorized Representative: Alex Bock, Member

Printed name: Alex Bock

Phone number: 563-232-2803

Mailing address: PO Box 4205, Davenport, IA, 52808

Email address: BockAlexR@gmail.com

Per Council approval, Agreement is accepted on _____,

2023. Seller: City of Davenport, Iowa

Authorized Representative: _____

Printed name: Bruce Berger

Phone number: 563-326-7769

Mailing address: 226 W 4th Street Davenport, IA 52801

Email address: bruce.berger@davenportiowa.com

City of Davenport

Department: Community Planning & Economic Development
Contact Info: Alderman Gripp and Alderman Jobgen

Action / Date
12/13/2023

Subject:
Resolution placing a moratorium upon new billboard construction until June 13, 2024. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Recent billboard installation has spurred additional conversations and questions on how best to regulate both electronic and static billboards. A six-month moratorium on new billboard construction is requested in order to provide staff time to evaluate current regulations and propose any revisions if necessary.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	11/30/2023 - 4:42 PM

Resolution No. _____

Resolution offered by Alderman Gripp.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION placing a moratorium upon new billboard construction until June 13, 2024.

WHEREAS, the City of Davenport regulates the uses and special uses of its zoning districts; and

WHEREAS, recent billboard installation has spurred additional conversations and questions on how to best regulate electronic and static billboards; and

WHEREAS, the City of Davenport wishes to study the best practices around the country; and

WHEREAS, this six-month period would allow time for code amendments to be vetted and proposed for adoption.

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa that a moratorium is hereby imposed upon new billboard construction until June 13, 2024.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Community Planning & Economic Development **Action / Date**
Contact Info: Laura Berkley | 563-888-3553 **12/13/2023**

Subject:
Resolution approving Case F23-17 being the request of Overland Engineering for a final plat of RSBR Addition, a 1-lot subdivision on 2.01 acres of land in unincorporated Scott County located at the southwest corner of 140th Street and 110th Avenue. [Adjacent to Ward 1]

Recommendation:
Adopt the Resolution.

Background:
The City conducts extraterritorial reviews of subdivisions in unincorporated Scott County within two miles of the City Limits and provides recommendations to the Scott County Board of Supervisors.

The Plan and Zoning Commission reviewed Case F23-17 at its November 14, 2023 meeting and have recommended approval subject to the listed findings.

Findings

1. The location of the development is outside the urban service area.
2. The final plat prepares the area for future development.
3. The final plat will achieve consistency with subdivision requirements.

This is a 1-lot subdivision containing 2.01 acres of Scott County land zoned C2 Commercial-Industrial Zoning District. Following review by the City of Davenport, the County Board of Supervisors will make a final vote.

Technical Review

City Departments reviewed the proposed final plat for compliance with subdivision requirements. It is staff's opinion that the plat would not have adverse effects to the City of Davenport.

Comprehensive Plan

1. Within Existing Urban Service Area: No
2. Within Urban Service Area 2035: No

Public Input

No Public Hearing or notification is required for a final plat.

ATTACHMENTS:

Type	Description
Resolution Letter	Resolution
Backup Material	Final Plat
Exhibit	Background Maps
Backup Material	Application

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	11/30/2023 - 4:43 PM

Resolution No. _____

Resolution offered by Alderman Gripp.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving Case F23-17 being the request of Overland Engineering for a final plat of RSBR Addition, a 1-lot subdivision on 2.01 acres of land in unincorporated Scott County located at the southwest corner of 140th Street and 110th Avenue.

WHEREAS, the City of Davenport, Iowa conducts extraterritorial reviews of subdivisions in unincorporated Scott County within two miles of the City limits; and

WHEREAS, the Plan & Zoning Commission reviewed Case F23-17 at the November 14, 2023 regularly scheduled meeting with a recommendation for approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the final plat of RSBR Addition is forwarded to the Scott County Board of Supervisors with a recommendation for approval; and

BE IT FURTHER RESOLVED that the Mayor and Deputy City Clerk are hereby authorized and directed to certify to the adoption of this resolution.

Passed and approved this 13th day of December, 2023.

Approved:

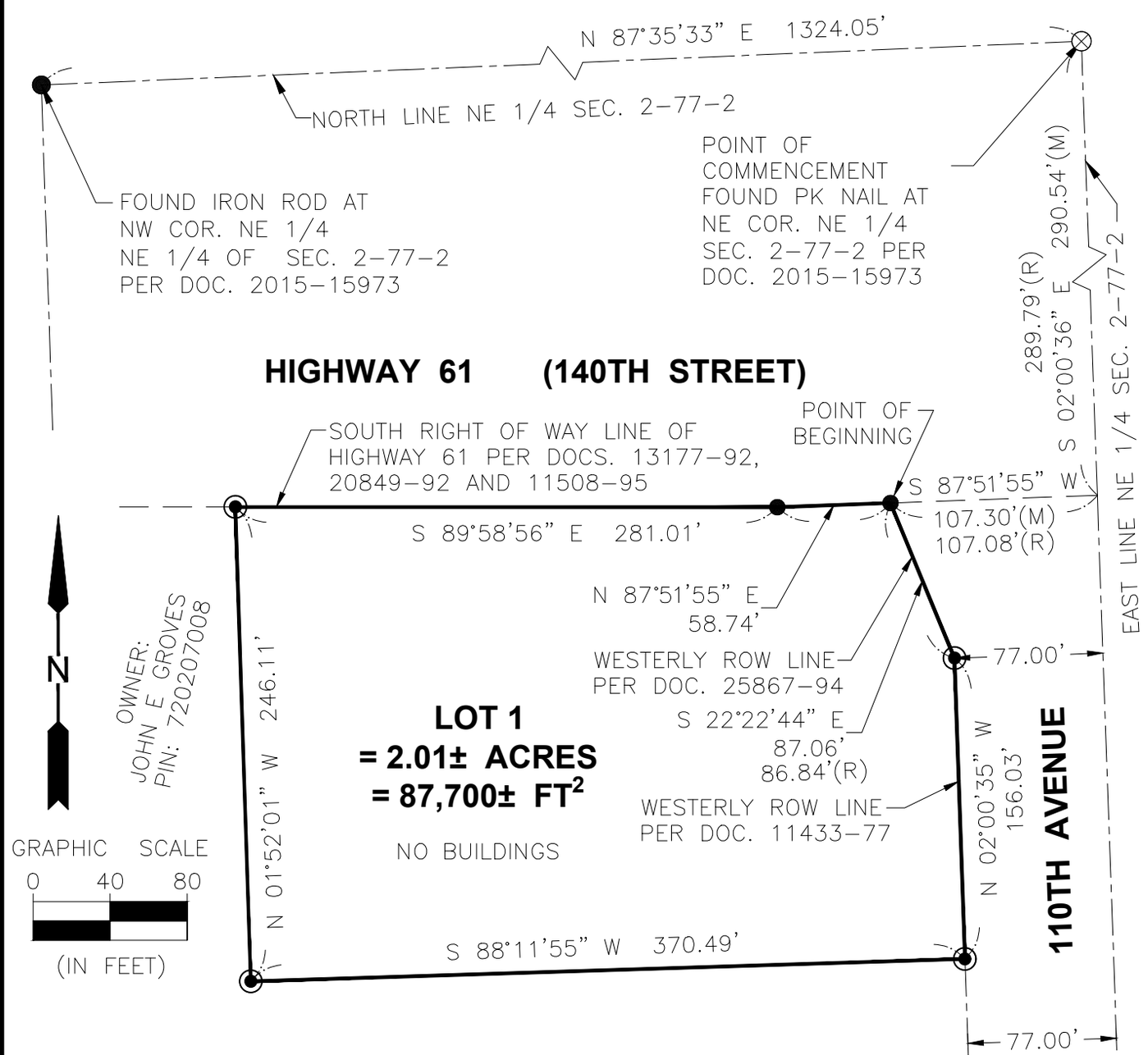
_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

FINAL PLAT
RSBR ADDITION

PART OF THE NORTHEAST 1/4 OF SECTION 2
TOWNSHIP 77 NORTH RANGE 2 EAST OF THE
5TH PRINCIPAL MERIDIAN, SCOTT COUNTY, IOWA
SEPTEMBER, 2023



SUBDIVIDER:
John E. Groves
4222 E. 59TH ST.
Davenport,IA 52807

This Plat meets subdivision and zoning requirements for Scott County, Iowa. Scott County Plan & Development Director.

Signed:_____

Date:_____

_____
Mediacom Date:

_____
Iowa-American Water Co. Date:

_____
Century Link Date

_____
MidAmerican Energy Date
Approved Subject to Encumbrances of Record by MidAmerican

LEGEND

- BOUNDARY OF SURVEY
- BUILDING SETBACK LINES
- RECOVERED 5/8" IRON ROD (CAPPED)
- SET 5/8" IRON ROD

SURVEYOR'S CERTIFICATE

I hereby certify that this map or plat and the survey on which it is based were made under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.
Dated this 13th day of October, A.D., 2023.

_____
Steven J. Thompson

LICENSED LAND SURVEYOR
STEVEN J. THOMPSON
13147
IOWA

Bearings are based on Iowa State Plane Coordinate System, South Zone, (2011 Adjustment)

DRAWN BY: KED	DATE: 10/12/2023
CHECKED BY: TWE	SCALE: 1"=80'
CAD: P8021.00.DWG	FILE NO.: :

Chamlin & Associates

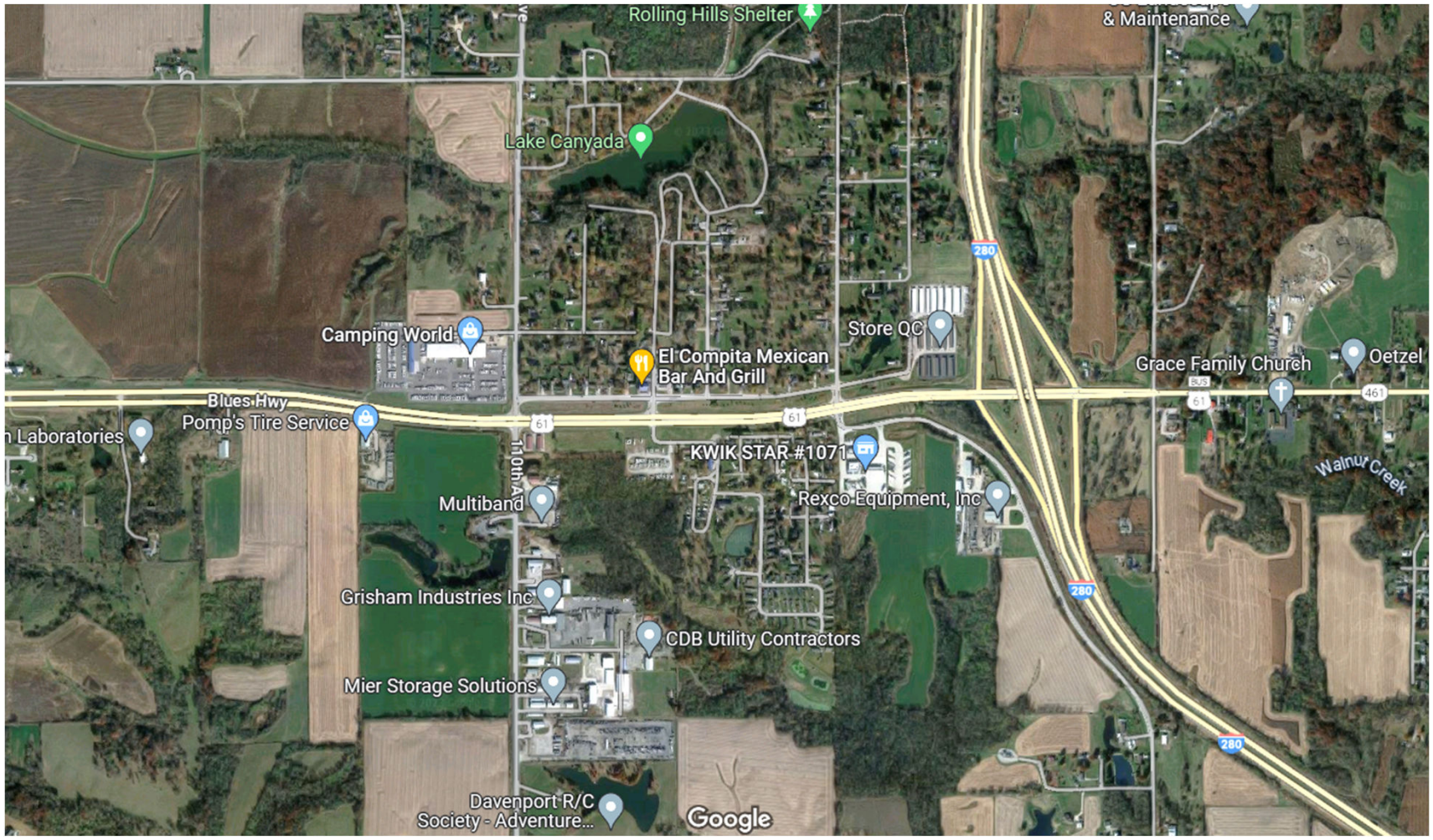
PREPARED BY/RETURN TO:
CHAMLIN & ASSOCIATES
218 W. LAFAYETTE ST.
OTTAWA, ILLINOIS 61350
815-434-7225

CHAMLIN & ASSOCIATES, INC. © 2021
Drawing Name: C:\Users\teshleman\AppData\Local\Microsoft\Windows\INetCache\Content.Outlook\PZDW0LDC\FINAL PLAT DAVENPORT IA DG Rev 10-13-23 (002).dwg Last Modified: Monday, October 16, 2023 1:53:15 PM Plotted On: Thursday, October 19, 2023 6:59:12 AM by Ty Eshleman

Vicinity Map



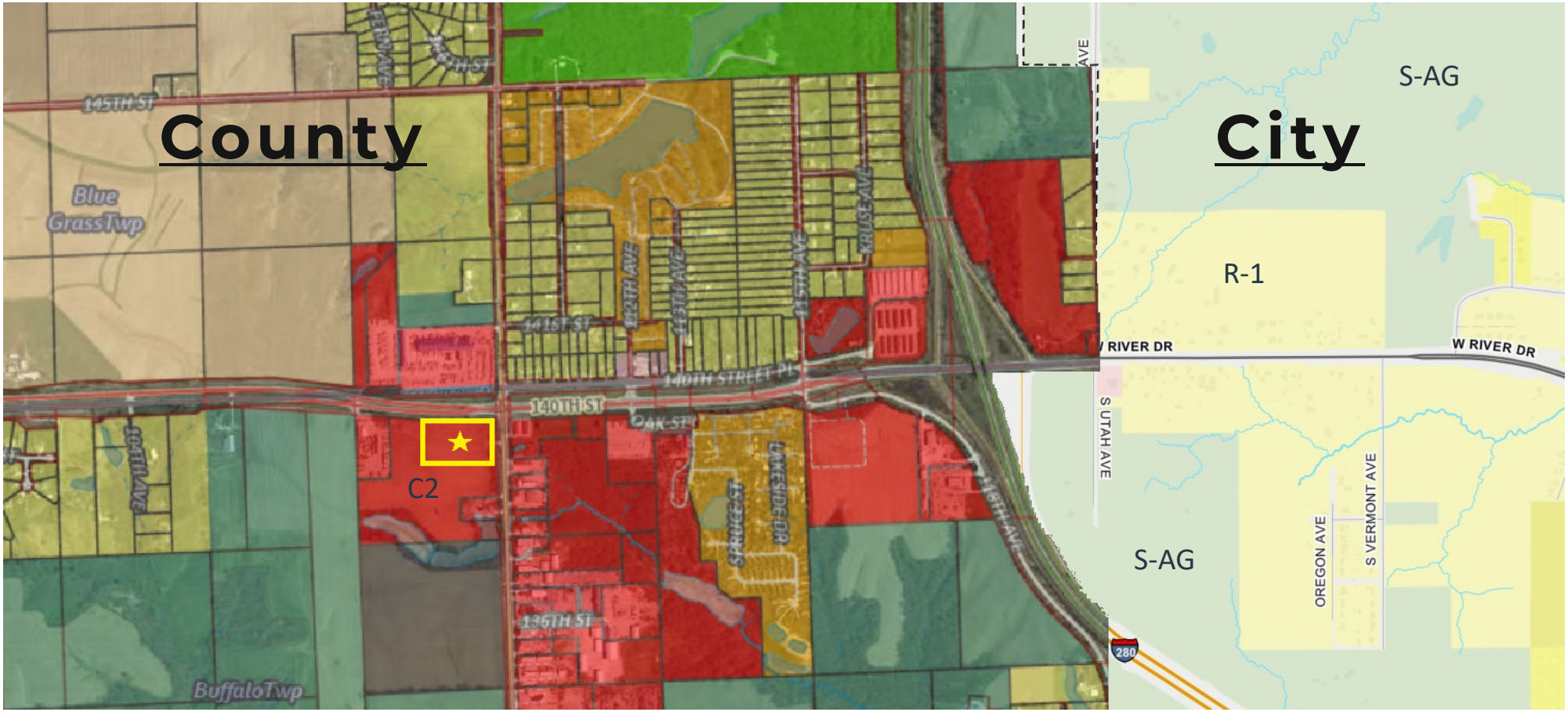
Vicinity Map



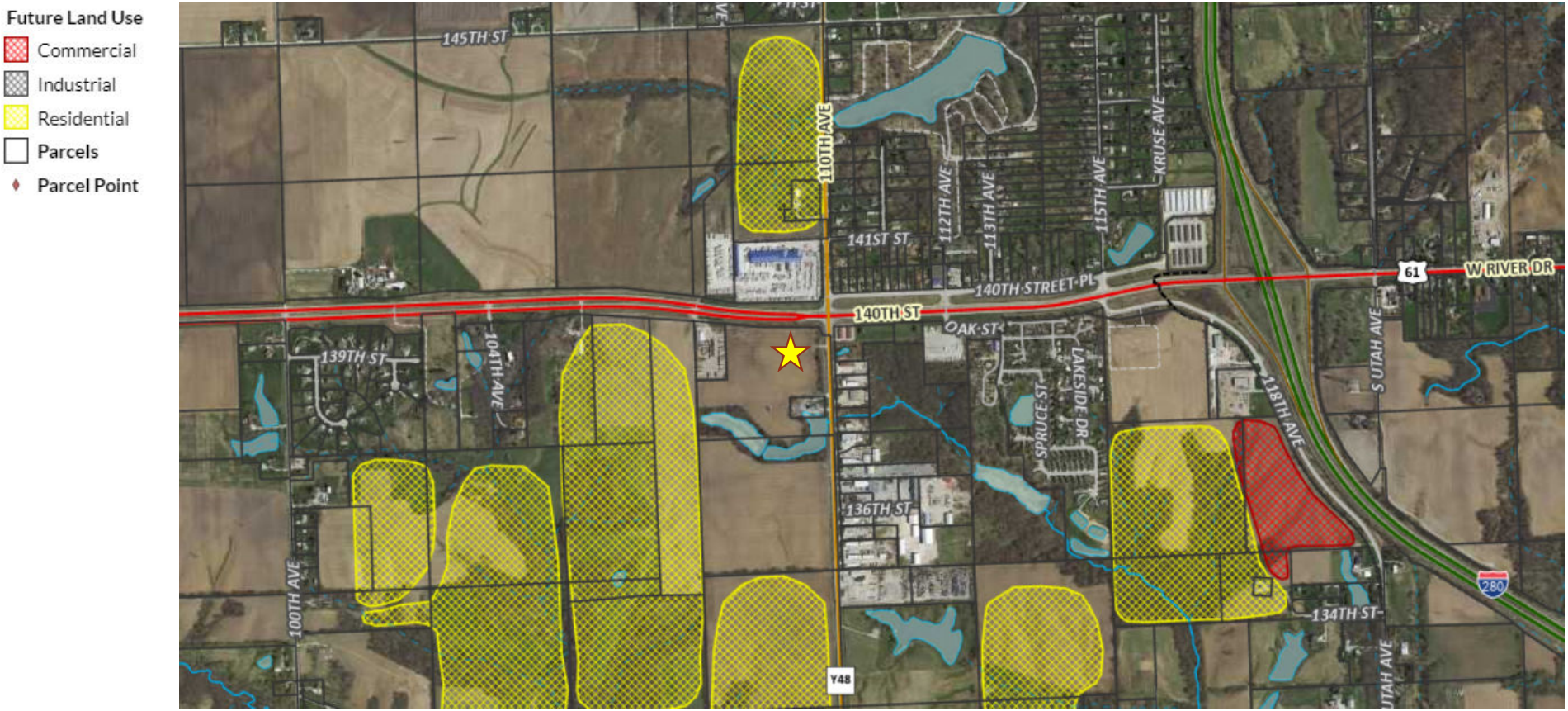
Vicinity Map



Zoning Maps: C2 (County & City)



Land Use: Scott County



Land Use: Davenport 2035+

Davenport+2035

Future Commercial Node

CN

Urban Service Boundary 2035 (USB35)

Land Use+2035

- Urban Corridor
- Commercial Node
- Regional Commercial
- Commercial Corridor
- Residential General
- Civic and Institutional
- Downtown
- Industry
- Parks and Recreation
- Open Space and Public Land
- Urban Fringe
- Agricultural Reserve



CITY OF DAVENPORT
Development & Neighborhood Services – Planning
1200 E. 46th St
Davenport, IA 52807

Office 563.326.6198
planning@davenportiowa.com

APPLICATION FOR

SUBDIVISON PLAT

(LAND DIVISION)

SUBDIVISION NAME		
RSBR Addition		
LOCATION DESCRIPTION		SUBMITTED
SWC Hwy 61 & 110th Avenue		
NUMBER OF LOTS BY USE TYPE	ACRES	STREETS ADDED
1	2.01	

APPLICANT INFORMATION

Applicant Name
Rusty Doss

Address
1598 Imperial Center, Suite 2009

City | State | Zip
West Plains, MO 65775

Phone
(417) 256-8150

Secondary Phone
(417) 256-8152

E-Mail Address
rusty@overlandeng.com

Acceptance of Applicant

I, the undersigned, certify that the information on this application to the best of my knowledge, is true and correct. I further certify that I have a legal interest in the property in question, and/or that I am legally able to represent all other persons or entities with interest in this property, and acknowledge formal procedure and submittal requirements.

In addition to the application fee, I understand I am responsible for all development review costs, including but not limited to a traffic study.

Rusty Doss
Print Applicant's Name

Applicant's Signature

10/20/2023
Date

PLAT TYPE SUBMITTED:

PRELIMINARY PLAT: §16.16 Requirements ☐
FINAL PLAT: §16.20 Requirements ☒

PRELIMINARY PLAT REQUIREMENTS:
- Preliminary Plat ☐
- Contours (2') & Infrastructure (pre/post) ☐

FINAL PLAT REQUIREMENTS:
- Platting Certificates per §354.11 State Code ☑
- Final Plat ☑

GENERAL REQUIREMENTS:
- Authorization to Act as Applicant, if needed ☑
- Application Fee (REQUIRED) ☑

Subdivision Platting Fee Schedule

Number of Lots	Fee
1 lot to 10 lots	$400 plus $25/lot
11 to 25 lots	$700 plus $25/lot
26 or more lots	$1,000 plus $25/lot

Submit this form, and any questions, to DNS Planning Division at planning@davenportiowa.com .

DEVELOPMENT TEAM

Developer / Project Manager

Address

Phone | Secondary Phone

E-Mail Address

Engineer

Address

Phone | Secondary Phone

E-Mail Address

Owner

Address

Phone | Secondary Phone

E-Mail Address

Attorney

Address

Phone | Secondary Phone

E-Mail Address

Authorization to Act as Applicant

I/We, John E. Groves
[as property owner(s)]

authorize Jacob Stauffer, Rusty Doss, Ty Eshelman, and/or Steve Thompson
[the above person(s)]

to act as applicant, representing me/us before the following board: Plan & Zoning Commission *

for the property located at SWC Highway 61 and 110th Street.

John E Groves
Signature(s)*

*Please note: original signature(s) are required signed in front of a Notary.

10/19/23
Date

Notarization:

State of Iowa,

County of Scott,

Sworn and subscribed before me

this 19 day of October, 2023.

Monica Lineburg
Notary Public

My Commission Expires: 4/10/25

Driver's License
[identification type]

MONICA LINEBURG
COMMISSION NUMBER 746353
MY COMMISSION EXPIRES
April 10th 2025

---

* *Application Form by Board Type*

Plan and Zoning Commission
Zoning Map Amendment (Rezoning)
Planned Unit Development
Zoning Ordinance Text Amendment
Right-of-way or Easement Vacation

Zoning Board of Adjustment
Special Use
Hardship Variance
Zoning Appeal
Nonconforming Use Exception

Design Review Board
Design Approval
Demolition Request in the Downtown
Demolition Request in the Village of East Davenport

Historic Preservation Commission
Certificate of Appropriateness
Landmark Nomination
Demolition Request

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the Alley Improvements 2023 | Farnam Street Alleys project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $229,263.50, CIP #35038. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
This project included full reconstruction of two north-south alleys located between East 8th and East 10th Streets east of Farnam Street and west of LeClaire Heights Park. Construction costs were paid from Capital Improvement Program funds, specifically general obligation bond proceeds.

Work has been satisfactorily completed by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois. The total project cost was $229,263.50.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Exhibit	Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:20 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:20 AM
City Clerk	Admin, Default	Approved	11/30/2023 - 4:27 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the Alley Improvements 2023 | Farnam Street Alleys project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $229,263.50, CIP #35038.

