

COMMITTEE OF THE WHOLE

City of Davenport, Iowa

Wednesday, September 21, 2022; 5:30 PM

City Hall | 226 West 4th Street | Council Chambers

REVISED SEPTEMBER 20, 2022

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. City Administrator Update

VI. Public Hearings

A. Community Development

1. Public Hearing on the Consolidated Plan Annual Performance Evaluation Report (CAPER) for the year ending June 30, 2022. [All Wards]

B. Finance

1. Public Hearing on granting an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel. [Ward 5]

VII. Petitions and Communications from Council Members and the Mayor

VIII. Action items for Discussion

COMMUNITY DEVELOPMENT

Kyle Gripp, Chair; Judith Lee, Vice Chair

I. COMMUNITY DEVELOPMENT

1. First Consideration: Ordinance expanding the boundaries of the Central City and North Urban Revitalization Areas. [Wards 1, 2, 5, 6, 7, & 8]
2. First Consideration: Ordinance for Case REZ22-04 being the request of SCI Iowa Funeral Services Inc to establish a Planned Unit Development at 1200 East 39th Street to grant an exception to allow for a reception facility under the S-OS Open Space District. [Ward 7]
3. Resolution of support for Case ANX22-02 for the annexation of 25.84 acres, more or less, of territory located at the southwest corner of Slopertown Road and Hillandale Road to the City of Davenport, Iowa (Larry Edward Stoltenberg Trust, Petitioner). [Ward 8]

II. Motion recommending discussion or consent for Community Development items

PUBLIC SAFETY

Ben Jobgen, Chair; Maria Dickmann, Vice Chair

III. PUBLIC SAFETY

1. Third Consideration: Ordinance amending Schedule VII "No Parking" of Chapter 10.96 of the Municipal Code of Davenport, Iowa by adding Busch Avenue along the east side from Middle Road south to the alley. [Ward 5]
2. Third Consideration: Ordinance amending Chapter 10.96 of the Municipal Code of Davenport, Iowa entitled "Schedules" by making various changes to Schedules II, V, and XIV to implement a change in traffic flow for 3rd and 4th Streets between River Drive and Marquette Street. [Ward 3]
3. Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events.

St. Paul the Apostle Catholic School; Back to School Block Party; 1007 East Rusholme Street; Saturday, September 24, 2022 12:00 p.m. - 10:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

REQUESTED TO BE VOTED ON LATER ON THIS AGENDA

Davenport Fire Antique and Restoration Society; 8th Annual Fire Muster and Lights & Sirens Parade; Village of East Davenport; Sunday, October 2, 2022 7:00 a.m. - 4:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley. [Ward 5]

Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, October 8, 2022 12:00 p.m. - 7:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from 11th Street north to the alley; Jersey Ridge Road from East 11th Street to East 12th Street. [Ward 5]

St. Paul the Apostle Catholic School; Trunk-or-Treat; 1007 East Rusholme Street; Friday, October 28, 2022 4:00 p.m. - 8:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

4. Motion approving noise variance requests for outdoor events on the listed dates and times.

Riverfront Improvement Commission; Rolling on the River Car Show; LeClaire Park; Saturday, October 1, 2022 9:00 a.m. - 3:00 p.m.; Outdoor music, over 50 dBA. [Ward 3]

Davenport Peace; Peace Family Day; Emeis Park | 4500 West Locust Street; Saturday, October 1, 2022 11:00 a.m. - 9:00 p.m.; Outdoor music, over 50 dBA. [Ward 1]

International Fire Museum; 8th Annual Fire Muster and Lights & Sirens Parade; Village of East Davenport; Sunday, October 2, 2022 12:00 p.m. - 4:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 5]

Downtown Davenport Partnership; German Fest; Kaiserslautern Square | 119 East 3rd Street; Friday, October 14, 2022 6:00 p.m. - 10:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

5. Motion approving beer and liquor license applications.

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

Ward 3

German American Heritage Center (German American Heritage Center) - 119 East 3rd Street - Temporary Event License "German Fest at K-Square" October 14 - License Type: Beer/Wine

Ward 6

Nally's Kitchen, Inc (Nally's Kitchen 2, LLC) - 2843 East 53rd Street - License Upgrade - License Type: Class C Liquor

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

Ward 2

Dhakals, LLC (Dhakals, LLC) - 3108 West Central Park Avenue - License Type: Class E Liquor

