

City of Davenport, Iowa
City Council Meeting Minutes
Tuesday, November 10, 2020

The City Council of Davenport, Iowa met in regular session on Tuesday, November 10, 2020 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 W 4th St, Davenport, IA with Mayor Mike Matson presiding and all Aldermen present (*In person:* Alderman Dunn, Alderwoman Meginnis, Alderman Gripp, Alderman Condon, and Alderman Ambrose; *Via telephone:* Alderman Dohrmann, Alderwoman Lee, Alderman Peacock, Alderwoman Dickmann, and Alderman Jobgen). A partially electronic meeting was held because a fully “in-person” meeting was impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor’s proclamation and the Mayor’s executive order directing social distancing and placing restrictions on gatherings. In-person attendance by the general public at any City of Davenport public meeting within its facilities shall be limited to 10 persons.

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Gripp

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for October 28, 2020.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for November 4, 2020.

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, November 4, 2020 -- The Council observed a moment of silence. Pledge of Allegiance led by Alderwoman Meginnis. The Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding and all Aldermen present except Alderwoman Lee and Alderman Dohrmann (In person: Alderman Dunn, Alderwoman Meginnis, Alderman Gripp, Alderman Condon, and Alderman Ambrose; Via telephone: Alderman Peacock, Alderwoman Dickmann, and Alderman Jobgen). A partially electronic meeting was held because a fully “in-person” meeting was impractical due to concerns for the health and safety of Council members, staff, and the public presented by COVID-19, and to follow the Governor’s proclamation and the Mayor’s executive order directing social distancing and placing restrictions on gatherings. In-person attendance by the general public at any City of Davenport public meeting within its facilities is limited to 10 persons.

*The following Public Hearings were held: **Public Works:** 1) on the plans, specifications, form of contract, and estimate of cost for the Elm Street Bridge Replacement, CIP #21006. **Finance:** 1) on the internal advance to the Tax Increment Fund for administrative costs.*

*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 Meginnis, second by Alderman Ambrose all items moved to the Consent Agenda. **Public Safety:** Alderman Ambrose reviewed all items listed. On motion by Alderman Jobgen, second by Alderman Dunn all items*

*moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderwoman Meginnis, second by Alderman Ambrose all items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderman Peacock, second by Alderman Ambrose all items moved to the Consent Agenda.*

*Council adjourned at **5:54 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Appointments

APPROVED 2020-450

1. Civil Rights Commission

- Jeff Transou (New Appointment)
- Michael Guster (Re-Appointment)
- Ethelene Boyd (Re-Appointment)

2. Citizens Advisory Committee

- Nancy Nolan (New Appointment - Alderman At-Large Gripp)

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

XI. Approval of All Items on the Consent Agenda

Alderwoman Meginnis moved a motion to table item #6, Resolution approving the street and lane closures for the Turkey Trot, for one week. The motion was seconded by Alderman Gripp and upon the roll being called with all Aldermen voting aye, the Resolution was tabled.

On motion by Alderman Ambrose, second by Alderman Gripp with all Aldermen present voting aye (Alderman Ambrose voting nay on item #25, Motion authorizing payment to Quad Cities Chamber for FY21 public sector investment services in the amount not-to-exceed \$139,485), the Consent Agenda was approved as follows:

1. **Third Consideration:** Ordinance amending Schedule I of Chapter 10.96 entitled "Snow Routes" by adding and deleting various streets. [Ward 8] **ADOPTED 2020-451**

ORDINANCE NO. **2020-451**

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SECTIONS OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE I "SNOW ROUTES" THERETO BY ADDING AND DELETING VARIOUS STREETS.

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

Section 1. That Schedule I Snow Routes of the Municipal Code of Davenport, Iowa, be and the same is hereby amended by adding the following:

58th St from Gaines St to Appomattox Rd
Gaines St from 57th St to 58th St

and by deleting the following:

57th St from Gaines St to Appomattox Rd

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.

Approved 11/10/2020: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Third Consideration: Ordinance amending Schedule V of Chapter 10.96 entitled "Four-Way Stop Intersections" by deleting W 6th St at Vine St. [Ward 3] **ADOPTED 2020-452**

ORDINANCE NO. **2020-452**

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE V "FOUR-WAY STOP INTERSECTIONS" THERETO BY DELETING 6TH STREET AT VINE STREET.