WHEREAS, the City entered into contract with Centennial Contractors of the Quad Cities of Moline, Illinois for the Alley Improvements 2023 | Farnam Street Alleys project; and

WHEREAS, the project limits were the two north-south alleys east of Farnam Street between East 8th and East 9th Streets and East 9th and East 10th Streets; and

WHEREAS, the scope of work included pavement removal, concrete pavement construction, concrete retaining wall, and ADA-compliant sidewalk at both ends of the project; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was $229,263.50.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Alley Improvements 2023 | Farnam Street Alleys project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $229,263.50 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

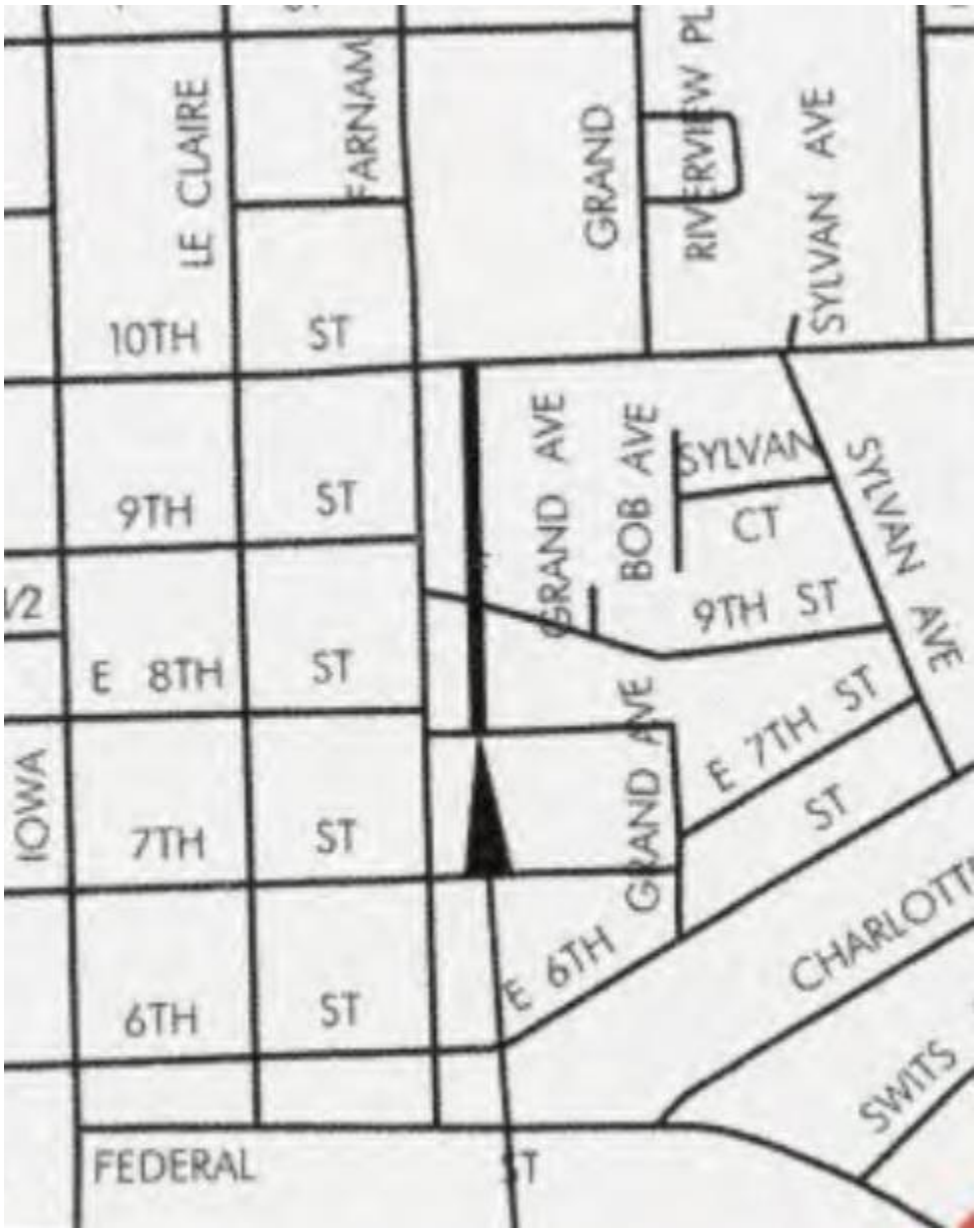
_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Location of The Alley Improvements 2023 Project:

8th St to 10th St – East of Farnam St



City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the FY 2024 DOT Full Depth Patching project by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois in the amount of $149,143.77, CIP #35045. [Wards 1 & 2]

Recommendation:
Adopt the Resolution.

Background:
This project entailed full depth concrete patching on the following State routes: Highway 6 (West Kimberly Road from Division Street to Fairmount Street) and Highway 22 (southwest of River Drive). Work has been satisfactorily completed. The total project cost was $149,143.77. 100% of the work completed under this contract is reimbursable by the Iowa DOT. Upon formal City acceptance and release of retainage to the contractor, staff will submit a reimbursement request to the Iowa DOT.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:24 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:27 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 2:12 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the FY 2024 DOT Full Depth Patching Project by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois in the amount of $149,143.77, CIP #35045.

WHEREAS, the City entered into contract with Centennial Contractors of the Quad Cities, Inc of Moline, Illinois for the FY 2024 DOT Full Depth Patching project; and

WHEREAS, the project entailed targeted concrete patching of State routes located within City limits; and

WHEREAS, the work was completed under an Addendum to the City's Maintenance Agreement with the Iowa Department of Transportation; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, costs are reimbursable by the Iowa Department of Transportation; and

WHEREAS, the final cost was $149,143.77.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the FY 2024 DOT Full Depth Patching project by Centennial Contractors of the Quad Cities of Moline, Illinois in the amount of $149,143.77 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the North Division Street (West 12th Street to Locust Street) Reconstruction project by Manatt's, Inc – Eastern Iowa Division of Camanche, Iowa in the amount of $1,604,597.92, CIP #35053. [Ward 4]

Recommendation:
Adopt the Resolution.

Background:
The pavement of North Division Street from West 12th St to Locust Street had fallen into disrepair. The pavement was removed and replaced with a rock base, 10 inches of asphalt pavement, and new concrete curbs and gutters. There was also concrete street, driveway, and sidewalk improvements along with sanitary and storm sewer upgrades.

The final project cost is $1,604,597.92, funded through CIP #35053 High Volume Street Repair from general obligation bond proceeds.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:28 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:28 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 2:13 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the North Division Street (West 12th Street to Locust Street) Reconstruction project by Manatt's, Inc – Eastern Iowa Division of Camanche, Iowa in the amount of $1,604,597.92, CIP #35053.

WHEREAS, the City of Davenport entered into a contract with Manatt's, Inc – Eastern Iowa Division of Camanche, Iowa for the Division for the North Division Street (West 12th Street to Locust Street) Reconstruction project; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS the final cost of the contract was $1,604,597.92.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the North Division Street (West 12th Street to Locust Street) Reconstruction project by Manatt's, Inc – Eastern Iowa Division of Camanche, Iowa in the amount of $1,604,597.92 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the West 7th Street (Gaines Street to Ripley Street) Resurfacing project by Langman Construction, Inc of Rock Island, Illinois in the amount of $393,228.14, CIP #35062. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
This was an asphalt mill and overlay project with targeted repairs of curbs and improvements of curb ramps to meet ADA compliance. Additionally, two abutting historic brick streets were patched with historic bricks to match the new road/curb profiles. Construction costs were paid using general funds.

Work has been satisfactorily completed by Langman Construction, Inc of Rock Island, Illinois. The total project cost was $393,228.14.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Exhibit	Location Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:29 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:29 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 2:21 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the West 7th Street (Gaines Street to Ripley Street) Resurfacing project by Langman Construction, Inc of Rock Island, Illinois in the amount of $393,228.14, CIP #35062.

WHEREAS, the City entered into contract with Langman Construction, Inc of Rock Island, Illinois for the West 7th Street (Gaines Street to Ripley Street) Resurfacing project; and

WHEREAS, the project limits were West 7th Street between Gaines Street and Ripley Street; and

WHEREAS, the scope of work included asphalt mill and overly with targeted repairs of curbs and improvements of curb ramps to meet ADA compliance as well as patching two abutting historic brick streets; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was $393,228.14.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the West 7th Street (Gaines Street to Ripley Street) Resurfacing project by Langman Construction, Inc of Rock Island, Illinois in the amount of $393,228.14 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Project Location Map

W. 7th Resurfacing (Gaines St – Ripley St)



City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the East Locust Street and Eastern Avenue Intersection Reconstruction project by Hawkeye Paving Corporation of Davenport, Iowa in the amount of $700,164.28, CIP #35061. [Ward 5]

Recommendation:
Adopt the Resolution.

Background:
This intersection reconstruction project at East Locust Street and Eastern Avenue included pavement removal, excavation of unsuitable soils, installation of stormwater infrastructure and sewer repair, new driveway approaches, sidewalks, retaining walls, ADA ramps, curbs, pedestrian signal installation, signal cable and conduit replacement, and new concrete pavement. Total project cost was $700,164.28 which was funded by Capital Improvements Program funds for local roads (CIP #35061) using a combination of Local Option Sales Tax, Road Use Tax, and general obligation bond proceeds.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:23 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:23 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 4:24 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the East Locust Street and Eastern Avenue Intersection Reconstruction project by Hawkeye Paving Corporation of Davenport, Iowa in the amount of $700,164.28, CIP #35061.

WHEREAS, the City entered into contract with Hawkeye Paving Corporation of Davenport, Iowa for the East Locust Street and Eastern Avenue Intersection Reconstruction project; and

WHEREAS, the scope of work included pavement removal, excavation of unsuitable soils, installation of stormwater infrastructure and sewer repair, new driveway approach, sidewalks, retaining walls, ADA ramps, curbs, pedestrian signal installation, signal cable and conduit replacement, and new concrete pavement; and

WHEREAS, work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was $700,164.28.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the East Locust Street and Eastern Avenue Intersection Reconstruction project by Hawkeye Paving Corporation of Davenport, Iowa in the amount of $700,164.28 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the 66th Street Storm Sewer Extension project by Americore, LLC of Blue Grass, Iowa in the amount of $142,417.53, CIP #33051. [Ward 8]

Recommendation:
Adopt the Resolution.

Background:
This project extended the storm sewer for the purpose of abating ice and slime on sidewalks and the street. Connection points with cleanouts were provided for property owners to extend their sump pump discharge pipes and connect to the new storm sewer; connections to the City pipe were encouraged and privately funded. Construction costs were paid from Capital Improvement Program funds, specifically clean water fees.

Work has been satisfactorily completed by Americore, LLC of Blue Grass, Iowa. The total project cost was $142,417.53.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Exhibit	Location Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:17 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:18 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 4:32 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the 66th Street Storm Sewer project by Americore, LLC of Blue Grass, Iowa in the amount of $142,417.53, CIP #33051.

WHEREAS, the City entered into contract with Americore, LLC of Blue Grass, Iowa; and

WHEREAS, the project limits were between 1608 West 66th Street and 6540 Madison Street; and

WHEREAS, the scope of work included constructing a new storm sewer pipe and installing eight yard drains and nine connection points for private sump pump discharge pipes; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract; and

WHEREAS, the final cost of the contract was $142,417.53.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the 66th Street Storm Sewer project by Americore, LLC of Blue Grass, Iowa is hereby accepted.

Passed and approved this 13th day of December, 2023.

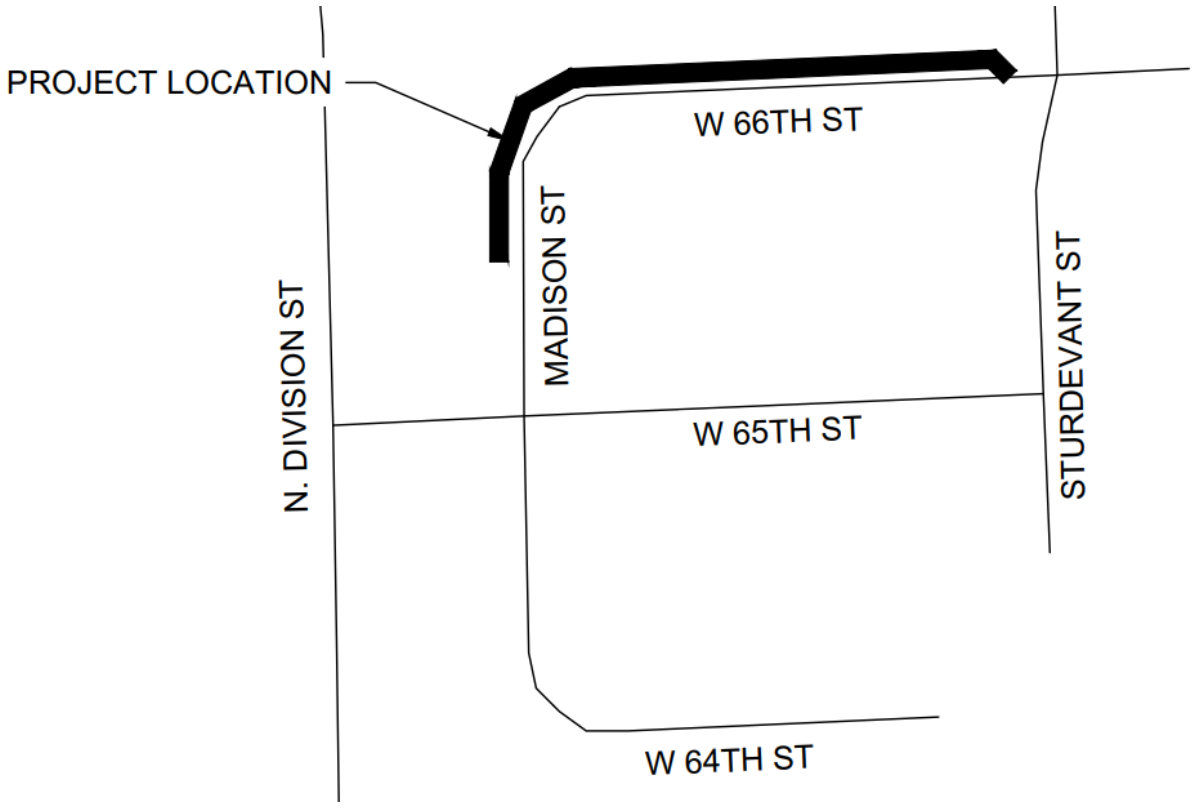
Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Location of the 66th Street Storm Sewer Extension Project



City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution accepting work completed under the Carriage Hill Drive Reconstruction project by N.J. Miller Inc of Bettendorf, Iowa in the amount of $210,588.44, CIP #35062. [Ward 6]

Recommendation:
Adopt the Resolution.

Background:
This project included pavement removal, excavation of unsuitable soils, installation of drain tile, new driveway approaches, and new concrete pavement. Total project cost was $210,588.44 which was funded by Capital Improvements Program funds for local roads (CIP# 35062) using a combination of Local Option Sales Tax, Road Use Tax, and general obligation bond proceeds.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:20 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:20 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 4:46 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION accepting work completed under the Carriage Hill Drive Reconstruction project by N.J. Miller Inc of Bettendorf, Iowa in the amount of $210,588.44, CIP #35062.

WHEREAS, the City entered into contract with N.J. Miller Inc of Bettendorf, Iowa for the Carriage Hill Drive Reconstruction project; and

WHEREAS, the project limits on Carriage Hill Drive are from East 32nd Street to 2806 Carriage Hill Drive; and

WHEREAS, the scope of work included pavement removal, excavation of unsuitable soils, installation of drain tile, new driveway approaches, and new concrete pavement; and

WHEREAS, the work of constructing the above-named project has been duly and fully completed by the contractor in accordance with the terms of the contract and accepted by the Capital Management Division; and

WHEREAS, the final cost of the contract was $210,588.44.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that work completed under the Carriage Hill Drive Reconstruction project completed by N.J. Miller Inc of Bettendorf, Iowa in the amount of $210,588.44 is hereby accepted.

Passed and approved this 13th day of December, 2023.

Approved:

Mike Matson
Mayor

Attest:

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Duck Creek Sewer Interceptor Extension project to Valley Construction Company of Rock Island, Illinois in the amount of $16,249,646, CIP #ARP18. [Wards 1 & 2]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 26, 2023 and sent to contractors. On November 17, 2023 the Purchasing Division opened and read six (6) responsive and responsible bids. Valley Construction Company of Rock Island, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This project is the construction of a sanitary sewer extension that will allow the City to abandon an existing wastewater treatment lagoon located within the West Lake Business Park. The removal of this lagoon system is required under the City's latest NPDES permit and the proposed sewer adheres to the City's previous comprehensive drainage district forecast.

Funding for the project is from CIP #ARP18 | ARPA Duck Creek Sewer Interceptor Extension.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 10:15 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Duck Creek Sewer Interceptor Extension project to Valley Construction Company of Rock Island, Illinois in the amount of $16,249,646, CIP #ARP18.

WHEREAS, the City needs to contract for the Duck Creek Sewer Interceptor Extension project; and

WHEREAS, Valley Construction Company of Rock Island, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Duck Creek Sewer Interceptor Extension project is hereby awarded to Valley Construction Company of Rock Island, Illinois in the amount of $16,249,646.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Duck Creek Sewer Interceptor Extension

BID NUMBER: 24-36

OPENING DATE: November 17, 2023

FUNDING: 71587684 530350 ARP18 | Duck Creek Sewer Interceptor Extension Project

RECOMMENDATION: Award the contract to Valley Construction Company of Rock Island, Illinois in the amount of $16,249,646.

VENDOR NAME	BASE BID PRICE
Valley Construction Company of Rock Island, IL	**$16,249,646**
Langman Construction, Inc. of Rock Island, IL	$19,642,804
Ricklefs Excavating of Anamosa, IA	$19,757,854
S.M. Hentges & Sons Inc of Jordan, MN	$22,201,620
Miller Trucking & Excavating of Silvis, IL	$22,935,457
S.J. Louis Construction, Inc of Rockville, MN	$32,942,607

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project to Langman Construction, Inc of Rock Island, Illinois in the amount of $3,821,275.60, CIP #ARP14. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 31, 2023 and sent to contractors. On November 21, 2023 the Purchasing Division opened and read five (5) responsive and responsible bids. Langman Construction, Inc. of Rock Island, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This is a flood mitigation project to include the installation of gatewell structures and additional necessary storm sewer rehabilitation and construction. Work will also include HMA and PCC pavement and trail restoration, retaining wall, landscaping, seeding and other necessary work to facilitate construction.

Funding for the project is from CIP #ARP14 | Flood Mitigation Carey To 3rd.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 10:15 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding the contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project to Langman Construction, Inc of Rock Island, Illinois in the amount of $3,821,275.60, CIP #ARP14.

WHEREAS, the City needs to contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project; and

WHEREAS, Langman Construction, Inc of Rock Island, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Flood Mitigation | River Drive from Carey Avenue to East 3rd Street project is hereby awarded to Langman Construction, Inc of Rock Island, Illinois in the amount of $3,821,275.60.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Flood Mitigation – River Drive from Carey Ave. to East 3rd St.

BID NUMBER: 24-42

OPENING DATE: November 21, 2023

FUNDING: 54622060 530398 ARP14 | Flood Mitigation Carey to 3rd

RECOMMENDATION: Award the contract to Langman Construction, Inc. of Rock Island, Illinois in the amount of $3,821,275.60.

VENDOR NAME	BID PRICE
Langman Construction, Inc. of Rock Island, IL	**$3,821,275.60**
Central Excavating Inc of Bettendorf, IA	$3,895,520
Miller Trucking & Excavating of Silvis, IL	$4,441,102.50
Valley Construction Company of Rock Island, IL	$4,569,433.45
McCarthy Improvement Company of Davenport, IA	$4,628,739.50

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Flood Mitigation | West River Drive and Marquette Street project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $1,435,042.50, CIP #68015. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on November 6, 2023 and sent to contractors. On November 28, 2023 the Purchasing Division opened and read six (6) responsive and responsible bids. Five Cities Construction Company of Coal Valley, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This is a flood mitigation project including necessary work for the installation of a gatewell structure and additional necessary storm sewer work. Work will also include HMA and PCC pavement and driveway restoration, seeding, and other necessary work to facilitate the installation.

Funding for the project is from CIP #68015 | Flood Resiliency Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 10:15 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Flood Mitigation | West River Drive and Marquette Street project to Five Cities Construction Company of Coal Valley, Illinois in the amount of $1,435,042.50 subject to Iowa Homeland Security and Emergency Management concurrence, CIP #68015.

WHEREAS, the City needs to contract for the Flood Mitigation | West River Drive and Marquette Street Project; and

WHEREAS, Five Cities Construction Company of Coal Valley, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Flood Mitigation | West River Drive and Marquette Street Project is hereby awarded to Five Cities Construction Company of Coal Valley, Illinois in the amount of $1,435,042.50 subject to Iowa Homeland Security and Emergency Management concurrence.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Flood Mitigation – West River Drive and Marquette Street

BID NUMBER: 24-46

OPENING DATE: November 28, 2023

FUNDING: 75532684 530350 68015 | Flood Resiliency Program

RECOMMENDATION: Award the contract to Five Cities Construction Company of Coal Valley, Illinois in the amount of $1,435,042.50.

VENDOR NAME	BID PRICE
Five Cities Construction Company of Coal Valley, IL	**$1,435,042.50**
Miller Trucking & Excavating of Silvis, IL	$1,607,927.50
Langman Construction, Inc. of Rock Island, IL	$1,621,594.83
Valley Construction Company of Rock Island, IL	$1,747,474.14
McCarthy Improvement Company of Davenport, IA	$1,826,809.50
Central Excavating Inc of Bettendorf, IA	$2,070,907.13

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Modern Woodmen Park Fire Suppression System Replacement project to The Henley Group, LLC of Muscatine, Iowa in the amount of $1,059,000, CIP #23049. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 27, 2023 and sent to contractors. On November 17, 2023 the Purchasing Division opened and read three (3) responsive and responsible bids. The Henley Group, LLC of Muscatine, Iowa was the lowest responsive and responsible bidder and is recommended for award.

The fire suppression system at Modern Woodmen Park is past its useful life and needs to be replaced. The project will remove and replace the existing sprinkler piping throughout the facility, along with the existing fire pump and wet hose valve system.

Funding for the project is from the annual capital program Modern Woodmen Park Capital Improvements, CIP #23049.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Cover Memo	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 10:30 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Modern Woodmen Park Fire Suppression System Replacement project to The Henley Group, LLC Muscatine, Iowa in the amount of $1,059,000, CIP #23049.

WHEREAS, the City needs a contract for the Modern Woodmen Park Fire Suppression System Replacement project; and

WHEREAS, The Henley Group, LLC of Muscatine, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Modern Woodmen Park Fire Suppression System Replacement project is hereby awarded to The Henley Group, LLC of Muscatine, Iowa in the amount of $1,059,000.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Modern Woodmen Park Fire Suppression System Replacement

BID NUMBER: 24-43

OPENING DATE: November 17, 2023

FUNDING: 77073684 530350 23049 | MWP Improv | CIF

RECOMMENDATION: Award the contract to The Henley Group, LLC of Muscatine, Iowa in the amount of $1,059,000.

VENDOR NAME	BID PRICE
The Henley Group, LLC of Muscatine, IA	**$1,059,000**
Tricon General Construction of Dubuque, IA	$1,060,000
Ranger Fire Inc. of Grapevine, TX	$1,353,700

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project to CDMI Concrete Contractors, Inc of Port Byron, Illinois, in the amount of $474,393.12 CIP #35062. [Ward 2]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 19, 2023 and sent to contractors. On November 13, 2023, the Purchasing Division opened and read seven (7) responsive and responsible bids. See attached bid tab. CDMI Concrete Contractors, Inc of Port Byron, Illinois was the lowest responsive and responsible bidder.

This project is located on West 46th Street between North Lincoln Avenue and North Pine Street. Work to be performed includes the furnishing of all labor, materials, equipment, and services necessary, including, but not limited to, pavement removal, HMA and PCC pavement, PCC curbs and gutters, PCC driveway and sidewalk removal and replacement, and other related construction.

Funding for this project is from CIP #35062 – CY23 Neighborhood Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tabulation

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 11:28 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:29 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:10 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding the contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project to CDMI Concrete Contractors, Inc of Port Byron, Illinois, in the amount of $474,393.12, CIP #35062.

WHEREAS, the City needs to contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project; and

WHEREAS, CDMI Concrete Contractors, Inc of Port Byron, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the West 46th Street (North Lincoln Avenue to North Pine Street) Reconstruction project is hereby awarded to CDMI Concrete Contractors, Inc of Port Byron, Illinois in the amount of $474,393.12.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: W. 46th Street Reconstruction (N. Lincoln Ave to N. Pine St.)

BID NUMBER: 24-35

OPENING DATE: November 13, 2023

FUNDING: 7063684 530350 35062 | CY23 Neighborhood Program

RECOMMENDATION: Award the contract to CDMI Concrete Contractors, Inc of Port Byron, Illinois, in the amount of $474,393.12.

VENDOR NAME	PRICE
CDMI Concrete Contractors, Inc of Port Byron, IL	**$474,393.12**
Hawkeye Paving Corporation of Davenport, IA	$496,540.00
Langman Construction, Inc of Rock Island, IL	$512,817.53
Midwest Concrete, Inc of Peosta, IA	$518,439.70
N.J. Miller, Inc of Bettendorf, IA	$528,538.00
Brandt Construction Company of Milan, IL	$547,526.10
Valley Construction Company of Rock Island, IL	$599,762.25

Approved By [redacted] 11/27/23
Purchasing Date

Approved By [redacted] 11/27/23
Dept. Director Date

Approved By [redacted] 11-27-23
Budget/CIP Date

Approved By [redacted] 11/27/2023
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Centennial Bridge Seawall Repair project to McCarthy Improvement Company of Davenport, Iowa in the amount of $269,175.50, CIP #68015. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on October 26, 2023 and sent to contractors. On November 17, 2023, the Purchasing Division opened and read five (5) responsive and responsible bids. See attached bid tab. McCarthy Improvement Company of Davenport, Iowa was the lowest responsive and responsible bidder.

This project is located at 209 South Gaines Street along the Centennial Bridge Seawall access. The proposed improvements include, but are not limited to, the furnishing of all labor, equipment, and materials to repair the seawall as shown on the bid plans. Work shall include stone masonry reconstruction, temporary excavation protection, excavation and backfill, revetment stone, steel railing repairs, PCC sidewalk removal and replacement, and other related items.