Rudy's Tacos (Majec, Inc) - 3502 West Kimberly Road #1 - License Type: Class C Liquor

Walgreens #03595 (Walgreen Co) - 1720 West Kimberly Road - License Type: Class E Liquor

Ward 3

Analog Arcade Bar (Analog, LLC) - 302 Brady Street - License Type: Class C Liquor

Armored Gardens (Armored Gardens, LLC) - 315 Pershing Avenue - Outdoor Area - License Type: Class C Liquor

Front Street Brewery (Front Street Brewery, Inc) - 208 East River Drive - Outdoor Area - License Type: Class C Liquor

German American Heritage Center (German American Heritage Center) - 712 West 2nd Street (4th Floor) - License Type: Beer/Wine

Mantra Indian Restaurant (Madan, LLC) - 220 North Harrison Street - License Type: Beer/Wine

The Renwick Mansion, LLC (The Renwick Mansion, LLC) - 901 Tremont Avenue - Outdoor Area - License Type: Class C Liquor

Ward 4

Rio Grande Mexican Restaurant Y Cantina, LLC (Rio Grande Mexican Restaurant Y Cantina, LLC) - 1414 West Locust Street - License Type: Class C Liquor

Walgreens #05239 (Walgreen Co) - 1660 West Locust Street - License Type: Class E Liquor

Ward 5

McClellan Stockade (Koellner Enterprises 6, LLC) - 2124 East 11th Street - Outdoor Area - License Type: Class C Liquor

QC Marts (Bethany Enterprises, Inc) - 1313 East River Drive - License Type: Class C Beer

Walgreens #11709 (Walgreen Co) - 1805 Brady Street - License Type: Class E Liquor

Ward 6

Bad BoyZ Pizza & Pub (3 Bad GirlZ, LTD) - 4706 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor

The Clubhouse (Clubhouse Beverage, LLC) - 4800 Elmore Avenue #100 - Outdoor Area - License Type: Class C Liquor

Costco Wholesale #1325 (Costco Wholesale Corporation) - 2790 East 53rd Street - License Type: Class E Liquor

Lindsay Park Yacht Club (Lindsay Park Yacht Club, Inc) - 2101 East River Drive - Outdoor Area - License Type: Class A Liquor

Staybridge Hotel (Shree Balaji, LLC) - 4729 Progress Drive - License Type: Beer/Wine

Walgreens #06186 (Walgreen Co) - 4011 East 53rd Street - License Type: Class E Liquor

Ward 7

Sanchos (Lorbil Enterprises Inc) - 307 East George Washington Blvd - License Type: Class C Liquor

Walgreens #04041 (Walgreen Co) - 1525 East Kimberly Road - License Type: Class E Liquor

Ward 8

Holiday Inn Express Hotel and Suites (Davenport Lodging Associates, LLC) - 401 Veteran's Memorial Parkway - License Type: Class B Liquor

IV. Motion recommending discussion or consent for Public Safety items

PUBLIC WORKS

Rick Dunn, Chair; Tim Kelly, Vice Chair

V. PUBLIC WORKS

1. Resolution approving the submission of updated hazard mitigation actions and hazard scoring for Davenport to the Scott County Emergency Management Agency and Bi-State Regional Commission for the purpose of updating the 2023 Scott County Multi-Jurisdictional Hazard Mitigation Plan. [All Wards]
2. Resolution accepting the pavement associated with Birchwood Grove First Addition. [Ward 6]
3. Resolution accepting the pavement associated with Birchwood South First and Second Additions. [Ward 6]
4. Resolution awarding a sole source contract for the Engine #2 overhaul at the Water Pollution Control Plant to Altorfer Inc of Davenport, Iowa in the amount of \$139,325. [Ward 1]
5. Resolution authorizing the submission of an application to the United States Department of Transportation's Railroad Crossing Elimination Grant Program for assistance for the South Concord Avenue and Water Pollution Control Plant/Compost Facility Overpass and Access Road project. [Ward 1]
6. Resolution authorizing the submission of a Creative Placemaking grant application to the Destination Iowa Program through the Iowa Economic Development Authority. [All Wards]
7. Motion approving an agreement for engineering services for the Howell Street Lift Station Improvements with Veenstra & Kimm Inc in an amount not-to-exceed \$82,500, CIP #33054. [Ward 3]
8. Motion ratifying Change Order #7 with Tricon General Construction of Dubuque, Iowa in the amount of \$13,669.20 for the Modern Woodmen Park Floodwall Extension and Workout Room Addition project, CIP #23049. [Ward 3]

