

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, October 26, 2022

The City Council of Davenport, Iowa met in regular session on Wednesday, October 26, 2022 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 Jobgen (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon*, Alderman Cornette, Alderwoman Dickmann, and Alderman Ortiz).

**Arrived at 5:33 p.m. after roll call.*

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderwoman Dickmann

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for October 12, 2022.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for October 19, 2022.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, October 19, 2022 -- 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 Dickmann. Upon the roll being called, all Aldermen were present except Alderwoman Lee (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderman Gripp, Alderman Condon, Alderman Cornette, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ortiz).

*The following Public Hearings were held: **Community Development:** 1. for Case REZ22-05 being the request of E&A Enterprises, LLC on behalf of Circle K Properties, LLC to rezone approximately 51 acres of land bounded by Forest Grove Drive, Interstate 80, the City Limit, and Utica Ridge Road from S-AG Agricultural District to R-2 Single-Family Residential District and R-MF Multi-Family Residential District; and 2. on the proposed amendment to the 2022 Annual Action Plan to add the HOME-ARP Allocation Plan. **Public Works:** 1. on the Ordinance amending Chapter 15.44 entitled "Flood Damage Prevention" of the Municipal Code of Davenport, Iowa by amending various subsections thereto; and 2. on the plans, specifications, form of contract, and estimate of cost for the Downtown Davenport Streetscape | 3rd Street and Brady Street project, CIP #60035.*

*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. A motion was moved by Alderman Gripp, seconded by Alderwoman Dickmann to amend item #1, Ordinance expanding the boundaries of the Central City and North Urban Revitalization Areas, by adding two additional sites to the North Urban Revitalization Area. On motion by Alderman Jobgen, second by Alderwoman Meginnis all items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderwoman Dickmann, second by Alderman Ortiz all items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Gripp all items moved to the Consent*

*Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderman Cornette, second by Alderman Dunn all items moved to the Consent Agenda.
Council adjourned at **6:07 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Appointments

APPROVED 2022-498

1. Historic Preservation Commission

- Michael Hustedde (new appointment)

IX. Presentations

HELD

A. Bix 7 First Responders Trophy

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

XII. Approval of All Items on the Consent Agenda

On motion by Alderwoman Dickmann, second by Alderman Ortiz and all Aldermen present voting aye, the Consent Agenda was approved as follows:

1. Third Consideration: Ordinance expanding the boundaries of the Central City and North Urban Revitalization Areas. [Wards 1, 2, 5, 6, 7, & 8]

ADOPTED 2022-499

ORDINANCE NO. **2022-499**

ORDINANCE EXPANDING THE BOUNDARIES OF THE CENTRAL CITY AND NORTH URBAN REVITALIZATION AREAS.

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

WHEREAS, Section 404.1 of the Code of Iowa provides the authority for a local governing body to designate an area as an urban revitalization area when said area is deemed to meet the conditions of an economic development area as defined in Section 403.17, which is therein defined as an area appropriate for commercial and industrial enterprises, public improvements related to housing and residential development; and

WHEREAS, the area proposed and described in the Davenport 2022 Urban Revitalization Area Plan for Central City and North Areas is such an area; and

WHEREAS, the Davenport 2022 Urban Revitalization Area Plan for Central City and North Areas (hereinafter "Plan") was drafted and presented for public comment with written notification mailed to all owners of real property within the proposed expanded area and published a notice of a Public Hearing that was held on August 17, 2022; and

WHEREAS, parcels currently identified as 932923001, 932817002, 932939001, 932833001, and the portion of parcel 932907002 south of Slopertown Road (to be considered Rivaldd West), shall be made a part of the North Area contingent upon successful future annexation in the City of Davenport; and

WHEREAS, in the future any changes and/or amendments to the Davenport 2022 Urban Revitalization Area Plan for the Central City and North Areas or subsequent Plans may be enacted by a Resolution.

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Davenport, Iowa the expanded boundaries of the Davenport 2022 Urban Revitalization Area Plan for the Central City and North Areas are hereby approved.