Funding for this project is from CIP #68015 – Flood Resiliency Program.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tabulation

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 11:21 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:21 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:17 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Centennial Bridge Seawall Repair project to McCarthy Improvement Company of Davenport, Iowa, in the amount of $269,175.50, CIP #68015.

WHEREAS, the City needs to contract for the Centennial Bridge Seawall Repair Project; and

WHEREAS, McCarthy Improvement Company of Davenport, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Centennial Bridge Seawall Repair project is hereby awarded to McCarthy Improvement Company in the amount of $269,175.50.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Centennial Bridge Seawall Repair

BID NUMBER: 24-40

OPENING DATE: November 17, 2023

FUNDING: 75532683 530350 68015 | Flood Resiliency Program

RECOMMENDATION: Award the contract to McCarthy Improvement Company of Davenport, Iowa, in the amount of $269,175.50

VENDOR NAME	PRICE
McCarthy Improvement Company of Davenport, IA	**$269,175.50**
General Constructors, Inc of Bettendorf, IA	$310,877.00
Brandt Construction Company of Milan, IL	$333,850.00
Miller Trucking & Excavating of Silvis, IL	$345,030.00
Tricon General Construction of Dubuque, IA	$393,000.00

Approved By [redacted] 11/27/23
Purchasing Date

Approved By [redacted] 11/27/23
Dept. Director Date

Approved By [redacted] 11-27-23
Budget/CIP Date

Approved By [redacted] 11/27/2023
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the West 46th Street Bridge Over Cardinal Creek Replacement project to Taylor Construction Inc of New Vienna, Iowa in the amount of $272,045.54, CIP #21010. [Ward 2]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on November 7, 2023 and sent to contractors. On November 28, 2023 the Purchasing Division opened and read twelve (12) responsive and responsible bids. Taylor Construction Inc of New Vienna, Iowa was the lowest responsive and responsible bidder and is recommended for award.

This project will remove the existing West 46th Street Bridge over Cardinal Creek and replace it with a new twin box culvert, meeting modern design requirements.

Funding for the project is from CIP #21010 | West 46th Street Bridge Replacement. State-aid will reimburse the City 100% of the eligible construction costs up to $500,000 in total reimbursement.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 10:29 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding the contract for the West 46th Street Bridge Over Cardinal Creek Replacement project to Taylor Construction Inc of New Vienna, Iowa in the amount of $272,045.54, CIP #21010.

WHEREAS, the City needs a contract for the West 46th Street Bridge Over Cardinal Creek Replacement project; and

WHEREAS, Taylor Construction Inc of New Vienna, Iowa was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the West 46th Street Bridge Over Cardinal Creek Replacement project is hereby awarded to Taylor Construction Inc of New Vienna, Iowa in the amount of $272,045.54.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: W. 46th St. Bridge over Cardinal Creek Replacement

BID NUMBER: 24-41

OPENING DATE: November 28, 2023

FUNDING: 70112675 530350 21010 | W 46th Street Bridge Replacement

RECOMMENDATION: Award the contract to Taylor Construction Inc of New Vienna, Iowa in the amount of $272,045.54.

VENDOR NAME	BID PRICE
Taylor Construction Inc of New Vienna, IA	**$272,045.54**
Ardo Schmidt Construction, Inc. of Preston, IA	$284,184
Ihrig Works LLC of Long Grove, IA	$294,769.90
Iowa Bridge & Culvert, LC of Washington, IA	$311,756.50
Boomerang Corp. of Anamosa, IA	$327,777
Central Excavating Inc of Bettendorf, IA	$331,378.61
Brandt Construction Co of Milan, IL	$344,878.20
Valley Construction Company of Rock Island, IL	$346,184
Jim Schroeder Construction Inc of Bellevue, IA	$356,460.14
General Constructors, Inc. of Bettendorf, IA	$366,187.61
McCarthy Improvement Company of Davenport, IA	$450,683.87
Hawkeye Paving Corporation of Davenport, IA	$527,454

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Utah Avenue Bridge Over Duck Creek Replacement project to Jim Schroeder Construction, Inc of Bellevue, Iowa in the amount of $1,409,816.95, CIP #21011. [Wards 1 & 2]

Recommendation:
Adopt the Resolution.

Background:
Five (5) bids were received by the Iowa Department of Transportation on November 21, 2023. The lowest bid from Jim Schroeder Construction, Inc of Bellevue, Iowa is $1,409,816.95. Removal of the bridge will immediately follow completion of the West 46th Street Bridge over Cardinal Creek with completion set for November of 2024. The award is subject to Iowa Department of Transportation concurrence.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 4:00 PM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 4:00 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:19 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Utah Avenue Bridge Over Duck Creek Replacement project to Jim Schroeder Construction, Inc of Bellevue, Iowa in the amount of $1,409,816.95, CIP #21011.

WHEREAS, five bids were received by the Iowa Department of Transportation on November 21, 2023, and the lowest bid from Jim Schroeder Construction, Inc of Bellevue, Iowa is $1,409,816.95; and

WHEREAS, Davenport has received the grant agreement, and the award is subject to Iowa Department of Transportation concurrence.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Utah Avenue Bridge Over Duck Creek Replacement project is hereby awarded to Jim Schroeder Construction, Inc of Bellevue, Iowa in the amount of $1,409, 816.95; and

BE IT FURTHER RESOLVED that upon passage and approval of this resolution, the Mayor is hereby authorized and directed to execute the contract on behalf of the City.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Jim Erwin 563-326-7922

Action / Date
12/13/2023

Subject:
Resolution approving the purchase of electric bus charging infrastructure from Gillig LLC of Livermore, California in an amount not to exceed $495,000. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
On August 15, 2022 the City of Davenport, Iowa was awarded $4,874,993 that, together with a local match consisting of City funds and funds from both MidAmerican Energy and the Regional Development Authority, are to be used for the Transit Division to purchase and deploy four electric buses and related infrastructure. A Motion to accept the award was adopted on September 14, 2022 (2022-439).

On April 12, 2023, the City Council approved Resolution 2023-171 to award a contract with Center for Transportation and the Environment (CTE) for consulting services related to the electric bus grant. The charging infrastructure recommendations from CTE were provided and the Gillig Corporation has quoted $453,131 for the charging equipment. Due to the market volatility, the Resolution is asking for a not-to-exceed threshold of $495,000 to cover any potential price increases.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/30/2023 - 8:45 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the purchase of electric bus charging infrastructure from the Gillig LLC of Livermore, California in an amount not to exceed $495,000.

WHEREAS, the City needs to purchase charging infrastructure related to the electric bus grant project; and

WHEREAS, the Gillig LLC of Livermore, California is the single authorized vendor in the electric bus project for capital equipment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the purchase of electric bus charging infrastructure from Gillig LLC of Livermore, California in an amount not to exceed $495,000 is hereby approved.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Parking Lot Repairs project. [Ward 1]

Recommendation:
Adopt the Resolution.

Background:
As part of the Compost Facility's maintenance requirements, portions of the existing lot are in need of repair. This project will remove and replace pavement failure areas and mill and overlay areas requiring a new asphalt surface.

The project is scheduled to be bid this winter with construction to be complete prior to July 2024. Funding for this project is established within the Compost Facility operating account.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:22 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:23 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:27 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the Compost Facility Parking Lot Repairs project.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa, for the Compost Facility Parking Lot Repairs project; and

WHEREAS, notice of Hearing on plans, specifications, and form of contract was published as required by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that said plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for the Compost Facility Parking Lot Repairs project.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250. [Ward 4]

Recommendation:
Adopt the Resolution.

Background:
This HUD-identified Low-to-Moderate Income (LMI) neighborhood experiences flash flooding during intense rain events. To alleviate that, a permeable or “green” alley will be installed for the east-west alley from Washington Street to Fillmore Street between West 16th Street and West 17th Street. Rain water and overland flow will percolate into the rock storage chamber beneath the pavers and slowly release to a newly constructed storm sewer system. The construction of this new storm sewer will also remove existing intakes which are currently cross-connected into the sanitary sewer system. These improvements align with the City’s current Administrative Order with the Iowa DNR. Pending HUD approval, Community Development Block Grant (CDBG) funds will be used for approximately 89% of project costs, with the remaining being funded through the City’s approved Inflow & Infiltration Reduction budget.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Exhibit	Location Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:33 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:33 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:29 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project, pending HUD approval, #BG250.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project; and

WHEREAS, notice of Hearing on plans, specifications, and form of contract was published as required by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that said plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Washington Street to Fillmore Street Permeable Alley With Sewer Separation project.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Location Map

CDBG Permeable Alley With Storm Sewer Extension

And Sanitary Sewer Separation



City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030. [Ward 7]

Recommendation:
Adopt the Resolution.

Background:
The work includes pavement patching, drainage improvements, and resurfacing of the existing trail, this project will be funded by Capital Improvements Program funds for trails projects. This is a trail pavement rehabilitation project from 46th Street to 53rd Street.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:27 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:28 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:30 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project, CIP #28030.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the City Clerk of Davenport, Iowa, for the Goose Creek Trail Overlay Project, CIP #28030; and

WHEREAS, notice of Hearing on the plans, specifications, and form of contract was published as required by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that said plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for the Goose Creek Trail Overlay project.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution authorizing the submission of a Building Resilient Infrastructure and Communities (BRIC) grant program application to the Federal Emergency Management Agency (FEMA) for financial assistance with the Water Pollution Control Plant Flood Mitigation Northern Levee System project. [Ward 1]

Recommendation:
Adopt the Resolution.

Background:
The City of Davenport is submitting a 2023 Building Resilient Infrastructure and Communities (BRIC) grant program application to FEMA for construction of the second phase of flood mitigation at the Water Pollution Control Plant. The total project is estimated at $4,216,839. The City is requesting $3,373,471 from the program (70% federal share and 10% state share of eligible costs that include construction engineering services, construction and contingency) and the City, in partnership with its 28E agreement partners, will provide 20% of the eligible cost; the total local share is estimated at $843,368.

The project will secure the northern perimeter of the Water Pollution Control Plant (WPCP) and Compost Facility by constructing an earthen berm system to the height of three feet over a 500-year flood event, ensuring the plant continues to operate during high water events from the Mississippi River.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Project Overview Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 11:31 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:31 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:31 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION authorizing the submission of a Building Resilient Infrastructure and Communities (BRIC) grant program application to the Federal Emergency Management Agency (FEMA) for financial assistance with the Water Pollution Control Plant Flood Mitigation Northern Levee System project.

WHEREAS, the City of Davenport (the "City") is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the "State"); and

WHEREAS, the City is committed to protecting its critical infrastructure; and

WHEREAS, the City and its partners will commit 20% of the eligible cost, or $843,368, for the project through local funds; and

WHEREAS, the City endorses the application and has estimated the total project cost to be $4,216,839, and the grant request to be $3,373,471.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that City staff is hereby authorized to prepare and submit a Building Resilient Infrastructure and Communities (BRIC) grant program application to the Federal Emergency Management Agency (FEMA) for financial assistance with the Water Pollution Control Plant Flood Mitigation Northern Levee System project.

Passed and approved this 13th day of December, 2023.

Approved:

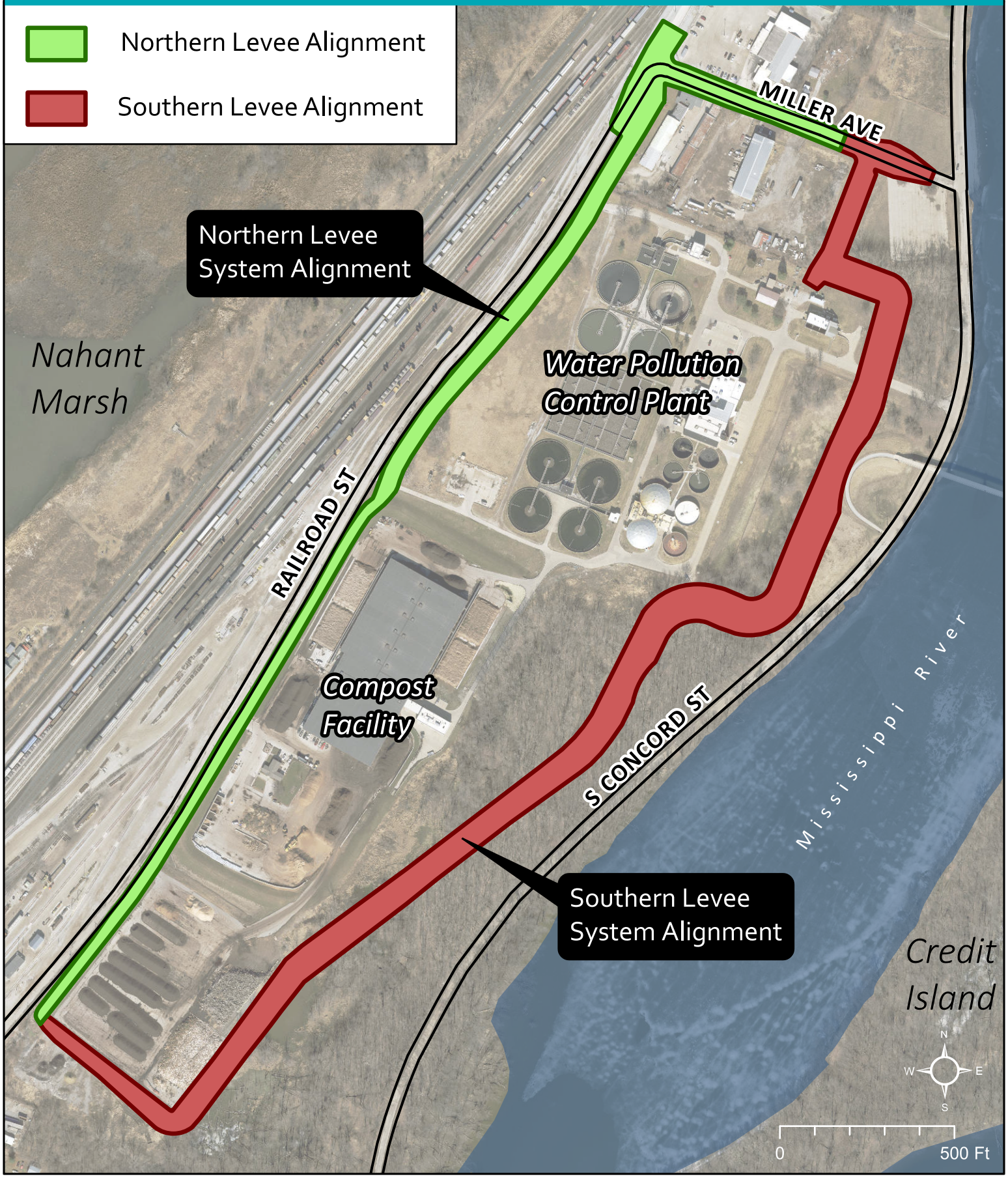
_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

THE CITY OF DAVENPORT
IOWA | USA

Proposed WPCP/Compost Flood Protection



City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Resolution approving a Surface Transportation Block Grant Program agreement with the Iowa Department of Transportation for the 3rd Street Rehabilitation project. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
The City of Davenport was awarded a grant from the Surface Transportation Block Grant Program to rehabilitate both 3rd and 4th Streets from Telegraph Road to Harrison Street. The project is split up into two phases, with each phase having its own funding agreement. The funding agreement for the 3rd Street Rehabilitation project (Phase I) provides federal reimbursement of eligible project costs up to $3,564,718.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Funding Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:16 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:17 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:31 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving a Surface Transportation Block Grant Program agreement with the Iowa Department of Transportation for the 3rd Street Rehabilitation project.

WHEREAS, the City of Davenport (the "City") is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the "State); and

WHEREAS, the Iowa Department of Transportation is offering a funding agreement to the City of Davenport which will cover eligible costs up to $3,564,718 related to the rehabilitation of 3rd Street; and

WHEREAS, the City approves signing of the funding agreement with the Iowa Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Surface Transportation Block Grant Program agreement with the Iowa Department of Transportation for the 3rd Street Rehabilitation project is hereby approved, and the appropriate personnel are authorized to sign the funding agreement on behalf of the City and that City staff will execute the agreement during all project stages.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

July 2022

IOWA DEPARTMENT OF TRANSPORTATION
Federal-aid Agreement
for a Surface Transportation Block Grant Program Project

RECIPIENT: City of Davenport

Project No.: STP-U-1827(696)--70-82

Iowa DOT Agreement No.: 6-23-STP-U-027

CFDA No. and Title: 20.205 Highway Planning and Construction

This is an agreement between the City of Davenport, Iowa (hereinafter referred to as the RECIPIENT) and the Iowa Department of Transportation (hereinafter referred to as the DEPARTMENT). Iowa Code Sections 306A.7 and 307.44 provide for the RECIPIENT and the DEPARTMENT to enter into agreements with each other for the purpose of financing transportation improvement projects on streets and highways in Iowa with Federal funds. Federal regulations require Federal funds to be administered by the DEPARTMENT.

The RECIPIENT has received Federal funding through the Surface Transportation Block Grant (STBG) Program. STGB funds are available for construction, reconstruction, rehabilitation, resurfacing, restoration and operational or safety improvement projects on Federal-aid highways, bridges (as defined by the National Bridge Inspection Standards) on any public road, and several other types of projects, as specified in 23 U.S.C. 133(b). Federal-aid highways include all Federal Functional Classifications, except for rural minor collectors or local roads.

Pursuant to the terms of this agreement, applicable statutes, and administrative rules, the DEPARTMENT agrees to provide STBG funding to the RECIPIENT for the authorized and approved costs for eligible items associated with the project.

Under this agreement, the parties further agree as follows:

1. The RECIPIENT shall be the lead local governmental agency for carrying out the provisions of this agreement.

2. All notices required under this agreement shall be made in writing to the appropriate contact person. The DEPARTMENT's contact person will be the Local Systems Project Development Engineer, Christy VanBuskirk, and the Eastern Region Local Systems Field Engineer, Dillon Feldmann. The RECIPIENT's contact person shall be the City Engineer.

3. The RECIPIENT shall be responsible for the development and completion of the following described STBG project:

   HMA Resurfacing with Milling - In the City of Davenport, on 3rd St, from Telegraph Rd to Harrison St

4. Eligible project activities will be limited to actual construction costs.

5. Costs associated with work outside the eligible project construction limits, routine maintenance activities, operations, and monitoring expenses are not eligible. In addition, administrative costs, engineering, inspection, legal, right of way, utility relocations, activities necessary to comply with Federal and State environmental or permit requirements, and fees or interest associated with bonds or loans are not eligible.

6. The RECIPIENT shall receive reimbursement for costs of authorized and approved eligible project activities from STBG funds. The portion of the project costs reimbursed by STBG funds shall be limited to a maximum of either 80 percent of eligible costs or the amount of $3,564,718, as stipulated in the Bi-State Regional Commission current Transportation Improvement Program (TIP) and approved in the current Statewide Transportation Improvement Program (STIP), whichever is less.

7. The RECIPIENT shall pay for all project costs not reimbursed with STBG funds.

8. If the project described in Section 3 drops out of the Bi-State Regional Commission current TIP or the approved current STIP prior to obligation of Federal funds, and the RECIPIENT fails to reprogram the project in the appropriate TIP and STIP within 3 years, this agreement shall become null and void.

9. The RECIPIENT shall let the project for bids through the DEPARTMENT.

10. If any part of this agreement is found to be void and unenforceable, the remaining provisions of this agreement shall remain in effect.

11. It is the intent of both parties that no third-party beneficiaries be created by this agreement.

12. This agreement and the attached Exhibit 1 constitute the entire agreement between the DEPARTMENT and the RECIPIENT concerning this project. Representations made before the signing of this agreement are not binding, and neither party has relied upon conflicting representations in entering into this agreement. Any change or alteration to the terms of this agreement shall be made in the form of an addendum to this agreement. The addendum shall become effective only upon written approval of the DEPARTMENT and the RECIPIENT.

IN WITNESS WHEREOF, each of the parties hereto has executed this agreement as of the date shown opposite its signature below.

City Signature Block

By_____ Date _____, 20_____

_____
Title of city official

I,_____, certify that I am the City Clerk of Davenport, and that_____, who signed said Agreement for and on behalf of the city was duly authorized to execute the same by virtue of a formal resolution duly passed and adopted by the city on the _____ day of _____, 20_____.

Signed_____ Date _____, 20_____

City Clerk of Davenport, Iowa

IOWA DEPARTMENT OF TRANSPORTATION
Highway Administration

By_____ Date _____, 20_____
Dillon Feldmann, P.E.
Local Systems Field Engineer
Eastern Region

EXHIBIT 1
General Agreement Provisions for use of Federal Highway Funds on Non-primary Projects

Unless otherwise specified in this agreement, the RECIPIENT shall be responsible for the following:

1. General Requirements.

a. The RECIPIENT shall take the necessary actions to comply with applicable State and Federal laws and regulations. To assist the RECIPIENT, the DEPARTMENT has provided guidance in the Federal-aid Project Development Guide (Guide) and the Instructional Memorandums to Local Public Agencies (I.M.s) that are referenced by the Guide. Both are available on-line at: https://www.iowadot.gov/local_systems/publications/im/lpa_ims.htm. The RECIPIENT shall follow the applicable procedures and guidelines contained in the Guide and I.M.s in effect at the time project activities are conducted.

b. In accordance with Title VI of the Civil Rights Act of 1964 and associated subsequent nondiscrimination laws, regulations, and executive orders, the RECIPIENT shall not discriminate against any person on the basis of race, color, national origin, sex, age, or disability. In accordance with Iowa Code Chapter 216, the RECIPIENT shall not discriminate against any person on the basis of race, color, creed, age, sex, sexual orientation, gender identity, national origin, religion, pregnancy, or disability. The RECIPIENT agrees to comply with the requirements outlined in I.M. 1.070, Title VI and Nondiscrimination Requirements, which includes the requirement to provide a copy of the Subrecipient's Title VI Plan or Agreement and Standard DOT Title VI Assurances to the Department.

c. The RECIPIENT shall comply with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), Section 504 of the Rehabilitation Act of 1973 (Section 504), the associated Code of Federal Regulations (CFR) that implement these laws, and the guidance provided in I.M. 1.080, ADA Requirements. When bicycle and/or pedestrian facilities are constructed, reconstructed, or altered, the RECIPIENT shall make such facilities compliant with the ADA and Section 504, which includes following the requirements set forth in Chapter 12A for sidewalks and Chapter 12B for Bicycle Facilities of the Iowa DOT Design Manual.

d. To the extent allowable by law, the RECIPIENT agrees to indemnify, defend, and hold the DEPARTMENT harmless from any claim, action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of this project. This agreement to indemnify, defend, and hold harmless applies to all aspects of the DEPARTMENT's application review and approval process, plan and construction reviews, and funding participation.

e. As required by the 2 CFR 200.501 "Audit Requirements," a non-Federal entity expending $750,000 or more in Federal awards in a year shall have a single or program-specific audit conducted for that year in accordance with the provision of that part. Auditee responsibilities are addressed in Subpart F of 2 CFR 200. The Federal funds provided by this agreement shall be reported on the appropriate Schedule of Expenditures of Federal Awards (SEFA) using the Catalog of Federal Domestic Assistance (CFDA) number and title as shown on the first page of this agreement. If the RECIPIENT will pay initial project costs and request reimbursement from the DEPARTMENT, the RECIPIENT shall report this project on its SEFA. If the DEPARTMENT will pay initial project costs and then credit those accounts from which initial costs were paid, the DEPARTMENT will report this project on its SEFA. In this case, the RECIPIENT shall not report this project on its SEFA.

f. The RECIPIENT shall supply the DEPARTMENT with all information required by the Federal Funding Accountability and Transparency Act of 2006 and 2 CFR Part 170.

g. The RECIPIENT shall comply with the following Disadvantaged Business Enterprise (DBE) requirements:

   i. The RECIPIENT shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The RECIPIENT shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of DOT-assisted contracts.

   ii. The RECIPIENT shall comply with the requirements of I.M. 5.010, DBE Guidelines.

iii. The DEPARTMENT's DBE program, as required by 49 CFR Part 26 and as approved by the Federal Highway Administration (FHWA), is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the RECIPIENT of its failure to carry out its approved program, the DEPARTMENT may impose sanctions as provided for under Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

h. Termination of funds. Notwithstanding anything in this agreement to the contrary, and subject to the limitations set forth below, the DEPARTMENT shall have the right to terminate this agreement without penalty and without any advance notice as a result of any of the following: 1) The Federal government, legislature or governor fail in the sole opinion of the DEPARTMENT to appropriate funds sufficient to allow the DEPARTMENT to either meet its obligations under this agreement or to operate as required and to fulfill its obligations under this agreement; or 2) If funds are de-appropriated, reduced, not allocated, or receipt of funds is delayed, or if any funds or revenues needed by the DEPARTMENT to make any payment hereunder are insufficient or unavailable for any other reason as determined by the DEPARTMENT in its sole discretion; or 3) If the DEPARTMENT's authorization to conduct its business or engage in activities or operations related to the subject matter of this agreement is withdrawn or materially altered or modified. The DEPARTMENT shall provide the RECIPIENT with written notice of termination pursuant to this section.

2. Programming.

a. The RECIPIENT shall be responsible for including the project in the appropriate Regional Planning Affiliation (RPA) or Metropolitan Planning Organization (MPO) Transportation Improvement Program (TIP). The RECIPIENT shall also ensure that the appropriate RPA or MPO, through their TIP submittal to the DEPARTMENT, includes the project in the Statewide Transportation Improvement Program (STIP). If the project is not included in the appropriate fiscal year of the STIP, Federal funds cannot be authorized.

b. Upon receipt of Federal Highway Administration (FHWA) authorization a Federal Award Identification Number (FAIN) will be assigned to this project by the FHWA based on a methodology that incorporates identifying information about the federal award such as the federal funding program code and the federal project number. This FAIN will be used to identify this project and award on the federal government's listing of financial assistance awards consistent with the Federal Funding Accountability and Transparency Act of 2006 (FFATA) at usaspending.gov.

c. A period of performance for this federal funding award will be established at the time of FHWA authorization. The start date of the period of performance will be the FHWA authorization date. The project end date (PED) will be determined according to the methodology in I.M. 1.200, Federal Funds Management. Costs incurred before the start date or after the PED of the period of performance will not be eligible for reimbursement.