VI. Motion recommending discussion or consent for Public Works items

FINANCE

JJ Condon, Chair; Derek Cornette, Vice Chair

VII. FINANCE

1. Resolution authorizing the Mayor to execute the necessary documents to grant an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel. [Ward 5]
2. Resolution approving a memorandum of understanding between the City of Davenport and Scott County, Iowa regarding the funding of specified joint projects. [All Wards]
3. Resolution approving the purchase of a Weiler P385C Asphalt Paver from Weiler Incorporated through Altorfer Cat of Davenport, Iowa in the amount of \$295,350 using Sourcewell contract #060122-WLR. [All Wards]
4. Resolution approving the purchase of two 2023 Ford F-450 trucks equipped with utility beds from Stivers Ford of Waukee, Iowa in the amount of \$136,866 using State of Iowa Department of Administrative Services contract #23033. [All Wards]
5. Resolution awarding a contract for the purchase of 13 heart monitor/defibrillator devices to Zoll Medical Corporation of Chelmsford, Massachusetts in the amount of \$344,834.88, CIP #63017. [All Wards]
6. Resolution awarding a contract for the sole source purchase of 11 cardio pulmonary resuscitation (CPR) devices to Physio Control of Redmond, Washington in the amount of \$149,536.89, CIP #63017. [All Wards]
7. Resolution awarding a sole source contract for the Vander Veer Conservatory/Greenhouse Roof Repair project to Carlin Horticultural Supplies of Milwaukee, Wisconsin in the amount of \$178,956.29, CIP #23065 and #23075. [Ward 5]
8. Motion awarding a contract for the Goose Creek Restroom Installation project to WRS Construction Inc of Davenport, Iowa in the amount of \$86,354.86, CIP #64107. [Ward 8]

VIII. Motion recommending discussion or consent for Finance items

IX. PURCHASES OF \$10,000 TO \$50,000 (For Information Only)

1. Linko Technology | lab equipment for Water Pollution Control Plant | Amount: \$10,196
2. WRS Construction Inc | cart path replacement at Duck Creek Golf Course | Amount: \$22,180
3. Traffic Control Corporation | signal cabinet replacement at 53rd & Tremont | Amount: \$22,600
4. CHS Inc | salt off-loading | Amount: \$25,935
5. Ed M. Feld Equipment Co, Inc | rescue lift bags/controllers and extrication stabilizer struts | Amount: \$35,977.63

X. Other Ordinances, Resolutions and Motions

1. Motion for suspension of the rules to vote on the item below.
2. Resolution approving the following street closure on the listed date and time to hold an

outdoor event.

St. Paul the Apostle Catholic School; Back to School Block Party; 1007 East Rusholme Street; Saturday, September 24, 2022 12:00 p.m. - 10:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

XI. 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 cannot take action on any complaint or suggestions tonight, and cannot 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.

XII. Reports of City Officials

XIII. Adjourn

City of Davenport

Department: Community Development Committee
Contact Info: Bruce Berger | 563-326-7769

Action / Date
9/21/2022

Subject:

Public Hearing on the Consolidated Plan Annual Performance Evaluation Report (CAPER) for the year ending June 30, 2022. [All Wards]

Recommendation:

Hold the Hearing.

Background:

At the conclusion of each program year, the Department of Housing and Urban Development (HUD) requires a public hearing to provide citizens an opportunity to comment on the performance and accomplishments of the activities funded by the Community Development Block Grant Program and the HOME Investment Partnerships Program. The report also provides information on the efforts of other entities to address the needs identified in the City's Consolidated Plan. From September 13, 2022 to September 27, 2022, a draft of the annual performance report is available for review at City Hall in Community & Economic Development, at all three branches of the Library, and on the City's website.

Attached is the year end summary report listing the activities funded through the CDBG program, the dollars spent, and the number of program beneficiaries.