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

Section 1. That Schedule V Four-Way Stop Intersections of the Municipal Code of Davenport, Iowa, be and the same is hereby amended by deleting the following:

6th Street at Vine Street

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.

Approved 11/10/2020: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

3. Third Consideration: Ordinance amending Chapter 2.82 entitled "Management of Public Records." [All Wards] **ADOPTED 2020-453**

ORDINANCE NO. **2020-453**

Ordinance amending Chapter 2.82 entitled "Management of Public Records."

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

Section 1. That Chapter 2.82 entitled "Management of Public Records" is hereby amended to read as follows:

Chapter 2.82 Management of Public Records

Sections:

- 2.82.010 Ownership of records.**
- 2.82.020 Duties of City officials, employees and agents.**
- 2.82.030 Records management policy.**

2.82.010 Ownership of records.

All City public records as defined in Iowa Chapter 22 shall be the property of the City of Davenport.

2.82.020 Duties of City officials, employees, and agents.

It shall be the duty of each official, employee, and agent of the City to handle public records in accordance with applicable federal, state, or local law, as well as such rules which may be instituted by the City Administrator or that official's designee.

2.82.030 Records management policy.

The City Administrator is responsible for insuring the proper management of the public records created and maintained by the City of Davenport. The City Administrator may delegate authority for records management functions to the Deputy City Clerk, Archivist, and/or a City department head. The City Administrator shall develop and maintain an administrative policy that addresses records management, complies with state and federal law, and reflects the guidance of the state records manual and schedule as applicable.

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 as are any motions or resolutions of council that purport to give authority to a council standing committee to make a determination as all such determinations shall henceforth be made by the city council.

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

Approved 11/10/2020: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

4. First Consideration: Ordinance amending section 10.74.050 entitled "Mufflers, prevention of noise," and section 9.20.030 entitled "Trespass" of the Municipal Code of the City of Davenport. [All Wards] **MOVED TO SECOND CONSIDERATION**

5. First Consideration: Ordinance amending section 15.08.215 entitled "Combined code board of appeals - Powers and duty" by amending subsection "A." [All Wards] **MOVED TO SECOND CONSIDERATION**

6. Resolution approving the following street and lane closures on the listed date and time to hold an outdoor event. **TABLED**

Scott County Family Y; Turkey Trot; Thursday, November 26, 2020 6:00 a.m. - 12:00 p.m.; **Closures**: 2nd St from Gaines St to Main St, Main St from 2nd St to Lombard St, Lombard St from Harrison St to Brady St, westernmost lane on Brady St from Lombard St to Central Park Ave, southernmost lane on Central Park Ave from Brady St to Harrison St, easternmost lane on Harrison St from Lombard St to 2nd St. [Wards 3 & 5]

7. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Elm Street Bridge Replacement, CIP #21006. [Ward 5] **ADOPTED 2020-454**

8. Resolution approving the contract for a collision avoidance system for Transit buses from Rosco Collision Avoidance Inc of Jamaica, NY in the amount of \$194,000. [All Wards] **ADOPTED 2020-455**

9. Resolution approving the contract for the purchase of wheelchair restraint systems for Transit buses to Gillig, LLC of Hayward, CA in the amount of \$194,639.94. [All Wards] **ADOPTED 2020-456**

10. Resolution approving change order #7 to Veenstra & Kimm of Moline, IL in the amount of \$118,052 for the Water Pollution Control Plant Optimization Project, CIP #10564. [Ward 1] **ADOPTED 2020-457**

11. Resolution accepting work completed under the CY20 resurfacing contract. The total contract with Manatts, Inc - Eastern Iowa Division was \$501,542.81, CIP #35042. [Wards 4, 5, & 6] **ADOPTED 2020-458**

12. Resolution awarding the contract for the Main Library Renovation project to Swanson Construction of Bettendorf, IA in the amount of \$660,480, CIP #23028. [Ward 3] **ADOPTED 2020-459**

13. Resolution accepting work completed under the 11th St Reconstruction contract from Wisconsin Ave to Hidden Valley Dr, CIP #35040. The total contract with Tri-City Blacktop was \$452,349.96. [Ward 1] **ADOPTED 2020-460**

14. Resolution approving the removal of the existing sidewalk located at 2137 Glaspell Street. [Ward 3] **ADOPTED 2020-461**

15. Resolution establishing the fine schedule for Construction Site Erosion and Sediment Control (COSESCO) violations. [All Wards] **ADOPTED 2020-462**