3. Design and Consultant Services

a. The RECIPIENT shall be responsible for the design of the project, including all necessary plans, specifications, and estimates (PS&E). The project shall be designed in accordance with the design guidelines provided or referenced by the DEPARTMENT in the Guide and applicable I.M.s.

4. Environmental Requirements and other Agreements or Permits.

a. The RECIPIENT shall take the appropriate actions and prepare the necessary documents to fulfill the FHWA requirements for project environmental studies including historical/cultural reviews and location approval. The RECIPIENT shall complete any mitigation agreed upon in the FHWA approval document. These procedures are set forth in I.M. 3.020, Concept Statement Instructions; 4.020, NEPA Process; 4.110 Threatened and Endangered Species; and 4.120, Cultural Resource Regulations.

b. If farmland is to be acquired, whether for use as project right-of-way or permanent easement, the RECIPIENT shall follow the procedures in I.M. 4.170, Farmland Protection Policy Act.

c. The RECIPIENT shall obtain project permits and approvals, when necessary, from the Iowa DEPARTMENT of Cultural Affairs (State Historical Society of Iowa; State Historic Preservation Officer), Iowa Department of Natural Resources, U.S. Coast Guard, U.S. Army Corps of Engineers, the DEPARTMENT, or other agencies as required. The RECIPIENT shall follow the procedures in I.M. 4.130, 404 Permit Process; 4.140, Storm Water Permits; 4.150 Iowa DNR Floodplain Permits and Regulations; 4.190, Highway Improvements in the Vicinity of Airports or Heliports; and 4.160, Asbestos Inspection, Removal, and Notification Requirements.

d. In all contracts entered into by the RECIPIENT, and all subcontracts, in connection with this project that exceed $100,000, the RECIPIENT shall comply with the requirements of Section 114 of the Clean Air Act and Section 308 of the Federal Water Pollution Control Act, and all their regulations and guidelines. In such contracts, the RECIPIENT shall stipulate that any facility to be utilized in performance of or to benefit from this agreement is not listed on the Environmental Protection Agency (EPA) List of Violating Facilities or is under consideration to be listed.

5. Right-of-Way, Railroads and Utilities.

a. The RECIPIENT shall acquire the project right-of-way, whether by lease, easement, or fee title, and shall provide relocation assistance benefits and payments in accordance with the procedures set forth in I.M. 3.600, Right-of-Way Acquisition, and the DEPARTMENT's Right of Way Bureau Local Public Agency Manual. The RECIPIENT shall contact the DEPARTMENT for assistance, as necessary, to ensure compliance with the required procedures, even though no Federal funds are used for right-of-way activities. If Federal-aid will not be used in the cost of acquiring right-of-way, acquisition activities may begin prior to FHWA Environmental Concurrence. However, such acquisitions cannot affect the National Environmental Policy Act (NEPA) decision making process.

b. If a railroad crossing or railroad tracks are within or adjacent to the project limits, the RECIPIENT shall obtain agreements, easements, or permits as needed from the railroad. The RECIPIENT shall follow the procedures in I.M. 3.670, Work on Railroad Right-of-Way and I.M. 3.680, Federal-aid Projects Involving Railroads.

c. The RECIPIENT shall comply with the Policy for Accommodating Utilities on City and County Federal-aid Highway Right of Way for projects on non-primary Federal-aid highways. For projects connecting to or involving some work inside the right-of-way for a primary highway, the RECIPIENT shall follow the DEPARTMENT's Policy for Accommodating Utilities on Primary Road System. The RECIPIENT should also use the procedures outlined in I.M. 3.640, Utility Accommodation and Coordination, as a guide to coordinating with utilities.

6. Contract Procurement.

The following provisions apply only to projects involving physical construction or improvements to transportation facilities:

a. The project plans, specifications, and cost estimate (PS&E) shall be prepared and certified by a professional engineer, architect, or landscape architect, as applicable, licensed in the State of Iowa.

b. For projects let through the DEPARTMENT, the RECIPIENT shall be responsible for the following:

i. Prepare and submit the PS&E and other contract documents to the DEPARTMENT for review and approval in accordance with I.M. 3.700, Check and Final Plans and I.M. 3.500, Bridge or Culvert Plans, as applicable.

ii. The contract documents shall use the DEPARTMENT's Standard Specifications for Highway and Bridge Construction. Prior to their use in the PS&E, specifications developed by the RECIPIENT for individual construction items shall be approved by the DEPARTMENT.

iii. Follow the procedures in I.M. 5.030, Iowa DOT Letting Process, to analyze the bids received, make a decision to either award a contract to the lowest responsive bidder or reject all bids, and if a contract is awarded, and execute the contract documents in Doc Express.

c. For projects that are let locally by the RECIPIENT, the RECIPIENT shall follow the procedures in I.M. 5.120, Local Letting Process - Federal-aid.

d. The RECIPIENT shall forward a completed Project Development Certification (Form 730002) to the DEPARTMENT in accordance with I.M. 3.710, Project Development Certification Instructions. The project shall not receive FHWA Authorization for construction or be advertised for bids until after the DEPARTMENT has reviewed and approved the Project Development Certification.

e. If the RECIPIENT is a city, the RECIPIENT shall comply with the public hearing requirements of the Iowa Code section 26.12.

f. The RECIPIENT shall not provide the contractor with notice to proceed until after receiving notice in Doc Express that the Iowa DOT has concurred in the contract award.

7. Construction.

a. A full-time employee of the RECIPIENT shall serve as the person in responsible charge of the construction project. For cities that do not have any full-time employees, the mayor or city clerk will serve as the person in responsible charge, with assistance from the DEPARTMENT.

b. Traffic control devices, signing, or pavement markings installed within the limits of this project shall conform to the "Manual on Uniform Traffic Control Devices for Streets and Highways" per 761 IAC Chapter 130. The safety of the general public shall be assured through the use of proper protective measures and devices such as fences, barricades, signs, flood lighting, and warning lights as necessary.

c. For projects let through the DEPARTMENT, the project shall be constructed under the DEPARTMENT's Standard Specifications for Highway and Bridge Construction and the RECIPIENT shall comply with the procedures and responsibilities for materials testing according to the DEPARTMENT's Materials I.M.s. Available on-line at: http://www.iowadot.gov/erl/current/IM/navigation/nav.htm.

d. For projects let locally, the RECIPIENT shall provide materials testing and certifications as required by the approved specifications.

e. If the DEPARTMENT provides any materials testing services to the RECIPIENT, the DEPARTMENT will bill the RECIPIENT for such testing services according to its normal policy as per Materials I.M. 103, Inspection Services Provided to Counties, Cities, and Other State Agencies.

f. The RECIPIENT shall follow the procedures in I.M. 6.000, Construction Inspection, and the DEPARTMENT's Construction Manual, as applicable, for conducting construction inspection activities.

8. Reimbursements.

a. After costs have been incurred, the RECIPIENT shall submit to the DEPARTMENT periodic itemized claims for reimbursement for eligible project costs. Requests for reimbursement shall be made at least once every six months, but not more than bi-weekly.

b. To ensure proper accounting of costs, reimbursement requests for costs incurred prior to June 30 shall be submitted to the DEPARTMENT by August 1.

c. Reimbursement claims shall include a certification that all eligible project costs, for which reimbursement is requested, have been reviewed by an official or governing board of the RECIPIENT, are reasonable and proper, have been paid in full, and were completed in substantial compliance with the terms of this agreement.

d. Reimbursement claims shall be submitted on forms identified by the Department along with all required supporting documentation. The DEPARTMENT will reimburse the RECIPIENT for properly documented and certified claims for eligible project costs. The DEPARTMENT may withhold up to 5% of the Federal share of construction costs or 5% of the total Federal funds available for the project, whichever is less. Reimbursement will be made either by State warrant or by crediting other accounts from which payment was initially made. If, upon final audit or review, the DEPARTMENT determines the RECIPIENT has been overpaid, the RECIPIENT shall reimburse the overpaid amount to the DEPARTMENT. After the final audit

or review is complete and after the RECIPIENT has provided all required paperwork, the DEPARTMENT will release the Federal funds withheld.

e. The total funds collected by the RECIPIENT for this project shall not exceed the total project costs. The total funds collected shall include any Federal or State funds received, any special assessments made by the RECIPIENT (exclusive of any associated interest or penalties) pursuant to Iowa Code Chapter 384 (cities) or Chapter 311 (counties), proceeds from the sale of excess right-of-way, and any other revenues generated by the project. The total project costs shall include all costs that can be directly attributed to the project. In the event that the total funds collected by the RECIPIENT do exceed the total project costs, the RECIPIENT shall either:

   i. In the case of special assessments, refund to the assessed property owners the excess special assessments collected (including interest and penalties associated with the amount of the excess), or

   ii. Refund to the DEPARTMENT all funds collected in excess of the total project costs (including interest and penalties associated with the amount of the excess) within 60 days of the receipt of any excess funds. In return, the DEPARTMENT will either credit reimbursement billings to the FHWA or credit the appropriate State fund account in the amount of refunds received from the RECIPIENT.

9. Project Close-out.

a. Within 30 days of completion of construction or other activities authorized by this agreement, the RECIPIENT shall provide written notification to the DEPARTMENT. The RECIPIENT shall follow and request a final audit, in accordance with the procedures in I.M. 6.110, Final Review, Audit, and Close-out Procedures for Federal-aid, Federal-aid Swap, and Farm-to-Market Projects. Failure to comply with the procedures will result in loss of federal funds remaining to be reimbursed and the repayment of funds already reimbursed. The RECIPIENT may be suspended from receiving federal funds on future projects.

b. For construction projects, the RECIPIENT shall provide a certification by a professional engineer, architect, or landscape architect as applicable, licensed in the State of Iowa, indicating the construction was completed in substantial compliance with the project plans and specifications.

c. Final reimbursement of Federal funds shall be made only after the DEPARTMENT accepts the project as complete.

d. The RECIPIENT shall maintain all books, documents, papers, accounting records, reports, and other evidence pertaining to costs incurred for the project. The RECIPIENT shall also make these materials available at all reasonable times for inspection by the DEPARTMENT, FHWA, or any authorized representatives of the Federal Government. Copies of these materials shall be furnished by the RECIPIENT if requested. Such documents shall be retained for at least 3 years from the date of FHWA approval of the final closure document. Upon receipt of FHWA approval of the final closure document, the DEPARTMENT will notify the RECIPIENT of the record retention date.

e. The RECIPIENT shall maintain, or cause to be maintained, the completed improvement in a manner acceptable to the DEPARTMENT and the FHWA.

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Resolution approving the Federal-Aid Agreement with the Iowa Department of Transportation for the West Loop Trail Phase I project in the amount of $522,770, CIP #28029. [Ward 1]

Recommendation:
Adopt the Resolution.

Background:
The Iowa Department of Transportation (DOT) routinely budgets funding for pedestrian and bicycle facilities through Iowa's Transportation Alternatives Program (TAP). The City has received a grant for $522,770 through this program for the West Loop Trail Phase I project. The proposed agreement has been received and is ready for execution pending Council approval.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Exhibit	Funding Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:23 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:24 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:42 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the Federal-Aid Agreement with the Iowa Department of Transportation for the West Loop Trail Phase I project in the amount of $522,770, CIP #28029.

WHEREAS, the City of Davenport has applied for and received a $522,770 Transportation Alternatives Program (TAP) grant from the State of Iowa for the West Loop Trail Phase I project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport, Iowa that the Federal-Aid Agreement with the Iowa Department of Transportation for the West Loop Trail Phase I project in the amount of $522,770 is hereby approved.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

IOWA DEPARTMENT OF TRANSPORTATION
Federal-Aid Agreement for a
Transportation Alternatives Program (TAP) Project

Subrecipient: **City of Davenport**
Subrecipient Unique Entity Identifier: **WJCNAUXKNRL7**
Project Number(s): **TAP-T-1827(695)--8V-82**
Iowa DOT Agreement Number: **23-TAP-125**

This agreement, made as of the date of the last party's signature below, is between city of Davenport (hereinafter referred to as Subrecipient) and the Iowa Department of Transportation, the federal pass-through entity (hereinafter referred to as the Department). Iowa Code Sections 306A.7 and 307.44 provide for the Subrecipient and the Department to enter into agreements with each other for the purpose of financing transportation improvement projects in Iowa with federal funds. Federal regulations require federal funds to be administered by the Department. The federal-aid highway funds included in this agreement are jointly implemented by the Federal Highway Administration (FHWA) and the Department.

The Subrecipient has received federal funding through the Transportation Alternatives Program (TAP), which is funded by the Transportation Alternatives Set-aside of the Surface Transportation Block Grant Program (TA Set-aside), as codified in Section 133(h) of Title 23, United States Code (U.S.C.), which are hereinafter referred to as TA Set-aside funds. The Catalog of Federal Domestic Assistance (CFDA) number and title for this funding is 20.205 Highway Planning and Construction.

Pursuant to the terms of this agreement, applicable statutes, and administrative rules, the Department agrees to provide the funding named above to the Subrecipient for the authorized and approved costs for eligible items associated with the project.

Under this agreement, the parties further agree as follows:

1. The Subrecipient shall be responsible for carrying out the provisions of this agreement.

2. All notices required under this agreement shall be made in writing to the appropriate contact person. The Department's contact person shall be Troy Schroeder, Systems Planning Bureau, 800 Lincoln Way, Ames, Iowa 50010, 515-239-1861. The Subrecipient's contact person shall be Nichole Kuzniewicz, Civil Engineer I, 1200 E 46th Street, Davenport, Iowa 52807, 563-326-7784.

3. The Subrecipient shall be responsible for the development and completion of the following described project:

   West Loop Phase I: Multiuse path: Emeis Park Dr & Locust St from Duck Creek Trail at Emeis Park to Wisconsin Ave

4. The Subrecipient shall receive reimbursement for costs of authorized and approved eligible project activities under the TAP program from TA Set-aside funds. The portion of the project costs reimbursed with TA Set-aside funds shall be limited to a maximum of either **80 percent** of eligible costs (other than those reimbursed with other federal funds) or the amount listed (**$522,770**) in the Bi-State Regional Commission's current Transportation Improvement Program (TIP) and approved in the current Statewide Transportation Improvement Program (STIP), whichever is less. Eligible project activities will be as described in Section 133(h) of Title 23, United States Code (U.S.C.), and determined by the Department to be eligible.

5. Eligible project costs in excess of the amount reimbursed by the Department above will be considered the local contribution and may include cash, non-cash or approved state fund contributions, subject to Department approval. The local contribution must equal a minimum of 20 percent of eligible project costs. The subrecipient shall certify to the Department the value of any non-cash contribution to the project prior to it being incurred and in accordance with the procedures outlined in the applicable Instructional Memorandum to Local Public Agencies (I.M.s). The Department retains the sole authority to determine the eligibility and value of the Subrecipient's non-cash contribution for the purposes of this agreement. If the Subrecipient's total cash and non-cash contribution is determined by the Department to be less than that required by this agreement, the Subrecipient shall increase its cash contribution or the grant amount associated with this project shall be reduced accordingly.

6. The Subrecipient must have let the contract or have construction started within two years of October 1, 2022. If the Subrecipient does not do this, they will be in default for which the Department can revoke funding commitments. The Department may approve extensions of this agreement for periods up to six months upon receipt of a written request from the Subrecipient at least sixty (60) days prior to the deadline.

7. If the Subrecipient fails to perform any obligation under this agreement, the Department shall have the right, after first giving thirty (30) days written notice to the Subrecipient by certified mail return receipt requested, to declare any part or all of this agreement in default. The Subrecipient shall have thirty (30) days from date of mailing of the notice to cure the default. If the Recipient cures the default, the Subrecipient shall notify Department no later than five (5) days after cure or before the end of said thirty (30) day period given to cure the default. The Department may thereafter determine whether the default has, in fact, been cured, or whether the Subrecipient remains in default.

8. This agreement may be declared to be in default by the Department if the Department determines that the Subrecipient's application for funding contained inaccuracies, omissions, errors or misrepresentations; or if the Department determines that the project is not developed as described in the application and according to the requirements of this agreement.

9. In the event a default is not cured the Department may do any of the following: a) revoke funding commitments of funds loaned or granted by this agreement; b) seek repayment of funds loaned or granted by this agreement; or c) revoke funding commitments of funds loaned or granted by this agreement and also seek repayment of funds loaned or granted by this agreement. By signing this agreement the Subrecipient agrees to repay said funding if they are found to be in default.

Repayment methods may include cash repayment, installment repayments with negotiable interest rates, or other methods as approved by the Department.

10. The Subrecipient shall comply with Exhibit 1, General Agreement Provisions for use of Federal Highway Funds on Non-primary Highways, which is attached hereto and by this reference is incorporated into this agreement.

11. The Subrecipient shall maintain, or cause to be maintained for the intended public use, the improvement for twenty (20) years from the completion date in a manner acceptable to the Department.

12. This agreement is not assignable without the prior written consent of the Department.

13. If any part of this agreement is found to be void and unenforceable, the remaining provisions of this agreement shall remain in effect.

14. It is the intent of both parties that no third-party beneficiaries be created by this agreement.

15. This agreement shall be executed and delivered in two or more copies, each of which so executed and delivered shall be deemed to be an original and shall constitute but one and the same agreement.

16. This agreement and the attached exhibit constitute the entire agreement between the Department and the Subrecipient concerning this project. Representations made before the signing of this agreement are not binding, and neither party has relied upon conflicting representations in entering into this agreement. Any change or alteration to the terms of this agreement shall be made in the form of an addendum to this agreement. The addendum shall become effective only upon written approval of the Department and the Subrecipient.

IN WITNESS WHEREOF, each of the parties hereto has executed this agreement as of the date shown opposite its signature below.

SUBRECIPIENT: City of Davenport

By: _____ Date_____, _____

Title: _____

CERTIFICATION:

I, _____, certify that I am the Clerk of the city, and that
(Name of City Clerk)

_____, who signed said Agreement for and on behalf of
(Name of Mayor/Signer Above)

the city was duly authorized to execute the same by virtue of a formal resolution duly passed

and adopted by the city, on the ____ day of_____, _____.

Signed: _____

City Clerk of Davenport, Iowa.

IOWA DEPARTMENT OF TRANSPORTATION
Transportation Development Division
800 Lincoln Way, Ames, Iowa 50010
Tel. 515-239-1664

By: _____ Date_____, _____
Garrett Pedersen
Director
Systems Planning Bureau

EXHIBIT 1
General Agreement Provisions for use of Federal Highway Funds on Non-primary Projects

Unless otherwise specified in this agreement, the Subrecipient shall be responsible for the following:

1. General Requirements.

a. The Subrecipient shall take the necessary actions to comply with applicable state and federal laws and regulations. To assist the Subrecipient, the Department has provided guidance in the Federal-aid Project Development Guide (Guide) and the Instructional Memorandums to Local Public Agencies (I.M.s) that are referenced by the Guide. Both are available on-line at: https://iowadot.gov/local_systems/im/lpa-ims. The Subrecipient shall follow the applicable procedures and guidelines contained in the Guide and I.M.s in effect at the time project activities are conducted.

b. In accordance with Title VI of the Civil Rights Act of 1964 and associated subsequent nondiscrimination laws, regulations, and executive orders, the Subrecipient shall not discriminate against any person on the basis of race, color, national origin, sex, age, or disability. In accordance with Iowa Code Chapter 216, the Subrecipient shall not discriminate against any person on the basis of race, color, creed, age, sex, sexual orientation, gender identity, national origin, religion, pregnancy, or disability. The Subrecipient agrees to comply with the requirements outlined in I.M. 1.070, Title VI and Nondiscrimination Requirements which includes the requirement to provide a copy of the Subrecipient's Title VI Plan or Agreement and Standard DOT Title VI Assurances to the Department.

c. The Subrecipient shall comply with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), Section 504 of the Rehabilitation Act of 1973 (Section 504), the associated Code of Federal Regulations (CFR) that implement these laws, and the guidance provided in I.M. 1.080, ADA Requirements. When bicycle and/or pedestrian facilities are constructed, reconstructed, or altered, the Subrecipient shall make such facilities compliant with the ADA and Section 504, which includes following the requirements set forth in Chapter 12A for sidewalks and Chapter 12B for Bicycle Facilities of the Iowa DOT Design Manual.

d. To the extent allowable by law, the Subrecipient agrees to indemnify, defend, and hold the Department harmless from any claim, action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of this project. This agreement to indemnify, defend, and hold harmless applies to all aspects of the Department's application review and approval process, plan and construction reviews, and funding participation.

e. As required by 2 CFR 200.501 "Audit Requirements," a non-federal entity expending $750,000 or more in federal awards in a year shall have a single or program-specific audit conducted for that year in accordance with the provision of that part. Auditee responsibilities are addressed in Subpart F of 2 CFR 200. The federal funds provided by this agreement shall be reported on the appropriate Schedule of Expenditures of Federal Awards (SEFA) using the Catalog of Federal

Domestic Assistance (CFDA) number and title as shown in this agreement. If the Subrecipient will pay initial project costs and request reimbursement from the Department, the Subrecipient shall report this project on its SEFA. If the Department will pay initial project costs and then credit those accounts from which initial costs were paid, the Department will report this project on its SEFA. In this case, the Subrecipient shall not report this project on its SEFA.

f. The Subrecipient shall supply the Department with all information required by the Federal Funding Accountability and Transparency Act of 2006 and 2 CFR Part 170.

g. The Subrecipient shall comply with the following Disadvantaged Business Enterprise (DBE) requirements:

   i. The Subrecipient shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any Department-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Subrecipient shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of Department-assisted contracts.

   ii. The Subrecipient shall comply with the requirements of I.M. 5.010, DBE Guidelines.

   iii. The Department's DBE program, as required by 49 CFR Part 26 and as approved by the Federal Highway Administration (FHWA), is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the Subrecipient of its failure to carry out its approved program, the Department may impose sanctions as provided for under Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

h. Termination of funds. Notwithstanding anything in this agreement to the contrary, and subject to the limitations set forth below, the Department shall have the right to terminate this agreement without penalty and without any advance notice as a result of any of the following: 1) The federal government, legislature or governor fail in the sole opinion of the Department to appropriate funds sufficient to allow the Department to either meet its obligations under this agreement or to operate as required and to fulfill its obligations under this agreement; or 2) If funds are de-appropriated, reduced, not allocated, or receipt of funds is delayed, or if any funds or revenues needed by the Department to make any payment hereunder are insufficient or unavailable for any other reason as determined by the Department in its sole discretion; or 3) If the Department's authorization to conduct its business or engage in activities or operations related to the subject matter of this agreement is withdrawn or materially altered or modified. The Department shall provide the Subrecipient with written notice of termination pursuant to this section.

2. Programming and Federal Authorization.

a. The Subrecipient shall be responsible for including the project in the appropriate Regional Planning Affiliation (RPA) or Metropolitan Planning Organization (MPO) Transportation Improvement Program (TIP). The Subrecipient shall also ensure that the appropriate RPA or MPO, through their TIP submittal to the Department, includes the project in the Statewide Transportation Improvement Program (STIP). If the project is not included in the appropriate fiscal year of the STIP, federal funds cannot be authorized.

b. Before beginning any work for which federal funding reimbursement will be requested, the Subrecipient shall contact the Department to obtain the procedures necessary to secure FHWA authorization. The Subrecipient shall submit a written request for FHWA authorization to the Department. After reviewing the Subrecipient's request, the Department will forward the request to the FHWA for authorization and obligation of federal funds. The Department will notify the Subrecipient when FHWA authorization is obtained. The cost of work performed prior to FHWA authorization will not be reimbursed with federal funds.

c. Upon receiving FHWA authorization, the Subrecipient must show federal aid funding activity to receive the programmed amount authorized for the project. If there is no funding activity for nine or more months after the previous activity, the remaining unused programmed amount will be de-obligated from the project and there will be no further federal aid reimbursement issued for the project. If the Subrecipient knows in advance that funding activity will not occur for the nine months, the Contract Administrator needs to be notified to determine if programming of funds can be adjusted or other options can be explored.

d. Upon receipt of Federal Highway Administration (FHWA) authorization a Federal Award Identification Number (FAIN) will be assigned to this project by the FHWA based on a methodology that incorporates identifying information about the federal award such as the federal funding program code and the federal project number. This FAIN will be used to identify this project and award on the federal government's listing of financial assistance awards consistent with the Federal Funding Accountability and Transparency Act of 2006 (FFATA) at usaspending.gov.

e. A period of performance for this federal funding award will be established at the time of FHWA authorization. The start date of the period of performance will be the FHWA authorization date. The project end date (PED) will be determined according to the methodology in I.M. 1.200, Federal Funds Management. Costs incurred before the start date or after the PED of the period of performance will not be eligible for reimbursement.

3. Federal Participation in Work Performed by Subrecipient Employees.

a. If federal reimbursement will be requested for engineering, construction inspection, right-of-way acquisition or other services provided by employees of the Subrecipient, the Subrecipient shall follow the procedures in I.M. 3.330, Federal-aid Participation in In-House Services.

b. If federal reimbursement will be requested for construction performed by employees of the Subrecipient, the Subrecipient shall follow the procedures in I.M. 6.010, Federal-aid Construction by Local Agency Forces.

c. If the Subrecipient desires to claim indirect costs associated with work performed by its employees, the Subrecipient shall prepare and submit to the Department an indirect cost rate proposal and related documentation in accordance with the requirements of 2 CFR 200. Before incurring any indirect costs, such indirect cost rate proposal shall be certified by the FHWA or the federal agency providing the largest amount of federal funds to the Subrecipient. If approved, the approved indirect cost rate shall be incorporated by means of an addendum to this agreement.