ATTACHMENTS:

Type	Description
Backup Material	CDBG Year 47 - Year End Summary Report

REVIEWERS:

Department	Reviewer	Action	Date
Community Development Committee	Berger, Bruce	Approved	9/15/2022 - 8:42 AM

Year 47 CDBG Year End Report (July 1, 2021 – June 30, 2022)

AGENCY	PURPOSE/SERVICES	PROGRAM	CDBG BUDGET	YTD EXPENDED	BENEFICIARY DATA		
					(H) Number of Households	(P) Number of Persons	
					No. Proposed	No. Assisted	Low/ Mod
PUBLIC SERVICES:							
BIG BROTHERS/ BIG SISTERS	Provides adult mentoring for children	ADULT MENTORING	\$40,040	\$40,040	225 (P)	159	154
BOYS AND GIRLS CLUB	Provides recreation, education, cultural arts and leadership Programs at one Davenport site	YOUTH PROGRAM	\$40,000	\$40,000	90 (P)	43	41
FAMILY RESOURCES	Provides services to survivors of domestic And sexual abuse, juvenile justice, Behavioral health, education programs And child welfare programs	DOMESTIC VIOLENCE ADVOCACY AND SHELTER	\$6,800	\$6,800	325 (P)	123	118
FRIENDLY HOUSE	Provides programs and services for residents pre-school through adult including day care, educational, recreational and food programs	YEAR ROUND YOUTH SERVICES	\$35,000	\$35,000	75 (P)	54	47
HUMILITY OF MARY SHELTER d/b/a HUMILITY HOME AND SERVICES	Support for housing and services for homeless individuals, primarily emergency housing with a path to transitional units	HOMELESS SERVICE	\$35,000	\$35,000	275 (P)	478	478
PROJECT RENEWAL	Provides after school program with social, recreational, educational activities	YOUTH PROGRAM	\$47,250	\$47,250	55 (P)	72	72
SALVATION ARMY EMERGENCY SHELTER	Provides emergency shelter, meal site, and case management services	EMERGENCY SHELTER	\$30,847	\$30,847	250 (P)	279	278
VERA FRENCH COMMUNITY MENTAL HEALTH	Provides supportive services to Vera French Housing Corporation tenants	TENANT SUPPORT SERVICES	\$45,000	\$45,000	40 (P)	46	46

Year 47 CDBG Year End Report (July 1, 2021 – June 30, 2022)

AGENCY	PURPOSE/SERVICES	PROGRAM	CDBG BUDGET	YTD EXPENDED	No. Proposed	No. Assisted	Low/ Mod
CDBG ADMINISTRATION:							
COMMUNITY AND ECONOMIC DEVELOPMENT	Coordinates, administers, monitors CDBG program with HUD and sub- recipients; prepares reports and plans required by HUD	Number "assisted" represents the total number assisted (persons and households) by non-profits and city programs funded, in part, through the CDBG entitlement program.	\$360,570	\$181,195		1,977 Davenport individuals and households served by subrecipient agencies and city projects.	1,575 of those served by city projects and/or subrecipient agencies were low/mod (78.4%)
ECONOMIC DEVELOPMENT:							
OFFICE OF ECONOMIC DEVELOPMENT	Create and retain jobs; provide loans,						
DEVELOPMENT	loan guarantees and grants to support economic development projects; alleviate slum and blighted conditions	ECONOMIC DEVELOPMENT FUND	\$1,777,803 (ED did not receive new EN in YR 47 – this total includes previous EN and PI)	\$681,757	5 new loans/ 10 LMI Jobs	8 new loan (6 of which were slum & blight façade) 8 jobs created/retained	8 jobs to be created or retained
HOUSING REHABILITATION:							
OFFICE OF HOUSING REHABILITATION	Revolving loan fund for affordable housing, accessibility improvements for disabled homeowners and neighborhood revitalization activities such as infrastructure in support of affordable housing	HOUSING REHAB FUND	\$650,194	\$484,560	18 Downpayment 27 Owner Rehab/Ramp 2 Infrastructure	9 Downpayment 29 Owner Rehab/Ramp 1 Infrastructure complete (1,930 in area benefit)	9 Downpayment 29 Owner Rehab/Ramp 1 Infrastructure complete (1,520 in area benefit)

City of Davenport

Department: Finance
Contact Info: Mike Atchley | 563-327-5149

Action / Date
9/21/2022

Subject:

Public Hearing on granting an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel. [Ward 5]

Recommendation:

Hold the Hearing.

Background:

The purpose of the easement is to allow for the installation and operation of underground electric transmission. Due to the reconstruction of the Brady Street Bridge over Duck Creek by the Iowa DOT, power lines had to be relocated requiring the rerouting of some of the underground lines.