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 10/26/2022: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Second Consideration: Ordinance amending Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by amending Schedule I Snow Routes thereto by adding various streets in the Westport Addition subdivision. [Ward 1]

MOVED TO THIRD CONSIDERATION

3. Second Consideration: Ordinance amending Section 13.16.060 entitled "Local limits for specific pollutants" of the Municipal Code of Davenport, Iowa. [All Wards]

MOVED TO THIRD CONSIDERATION

4. First Consideration: Ordinance for Case REZ22-05 being the request of E&A Enterprises, LLC on behalf of Circle K Properties, LLC to rezone approximately 51 acres of land bounded by Forest Grove Drive, Interstate 80, the City Limit, and Utica Ridge Road from S-AG Agricultural District to R-2 Single-Family Residential District and R-MF Multi-Family Residential District. [Ward 6]

MOVED TO SECOND CONSIDERATION

5. First Consideration: Ordinance amending Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by amending Schedule VII No Parking thereto by adding Denison Avenue along both sides from Bridge Avenue east to the dead end. [Ward 5]

MOVED TO SECOND CONSIDERATION

6. First Consideration: Ordinance amending Chapter 15.44 entitled "Flood Damage Prevention" of the Municipal Code of Davenport, Iowa by amending various subsections thereto. [All Wards]

MOVED TO SECOND CONSIDERATION

7. Resolution setting a Public Hearing on the proposed conveyance of vacated public right-of-way lying between Christie Street and Belle Avenue (Willis and Renee Simmons, Petitioners). [Ward 5]

ADOPTED 2022-500

8. Resolution setting a Public Hearing on the proposed conveyance of vacated public right-of-way, being the Easterly 20 feet of Walt's Addition, lying south of Glaspell Street and east of South Rolff Street (Shawn Struck, Petitioner). [Ward 1]

ADOPTED 2022-501

9. Resolution setting a Public Hearing for the purpose of amending the North Urban Renewal Plan to include the Fair Oaks Foods project. [Wards 2, 6, 7, & 8] **ADOPTED 2022-502**

10. Resolution setting a Public Hearing on considering the approval of an economic development agreement with Fair Oaks Foods. [Ward 8] **ADOPTED 2022-503**

11. Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events. **ADOPTED 2022-504**

Tom Simmons; Veterans Day Parade; Downtown; Friday, November 11, 2022 10:00 a.m. - 12:00 p.m.; **Closures:** Western Avenue from 5th Street to 2nd Street; 2nd Street from Western Avenue to Main Street; Main Street from 2nd Street to 4th Street; 4th Street from Main Street to the finish at the Scott County Courthouse (400 West 4th Street). [Ward 3]

Quad City Arts; Festival of Trees Holiday Parade; Downtown; Saturday, November 19, 2022 4:00 a.m. - 12:30 p.m.; **Staging area closures (beginning at 4:00 a.m.):** East 3rd Street from Pershing Avenue to LeClaire Street; Pershing Avenue and Iowa Street from East 2nd Street to East 4th Street; **Parade route (in place by 9:15 a.m.):** 3rd Street from Pershing Avenue to Scott Street; Scott Street from West 3rd Street to West 2nd Street; 2nd Street from Scott Street to the finish at Iowa Street. [Ward 3]

12. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Downtown Davenport Streetscape | 3rd Street and Brady Street project, CIP #60035. [Ward 3] **ADOPTED 2022-505**

13. Resolution awarding a contract for the Davenport State Revolving Fund (SRF) Parks Projects to Miller Trucking & Excavating of Silvis, Illinois in the amount of \$295,826, CIP #33041. [Wards 2,7, & 8] **ADOPTED 2022-506**

14. Resolution accepting the grant offer of \$400,000 and approving the associated Grant Agreement between the City of Davenport and the Iowa Department of Transportation for funding for the Airport South Ramp Reconstruction project at the Davenport Municipal Airport, CIP #20015. [Ward 8] **ADOPTED 2022-507**

15. Resolution accepting work completed under the Marquette Street and West 12th Street Reconstruction project, by CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of \$1,500,559.04, CIP #35046. [Wards 3 & 4] **ADOPTED 2022-508**

16. Resolution accepting work completed under the 2nd Street Resurfacing Project by CDMI Concrete Contractors Inc of Port Byron, Illinois in the amount of \$488,178.61, CIP #35053. [Ward 3] **ADOPTED 2022-509**

17. Resolution accepting work completed under the West Locust Street (Michigan Avenue to Clark Street) Resurfacing project by Hawkeye Paving Corporation of Davenport, Iowa in the amount of \$351,882.54, CIP # 35054. [Ward 1] **ADOPTED 2022-510**

18. Resolution accepting the sanitary sewer, storm sewer, and pavement associated with Prairie Heights Fifth Addition. [Ward 8] **ADOPTED 2022-511**

19. Resolution accepting the sanitary sewer associated with Russell-Frye/Armstrong Industrial Park First Addition. [Ward 2] **ADOPTED 2022-512**

20. Resolution accepting sanitary sewer associated with Russell-Frye/Armstrong Industrial Park Second Addition. [Ward 2] **ADOPTED 2022-513**