4. Design and Consultant Services

a. The Subrecipient shall be responsible for the design of the project, including all necessary plans, specifications, and estimates (PS&E). The project shall be designed in accordance with the design guidelines provided or referenced by the Department in the Guide and applicable I.M.s.

b. If the Subrecipient requests federal funds for consultant services, the Subrecipient and the Consultant shall prepare a contract for consultant services in accordance with 23 CFR Part 172. These regulations require a qualifications-based selection process. The Subrecipient shall follow the procedures for selecting and using consultants outlined in I.M. 3.310, Federal-aid Participation in Consultant Costs.

c. If Preliminary Engineering (PE) work is federally funded, and if right-of-way acquisition or actual construction of the project is not started by the close of the tenth fiscal year following the fiscal year in which the federal funds were authorized, the Subrecipient shall repay to the Department the amount of federal funds reimbursed to the Subrecipient for such PE work. PE includes work that is part of the development of the PS&E for a construction project. This includes environmental studies and documents, preliminary design, and final design up through and including the preparation of bidding documents. PE does not include planning or other activities that are not intended to lead to a construction project. Examples include planning, conceptual, or feasibility studies.

5. Environmental Requirements and other Agreements or Permits.

a. The Subrecipient shall take the appropriate actions and prepare the necessary documents to fulfill the FHWA requirements for project environmental studies including historical/cultural reviews and location approval. The Subrecipient shall complete any mitigation agreed upon in the FHWA approval document. These procedures are set forth in I.M. 3.020, Concept Statement Instructions; 4.020, NEPA Process; 4.110, Threatened and Endangered Species; and 4.120, Cultural Resource Regulations.

b. If farmland is to be acquired, whether for use as project right-of-way or permanent easement, the Subrecipient shall follow the procedures in I.M. 4.170, Farmland Protection Policy Act.

c. The Subrecipient shall obtain project permits and approvals, when necessary, from the Iowa Department of Cultural Affairs (State Historical Society of Iowa; State Historic Preservation Officer), Iowa Department of Natural Resources, U.S. Coast Guard, U.S. Army Corps of Engineers, the Department, or other agencies as required. The Subrecipient shall follow the procedures in I.M. 4.130, 404 Permit Process; 4.140, Storm Water Permits; 4.150, Iowa DNR Floodplain Permits and Regulations; 4.160, Asbestos Inspection, Removal and Notification Requirements; and 4.190, Highway Improvements in the Vicinity of Airports or Heliports.

d. In all contracts entered into by the Subrecipient, and all subcontracts, in connection with this project that exceed $100,000, the Subrecipient shall comply with the requirements of Section 114 of the Clean Air Act and Section 308 of the Federal Water Pollution Control Act, and all their regulations and guidelines. In such contracts, the Subrecipient shall stipulate that any facility to be utilized in performance of or to benefit from this agreement is not listed on the Environmental Protection Agency (EPA) List of Violating Facilities or is under consideration to be listed.

6. Right-of-Way, Railroads and Utilities.

a. The Subrecipient shall acquire the project right-of-way, whether by lease, easement, or fee title, and shall provide relocation assistance benefits and payments in accordance with the procedures set forth in I.M. 3.600, Right-of-Way Acquisition, and the Department's Right of Way Bureau Local Public Agency Manual. The Subrecipient shall contact the Department for assistance, as necessary, to ensure compliance with the required procedures, even if no federal funds are used for right-of-way activities. The Subrecipient shall obtain environmental concurrence before acquiring any needed right-of-way. With prior approval, hardship and protective buying is possible. If the Subrecipient requests federal funding for right-of-way acquisition, the Subrecipient shall also obtain FHWA authorization before purchasing any needed right-of-way.

b. If the project right-of-way is federally funded and if the actual construction is not undertaken by the close of the twentieth fiscal year following the fiscal year in which the federal funds were authorized, the Subrecipient shall repay the amount of federal funds reimbursed for right-of-way costs to the Department.

c. If a railroad crossing or railroad tracks are within or adjacent to the project limits, the Subrecipient shall obtain agreements, easements, or permits as needed from the railroad. The Subrecipient shall follow the procedures in I.M. 3.670, Work on Railroad Right-of-Way, and I.M. 3.680, Federal-aid Projects Involving Railroads.

d. The Subrecipient shall comply with the Policy for Accommodating Utilities on City and County Federal-aid Highway Right of Way for projects on non-primary federal-aid highways. For projects connecting to or involving some work inside the right-of-way for a primary highway, the Subrecipient shall follow the Department’s Policy for Accommodating Utilities on Primary Road System. Certain utility relocation, alteration, adjustment, or removal costs to the Subrecipient for the project may be eligible for federal funding reimbursement. The Subrecipient should also use the procedures outlined in I.M. 3.640, Utility Accommodation and Coordination, as a guide to coordinating with utilities.

e. If the Subrecipient desires federal reimbursement for utility costs, it shall submit a request for FHWA authorization prior to beginning any utility relocation work, in accordance with the procedures outlined in I.M. 3.650, Federal-aid Participation in Utility Relocations.

7. Construction Contract Procurement.

The following provisions apply only to projects involving physical construction or improvements to transportation facilities:

a. The project plans, specifications, and cost estimate (PS&E) shall be prepared and certified by a professional engineer, architect, or landscape architect, as applicable, licensed in the State of Iowa.

b. For projects let through the Department, the Subrecipient shall be responsible for the following:

i. Prepare and submit the PS&E and other contract documents to the Department for review and approval in accordance with I.M. 3.700, Check and Final Plans and I.M. 3.500, Bridge or Culvert Plans, as applicable.

ii. The contract documents shall use the Department's Standard Specifications for Highway and Bridge Construction. Prior to their use in the PS&E, specifications developed by the Subrecipient for individual construction items shall be approved by the Department.

iii. Follow the procedures in I.M. 5.030, Iowa DOT Letting Process, to analyze the bids received, make a decision to either award a contract to the lowest responsive bidder or reject all bids, and if a contract is awarded, execute the contract documents in Doc Express.

c. For projects that are let locally by the Subrecipient, the Subrecipient shall follow the procedures in I.M. 5.120, Local Letting Process, Federal-aid.

d. The Subrecipient shall forward a completed Project Development Certification (Form 730002) to the Department in accordance with I.M. 5.050, Project Development Certification Instructions. The project shall not receive FHWA authorization for construction or be advertised for bids until after the Department has reviewed and approved the Project Development Certification.

e. If the Subrecipient is a city, the Subrecipient shall comply with the public hearing requirements of the Iowa Code section 26.12.

f. The Subrecipient shall not provide the contractor with notice to proceed until after receiving notice in Doc Express that the Department has concurred in the contract award.

8. Construction.

a. A full-time employee of the Subrecipient shall serve as the person in responsible charge of the construction project. For cities that do not have any full-time employees, the mayor or city clerk will serve as the person in responsible charge, with assistance from the Department.

b. Traffic control devices, signing, or pavement markings installed within the limits of this project shall conform to the "Manual on Uniform Traffic Control Devices for Streets and Highways" per 761 IAC Chapter 130. The safety of the general public shall be assured through the use of proper protective measures and devices such as fences, barricades, signs, flood lighting, and warning lights as necessary.

c. For projects let through the Department, the project shall be constructed under the Department's Standard Specifications for Highway and Bridge Construction and the Subrecipient shall comply with the procedures and responsibilities for materials testing according to the Department's Materials I.M.s applicable to the letting. Available on-line at: https://www.iowadot.gov/erl/index.html.

d. For projects let locally, the Subrecipient shall provide materials testing and certifications as required by the approved specifications.

e. If the Department provides any materials testing services to the Subrecipient, the Department will bill the Subrecipient for such testing services according to its normal policy as per Materials I.M. 103, Inspection Services Provided to Counties, Cities, and Other State Agencies.

f. The Subrecipient shall follow the procedures in I.M. 6.000, Construction Inspection, and the Department's Construction Manual, as applicable, for conducting construction inspection activities.

9. Reimbursements.

a. After costs have been incurred, the Subrecipient shall submit to the Department periodic itemized claims for reimbursement for eligible project costs. Requests for reimbursement shall be made at least once every six months but not more than bi-weekly.

b. To ensure proper accounting of costs, reimbursement requests for costs incurred prior to June 30 shall be submitted to the Department by August 1.

c. Reimbursement claims shall include a certification that all eligible project costs, for which reimbursement is requested, have been reviewed by an official or governing board of the Subrecipient, are reasonable and proper, have been paid in full, and were completed in substantial compliance with the terms of this agreement.

d. Reimbursement claims shall be submitted on forms identified by the Department along with all required supporting documentation. The Department will reimburse the Subrecipient for properly documented and certified claims for eligible project costs. The Department may withhold up to 5% of the federal share of construction costs or 5% of the total federal funds available for the project, whichever is less. Reimbursement will be made either by state warrant or by crediting other accounts from which payment was initially made. If, upon final audit or review, the Department determines the Subrecipient has been overpaid, the Subrecipient shall reimburse the overpaid amount to the Department. After the final audit or review is complete

and after the Subrecipient has provided all required paperwork, the Department will release the federal funds withheld.

e. The total funds collected by the Subrecipient for this project shall not exceed the total project costs. The total funds collected shall include any federal or state funds received, any special assessments made by the Subrecipient (exclusive of any associated interest or penalties) pursuant to Iowa Code Chapter 384 (cities) or Chapter 311 (counties), proceeds from the sale of excess right-of-way, and any other revenues generated by the project. The total project costs shall include all costs that can be directly attributed to the project. In the event that the total funds collected by the Subrecipient do exceed the total project costs, the Subrecipient shall either:

   i. in the case of special assessments, refund to the assessed property owners the excess special assessments collected (including interest and penalties associated with the amount of the excess), or

   ii. Refund to the Department all funds collected in excess of the total project costs (including interest and penalties associated with the amount of the excess) within 60 days of the receipt of any excess funds. In return, the Department will either credit reimbursement billings to the FHWA or credit the appropriate state fund account in the amount of refunds received from the Subrecipient.

10. Project Close-out.

a. Within 30 days of completion of construction or other activities authorized by this agreement, the Subrecipient shall provide written notification to the Department and request a final audit, in accordance with the procedures in I.M. 6.110, Final Review, Audit, and Close-out Procedures for Federal-aid, Federal-aid Swap, and Farm-to-Market Projects. Failure to comply with the procedures will result in loss of federal funds remaining to be reimbursed and the repayment of funds already reimbursed. The Subrecipient may be suspended from receiving federal funds on future projects.

b. For construction projects, the Subrecipient shall provide a certification by a professional engineer, architect, or landscape architect as applicable, licensed in the State of Iowa, indicating the construction was completed in substantial compliance with the project plans and specifications.

c. Final reimbursement of federal funds shall be made only after the Department accepts the project as complete.

d. The Subrecipient shall maintain all books, documents, papers, accounting records, reports, and other evidence pertaining to costs incurred for the project. The Subrecipient shall also make these materials available at all reasonable times for inspection by the Department, FHWA, or any authorized representatives of the federal government. Copies of these materials shall be furnished by the Subrecipient if requested. Such documents shall be retained for at least 3 years from the date of FHWA approval of the final closure document. Upon receipt of FHWA approval

of the final closure document, the Department will notify the Subrecipient of the record retention date.

e. The Subrecipient shall maintain, or cause to be maintained, the completed improvement in a manner acceptable to the Department and the FHWA.

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-326-7275

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the Multi-Sport Court Installation project to Langman Construction, Inc of Rock Island, Illinois in the amount of $288,651.88, CIP #ARP10. [Wards 1 & 3]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on November 7, 2023 and sent to contractors. On November 28, 2023 the Purchasing Division opened and read two (2) responsive and responsible bids. Langman Construction, Inc of Rock Island, Illinois was the lowest responsive and responsible bidder and is recommended for award.

This project will install new multi-sport courts at Van Buren, Cork Hill, and Herington Parks. Multi-sport courts provide a variety of sport play options in a singular hard-court system. Work under this contract includes the furnishing of all labor, materials, equipment and services necessary for construction of multi-sport courts including but not limited to survey, excavation, HMA pavement, electrical, and seeding. Furnish and installation of the mini-pitch multi-sport court systems is not included in this contract.

Funding for the project is from CIP #ARP10 | Neighborhood Parks-Play Features.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:46 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:47 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:45 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for the Multi-Sport Court Installation project to Langman Construction, Inc of Rock Island, Illinois in the amount of $288,651.88, CIP #ARP10.

WHEREAS, the City needs a contract for the Multi-Sport Court Installation project; and

WHEREAS, Langman Construction, Inc of Rock Island, Illinois was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Multi-Sport Court Installation project is hereby awarded to Langman Construction, Inc of Rock Island, Illinois in the amount of $288,651.88.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Multi-Sport Court Project

BID NUMBER: 24-34

OPENING DATE: November 28, 2023

FUNDING: 54624010 530398 ARP10 | Neighborhood Parks – Play Features

RECOMMENDATION: Award the contract to Langman Construction, Inc. of Rock Island, Illinois in the amount of $288,651.88.

VENDOR NAME	BID PRICE
Langman Construction, Inc. of Rock Island, IL	**$288,651.88**
Hawkeye Paving Corporation of Davenport, IA	$469,750

Approved By [redacted]
Purchasing Date

Approved By [redacted]
Dept. Director Date

Approved By [redacted]
Budget/CIP Date

Approved By [redacted]
Interim City Administrator Date

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-326-7275

Action / Date
12/13/2023

Subject:
Resolution awarding a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Installation Court project to Musco Sports Lighting, LLC of Oskaloosa, Iowa in the amount of $226,143 using Sourcewell contract #041123-MSL, CIP #ARP10. [Wards 1 & 3]

Recommendation:
Adopt the Resolution.

Background:
Construction of multi-sport courts at Van Buren, Cork Hill, and Herington parks was established as part of the ARPA-funded capital improvement projects. This purchase is for the mini-pitch system equipment that will be installed.

At no cost, the City of Davenport is a member of Sourcewell, a cooperative purchasing group that bids items for public entities. Due to the volume created by purchases from several communities, members see the advantage of lower contracted prices. Musco Sports Lighting, LLC of Oskaloosa, Iowa was awarded the Sourcewell contract #041123-MSL via competitive request for proposals process RFP #041123 Sports Lighting Solutions with Related Technology, Equipment, and Services.

Funding for the project is from CIP #ARP10 | Neighborhood Parks-Play Features.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:47 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:47 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:45 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLUTION awarding a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Court Installation project to Musco Sports Lighting, LLC of Oskaloosa, Iowa in the amount of $226,143 using Sourcewell contract #041123-MSL, CIP #ARP10.

WHEREAS, the City needs a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Court Installation project; and

WHEREAS, Musco Sports Lighting, LLC of Oskaloosa, Iowa was awarded a contract by Sourcewell for mini-pitch systems; and

WHEREAS, the applicable purchasing process was followed by Sourcewell resulting in a contract to Musco Sports Lighting, LLC as a responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the purchase and installation of three mini-pitch systems for the Multi-Sport Court Installation project is hereby awarded to Musco Sports Lighting, LLC of Oskaloosa, Iowa in the amount of $226,143.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
12/13/2023

Subject:
Resolution approving an addendum to the Scott Emergency Communications Center 28E Intergovernmental Agreement. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
The Cities of Davenport and Bettendorf, Iowa; Scott County, Iowa; Davenport Hospital Ambulance Corporation dba MEDIC EMS; and the Scott County Emergency Management Commission entered into a 28E Intergovernmental Agreement on December 12, 2007 to create the Scott Emergency Communications Center (SECC) for consolidated dispatch services.

MEDIC EMS and Scott County have agreed to transition all MEDIC operations to a new County Department effective January 1, 2024. The addendum to the 28E will remove the Chairperson of the MEDIC EMS Board from the list of SECC Board members as well as the MEDIC Executive Director as an ex-officio non-voting member of the SECC Board of Directors.

ATTACHMENTS:

	Type	Description
	Resolution Letter	Resolution
	Exhibit	Addendum
	Exhibit	Original 28E

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	11/15/2023 - 10:16 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving an addendum to the Scott Emergency Communications Center 28E Intergovernmental Agreement with changes related to MEDIC EMS.

WHEREAS, the Cities of Davenport and Bettendorf, Iowa; Scott County, Iowa, Davenport Hospital Ambulance Corporation dba MEDIC EMS; and the Scott County Emergency Management Commission entered into a 28E Intergovernmental Agreement on December 12, 2007 to create the Scott Emergency Communications Center (SECC) for consolidated dispatch services; and

WHEREAS, MEDIC EMS and Scott County have agreed to transition all MEDIC operations to a new County Department effective January 1, 2024; and

WHEREAS, the addendum will remove the Chairperson of the MEDIC EMS Board from the list of SECC Board Members and the Executive Director of MEDIC EMS as an ex-officio non-voting member of the SECC Board of Directors.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the addendum to the Scott Emergency Communications Center 28E Intergovernmental Agreement with changes related to MEDIC EMS is hereby approved.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Addendum to Intergovernmental Agreement

Between Scott County, IA, City of Davenport, IA, City of Bettendorf, IA

Davenport Hospital Ambulance Corporation d/b/a MEDIC EMS

and the Scott County Emergency Management Commission

for the Scott Emergency Communications Center

Pursuant to Section 7b of the articles of the 28E Intergovernmental Agreement made and entered into on the 12th day of December of 2007, by and between Scott County, Iowa (hereinafter County), the City of Davenport (hereinafter Davenport), the City of Bettendorf (hereinafter Bettendorf), Davenport Hospital Ambulance Corporation d/b/a MEDIC EMS (hereinafter MEDIC) and the Scott County Emergency Management Commission (hereinafter EMA) as indicated by the actions of their respective governing bodies is hereby modified as follows:

WHEREAS MEDIC and the County have agreed to transition all MEDIC operations to a new County Department, effective January 1, 2024;

WHEREAS it is the intent of MEDIC and the County that the MEDIC organization as described in the original agreement will cease current operations for the purposes of this 28E Intergovernmental Agreement on January 1, 2024;

WHEREAS once the MEDIC organization ceases current operations, the seat that MEDIC occupies on the Scott Emergency Communications Center (hereinafter SECC) Board will be effectively vacant;

WHEREAS it is the desire of all parties to replace the MEDIC seat on the SECC Board prior to the dissolution of the MEDIC organization;

NOW, THEREFORE in consideration of the mutual covenants and agreements hereinafter set forth, the above parties agree to modify the 28E Intergovernmental Agreement as follows:

NEW SECTIONS

1.g Effective December 31, 2023, the MEDIC EMS Board will relinquish their seat on the SECC Board.

1.h Beginning January 1, 2024, the SECC Board will appoint a new Board member to the seat previously held by MEDIC EMS. The appointment must be approved by at least three SECC Board members at a regularly scheduled public Board meeting. The current seat appointee shall abstain from the vote if the Board is considering them for the seat.

1.i. Said appointment will be with a community member that represents the interests of healthcare, public health, or emergency medical services in the Scott County community.

1.j. The term of the appointment shall be for four (4) years. The Board seat may be reappointed by the SECC Board to subsequent four-year terms. The decision whether to reappoint is at the SECC Board's discretion without regard for cause.

1.k Should the appointee be unable to fulfill the four-year term, the SECC Board may, at any time, appoint a different person to fill the remainder of the four-year term, subject to the same approval rules outlined herein. The SECC Board reserves the right to revoke said appointment, for cause.

1.l. Nominations for the January 1 appointment (every four years) may be discussed during the September or October SECC Board meeting with approval scheduled no later than the December SECC Board meeting. The appointee shall fill the vacant seat on January 1 (for a regular four-year term) or immediately for a replacement appointment.

REVISIONS

1.e. Strike "Chairperson of the MEDIC EMS Board" from the list of SECC Board members

1.f. Amend the language in this section to read, "The Administrators of Scott County, City of Davenport and City of Bettendorf shall serve as ex-officio non-voting member of the SECC Board of Directors." This change effectively removes the Executive Director of MEDIC EMS as an ex-officio non-voting member of the SECC Board of Directors.

City of Davenport

2007-524

Committee: Public Safety
Department: Administration

Action / Date
PS 11/29/07
SPCC 12/12/07

Contact Info: Craig Malin, 888-2066

Subject: Motion approving a 28E agreement for consolidating/co-locating dispatch services with Scott County, Bettendorf and MEDIC, creating the Scott Emergency Communications Center.

Recommendation: Pass the motion.

Relationship to Goals: Council direction on consolidated dispatch is one of the 06/07 "Top" Goals.

Background: Following unanimous approval of the Davenport and Bettendorf City Councils and Scott County and Medic Boards to do so, a study of the potential to consolidate dispatch services within Scott County has been completed by CTA Communications Inc.

The CTA study recommends consolidating the three existing governmental dispatch centers (Davenport, Scott County and Bettendorf) and co-locating the dispatch personnel of Medic (Med-Com) into a newly constructed facility meeting all current standards. The consolidation is recommended to achieve significant service improvements to all participating agencies and better manage costs.

The study recommended and the attached agreement provides for a county-wide levy to fund facility construction, equipment acquisition (including radios) and on-going operations. Implementation of a county-wide levy would create an equitable, sustainable funding source that would eliminate the "double taxation" for dispatch services currently experienced by Davenport and Bettendorf property taxpayers. Long term regional savings (projected at $10.9 million over 20 years) may be garnered through operating cost efficiencies and eliminating multiple redundant facilities and equipment expenses. Capital expenses are to be funded through City of Davenport issued bonds, to be repaid through the Scott Emergency Communications Center.

The CTA study describes a consolidated center being able to offer "significant service improvements to all of the participants" (page 93). These service improvements are envisioned

to be realized through multiple means. The consolidation of four entities itself will engender increased coordination in regional public safety response. Creating a new organization, singularly devoted to dispatch through combining the best practices of the four current organizations, will also facilitate improved service. Establishing measurable performance standards on dispatch functions and committing the organization to accreditation would bring an additional measure of professionalism and assured quality. Finally, constructing and equipping the consolidated center to meet current standards would provide assurance that critical communication and coordination functions could continue in emergency circumstances.

To retain significant experience and skills and respect the commitment of employees currently providing dispatch services from all four entities, the 28E agreement commits the SECC to offer every Davenport, Bettendorf, Scott County and Medic dispatcher employed at the time of transition to the consolidated operation a full time, benefited position with the new operation; receiving operational support through the County. This commitment includes no loss of pay and transfer of seniority based benefits. Employees may or may not choose to collectively bargain in the new organization.

Should the Council approve the agreement, the SECC will begin the recruitment for a Director and planning to construct a consolidated dispatch center will commence, with a target opening date in late 2009 / early 2010.

Intergovernmental Agreement
Between Scott County, Iowa, City of Davenport, City of Bettendorf,
Davenport Hospital Ambulance Corporation d/b/a MEDIC EMS
and the Emergency Management Agency
For the Scott Emergency Communication Center

The articles of agreement are made and entered into this 12 day of December 2007, by and between Scott County, Iowa (hereinafter County), City of Davenport, Iowa (hereinafter Davenport), City of Bettendorf (hereinafter Bettendorf), Davenport Hospital Ambulance Corporation d/b/a MEDIC EMS (hereinafter MEDIC) and the Emergency Management Agency (hereinafter EMA) as indicated by the actions of their respective governing bodies.

WHEREAS, the parties believe the creation of a separate entity entitled the Scott Emergency Communications Center, hereinafter SECC, established for the purpose of providing public safety dispatch and communication services for all participating public safety answering points (PSAP) will improve services to the citizens of Scott County, Iowa;

WHEREAS, the parties believe SECC will reduce overall costs to the individual agencies by reducing management costs, reducing employment competition, providing more flexible and efficient use of staff, and provide for more efficient use of technology;

WHEREAS, the parties believe SECC will promote consistent standard operating procedures (SOP) and will maintain or improve efficiencies in response times;

WHEREAS, the parties believe costs can be reduced by the joint purchase of radios and equipment by SECC and achieve interoperability for the members and all public safety and local governments located in Scott County;

WHEREAS, the parties have the authority to enter into this agreement and provide for a funding source pursuant to Iowa Code Chapters 28E and 29C (2007) as amended;

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties agree as follows:

1. Board of Directors: The governing board, hereinafter Board of Directors, of SECC shall be composed of the following representatives:
    a. Chairperson, Scott County Board of Supervisors
    b. Mayor, City of Davenport
    c. Mayor, City of Bettendorf
    d. A Mayor representing cities located in Scott County. This Mayor shall be chosen by the Chairperson of the Scott County Board of Supervisors by polling the Scott County Mayors (excluding Davenport and Bettendorf) to serve a four year term, after which time every four years a new poll will be done following the November municipal election to select which city's mayor will serve on the Board for a term beginning in the following January.
    e. Chairperson of the MEDIC EMS Board
    f. The Administrators of Scott County, City of Davenport, City of Bettendorf and MEDIC Executive Director shall serve as ex-officio non-voting members of the SECC Board of Directors.

The Board of Directors shall elect its officers from its voting membership, at the first regular meeting of the calendar year. The officers of the Board of Directors shall consist of a chairperson, vice-chairperson and secretary/treasurer. The term of office shall be one year. All members serve without compensation.

2. Powers and Duties: The general duties of the Board of Directors include the following:

a. Any powers and authority granted to SECC by Iowa Code Chapter 28E;
b. To appoint and supervise a SECC Director upon the vote of four members and to authorize the Director to employ such assistants and staff as may be necessary for the proper operation and management of the SECC. All employees shall be employees of SECC and not any party of this agreement. The County shall provide all administrative support functions required by the Director including human resources, legal, facility and support services, information technology, accounting and payroll;
c. To review and approve such rules, regulations, policies and standard operating procedures (SOP) as established by the Director for the purposes of managing the SECC, except that if the Board does not adopt a specific policy the County's General Policies and Human Resources Manual shall apply.
d. To act as oversight and hear any appeals of decisions made by the Director;
e. To authorize the acquisition, holding, disposal of, and leasing such real and personal property it deems necessary to carry out the terms of this agreement. The location and design of any building should be suitable to serve all public safety answering points (PSAPs) and to house the necessary equipment and staff to provide the services as set forth in this agreement;
f. To enter into contracts or agreements on behalf of SECC;
g. To approve an annual operating and capital budget by December 1st of each year for the fiscal year beginning the next July 1st
h. To accept, receive and administer grants or other funds or gifts for purposes of carrying out the functions of this agreement; and to review and approve the expenditure of all funds budgeted;
i. To approve and adopt bylaws for its operation and the operation of the Technical Advisory Committee not inconsistent with this agreement;

j. To perform other duties as are relevant to the functions of this agreement.