ATTACHMENTS:

Type	Description
▢ Cover Memo	Public Hearing Notice
▢ Cover Memo	Easement Agreement
▢ Cover Memo	Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/14/2022 - 7:01 PM
Finance Committee	Merritt, Mallory	Approved	9/14/2022 - 7:01 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 12:05 PM

Notice of Hearing

On a Resolution to Grant MidAmerican Energy Company an Easement on City Property,
Parcels P1315B04, P1315B03 AND P1315B02

Notice is hereby given that at 5:30 P.M., on Wednesday, September 21, 2022, at the Council Chambers, City Hall, in the City of Davenport, Iowa, there will be conducted a hearing on a RESOLUTION granting MidAmerican Energy Company a 10 ft. wide easement across city properties located at the following described locations:

West 10 feet of Lot 1 of Fisher's 2nd Addition to the City of Davenport, Scott County, Iowa.

West 10 feet of Lots 10 and 11 of Fisher & Fisher's 4th Addition to the City of Davenport, Scott County, Iowa.

At said hearing any interested person may file written objection or comments with respect to the proposed granting MidAmerican Energy Company a 10 ft. wide easement on city property, parcels P1315B04, P1315B03 AND P1315B02.

Brian J. Krup
Deputy City Clerk

Davenport, Iowa
September 16, 2022

Publish once September 16, 2022
QUAD-CITY TIMES

Prepared by and return to: Eric Woosley Ph: 515-281-2914
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES PO BOX 657 DES MOINES, IA 50306-0657

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC EASEMENT**

Folder No.	<u>112319-22</u>	State of	<u>Iowa</u>	
Work Req. No.	<u>DR2775644X</u>	County of	<u>Scott</u>	
Project No.	<u>A1115</u>	Section	<u>13</u>	
		Township	<u>78</u>	North
		Range	<u>03</u>	West of the 5 th P.M.

1. For and in consideration of the sum of One and no/100---Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa corporation, receipt of which is hereby acknowledged, the undersigned owner(s) City of Davenport, Iowa, a municipal corporation, its successors and assigns ("Grantor"), does hereby grant to MIDAMERICAN ENERGY COMPANY, its successors and assigns ("Grantee"), a perpetual, non-exclusive easement to construct, reconstruct, operate, maintain, replace or remove underground conduits, wires and cables for the transmission and distribution of electric energy and for communication and electrical controls, including other reasonably necessary equipment incident thereto (collectively "Facilities") under and on the surface of the ground, through and across certain property described below, together with the right of ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this easement ("Easement Area").

DESCRIPTION OF PROPERTY CONTAINING EASEMENT AREA:

Lots 10 and 11 of Fisher & Fisher's 4th Addition to the City of Davenport and Lot 001 of Fisher's 2nd Addition to the City of Davenport, Scott County, Iowa.

EASEMENT AREA:

An underground electric easement described as follows: The West 10 feet of the above-described parcels. Said easement area is generally depicted and described on Exhibit "A" attached hereto and made a part hereof.

2. Additionally, Grantee shall have the right to remove from the Easement Area described above, any obstructions, including but not limited to, trees, plants, undergrowth, buildings, fences and structures that interfere with the proper operation and maintenance of said Facilities and equipment.

3. Grantor agrees that it will not construct or place any permanent or temporary buildings, structures, fences, trees, plants or other objects on the Easement Area described above or make any changes in ground elevation without written permission from Grantee indicating that said construction or ground elevation changes will not result in inadequate or excessive ground cover, or otherwise interfere with the Grantee's rights to operate and maintain its Facilities.

4. In consideration of such grant, Grantee agrees that it will repair or pay for any damage which may be caused to crops, fences, or other property, real or personal of the Grantor by the construction, reconstruction, maintenance, operation, replacement or removal of the Facilities (except for damage to property placed subsequent to the granting of this easement) that Grantee determines interferes with the operation and maintenance of the Facilities and associated equipment. The cutting, recutting, trimming and removal of trees, branches, saplings, brush or other vegetation on or adjacent to the Easement Area is expected and not considered damage to the Grantor.

5. Additionally, when Grantor provides or installs duct/conduit for said Facilities, this grant shall cover and include all Facilities installed as a part of the Easement Area.