16. Resolution approving an internal advance to the Tax Increment Fund for administrative costs. [Wards 2, 6, 7, & 8] **ADOPTED 2020-463**

17. Motion approving the local objectives for the Community Development Block Grant program for the Year 47 Annual Action Plan covering July 1, 2021 – June 30, 2022. [All Wards] **PASSED 2020-464**

18. Motion approving the following noise variance requests for events on the listed dates and times. **PASSED 2020-465**

Davenport Parks and Recreation; Fejervary Holiday Lights; Fejervary Learning Center
1800 W 12th St; Saturday, November 28, 2020 through January 3, 2021 5:00 p.m. -
10:15 p.m.; Outdoor music, over 50 dBa. [Ward 4]

Sarah Mullins; Christkindlmarkt; Freight House 421 W River Dr; Friday, December 4, 2020 5:00 p.m. - 8:00 p.m. and Saturday, December 5, 2020 10:00 a.m. - 8:00 p.m.; Outdoor music, over 50 dBa. [Ward 3]

19. Motion approving beer and liquor license applications.

PASSED 2020-466

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

Ward 3

Cavort QC (The Key LLC) – 229 Brady St, Ste 102 – License Type: C Liquor

Aramark @ Palmer College (Aramark Services, Inc) - 1000 Brady St (Hagen Student Union Only) - Outdoor Area - License Type: Beer/Wine

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

Ward 1

Davenport Elks Lodge #298 (Benevolent and Protective Order of Elks #298) - 4400 W Central Park Ave - License Type: C Liquor

K & K Food and Gas (K & K Food and Gas) - 2365 Rockingham Rd - License Type: E Liquor

Ward 3

Riverside Liquor (Vardaan Inc) - 826 E River Dr - License Type: E Liquor

Ward 5

Bley's Tap (JBCW, LLC) - 215 E 29th St - License Type: C Liquor

Brady Oil (Brady Oil LLC) - 3205 N Brady St - License Type: C Beer

Ward 6

Huhot Mongolian Grill (CCW, LLC) - 3006 E 53rd St - License Type: Beer/Wine

The Ridge (JAR Hospitality, LLC) - 4750 Utica Ridge Rd - Outdoor Area - License Type: C Liquor

Rudy's Tacos (CME 1066 Inc) - 3944 Elmore Ave - Outdoor Area – License Type: C Liquor

Steel Plow Burger (Steel Plow Burger II LLC) - 1430 E 52nd St – Outdoor Area - License Type: C Liquor

Ward 7

QC Mart (Bethany Enterprises, Inc) - 3545 Eastern Ave - License Type: C Beer

Public House (Public House Davenport) - 5260 Northwest Blvd – Outdoor Area - License Type: C Liquor

Tantra Asian Bistro (Zhangs Trading Inc) - 589 E 53rd St - Outdoor Area - License Type: C Liquor

Ward 8

Davenport Chapter Izaak Walton League of America (Davenport Chapter IWLA) - 8402 N Harrison St - Outdoor Area - License Type: C Liquor

20. Motion accepting work completed under the 6th & Vine Traffic Circle Project, CIP #38012. The total contract with Centennial Contractors of the Quad Cities was \$74,283. [Ward 3]

PASSED 2020-467

21. Motion awarding the contract for a surveillance system to be installed on Transit buses to Angeltrax (IVS Inc) of Dothan, AL in the amount of \$77,444. [All Wards] **PASSED 2020-468**

22. Motion approving a contract for the Water Pollution Control Plant (WPCP) Nutrient Reduction Study to Strand Associates, Inc in an amount not-to-exceed \$60,000, CIP #39010. [Ward 1] **PASSED 2020-469**

23. Motion awarding the contract for the fall 2020 demolitions to Johnson Maintenance & Repair of Davenport, IA in the amount of \$86,500, CIP #60024. [Wards 1, 2, & 4]

PASSED 2020-470

24. Motion awarding a contract to purchase and install a new playground at Tyler Park to Pro Play Recreation of Decatur, IA in the amount of \$65,000, CIP #64093. [Ward 4]

PASSED 2020-471

25. Motion authorizing payment to Quad Cities Chamber for FY21 public sector investment services in the amount not-to-exceed \$139,485. [All Wards]

PASSED 2020-472

XII. Other Ordinances, Resolutions and Motions

XIII. Public with Business

XIV. Reports of City Officials

XV. Adjourn **5:53 p.m.**



Brian J. Krup
Deputy City Clerk