3. Meetings: There shall be no less than four regular meetings per year and the Board of Directors shall meet at a time and place conducive to public meetings and comply with the state open meetings law. Special meetings may be called at other times. The chairperson may call special meetings as deemed necessary, and is obligated to do so upon the request of two or more members. A quorum of the Board of Directors shall be three voting members. A majority of the members present and voting shall be necessary for the passage of any action. The officers of the Board of Directors shall vote as members of the Board. Meetings shall be governed by Roberts Rules of Order, Revised unless otherwise stated in the bylaws.

4. Technical Advisory Committee: The Board of Directors shall create a Technical Advisory Committee to provide guidance and advice to the Board of Directors and SECC Director. The Technical Advisory Committee shall consist of the Davenport Police Chief, the Davenport Fire Chief, the Bettendorf Police Chief, the Bettendorf Fire Chief, the Scott County Sheriff, a MEDIC EMS representative, the Scott County EMS-Physicians Advisory Board Medical Director, an outlying police agency representative, a volunteer fire department representative, and a volunteer ambulance representative or their designees. The Technical Advisory Committee shall assist the SECC Director in developing the SOP. The SOP shall contain the standard operating procedures of the SECC and govern its conduct. If a conflict exists between the SOP and any federal, state or local law, bylaw or collective bargaining agreement the latter shall govern. The Technical Advisory Committee shall utilize the expertise of all the members' IT Directors, County GIS Coordinator, and Public Works/Secondary Roads Directors along with other community stakeholders in developing any SOP or purchases that affect their operations or in which they may provide professional guidance.

5. Financial Matters:

   a. The SECC fiscal year shall be from July 1st to June 30th each year. The financial accounts shall be audited as required by state law.

   b. The Board of Directors shall transmit its budget to the EMA Board who without modification will include in its budget transmitted to County Board of Supervisors no later than December 1st, which shall include amounts sufficient to pay all principal and interest on Davenport's Bonds. The Board of Supervisors shall approve a countywide special levy pursuant to Iowa Code Section 331.424(1)(j) and Chapter 29C to fund said budget for the next fiscal year as part of its annual budget adoption.

   c. The City of Davenport will issue its General Obligation Bonds, in such amount and at such time as may be requested by the Board of Directors unless the sale of such bonds would cause Davenport to exceed its bonding capacity or otherwise interfere with its capital improvement program, in order to finance the acquisition of equipment and construction and furnishing of buildings to house SECC and EMA services and equipment including but not limited to public safety radios, vehicle communication devices, and the like as recommended in the 2007 radio study, provided that, before such Bonds are issued, the County Board of Supervisors has made provision for the levy of the special countywide property tax levy referred to in paragraph (b) above. It is the intent of this Agreement that the principal and interest on Davenport's Bonds will be paid solely and only from the special countywide tax levy. To the extent that, in any given year, there are not sufficient revenues from such levy to pay that year's principal of and interest on the Davenport's Bonds, the County Board of Supervisors will provide such amounts as necessary from other County resources.

d. All personnel, equipment, maintenance and replacement of equipment provided, and operating costs of the SECC shall be budgeted and paid for through the countywide special levy or grants.
e. Costs related to the construction and equipment of the backup center in the Scott County Courthouse shall be reimbursed to the City of Davenport over 10 years with no interest.
f. The Board of Directors shall acquire such insurance as it deems appropriate in consideration of insurance market conditions and the SECC activities and potential liabilities.

6. Initial Implementation:
   a. The parties acknowledge that there are currently four public safety answering points (PSAP) in Scott County: Scott County, Davenport, Bettendorf, and MEDIC EMS.
   b. All parties to this agreement have indicated by their participation that they are a member of the SECC, thus not requiring a separate letter of intent.
   c. The members agree that the MEDIC EMS' PSAP (MED-COM) will co-locate at SECC and within thirty months following the opening of SECC the feasibility of full consolidation between MED-COM and SECC shall be mutually determined. Should there be full consolidation, transition of current MEDIC EMS employees will be guided by similar principles established in paragraph 6(d).
   d. All Communication Clerks employed by Davenport, Lead Communication/Computer Specialist and Communication/Computer Specialists employed by Bettendorf and all Public Safety Dispatch Supervisors, Lead Public Safety Dispatchers and Public Safety Dispatchers employed by Scott County will be offered employment at their current rate of pay with the SECC. Additionally their original employment dates with their prior employers and sick and vacation leave banks along with their current accrual rates shall be transferred to SECC. The employees will be provided with the SECC policies

affecting employment including seniority along with the notice given at least 30 days in advance that their employment with Davenport, Bettendorf or Scott County will cease on a specific date and they have 30 days to notify the SECC director of their intent to accept employment with SECC.

e. All decisions by the SECC Board of Directors, Technical Advisory Committee, and SECC Director shall be guided by the 2006 Consolidation Study and 2007 Radio Study in the development of the new Scott Emergency Communication Center (SECC).

7. Duration and Termination:

   a. This agreement shall become effective upon ratification of all parties hereto.

   b. Any proposed amendments to this agreement shall be provided in writing and approved by resolution of the member's board or council prior to adoption by the Board of Directors. Any amendment must receive a majority vote of the entire Board to be adopted.

   c. This agreement shall remain effective until such time as all principal and interest on Davenport's bonds are repaid, at which time any party may withdraw from participation by giving 180 days notice that the party's governing body has passed a resolution indicating its intent to withdraw. The withdrawing party shall be deemed to have forfeited any rights to any share of the value of assets/property including any software licenses acquired by the SECC. Should all the parties mutually agree to terminate this agreement the property and assets shall become property of the County, after any and all claims against the SECC have been satisfied. The County shall be liable for any and all debts and liabilities, determined and undetermined, attributable to SECC not satisfied at the time of termination.

   d. If any provision of this agreement or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or application of this agreement which can be

given effect without invalid provisions or application and to this end the provisions of this agreement are declared to be severable.

e. This agreement shall be controlled by and construed and interpreted under the laws of the state of Iowa.

SCOTT COUNTY, IOWA

By: _____
James V. Hancock, Chairperson

Attest: _____
Karen Fitzsimmons, County Auditor
Mark Sobolik Deputy Auditor

CITY OF DAVENPORT, IOWA

By: _____
Edwin G. Winborn, Mayor

Attest: _____
Jackie E. Holecek, Deputy City Clerk

CITY OF BETTENDORF, IOWA

By: _____
Michael J. Freemire, Mayor

Attest: _____
Decker P. Ploehn, City Clerk

DAVENPORT HOSPITAL AMBULANCE CORPORATION d/b/a MEDIC EMS

By: _____
Jerry McCormick, Board President

Attest: _____
Susan Beswick, Board Secretary

EMERGENCY MANAGEMENT COMMISSION

By: _____
Gerry Voelliger, Chairperson

Attest: _____
Ross Bergen, EMA Coordinator

City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
12/13/2023

Subject:
Resolution approving the FY 2023 City Street Finance Report from July 1, 2022 to June 30, 2023 to be submitted to the Iowa Department of Transportation. [All Wards]

Recommendation:
Adopt the Resolution

Background:
In accordance with Iowa Code section 312.15, the City Street Finance Report must be submitted annually to the Iowa Department of Transportation.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Report

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:48 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:48 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:46 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION approving the FY 2023 City Street Finance Report from July 1, 2022 to June 30, 2023 to be submitted to the Iowa Department of Transportation.

WHEREAS, the Code of Iowa requires submission of a City Street Finance Report; and

WHEREAS, such report has been prepared in accordance with instructions from the Iowa Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the FY 2023 City Street Finance Report is hereby approved and ordered submitted to the Iowa Department of Transportation; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized and directed to sign said City Street Finance Report on behalf of the City of Davenport.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

IOWADOT

Bureau of Local Systems

Ames, IA 50010

City Street Finance Report

Fiscal Year 2023

Davenport

11/28/2023 7:29:00 AM

Expenses

	General Fund Streets (001)	Road Use (110)	Other Special Revenues	Debt Service (200)	Capitial Projects (300)	Utilities (600 & U0)	Grand Total
Salaries - Roads/Streets		$1,804,085	$570,788				$2,374,873
Benefits - Roads/Streets		$1,092,479	$852,631				$1,945,110
Training & Dues		$32,592					$32,592
Building & Grounds Maint. & Repair		$28,957					$28,957
Vehicle & Office Equip Operation and Repair		$2,186,462					$2,186,462
Operational Equipment Repair		$14,522					$14,522
Other Utilities		$190,938					$190,938
Payments to othe agencies			$14,028				$14,028
Street Maintenance Expense	$37,241						$37,241
Technology Expense		$74,141					$74,141
Other Contract Services		$106,125					$106,125
Minor Equipment Purchases		$15,355					$15,355
Office Supplies		$2,246					$2,246
Operating Supplies		$717,753					$717,753
Vehicles		$269,009					$269,009
Heavy Equipment		$281,700					$281,700
Other Capital Equipment		$150,515					$150,515

IOWADOT

Bureau of Local Systems

Ames, IA 50010

City Street Finance Report

Fiscal Year 2023

Davenport

11/28/2023 7:29:00 AM

	General Fund Streets (001)	Road Use (110)	Other Special Revenues	Debt Service (200)	Capitial Projects (300)	Utilities (600 & U0)	Grand Total
Storm Drainage					$1,425,060		$1,425,060
Street - New Roadway					$17,593,861		$17,593,861
Other Capital Outlay					$1,627,267		$1,627,267
Principal Payment				$5,181,882			$5,181,882
Interest Payment				$1,604,502			$1,604,502
Transfer Out	$1,466,159	$1,600,000	$809,043	$10,629,601			$14,504,803
Street Lighting	$143,461	$1,214,631					$1,358,092
Traffic Control/Safety		$520,512	$48,884				$569,396
Snow Removal		$584,467					$584,467
Highway Engineering		$1,854,701					$1,854,701
Snow Removal Salaries		$345,926					$345,926
Snow Removal Benefits		$278,489					$278,489
Total	$1,646,861	$13,365,605	$2,295,374	$17,415,985	$20,646,188		$55,370,013

City Street Finance Report

Revenue

	General Fund Streets (001)	Road Use (110)	Other Special Revenues	Debt Service (200)	Capitial Projects (300)	Utilities (600 & U0)	Grand Total
Levied on Property	$1,646,861		$852,631	$8,865,985			$11,365,477
Other Taxes (Hotel, LOST)			$1,442,743				$1,442,743
Licenses & Permits		$176,357					$176,357
Federal Grants					$3,907,021		$3,907,021
State Revenues - Road Use Taxes		$13,998,368					$13,998,368
Other State Grants - IDOT					$802,802		$802,802
Local Contributions					$381,917		$381,917
Charges/fees					$1,049,645	$0	$1,049,645
Contributions		$32,720					$32,720
Sale of Assests		$93,845					$93,845
Proceeds from Debt				$8,550,000			$8,550,000
Transfer In					$14,504,803		$14,504,803
Total	$1,646,861	$14,301,290	$2,295,374	$17,415,985	$20,646,188	$0	$56,305,698

Bonds/Loans

Bond/Loan Description	Principal Balance As of 7/1	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance As of 6/30
2020B	$5,459,858	$287,081	$200,106	$287,081	$200,106	$5,172,777
2021A	$2,989,542	$307,250	$98,836	$307,250	$98,836	$2,682,292
2016C	$1,253,954	$618,466	$25,079	$618,466	$25,079	$635,488
2019A	$3,273,841	$207,637	$138,093	$207,637	$138,093	$3,066,204
2020A Refunding of 2012a	$2,449,503	$441,084	$49,970	$441,084	$49,970	$2,008,419
2020A	$5,251,238	$357,085	$107,126	$357,085	$107,126	$4,894,153
2022A	$8,350,000	$1,108,149	$365,955	$1,108,149	$365,955	$7,241,851
2022A (REFUNDING 2014A)	$1,819,116	$201,825	$111,421	$201,825	$111,421	$1,617,291
2018A	$5,127,307	$364,958	$195,715	$364,958	$195,715	$4,762,349
2017C	$1,148,897	$367,080	$49,627	$367,080	$49,627	$781,817
2017A	$3,332,502	$285,498	$106,833	$285,498	$106,833	$3,047,004
2016A	$2,109,356	$205,998	$65,273	$205,998	$65,273	$1,903,358
2015A	$2,108,208	$231,672	$78,105	$231,672	$78,105	$1,876,536
2020A Refunding of 2012d	$606,042	$198,099	$12,363	$198,099	$12,363	$407,943
2023	$8,550,000	$0	$0	$0	$0	$8,550,000
Total	$53,829,364	$5,181,882	$1,604,502	$5,181,882	$1,604,502	$48,647,482

Equipment

Description	Model Year	Usage Type	Cost	Purchased Status
crack sealer	2013	Purchased	$31,315	No Change
concrete spray pump	2010	Purchased	$0	No Change
Mudjacking buggy	2014	Purchased	$14,450	No Change
Mitsubishi Pneumatic Cat Fork lift	2015	Purchased	$25,240	No Change
John Deere Loader w/plow	2009	Purchased	$151,471	No Change
International dump truck body	2010	Purchased	$52,337	No Change
John Deere 770G Motor Grader	2010	Purchased	$200,072	No Change
International 7300 chassis	2010	Purchased	$61,263	No Change
International 7300 chassis	2010	Purchased	$61,263	No Change
International 7300 chassis	2010	Purchased	$61,263	No Change
International dump truck body	2010	Purchased	$52,337	No Change
International dump truck body	2010	Purchased	$52,337	No Change
concrete saw self propelled	2012	Purchased	$22,240	No Change
Drop Deck trailer	2011	Purchased	$13,854	No Change
Ford F350 Truck	2010	Purchased	$27,316	No Change
Ford F350 Truck	2010	Purchased	$27,316	No Change
Drop Deck trailer	2011	Purchased	$13,854	No Change
Leeboy Asphalt paver	2011	Purchased	$98,641	No Change
International 7600	2010	Purchased	$89,680	No Change
Pit Boss Dump Trailer	2004	Purchased	$30,980	No Change
F-550 Ford Truck	2015	Purchased	$63,007	No Change

Description	Model Year	Usage Type	Cost	Purchased Status
AZ 480 Mill	2014	Purchased	$33,000	No Change
salt brine tank	2014	Purchased	$14,138	No Change
White RAM 1500 ST Truck	2017	Purchased	$23,909	No Change
White RAM 1500 ST Truck	2017	Purchased	$23,909	No Change
Bobcat Skid Loader	2018	Purchased	$55,156	No Change
Tymco 600 Street Sweeper	2018	Purchased	$229,000	No Change
John Deere Maintainer	2005	Purchased	$156,500	No Change
Werk Brau Grapple	1996	Purchased	$0	No Change
John Deere Wheel Loader	2006	Purchased	$104,300	No Change
International single axle dump truck	2005	Purchased	$90,536	No Change
Mack Flusher Cab-Over Chassis	2003	Purchased	$47,265	No Change
Single Axle dump	2008	Purchased	$110,275	No Change
skid with 2 buckets and broom	2011	Purchased	$49,896	No Change
Single Axle w/dump body	2008	Purchased	$110,275	No Change
Single Axle w/dump body	2008	Purchased	$110,275	No Change
Single Axle w/dump body	2008	Purchased	$110,275	No Change
Single Axle w/dump body	2008	Purchased	$110,275	No Change
Single Axle dump	2008	Purchased	$110,275	No Change
International Pro-patch single axle chassis	2007	Purchased	$110,725	No Change
F350 4 X 2 dump	2008	Purchased	$24,147	No Change
4 X 2 flatbed with toolboxes	2008	Purchased	$20,303	No Change
4 X 2 flatbed with toolboxes	2008	Purchased	$20,303	No Change
1 Ton flatbed with air compress & toolboxes	2008	Purchased	$42,225	No Change

Description	Model Year	Usage Type	Cost	Purchased Status
1 Ton flatebed with air compressor	2008	Purchased	$30,662	No Change
Single on-grade dowell drill	2015	Purchased	$7,275	No Change
crack sealer	2013	Purchased	$31,315	No Change
Single Axle w/dump body	2008	Purchased	$110,275	No Change
Skid Steer Loader	2008	Purchased	$47,032	Sold
Pick up 4X4 with plow and spreader	2013	Purchased	$40,385	No Change
Rosco A Lee Bay Co Flusher Body	2003	Purchased	$23,927	No Change
Dump Body & Plow	2021	Purchased	$52,659	No Change
Dump Body & Plow	2021	Purchased	$52,659	No Change
Dump Body & Plow	2021	Purchased	$58,100	No Change
John Deere Compact Tractor Skid Loader	2022	Purchased	$73,819	No Change
Western Tornado Hopper Salt Spreader	2021	Purchased	$8,196	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$149,494	No Change
Tencon snowblower	2003	Purchased	$33,500	Sold
Message Board SMC-4000	2015	Purchased	$11,786	No Change
Message Board SMC-4000	2015	Purchased	$11,786	No Change
Tanker Trailer	1978	Purchased	$14,000	Junked
FORD F150-WHITE	2016	Purchased	$27,769	No Change
5500 Gallon HDLPE storage tank	2016	Purchased	$15,981	No Change
70' Stainless Salt Conveyor with hopper	2016	Purchased	$93,342	No Change
Mudjack trailer/pump MMT	2014	Purchased	$13,750	No Change
DUMP BODY	2018	Purchased	$60,653	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$118,244	No Change

Description	Model Year	Usage Type	Cost	Purchased Status
HB1380 breaker w/ nail point	2016	Purchased	$9,747	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$120,352	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$135,547	No Change
DUMP BODY WITH SALT SPREADER	2018	Purchased	$77,128	No Change
DUMP BODY WITH SALT SPREADER	2018	Purchased	$77,128	No Change
DUMP BODY	2018	Purchased	$60,653	No Change
Leeby RA400 patcher	2017	Purchased	$224,295	No Change
TrailKing Hydraulic tail drop deck trailer	2007	Purchased	$35,080	No Change
DUMP BODY/ MID MOUNT	2018	Purchased	$58,478	No Change
EZ Drill and dust collection system	2018	Purchased	$13,340	No Change
F550 dump truck	2015	Purchased	$49,500	No Change
22 foot split tilt trailer	2016	Purchased	$6,250	No Change
DUMP TRUCK	2021	Purchased	$76,895	No Change
DUMP TRUCK	2021	Purchased	$107,077	No Change
DUMP TRUCK	2021	Purchased	$123,264	No Change
Crafco Super Shot Crack Sealer	2001	Purchased	$26,749	No Change
U-Tech Pro Patch Body	2001	Purchased	$48,780	No Change
John Deere Maintainer	2002	Purchased	$140,800	No Change
Trailer, Single Axle	1995	Purchased	$0	No Change
Honda Tamper	1994	Purchased	$0	No Change
John Deere Backhoe w/4-in-1 Bucket	2002	Purchased	$60,225	No Change
John Deere Maintainer	1997	Purchased	$141,500	No Change
John Deere Maintainer 12' Balde	2002	Purchased	$140,800	No Change

Description	Model Year	Usage Type	Cost	Purchased Status
Asphalt Drum Asphalt Plant	2001	Purchased	$353,600	No Change
DUMP TRUCK	2021	Purchased	$162,858	No Change
Etnyre Blacktopper 2000	1998	Purchased	$48,410	No Change
Ingersoll Rand Vibratory Roller	2002	Purchased	$0	No Change
John Deere 700J Dozer	2009	Purchased	$133,000	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$145,339	No Change
John Deere Backhoe	2002	Purchased	$57,925	Sold
DUMP TRUCK	2021	Purchased	$204,191	No Change
PATCH BOX ACCESSORY FOR DUMP TRUCK	2021	Purchased	$8,345	No Change
10000 GALLON STORAGE TANK	2021	Purchased	$37,389	No Change
10000 GALLON STORAGE TANK	2021	Purchased	$37,389	No Change
Metal Forms Corp Speed Screed	1995	Purchased	$0	No Change
McNeilusMixer - 9 cu yards	2001	Purchased	$0	No Change
skid with 2 buckets and broom	2011	Purchased	$39,823	No Change
trailer 6.5X10, tilt	2013	Purchased	$2,994	No Change
Hypac Roller Compactor	2002	Purchased	$45,900	Sold
Freightliner Single Axle w/Propatch Body	2001	Purchased	$46,202	No Change
JOHN DEERE ENDLOADER	2021	Purchased	$168,700	No Change
Sterling Concrete Truck w/9 yard mixer	1999	Purchased	$81,000	No Change
5500 gallon HDLPE Storage Tank	2016	Purchased	$15,981	No Change
Leeboy paver	2015	Purchased	$10,000	No Change
Peterbilt spray patcher	2016	Purchased	$220,409	No Change
22' trailer w/ ramps	2015	Purchased	$20,100	No Change

Description	Model Year	Usage Type	Cost	Purchased Status
SALT TRUCK FREIGHLINER	2020	Purchased	$136,395	No Change
John Deere Maintainer	2005	Purchased	$156,500	No Change
Ford 12,000 GVW Stake Bed Truck	2003	Purchased	$13,109	No Change
Arrpw Hydraulic Breaker	2005	Purchased	$65,330	No Change
International	2005	Purchased	$90,253	No Change
DODGE PICK UP	2019	Purchased	$24,823	No Change
DODGE PICK UP	2019	Purchased	$22,796	No Change
SALT TRUCK CHASSIS TANDEM	2020	Purchased	$62,600	No Change
SALT TRUCK CHASSIS TANDEM	2020	Purchased	$62,600	No Change
SALT TRUCK CHASSIS FREIGHTLINER	2020	Purchased	$62,600	No Change
SALT TRUCK FREIGHTLINER	2020	Purchased	$135,366	No Change
SALT TRUCK FREIGHTLINER	2020	Purchased	$133,216	No Change
BROCE STREET SWEEPER USED	2017	Purchased	$45,576	No Change
FREIGHTLINER 108SD/DUMP BODY	2020	Purchased	$125,744	No Change
International	2005	Purchased	$96,266	No Change
John Deere Wheel Loader	2006	Purchased	$106,129	No Change
John Deere Wheel Loader	2006	Purchased	$106,129	Sold
International	2005	Purchased	$96,266	No Change
International	2005	Purchased	$96,266	No Change
International	2005	Purchased	$96,266	No Change
Stihl Concrete Saw	2006	Purchased	$775	No Change
Target Concrete Saw	2005	Purchased	$12,778	Sold
International Cab & Chassis	1997	Purchased	$50,862	No Change

City Street Finance Report

Description	Model Year	Usage Type	Cost	Purchased Status
pick up 4X4 with plow and spreader	2013	Purchased	$40,385	No Change
CURB ROLLER ATTACHMENT 2 DRUMS - 1	2023	Purchased	$5,583	New
JOHN DEERE 60G MINI EXCAVATOR	2023	Purchased	$86,278	New
JOHN DEERE LOADER/BACKHOE	2023	Purchased	$105,730	New
JOHN DEERE 544P LOADER WITH SCALE	2023	Purchased	$182,731	New
JOHN DEERE LOADER/BACKHOE	2023	Purchased	$36,005	New
FORD F450 CHASSIS AND BODY	2023	Purchased	$68,387	New
FORD F450 W/UTILITY FLATBED	2023	Purchased	$68,387	New

Street Projects

Project Description	Contract Price	Final Price	Contractor Name
CONST. EDGEWILD DR (JERSEY RDG TO RIDGEWOOD CT)	$456,456	$423,380	N J MILLER INC(25746)
GAINES & W 32ND OVERLAY/ STORMWATER IMPROVEMENTS	$264,757	$277,836	LANGMAN CONST INC(3733)
HILLANDALE & RESEARCH PKWY INTERSECTION	$512,923	$518,685	HAWKEYE PAVING CORP INC(9596)
REPAVE DIVISION FROM 76TH ST TO STERILITE	$1,828,148	$1,752,123	KE FLATWORKS(766)
PCC REPLACE OF ALLEY KIRKWOOD TO ESPLANADE	$286,937	$250,434	EMERY CONSTRUCTION GROUP INC(8522)
RECONST LECLAIRE ST & E 7TH ST	$1,034,691	$957,368	LANGMAN CONST INC(3733)
2022 COMMERCIAL ALLEY RESURFACING PROGRAM	$198,638	$150,748	LANGMAN CONST INC(3733)
FY23 DOT FULL DEPTH PATCH PROGRAM	$150,000	$149,321	CENTENNIAL CONTRACTORS OF THE QC INC(1727)
2ND ST HMA RESURFACE (GOV'T BRDG TO HARRISON)	$611,423	$488,179	CDMI CONCRETE CONTRACTORS INC(9426)
FY23 SEALCOAT ROAD REHAB PROGRAM	$600,000	$761,039	CDMI CONCRETE CONTRACTORS INC(9426)
HMA-PAVEMENT CONST 76TH, FROM DIVISION TO HANCOCK	$3,774,930	$3,882,971	VALLEY CONSTRUCTION CO INC(402)
2021 ALLEY RESURFACING	$132,655	$101,702	MANATTS INC(7473)
MARQUETTE ST & W 12TH ST	$1,658,803	$1,500,559	CDMI CONCRETE CONTRACTORS INC(9426)
W LOMBARD RESURF HARRISON TO BRADY	$208,642	$180,159	MANATTS INC(7473)
41ST ST WASHINGTON LANE TO MARQUETTE	$816,642	$813,128	N J MILLER INC(25746)

City Street Finance Report

Project Description	Contract Price	Final Price	Contractor Name
W LOCUST RESURFACE (N MICH TO N CLARK)	$436,591	$351,883	HAWKEYE PAVING CORP INC(9596)
W 49TH ST RECONSTRUCTION-STURDEVANT TO FILLMORE	$324,268	$290,086	CENTENNIAL CONTRACTORS OF THE QC INC(1727)
JACKSON AVE (CLARK TO FARRAGUT) OVERLAY	$188,820	$241,168	CDMI CONCRETE CONTRACTORS INC(9426)
PACIFIC ST (65TH TO 70TH ST) OVERLAY	$123,980	$105,226	MANATTS INC(7473)
PERSHING AVE (11TH TO 14TH) RESURFACING	$256,836	$221,111	HAWKEYE PAVING CORP INC(9596)
RIPLEY ST (51ST TO 53RD) RECONSTRUCTION	$406,467	$388,634	HAWKEYE PAVING CORP INC(9596)

IOWADOT

Bureau of Local Systems

Ames, IA 50010

City Street Finance Report

Fiscal Year 2023

Davenport

11/28/2023 7:29:00 AM

Summary

	General Fund Streets (001)	Road Use (110)	Other Special Revenues	Debt Service (200)	Capitial Projects (300)	Utilities (600 & U0)	Grand Total
Begining Balance	$0	$4,272,305	$0	$0	$0	$0	$4,272,305
SubTotal Expenses (-)	$180,702	$11,765,605	$1,486,331	$6,786,384	$20,646,188		$40,865,210
Transfers Out (-)	$1,466,159	$1,600,000	$809,043	$10,629,601			$14,504,803
Subtotal Revenues (+)	$1,646,861	$14,301,290	$2,295,374	$17,415,985	$6,141,385	$0	$41,800,895
Transfers In (+)					$14,504,803		$14,504,803
Ending Balance	$0	$5,207,990	$0	$0	$0	$0	$5,207,990

Resolution Number:

Execution Date: Wednesday, December 13, 2023

Signature: Barbara Gerlach

City of Davenport

Department: Finance
Contact Info: Alison Fleming | 563-326-7750

Action / Date
12/13/2023

Subject:
Resolution awarding a one-year contract for the purchase of specific and aggregate stop loss insurance to Reliastar Life Insurance Company/VOYA Financial in the amount of $1,140,189 and authorizing the Interim City Administrator/CFO to sign any related agreements. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Stop loss insurance is required by state law and purchased to limit the City's exposure to potential large medical and prescription claims. When expenses exceed the specific stop loss amount for an individual and/or the total claim expenses exceed the aggregate stop loss for the plan, the carrier will assume responsibility for the remaining expenses.