21. Preliminary Resolution for the 2023 Alley Resurfacing Program. [Wards 3, 5, & 6] **ADOPTED 2022-514**

22. Resolution approving a policy to establish guidelines on naming rights and commemoration procedures when opening, dedicating, or remodeling buildings, properties, or other assets where primary City operations occur. [All Wards] **ADOPTED 2022-515**

23. Resolution awarding a contract for the Dillon Fountain Electrical Upgrades project to Shaw Electric, Inc of Davenport, Iowa in the amount of \$122,235, CIP #64102. [Ward 3] **ADOPTED 2022-516**

24. Resolution setting a Public Hearing on granting a 10-foot wide access and utility easement to Scott County from the Scott Emergency Communications Center north to the Emergency Management storage building in the southeast corner of parcel P1214-07I. [Ward 7] **ADOPTED 2022-517**

25. Resolution setting a Public Hearing on the proposed amendment to the North Urban Renewal Plan to include the Internal TIF. [Wards 2, 6, 7, & 8] **ADOPTED 2022-518**

26. Motion approving the amendment to the 2022 Annual Action Plan to add the HOME-ARP Allocation Plan and authorizing the City Administrator or her designees to sign necessary documents and agreements. [All Wards] **ADOPTED 2022-519**

27. Motion approving the local objectives for the Community Development Block Grant program for the Year 49 Annual Action Plan covering July 1, 2023 – June 30, 2024. [All Wards] **PASSED 2022-520**

28. Motion approving noise variance requests for outdoor events on the listed dates and times. **PASSED 2022-521**

Tom Simmons; Veterans Day Parade; Downtown (see attached parade route); Friday, November 11, 2022 9:00 a.m. - 12:00 p.m.; Outdoor music/bands, over 50 dBA. [Ward 3]

Quad City Arts; Festival of Trees Holiday Parade; Downtown (see attached parade route); Saturday, November 19, 2022 9:00 a.m. - 12:30 p.m.; Outdoor music/bands, over 50 dBA. [Ward 3]

29. Motion approving beer and liquor license applications. **PASSED 2022-522**

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

Ward 6

California Burritos Mexican Grill (Burrito Enterprises #2, LLC) - 2960 East 53rd Street - Outdoor Area - License Type: Class C Liquor

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

Ward 1

Jimmie O's Saloon (Oldham Enterprises, LLC) - 2735 Telegraph Road – License Type: Class C Liquor

Veterans of Foreign Wars, FW Galbraith Post #828 (Veterans of Foreign Wars, FW Galbraith Post #828) - 101 South Linwood Avenue - License Type: Class A Liquor

Ward 3

Express Lane Gas & Food Mart #84 (ExpressLane, Inc) - 321 North Division Street - License Type: Class C Beer

Mac's Tavern (Failte, Inc) - 316 West 3rd Street - Outdoor Area - License Type: Class C Liquor

Ward 4

MCs Happy Hallow (DMC Corporation) - 1502 West 14th Street - License Type: Class C Liquor

Off Point Pub (Triple 8 Enterprises, LLC) - 2025 Hickory Grove Road – Outdoor Area - License Type: Class C Liquor

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

Ward 5

Kwik Shop #578 (Kwik Shop, Inc) - 2242 East 12th Street - License Type: Class C Beer

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

Ward 6

The Ridge (JAR Hospitality, LLC) - 4750 Utica Ridge Road #100 - Outdoor Area - License Type: Class C Liquor

Panchero's Mexican Grill (Central Coast Hospitality, Inc) - 4888 Utica Ridge Road -
License Type: Class B Beer

Hy-Vee (Hy-Vee, Inc) - 1823 East Kimberly Road - Outdoor Area - License Type: Class
C Liquor

Ward 7

Tantra Asian Bistro (Zhang's Trading, Inc) - 589 East 53rd Street - Outdoor Area -
License Type: Class C Liquor

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

XIII. Other Ordinances, Resolutions and Motions

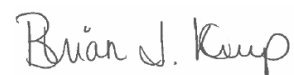
XIV. Public with Business

XV. Reports of City Officials

Following is a summary of revenue received for the month of September 2022:

Property Taxes	\$8,710,544
Other City Taxes	\$3,908,144
Special Assessments	\$ -
Licenses & Permits	\$432,992
Intergovernmental	\$3,554,663
Charges for Services	\$4,377,499
Use of Monies & Property	\$125,598
Fines & Forfeits	\$134,402
Bonds/Loan Proceeds	\$56,749
Miscellaneous	\$289,735

XVI. Adjourn **5:47 p.m.**



Brian J. Krup
Deputy City Clerk