City staff and the City's benefits consultant, Assured Partners, reviewed the proposed renewal from the City's current carrier, ReliaStar Life Insurance Company/VOYA Financial, and has recommended its acceptance.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Renewal

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:46 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:46 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:46 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a contract for Specific and Aggregate Stop Loss Insurance to Reliastar Life Insurance Company/VOYA Financial in the amount of $1,140,189 and authorizing the Interim City Administrator/CFO to sign any related agreements.

WHEREAS, the City of Davenport must purchase Specific and Aggregate Stop Loss Insurance coverage for medical and prescription claims effective January 1, 2024 through December 31, 2024; and

WHEREAS, the coverage and cost proposals were requested and evaluated from the marketplace.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for Specific and Aggregate Stop Loss Insurance is hereby awarded to Reliastar Life Insurance Company/VOYA Financial and the Interim City Administrator/CFO is hereby authorized to sign any related agreements.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

City of Davenport | Renewal Analysis 2023

	2019	2020	2021	2022	2023	2024 Renewal
Vendor	**High Mark**	**TM HCC**	**TM HCC**	**Voya**	**Voya**	**Voya**
Enrollment						
Single	182	182	182	186	186	186
Family	622	622	622	622	633	633
Total Enrollment	**804**	**804**	**804**	**808**	**819**	**819**
Specific						
Maximum Coverage Limit	Unlimited	Unlimited	Unlimited	Unlimited	Unlimited	Unlimited
Specific Deductible	$190,000	$190,000	$190,000	$190,000	$190,000	$190,000
Contract	24/12	24/12	24/12	24/12	24/12	24/12
Coverages	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx
Aggregate						
Annual Maximum	$1,000,000	$1,000,000	$1,000,000	$1,000,000	$1,000,000	$1,000,000
Deductible Corridor	120%	120%	120%	120%	120%	120%
Contract	24/12	24/12	24/12	24/12	24/12	24/12
Coverages	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx	Medical & Rx
Stop Loss Premium						
Specific	PEPM	PEPM	PEPM	PEPM	PEPM	PEPM
Single	$51.45	$30.69	$33.96	$41.11	$41.95	$45.07
Family	$140.02	$100.11	$109.19	$110.85	$119.82	$128.80
Total Annual Specific Premium	**$1,157,476**	**$814,248**	**$889,163**	**$919,142**	**$1,003,785**	**$1,078,961**
		-29.65%	9.20%	3.37%	9.21%	7.49%
Aggregate Coverage						
Maximum Annual Reimbursement	$1,000,000	$1,000,000	$1,000,000	$1,000,000	$1,000,000	$1,000,000
Aggregate Premium, Composite	$3.36	$5.93	$6.10	$6.10	$6.10	$6.23
Total Aggregate Factor, Single- Med/Rx	$801.55	$762.07	$763.68	$703.16	$684.61	$729.74
Total Aggregate Factor, Family Med/Rx	$1,923.75	$1,819.44	$1,821.12	$2,188.08	$2,130.49	$2,175.95
Minimum Attachment Point	**16,109,455**	**15,244,661**	**$15,260,717**	**$17,901,282**	**$17,711,252**	**$18,157,296**
Expected Claim Liability	$12,082,091	$11,433,496	$11,445,538	$13,425,962	$13,283,439	$13,617,972
AGGREGATE ANNUAL PREMIUM	**$32,417**	**$57,213**	**$58,853**	**$59,146**	**$59,951**	**$61,228**
		-16.07%	**0.30%**	**0.50%**	**1.36%**	**2.13%**
Total Stop Loss Premium	**$1,189,893**	**$871,461**	**$948,016**	**$978,288**	**$1,063,736**	**$1,140,189**
		-26.76%	**8.78%**	**3.19%**	**8.73%**	**7.19%**

City of Davenport

Department: Finance
Contact Info: Alison Fleming | 563-326-6144

Action / Date
12/13/2023

Subject:
Resolution awarding a one-year contract, with the option of four one-year renewals, to The Guardian Life Insurance Company of America for the purchase of employee Basic Life, Long-Term Disability (LTD), Accidental Death and Dismemberment (AD&D), and Voluntary Life Insurance coverages and authorizing the Human Resources Director to sign any related agreements. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Basic Life Insurance, AD&D, and LTD coverages are provided to employees as part of their benefits package and in accordance with collective bargaining agreements and/or applicable Administrative Policies. Additionally, these employees may purchase voluntary coverage for life and/or AD&D coverages for: self, spouse, and/or children.

Coverage and cost proposals were requested and evaluated. City staff and the City's benefits consultant, Assured Partners, reviewed the proposed renewal from the City's current carrier, The Guardian Life Insurance Company, and has recommended its acceptance.

ATTACHMENTS:

	Type	Description
🗋	Resolution Letter	Resolution
🗋	Backup Material	Renewal

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:48 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:49 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:46 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport, Iowa.

RESOLUTION awarding a one-year contract, with the option of four one-year renewals, for the purchase of employee Basic Life, Long-Term Disability, Accidental Death and Dismemberment, and Voluntary Life Insurance coverages to The Guardian Life Insurance Company of America and authorizing the Human Resources Director to sign any related agreements.

WHEREAS, the City of Davenport provides its employees with Basic Life, Long-term Disability (LTD), and Accidental Death and Dismemberment (AD&D) insurance coverages as well as access to Voluntary Life insurance coverage; and

WHEREAS, the coverage and cost proposals were requested and evaluated from the marketplace.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a one-year contract, with the option of four one-year renewals, for the purchase of employee Basic Life, Long-Term Disability, Accidental Death and Dismemberment, and Voluntary Life Insurance coverages is hereby awarded to The Guardian Life Insurance Company of America and the Human Resources Director is hereby authorized to sign any related agreements.

Passed and approved this 13th day of December, 2023.

Approved:

_____
Mike Matson
Mayor

Attest:

_____
Brian Krup
Deputy City Clerk

Renewal Premiums At-a-Glance

EMPLOYER-SPONSORED COVERAGE		
Coverage	**Current Annual**	**Renewal Annual**
Long-Term Disability	$167,149	$167,149
Basic Life	$114,741	$114,741
AD&D	$10,597	$10,597
TOTAL	$292,487	$292,487

KEY POINTS OF INFORMATION REGARDING PLAN PRICING

- Premiums shown above reflect a multi-line discount. If you do not wish to renew all lines of coverage, please contact us for revised pricing.
- Product-specific rates shown in this package have been determined based on a number of factors, including employee age and gender, group location, changes in group size and claims experience (when applicable)

EMPLOYEE-PAID VOLUNTARY COVERAGE		
Coverage	**Current Annual**	**Renewal Annual**
Voluntary Life	$142,238	$142,238
Voluntary AD&D	$12,881	$12,881

City of Davenport

Department: Public Safety **Action / Date**
Contact Info: Jamie Swanson | 563-326-7795 **12/13/2023**

Subject:
Motion approving beer and liquor license applications.

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

Ward 1

Family Dollar #21879 (Family Dollar Stores of Iowa, LLC) – 2378 Rockingham Road – New License – License Type: Class B Beer/Wine (Carry-Out)

Ward 3

Abarrotes Carillo, LLC (Abarrotes Carillo, LLC) - 903 West 3rd Street - License Upgrade - License Type: Class C Liquor (On-Premises)

Ward 4

Meat Market (Market Holdings, LLC) - 1629 Washington Street - New License/Owners - License Type: Class C Liquor (On-Premises)

Ward 6

Jiang's Hot Pot and BBQ (Jiang's Pot, LLC) – 4009 East 53rd Street – New License/Owners – License Type: Class C Liquor (On-Premises)

Izumi Japanese Steak House (Izumi Steakhouse, LLC) – 4901 Utica Ridge Road – New License – License Type: Class C Liquor (On-Premises)

Fairfield Inn and Suites (HOA Hotels, LLC) – 4401 Elmore Avenue – New License – License Type: Special Class C Beer/Wine (On-Premises)

Ward 7

Tobacco 4 Less (Chapai and Sons, LLC) - 3545 Eastern Avenue - New License/Owners - License Type: Class E Liquor (Carry-Out)

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

Ward 1

Davenport Elks Lodge #298 (Benevolent and Protective Order of Elks #298) - 4400 West Central Park Avenue - License Type: Class C Liquor (On-Premises)

Jimmie O's Saloon (Oldham Enterprizes, LLC) - 2735 Telegraph Road - Outdoor Area - License

Type: Class C Liquor (On-Premises)

Ward 3

Duck City Delicatessen & Bistro (Moskowitz Llewellyn Restaurant Systems, Inc) - 115 East 3rd Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 4

Hilltop Grocery & Spirits (Hilltop Grocery, LLC) - 1312 Harrison Street - License Type: Class E Liquor (Carry-Out)

Kwik Star #123 (Kwik Trip, Inc) - 2850 West Locust Street - License Type: Class B Beer/Wine (Carry-Out)

Ward 5

Tipsy Village, LLC (Tipsy Village, LLC) - 1117 Mound Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 6

Bad Boyz Pizza & Pub (3 Bad Girlz, Ltd) - 4706 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

American Legion Post 26 (Davenport Post #26, The American Legion, Inc) - 702 West 35th Street - Outdoor Area - License Type: Class C Liquor (On-Premises)

Division Mart (Preet Liquor, LLC) - 3721 North Division Street - License Type: Class E Liquor (Carry-Out)

Gallery, The (Nelson Securities, Inc) - 3727 Esplanade Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 8

Casey's General Store #2168 (Casey's Marketing Company) - 1691 West 53rd Street - License Type: Class E Liquor (Carry-Out)

Dollar General Store #19449 (Dolgencorp, LLC) - 7510 Northwest Boulevard - License Type: Class B Retail Alcohol (On-Premises)

Recommendation:
Pass the Motion.

Background:
These applications have been reviewed by the Police, Fire, and Zoning Departments.

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	12/1/2023 - 4:45 PM
Finance Committee	Merritt, Mallory	Approved	12/1/2023 - 4:45 PM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:29 PM

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Motion awarding a contract for the Goose Creek Trail Connection project to Americore LLC of Blue Grass, Iowa in the amount of $98,803, CIP #28028. [Ward 8]

Recommendation:
Pass the Motion.

Background:
An Invitation to Bid was issued on October 19, 2023 and sent to contractors. On November 13, 2023, the Purchasing Division opened and read twelve (12) responsive and responsible bids. See attached bid tab. Americore LLC of Blue Grass, Iowa, was the lowest responsive and responsible bidder.

This project is located near Brady Street and East 59th Street. The proposed improvements include but are not limited to, grading, PCC pavement, sidewalk construction, seeding, and other related construction.

Funding for this project is from CIP #28028 Creating Connections Program.

ATTACHMENTS:

	Type	Description
🗋	Backup Material	Bid Tabulation

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	11/29/2023 - 11:13 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:14 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:42 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Goose Creek Trail Connection

BID NUMBER: 24-37

OPENING DATE: November 13, 2023

FUNDING: 70632675 530350 28028 | Creating Connections Program

RECOMMENDATION: Award the contract to Americore LLC of Blue Grass, Iowa, in the amount of $98,803.00.

VENDOR NAME	PRICE
Americore LLC of Blue Grass, IA	**$98, 803.00**
Ihrig Works LLC of Long Grove, IA	$99,990.00
Midwest Concrete, Inc of Peosta, IA	$100,593.15
Hawkeye Paving Corporation of Davenport, IA	$107,869.00
Five Cities Construction Company of Coal Valley, IL	$116,974.40
Centennial Contractors of the Quad Cities of Moline, IL	$124,150.00
N.J. Miller, Inc of Bettendorf, IA	$124,209.00
Langman Construction, Inc of Rock Island, IL	$124,750.73
Emery Construction Group, Inc of Moline, IL	$134,042.00
Valley Construction Company of Rock Island, IL	$139,550.00
Ricklefts Excavating of Anamosa, IA	$147,777.00
Collins Concrete LTD of Davenport, IA	$158,912.00

Approved By [redacted] 11/27/23
Purchasing Date

Approved By [redacted] 11/27/23
Dept. Director Date

Approved By [redacted] 11-27-23
Budget/CIP Date

Approved By [redacted] 11/27/2023
Interim City Administrator Date

City of Davenport

Department: Public Works - Admin
Contact Info: Brian Schadt | 563-326-7923

Action / Date
12/13/2023

Subject:
Motion approving a professional services agreement for engineering services for the East Locust Street (Grand Avenue to Eastern Avenue) Resurfacing project to Snyder & Associates, Inc of Iowa City, Iowa in the amount of $99,100, CIP #35062. [Ward 5]

Recommendation:
Pass the Motion.

Background:
The pavement on East Locust Street from Grand Avenue to Eastern Avenue is in need of rehabilitation. This project will generally include the asphalt mill and overlay, new signals at Grand Avenue, and select curb and gutter replacement. In addition, this may include minor storm sewer and sanitary sewer improvements if investigations conclude they are needed within the defined project limits.

This project design is the second part of a two-part process in obtaining engineering plans for bidding. Part One was to obtain a topographic survey for the project corridor prior to inclement weather prohibiting such tasks. Part One was performed by Snyder & Associates for $15,000 in addition to this design fee.

Engineering services are required in order to put together necessary drawings and specifications prior to going out to bid for construction for this project. This Motion allows the City to hire Snyder & Associates to perform that service.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:12 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:13 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:43 PM

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-326-7734

Action / Date
12/13/2023

Subject:
Motion determining property values for the 2024 Alley Resurfacing Program. [Wards 3 & 5]

Recommendation:
Pass the Motion.

Background:
As a part of the Alley Cost Share Program, alley reconstruction/resurfacing requests begin by receiving a petition signed by 30% of the property owners on the block face. Staff then provides cost estimates based on the following updated cost sharing:

Residential | 25% property owner/75% City funds
Commercial | 50% property owner/50% City funds

If more than 50% of the property owners wish to 'opt out' of the program, then the alley does not move forward in the assessment process. This 'opt out' period has occurred and the following alleys have been identified to participate in the reconstruction program:

- The east-west alley from Farnam Street to Grand Avenue alley between Kirkwood Boulevard and East 15th Street.
- The north-south alley from East 29th Street to East 30th Street between Grand Avenue and Davenport Avenue.
- The east-west alley from Forest Road to its terminus between East River Drive and Wood Lane.
- The east-west alley from Gaines Street to Western Avenue between West 5th Street and West 6th Street.

ATTACHMENTS:

	Type	Description
🗋	Backup Material	Schedule of Prop Values
🗋	Backup Material	Plats

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	11/29/2023 - 11:12 AM
Public Works Committee	Moses, Trish	Approved	11/29/2023 - 11:12 AM
City Clerk	Admin, Default	Approved	12/1/2023 - 5:43 PM

2024 Alley Program

Parcel	Address	Deed1 Name	Deed1 Addr	Deed1 CSZ	Assessed Value	Property Value Limit	Allocated Proportion	Assessment Amount	Deficiency	Subdivison	Lot	Block	Section	Township	Range	Legal Description
C0013-29	2902 DAVENPORT AV	JILL A WEITZEL	2902 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 155,660.00	$ 38,915.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	15	3				ARLINGTON HILL ADD
C0013-30	2906 DAVENPORT AV	AMY T HERRIG	2906 DAVENPORT AV	DAVENPORT IA 52803-1749	$ 137,500.00	$ 34,375.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	14	3				ARLINGTON HILL ADD
C0013-31	2910 DAVENPORT AV	STARDUST PROPERTIES LLC - SERIES 4	219 S KENSINGTON ST	RIVERDALE IA 52722-6138	$ 145,030.00	$ 36,257.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	13	3				ARLINGTON HILL ADD
C0013-32	2914 DAVENPORT AV	DEREK ROGERS	2914 DAVENPORT AV	DAVENPORT IA 52803-1749	$ 210,960.00	$ 52,740.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	12	3				ARLINGTON HILL ADD
C0013-33	2918 DAVENPORT AV	STEPHEN P KEHOE	2918 DAVENPORT AV	DAVENPORT IA 52803	$ 157,240.00	$ 39,310.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	11	3				ARLINGTON HILL ADD
C0013-34	2922 DAVENPORT AV	DANIEL B MARTIN III	2922 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 164,340.00	$ 41,085.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	10	3				ARLINGTON HILL ADD
C0013-35	2926 DAVENPORT AV	TERRY CANRIGHT	2926 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 137,580.00	$ 34,395.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	9	3				ARLINGTON HILL ADD
C0013-36	2930 DAVENPORT AV	DIANE C NAUMAN	2930 DAVENPORT AV	DAVENPORT IA 52803	$ 157,590.00	$ 39,397.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	8	3				ARLINGTON HILL ADD
C0013-37	2936 DAVENPORT AV	BRIAN F MCGURK	2936 DAVENPORT AV	DAVENPORT IA 52803-1749	$ 142,890.00	$ 35,722.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	7	3				ARLINGTON HILL ADD
C0013-38	2938 DAVENPORT AV	LESLIE E ABOUD	2938 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 150,540.00	$ 37,635.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	6	3				ARLINGTON HILL ADD
C0013-39	2942 DAVENPORT AV	DIANE M MONTY	2942 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 127,940.00	$ 31,985.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	5	3				ARLINGTON HILL ADD
C0013-40	2946 DAVENPORT AV	MARY ELLEN EDDY	2946 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 118,830.00	$ 29,707.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	4	3				ARLINGTON HILL ADD
C0013-41	2950 DAVENPORT AV	ROBERT J LIAGRE	2521 MARYVIEW LN	DAVENPORT IA 52807-1534	$ 130,960.00	$ 32,740.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	3	3				ARLINGTON HILL ADD
C0013-42	2954 DAVENPORT AV	LESLIE ANNE CORLETT	2954 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 174,360.00	$ 43,590.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	2	3				ARLINGTON HILL ADD
C0013-43	2958 DAVENPORT AV	TIMOTHY T SHINBORI	2958 DAVENPORT AVE	DAVENPORT IA 52803-1749	$ 137,630.00	$ 34,407.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	1	3				ARLINGTON HILL ADD
C0013-44	706 E 29TH ST	ASIA ARMSTRONG HUNTER	706 E 29TH ST	DAVENPORT IA 52803-1756	$ 160,280.00	$ 40,070.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	16	3				ARLINGTON HILL ADD
C0013-45	2905 GRAND AV	MATTHEW ELLIOTT	2905 GRAND AVE	DAVENPORT IA 52803-1634	$ 148,770.00	$ 37,192.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	17	3				ARLINGTON HILL ADD
C0013-46	2909 GRAND AV	STEPHEN L BREDAR REVOCABLE TRUST	3522 WAKONDA DR	BETTENDORF IA 52722	$ 130,880.00	$ 32,720.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	18	3				ARLINGTON HILL ADD
C0013-47	2913 GRAND AV	SAYSHA M BOLDEN	2913 GRAND AV	DAVENPORT IA 52803	$ 152,670.00	$ 38,167.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	19	3				ARLINGTON HILL ADD
C0013-48	2917 GRAND AV	KATY HAWKINS	2917 GRAND AV	DAVENPORT IA 52803-1634	$ 154,680.00	$ 38,670.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	20	3				ARLINGTON HILL ADD
C0013-49	2921 GRAND AV	DAVID D ROWLAND	2921 GRAND AVE	DAVENPORT IA 52803-1634	$ 143,650.00	$ 35,912.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	21	3				ARLINGTON HILL ADD
C0013-50	2925 GRAND AV	SCOTT A STOWE	2925 GRAND AVE	DAVENPORT IA 52803-1634	$ 150,590.00	$ 37,647.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	22	3				ARLINGTON HILL ADD
C0013-51	2929 GRAND AV	EMILY STYVAERT	2929 GRAND AVE	DAVENPORT IA 52803-1634	$ 200,890.00	$ 50,222.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	23	3				ARLINGTON HILL ADD
C0013-52	2933 GRAND AV	JOHN BUCHTER	2933 GRAND AVE	DAVENPORT IA 52803-1634	$ 200,290.00	$ 50,072.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	24	3				ARLINGTON HILL ADD
C0013-53	2937 GRAND AV	JAMES C COMBS	3005 GRAND AV	DAVENPORT IA 52803	$ 159,950.00	$ 39,987.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	25	3				ARLINGTON HILL ADD
C0013-54	2941 GRAND AV	NATHANIEL H STAUB	2941 GRAND AVE	DAVENPORT IA 52803-1634	$ 134,510.00	$ 33,627.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	26	3				ARLINGTON HILL ADD
C0013-55	2945 GRAND AV	GEORGE A KECKLER	2945 GRAND AV	DAVENPORT IA 52803-1634	$ 156,520.00	$ 39,130.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	27	3				ARLINGTON HILL ADD
C0013-56	2949 GRAND AV	KIMBERLY SUE DAVIS	2949 GRAND AV	DAVENPORT IA 52803	$ 121,750.00	$ 30,437.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	28	3				ARLINGTON HILL ADD
C0013-57	2953 GRAND AV	ROSALIND M ANDERSEN REVOCABLE TRUST	2953 GRAND AVE	DAVENPORT IA 52803-1634	$ 146,990.00	$ 36,747.50	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	29	3				ARLINGTON HILL ADD
C0013-58	2957 GRAND AV	KATHRYN E KRINGS	2957 GRAND AV	DAVENPORT IA 52803	$ 135,940.00	$ 33,985.00	$ 1,000.00	$ 1,000.00	$ -	ARLINGTON HILL ADD	30	3				ARLINGTON HILL ADD

2024 Alley Program

Parcel	Address	Deed1 Name	Deed1 Addr	Deed1 CSZ	Assessed Value	Property Value Limit	Allocated Proportion	Assessment Amount	Deficiency	Subdivison	Lot	Block	Section	Township	Range	Legal Description
F0014-02	1512 GRAND AV	GARY SWISHER	1512 GRAND AVE	DAVENPORT IA 52803-4216	$ 159,380.00	$ 39,845.00	$ 2,400.00	$ 2,400.00	$ -	LECLAIRE'S 11TH ADD	7	128				LECLAIRE'S 11TH ADD PART OF LOTS 6 & 7 COM AT NE COR OF LOT 7-W 66' -S 55'-E 66'-N 55' TO BEG
F0014-03	637 KIRKWOOD BD	GARY THRAPP	1002 2ND AVE	DURANT IA 52747-9717	$ 123,780.00	$ 30,945.00	$ 2,300.00	$ 2,300.00	$ -	LECLAIRE'S 11TH ADD	8	128				LECLAIRE'S 11TH ADD LOT 8 BLOCK 128
F0014-04	633 KIRKWOOD BD	ANDREW WOLD INVESTMENTS LLC	PO BOX 611	BETTENDORF IA 52722-0011	$ 125,360.00	$ 31,340.00	$ 2,300.00	$ 2,300.00	$ -	LECLAIRE'S 11TH ADD	9	128				LECLAIRE'S 11TH ADD LOT 9 BLOCK 128
F0014-05	625 KIRKWOOD BD	DAVID M WHEELER	625 KIRKWOOD BD	DAVENPORT IA 52803	$ 131,440.00	$ 32,860.00	$ 2,300.00	$ 2,300.00	$ -	LECLAIRE'S 11TH ADD	10	128				LECLAIRE'S 11TH ADD LOT 10 BLOCK 128
F0014-06	623 KIRKWOOD BD	CVK HOLDINGS LLC	9058 484TH AVE	MILES IA 52064-9709	$ 135,400.00	$ 33,850.00	$ 2,300.00	$ 2,300.00	$ -	LECLAIRE'S 11TH ADD	11	128				LECLAIRE'S 11TH ADD LOT 11 BLOCK 128
F0014-07	617 KIRKWOOD BD	REBECCA A PENA	617 KIRKWOOD BLVD	DAVENPORT IA 52803	$ 164,380.00	$ 41,095.00	$ 2,300.00	$ 2,300.00	$ -	LECLAIRE'S 11TH ADD	12	128				LECLAIRE'S 11TH ADD LOT 12 BLOCK 128
F0014-08	1525 FARNAM ST	RYAN & ROSSANA NELSON REVOCABLE TRUST	1525 FARNAM ST	DAVENPORT IA 52803-4400	$ 297,740.00	$ 74,435.00	$ 4,500.00	$ 4,500.00	$ -	LECLAIRE'S 11TH ADD	14	128				LECLAIRE'S 11TH ADD LOTS 13 & 14
F0014-09A	1503 FARNAM ST	POSRM HOLDINGS LLC	C/O MILLTOWN REALTY	MOLINE IL 61265-1530	$ 510,120.00	$ 127,530.00	$ 7,700.00	$ 7,700.00	$ -	LECLAIRE'S 11TH ADD	1	128				LECLAIRE'S 11TH ADD LOTS 1 2 3 & W 26.35' LOT 4
F0014-11	624 E 15TH ST	LOPEZ RODOLFO C	624 E 15TH ST	DAVENPORT IA 52803-4208	$ 86,760.00	$ 21,690.00	$ 1,900.00	$ 1,900.00	$ -	LECLAIRE'S 11TH ADD	5	128				LECLAIRE'S 11TH ADD PT LOTS 4 5 COM 169.25' W OF SE COR LOT 7 BLK 128 LECLAIRE'S 11TH ADD- N 150'-W 50'-S 150'-E ALONG N/L OF 15TH ST TO BEG
F0014-12	626 E 15TH ST	NORA M OLCOTT	626 E 15TH ST	DAVENPORT IA 52803-4208	$ 100,600.00	$ 25,150.00	$ 2,200.00	$ 2,200.00	$ -	LECLAIRE'S 11TH ADD	5	128				LECLAIRE'S 11TH ADD PT LOT 5 COM 124.25' W OF SE COR LOT 7-N 150'-W 45'-S TO 15TH ST- E 45' TO BEG
F0014-13	628 E 15TH ST	CINNAMYL LANDY'S VENTURES LLC	2625 KELLING ST	DAVENPORT IA 52804-1555	$ 117,030.00	$ 29,257.50	$ 2,400.00	$ 2,400.00	$ -	LECLAIRE'S 11TH ADD	7	128				LECLAIRE'S 11TH ADD E 1.23' LOT 5 & (EXC N 55' OF E 4.6') ALL LOT 6 & S 94.5' OF W 1.4' OF

2024 Alley Program

Parcel	Address	Deed1 Name	Deed1 Addr	Deed1 CSZ	Assessed Value	Property Value Limit	Allocated Proportion	Assessment Amount	Deficiency	Subdivison	Lot	Block	Section	Township	Range	Legal Description
E0041-10A	2745 WOOD LN	JANE L SCHNEIDER TRUST			$ 247,160.00	$ 61,790.00	$ 3,300.00	$ 3,300.00	$ -							
E0041-11	2737 WOOD LN	RONALD L RIMRODT			$ 231,300.00	$ 57,825.00	$ 3,700.00	$ 3,700.00	$ -							
E0041-12	2727 WOOD LN	JEFFREY M WRIGHT			$ 551,490.00	$ 137,872.50	$ 4,500.00	$ 4,500.00	$ -							
E0041-13	2711 WOOD LN	RODNEY B DENSE			$ 381,950.00	$ 95,487.50	$ 1,900.00	$ 1,900.00	$ -							
E0041-15	5 FOREST RD	LINDA CLINE CHANDLER LIVING TRUST			$ 975,330.00	$ 243,832.50	$ 6,900.00	$ 6,900.00	$ -							
E0041-17	2726 E RIVER DR	ELOISE A SMIT			$ 415,020.00	$ 103,755.00	$ 4,100.00	$ 4,100.00	$ -							
E0041-18	2736 E RIVER DR	DAVID M FREUND			$ 307,740.00	$ 76,935.00	$ 2,200.00	$ 2,200.00	$ -							

2024 Alley Program

Parcel	Address	Deed1 Name	Deed1 Addr	Deed1 CSZ	Assessed Value	Property Value Limit	Allocated Proportion	Assessment Amount	Deficiency	Subdivison	Lot	Block	Section	Township	Range	Legal Description
G0052-01	629 W 6TH ST	ELI TALIAFERO	629 W 6TH ST	DAVENPORT IA 52803-5106	$ 168,660.00	$ 42,165.00	$ 2,900.00	$ 2,900.00	$ -	ORIGINAL TOWN	8	29				ORIGINAL TOWN
G0052-02	511 GAINES ST	NONG PHAM	511 N GAINES ST	DAVENPORT IA 52802-3437	$ 33,880.00	$ 8,470.00	$ 1,800.00	$ 1,800.00	$ -	ORIGINAL TOWN	1	29				ORIGINAL TOWN N 32' OF W 50' OF
G0052-03	630 W 5TH ST	DUANE E TIMM	630 W 5TH ST	DAVENPORT IA 52801	$ 132,070.00	$ 33,017.50	$ 1,100.00	$ 1,100.00	$ -	ORIGINAL TOWN	1	29				ORIGINAL TOWN LOT 1 (EX N 32' OF W 50')
G0052-04	624 W 5TH ST	DUANE E TIMM	630 W 5TH ST	DAVENPORT IA 52801	$ 112,700.00	$ 28,175.00	$ 1,500.00	$ 1,500.00	$ -	ORIGINAL TOWN	2	29				ORIGINAL TOWN W 40' OF
G0052-06A	614 W 5TH ST	WALTER DEANNA M	614 W 5TH ST	DAVENPORT IA 52801-1005	$ 176,060.00	$ 44,015.00	$ 3,400.00	$ 3,400.00	$ -	ORIGINAL TOWN	3	29				ORIGINAL TOWN LOT 3 BLK 29 EXC N 75.06 OF E 20.28 PER SURVEY 2017-7511
G0052-10A	514 WESTERN AV	TIMM DUANE E	630 W 5TH ST	DAVENPORT IA 52801-1005	$ 76,470.00	$ 19,117.50	$ 3,700.00	$ 3,700.00	$ -	ORIGINAL TOWN	3	29				ORIGINAL TOWN LOT: 003 BLOCK: 029 ORIGINAL TOWN N 80' OF LOT 4 AND N 75.06' OF E 20.28' OF LOT 3 IN BLK 29
G0052-12	520 WESTERN AV	REORGANIZED CHURCH OF JESUS CHRIST LATTER DAY S	1001 W WALNUT	INDEPENDANCE MO 52803	$ 86,920.00	$ 21,730.00	$ 2,900.00	$ 2,900.00	$ -	ORIGINAL TOWN	5	29				ORIGINAL TOWN S/2 OF
G0052-14	613 W 6TH ST	DE SANTIAGO LENNY J	613 W 6th Street, Apt # 3	DAVENPORT IA 52803	$ 253,340.00	$ 63,335.00	$ 2,900.00	$ 2,900.00	$ -	ORIGINAL TOWN	6	29				ORIGINAL TOWN
G0052-15	619 W 6TH ST	ALEXANDER F GORBACH REVOCABLE TRUST	105 154TH AVE	MILAN IL 61264-4947	$ 47,060.00	$ 11,765.00	$ 1,800.00	$ 1,800.00	$ -	ORIGINAL TOWN	7	29				ORIGINAL TOWN E. 50' OF
G0052-16	623 W 6TH ST	PATRICIA J SLOBOJAN	623 W 6TH ST	DAVENPORT IA 52802	$ 85,570.00	$ 21,392.50	$ 1,100.00	$ 1,100.00	$ -	ORIGINAL TOWN	7	29				ORIGINAL TOWN W 30' OF



City of Davenport, Iowa
Engineering Division
1200 E. 46th Street Davenport, Iowa 52807
(563) 326-7729 Fax (563) 327-5182

2023 ALLEY RESURFACING PROGRAM

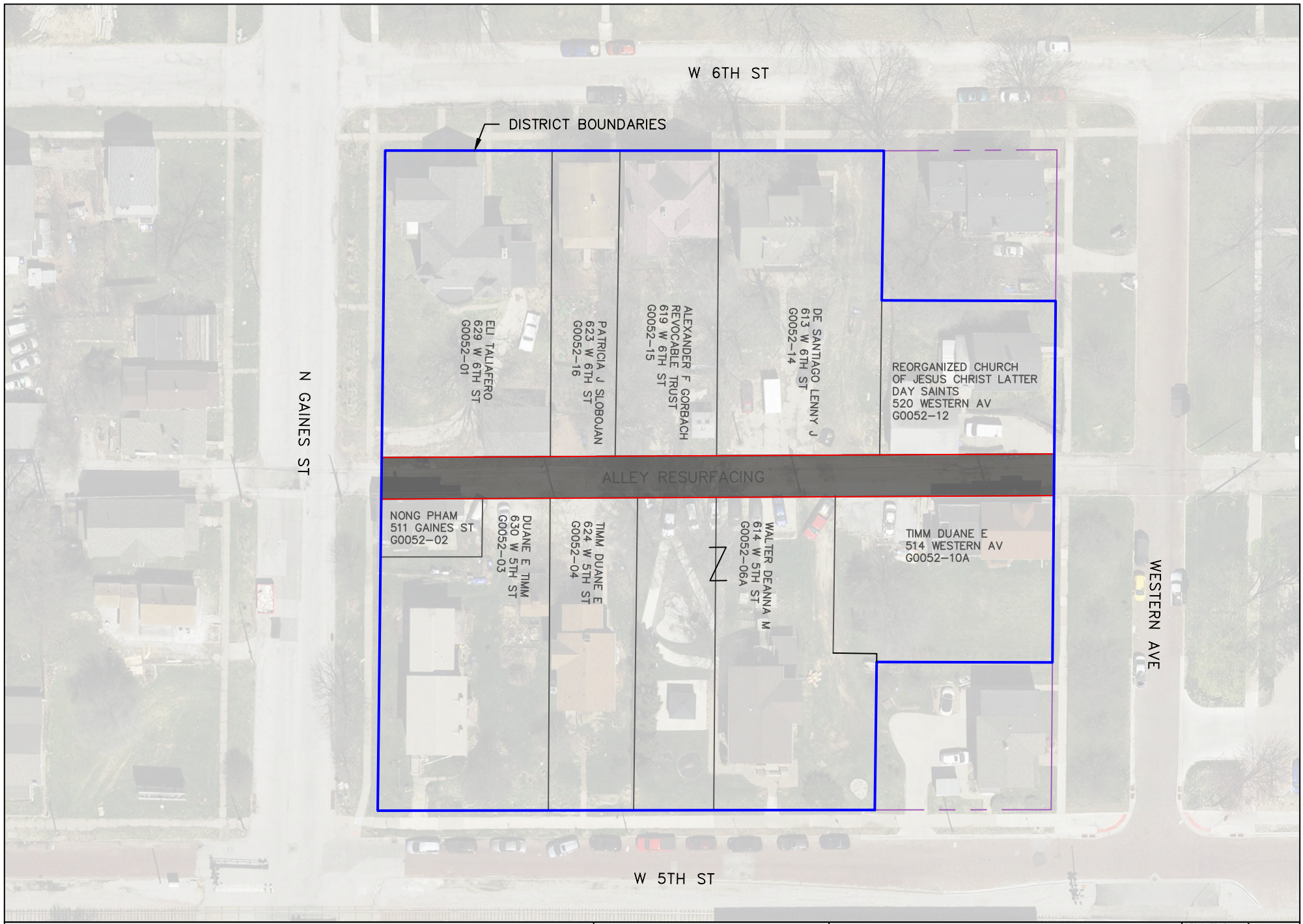
DESIGNED BY: N/A
DRAWN BY: NHK
CHECKED BY: N/A
DWG.FILE:
SCALE: 1"=60'

SCOTT COUNTY

PROJECT NUMBER

PLAT

STATE	FHWA REGION	FISCAL YEAR	SHEET NO.	TOTAL SHEETS
IOWA	7	FY	1	1



City of Davenport, Iowa
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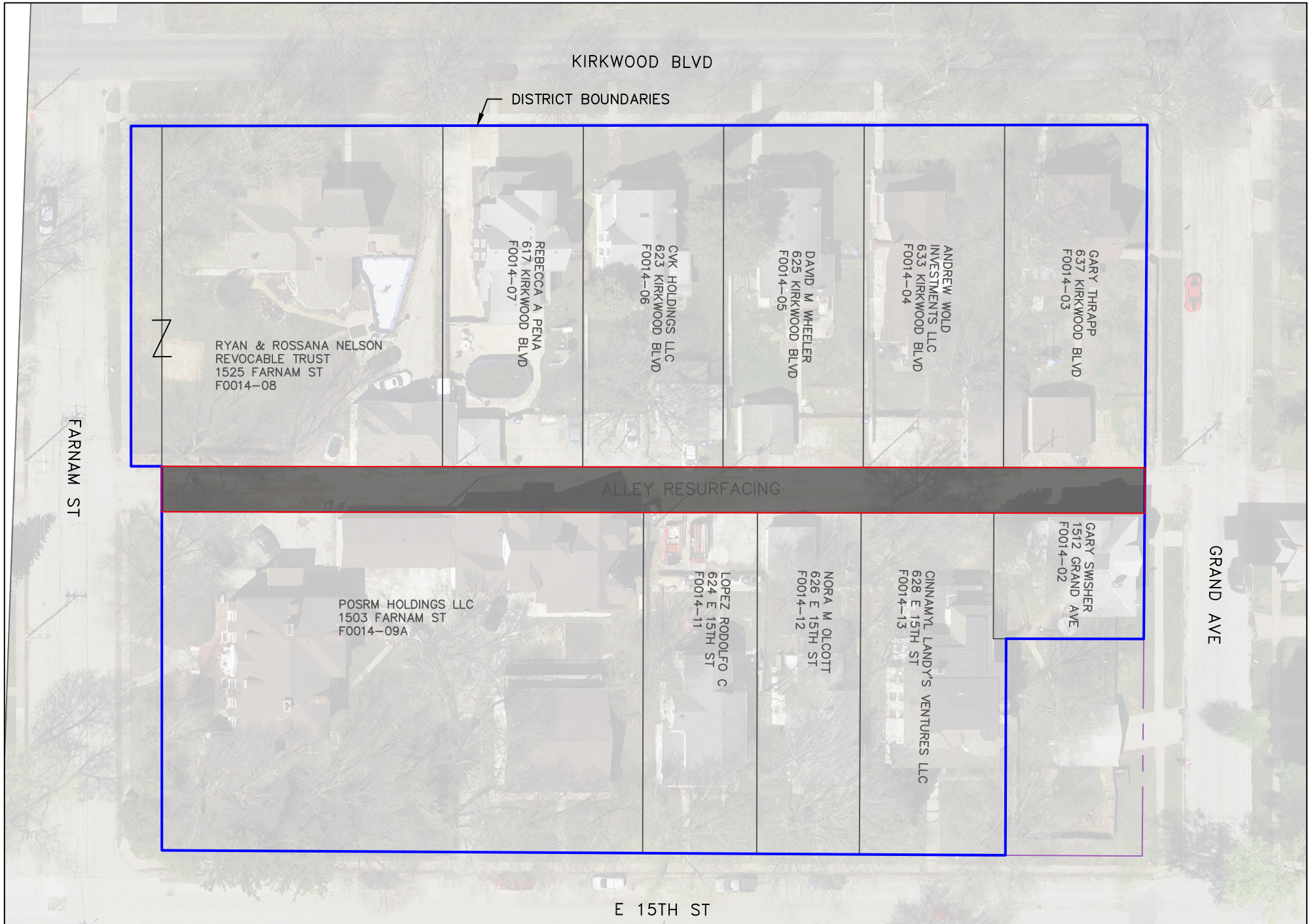
DESIGNED BY: N/A
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SCOTT COUNTY

PROJECT NUMBER

PLAT

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IOWA	7	FY	1	1

City of Davenport

Department: Finance
Contact Info: Jim Erwin | 563-326-7922

Action / Date
12/13/2023

Subject:
Motion approving the Washington State Department of Enterprise Services Cooperative Purchasing Agreement for Transit Buses (contract #06719). [All Wards]

Recommendation:
Pass the Motion.

Background:
The State of Iowa has completed a cooperative agreement with the State of Washington allowing Iowa agencies to purchase off the Washington State Department of Enterprise Services (DES)'s competitively bid contract for transit buses. This contract was developed to be in compliance with section 3019 of the FAST Act and compliant with FTA Guidelines. The state of Washington, through DES, will contract with vendors to provide transit buses and related equipment to multiple participants, including transit organizations from other states. The contract incorporates FTA required clauses and certifications. The transit bus contract features both heavy-duty and light to medium duty as categories in the same contract.

ATTACHMENTS:

	Type	Description
🗋	Cover Memo	Purchasing Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Moses, Trish	Approved	11/29/2023 - 10:31 AM

COOPERATIVE PURCHASING AGREEMENT

FOR

TRANSIT BUSES

CONTRACT NO. 06719

This Cooperative Purchasing Agreement for Transit Buses ("Agreement") is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("Enterprise Services") and the City of Davenport Iowa, an Iowa Transit Agency ("Authorized Purchasing Entity") and is dated and effective as of January 1, 2023.

R E C I T A L S

A. Pursuant to Legislative authorization, Enterprise Services, on behalf of the State of Washington, is authorized to develop, solicit, and establish procurement solutions, including statewide contracts ('Contract"), for goods and/or services to support Washington state agencies. *See* RCW 39.26.050(1). The Washington State Legislature also has authorized Enterprise Services to make these contracts available, pursuant to an agreement in which Enterprise Services ensures full cost recovery, to other local or federal government agencies or entities, public benefit nonprofit organizations, and any tribes located in the State of Washington. *See* RCW 39.26.050(1) & (2).

B. In addition, Enterprise Services is authorized "to participate in, sponsor, conduct, or administer a cooperative purchasing agreement." *See* RCW 39.26.060(1).

C. Cooperative Purchasing Agreements provide an opportunity for Enterprise Services to meet the needs of its customers and, by designing and developing the Competitive Solicitation and resulting Contract to include the opportunity for cooperative utilization by Authorized Purchasing Entities through a Cooperative Purchasing Agreement, to meet the needs of similarly situated purchasing entities who collectively enable an innovative, cost-effective, and efficient procurement solution for awarded contractors and eligible purchasers.

D. The above-referenced Contract was competitively bid, evaluated, and awarded pursuant to the State of Washington's procurement laws for goods/services. *See* RCW 39.26. The procurement and resulting Contracts were designed to create competition and awarded contractors for a variety of Transit Buses (contract categories).

E. The above-referenced Contract was designed to and meets Federal Transit Administration ("FTA") requirements for a State Cooperative Purchasing Contract under the FAST Act Sec. 3019. *See* Pub.L. 114-94.

F. There are no pending protests or lawsuits pertaining to the procurement or award of the Contract.

G. Enterprise Services maintains procurement and contract records pertaining to the Contract including the Competitive Solicitation, Bid Tab, Bidder Profiles, and resulting Contracts. In addition, Enterprise Services Transit Buses website identifies the various awarded contractors.

H. The purpose of this Agreement is to enable the Authorized Purchasing Entity to utilize the above referenced Contract consistent with the terms thereof and the terms and conditions set forth herein.

A G R E E M E N T

NOW THEREFORE, in consideration of the mutual promises, covenants, and conditions set forth herein, the parties hereto hereby agree as follows:

1. TERM. Upon execution, this Cooperative Purchasing Agreement shall continue for the term of the applicable Contract, as amended or extended; *Provided*, however, that, upon written notice to Enterprise Services, Purchasing Entity may terminate its participation in this Cooperative Purchasing Agreement and its ability to utilize the above-referenced Contract.

2. AUTHORIZATION TO UTILIZE THE CONTRACT. Consistent with the terms and conditions of the Contract and Purchasing Entity's applicable procurement law, Purchasing Entity is authorized to utilize the above-referenced Contract as a procurement solution. The State of Washington makes no representation or warranty regarding Purchasing Entity's governing law or whether the Contract is an appropriate procurement solution for Purchasing Entity.

3. CONTRACTOR CONSENT. Consistent with its applicable procurement authority, Purchasing Entity may propose and negotiate jurisdiction-specific terms with the applicable awarded Contractor to meet Purchasing Entity's needs; *Provided*, however, that any such jurisdiction-specific modifications are subject to agreement with the applicable awarded Contractor. **Under no circumstances, however, will Purchasing Entity's jurisdiction-specific modifications change or modify the Contract obligations between the State of Washington and the applicable awarded Contractor.** Upon execution of Purchasing Entity's agreement with the applicable awarded Contractor, Purchasing Entity shall provide a copy of the same to Enterprise Services prior to making any purchases under the Contract.

4. VENDOR MANAGEMENT FEE. The Vendor Management Fee set forth in the Contract shall be paid by the applicable Contractor to Enterprise Services on all applicable purchases. In no event shall Purchasing Entity modify, waive, or terminate the Vendor Management Fee. Any such modification, waiver, or termination of the Vendor Management Fee shall be deemed a material breach of this Agreement and shall terminate the Agreement; and, in the event Purchasing Entity attempts to modify, waive, or terminate the Vendor Management Fee, Purchasing Entity shall, by such act, agree to notify Enterprise Services of the same and to pay to Enterprise Services, within thirty (30) days, the equivalent of the otherwise applicable Vendor Management Fee.

5. ACCURATE PURCHASES. Purchasing Entity shall make orders within the scope of the Contract. Any purchases outside of the scope of the Contract shall constitute a breach of this Agreement. IN the event of such breach, Enterprise Services may terminate this Agreement, including the authorization for any purchases by Purchasing Entity under the Contract. Purchasing Entity represents and warrants that it shall use reasonable, good faith efforts to assist the Contractor in obtaining and reporting to Enterprise Services accurate purchases under the Contract for purposes of the applicable Vendor Management Fee.

6. AGREEMENT MANAGEMENT; NOTICES; PURCHASING ENTITY CONTRACT ADMINISTRATOR.

(a) AGREEMENT MANAGEMENT; NOTICES. The parties hereby designate the following contacts as the respective single points of contact for purposes of this Agreement. The parties may change such individuals by written notice as set forth below. Any notices required or desired shall be in writing and sent by U.S. mail, postage prepaid, or sent via email, and shall be sent to the respective addressee at the respective address or email address set forth below or to such other address or email address as the parties may specify in writing:

Enterprise Services	Insert
Attn: Bus Purchases Department of Enterprise Services PO Box 41411 Olympia, WA 98504-1411	Attn: Jeff Wolf, Transit Operations Supervisor City of Davenport Iowa 1200 E 46th Street Davenport Iowa, 52806
Email: buspurchases@des.wa.gov	Tel: (563) 888-2289 Email: jeff.wolf@davenportiowa.com

Notices shall be deemed effective upon the earlier of receipt, if mailed, or, if emailed, upon transmission to the designated email address of said addressee.

(b) PURCHASING ENTITY INFORMATION. Purchasing Entity hereby designates the following contract administrator as the single point of contact for business activities under this Agreement.

Purchasing Entity Information	
Organization Name	City of Davenport
Tax Identification Number	42-6004463
State Business Identification Number (Required for Non-Profit entities)	
Contact Name for Contract Administrator	Jeff Wolf
Title	Transit Operations Supervisor
Address	1200 E 46th Street
City, State, Zip	Davenport Iowa, 52806
Phone Number	563-888-2289
Email Address	Jeff.wolf@davenportiowa.com

7. COMMUNICATION. In the event Purchasing Entity becomes aware of a significant contract performance issue pertaining to the Contract that, in Purchasing Entity's reasonable judgment, could adversely impact the State of Washington, Purchasing Entity shall communicate the same to Enterprise Services.

8. CONTRACTOR DISPUTES. Purchasing Entity is responsible for resolving any disputes between itself and the applicable Contract Contractor regarding its purchases. Purchasing Entity shall notify Enterprise Services of any material dispute between Purchasing Entity and the applicable Contract Contractor. When appropriate, Enterprise Services may assist Purchasing Entity in resolving such disputes.

9. NO LIABILITY. Other than those obligations expressly set forth in this Agreement, including the right of the State of Washington to the Vendor Management Fee, the parties shall have no liability whatsoever to each other with regard to transactions arising out of this Agreement or the Contract.

10. TAXES/FEES. Unless otherwise agreed with Contractor, Purchasing Entity shall pay applicable sales and use taxes imposed by the tax jurisdictions in which purchase delivery occurs. Contractor agrees not make any charge for federal excise taxes and Purchasing Entity shall furnish Contractor with an exemption certificate where appropriate.

11. SCOPE OF PARTICIPATION. Purchasing Entity shall provide Enterprise Services with Purchasing Entity's estimates for purchases under the Contract. Purchasing Entity shall provide timely updates regarding such estimated purchases if there is a material change in such planned purchases. The purchasing estimates are for Enterprise Services' planning purposes in managing and approving purchases on the Contract.

Category	Estimated Purchases
Heavy Duty	4
Light/Medium Duty	
Double Decker	
Rebuilt	
Refurbish	
Repower	

12. APPROVAL PROCESS. Purchasing Entity shall submit purchase information to Enterprise Services for approval of purchases under the Contract. Purchasing Entity shall provide necessary purchase information for each purchase including but not limited to, the final purchase order, the use of FTA funding, FTA grant number, and applicable Department of Transportation contact for approval. Enterprise Services shall include the respective state Department of Transportation for purchasing using FTA funds which require state DOT approval.

13. GENERAL PROVISIONS

    (a) ENTIRE AGREEMENT. This Agreement constitutes the entire agreement and understanding of the parties with respect to the subject matter and supersedes all prior negotiations and representations. There are no representations or understandings of any kind not set forth herein.

    (b) AMENDMENT OR MODIFICATION. Except as set forth herein, this Agreement may not be amended or modified except in writing signed by a duly authorized representative of each party.

    (c) AUTHORITY. Each party to this Agreement, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Agreement and that its execution, delivery, and performance of this Agreement has been fully authorized and approved, and that no further approvals or consents are required to bind such party.

    (d) ELECTRONIC SIGNATURES. An electronic signature or electronic record of this Agreement or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Agreement or such other ancillary agreement for all purposes.

(e) COUNTERPARTS. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Agreement at different times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Agreement.

EXECUTED as of the date and year first above written.

TRANSIT BUSES COOPERATIVE	**AUTHORIZED PURCHASING ENTITY**
STATE OF WASHINGTON	**AGENCY**
DEPARTMENT OF ENTERPRISE SERVICES	**NAME**
By: _____	By: _____
Name:	Name: _____
Title: _____	Title: _____

Return this Agreement to Enterprise Services at:
buspurchases@des.wa.gov