6. Grantor certifies that it is not acting, directly or indirectly, for or on behalf of any person, group, entity or nation named by any Executive Order or the United States Treasury Department as a terrorist, "Specially Designated National and Blocked Person" or any other banned or blocked person, entity, nation or transaction pursuant to any law, order, rule or regulation that is enforced or administered by the Office of Foreign Assets Control; and are not engaged in this transaction, directly or indirectly, on behalf of, any such person, group, entity or nation. Grantor hereby agrees to defend, indemnify and hold harmless the Grantee from and against any and all claims, damages, losses, risks, liabilities and expenses (including attorney's fees and costs) arising from or related to any breach of the foregoing certification.

7. Each of the provisions of this easement shall be enforceable independently of any other provision of this easement and independent of any other claim or cause of action. In the event of any matter of dispute arising out of or related to this easement, it is agreed between the parties that the law of the jurisdiction and location where this easement is recorded (including statute of limitation provisions) will govern the interpretation, validity and effect of this easement without regard to the place of execution or place of performance thereof, or any conflicts of law provisions. TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS EASEMENT. EACH PARTY FURTHER WAIVES ANY RIGHT TO CONSOLIDATE ANY ACTION IN WHICH A JURY TRIAL HAS BEEN WAIVED WITH ANY OTHER ACTION IN WHICH A JURY TRIAL CANNOT BE OR HAS NOT BEEN WAIVED.

8. Grantor hereby relinquishes all rights of dower, homestead and distributive share in and to the property and waives all rights of exemption as to any of the property. Grantor understands that homestead property is in many cases protected from the claims of creditors and exempt from judicial sale; and that by signing this easement, voluntarily gives up any right to this protection for this property with respect to claims based upon this easement.

9. Grantor warrants to Grantee that Grantor holds title to the Easement Area in fee simple and Grantor has good and lawful authority to grant the rights provided in this easement.

(Acknowledgments on following page)

Dated this _____ day of _____, 2022

City of Davenport, Iowa, a municipal corporation

By: _____

Name

Printed: _____

Title: _____

ACKNOWLEDGMENT

STATE OF _____)
) ss
COUNTY OF _____)

This record was acknowledged before me on _____, 2022,

by _____ as _____

of the City of Davenport, Iowa, a municipal corporation.

Signature of Notary

EXHIBIT "A"

Legend

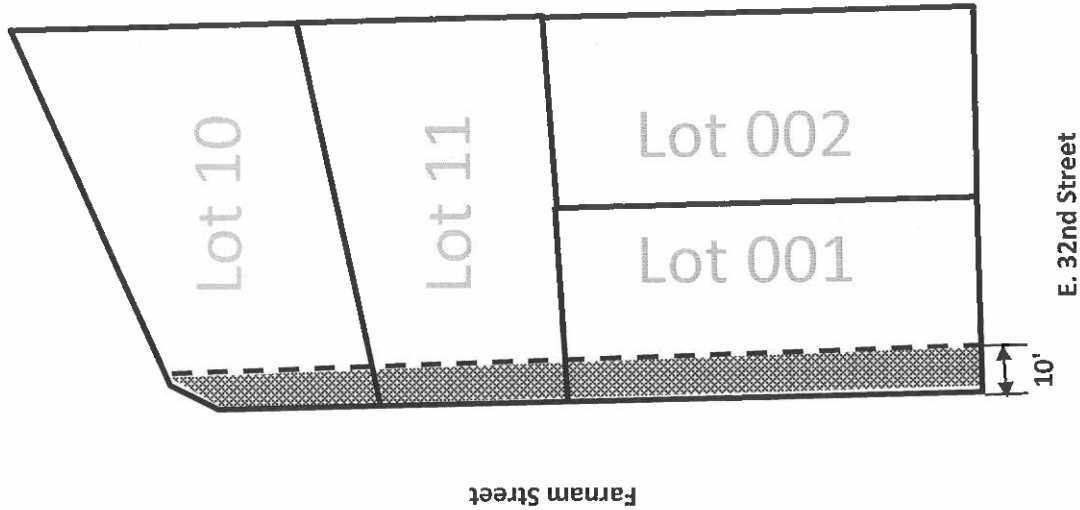
— - Subject Property Line & ROW

▨ - Easement area

Parcel Legal Description:

Lots 10 and 11 of Fisher & Fisher's 4th Addition to the City of Davenport and Lot 001 of Fisher's 2nd Addition to the City of Davenport, Scott County, Iowa.

Easement Area: The West 10 feet of the above described parcels.



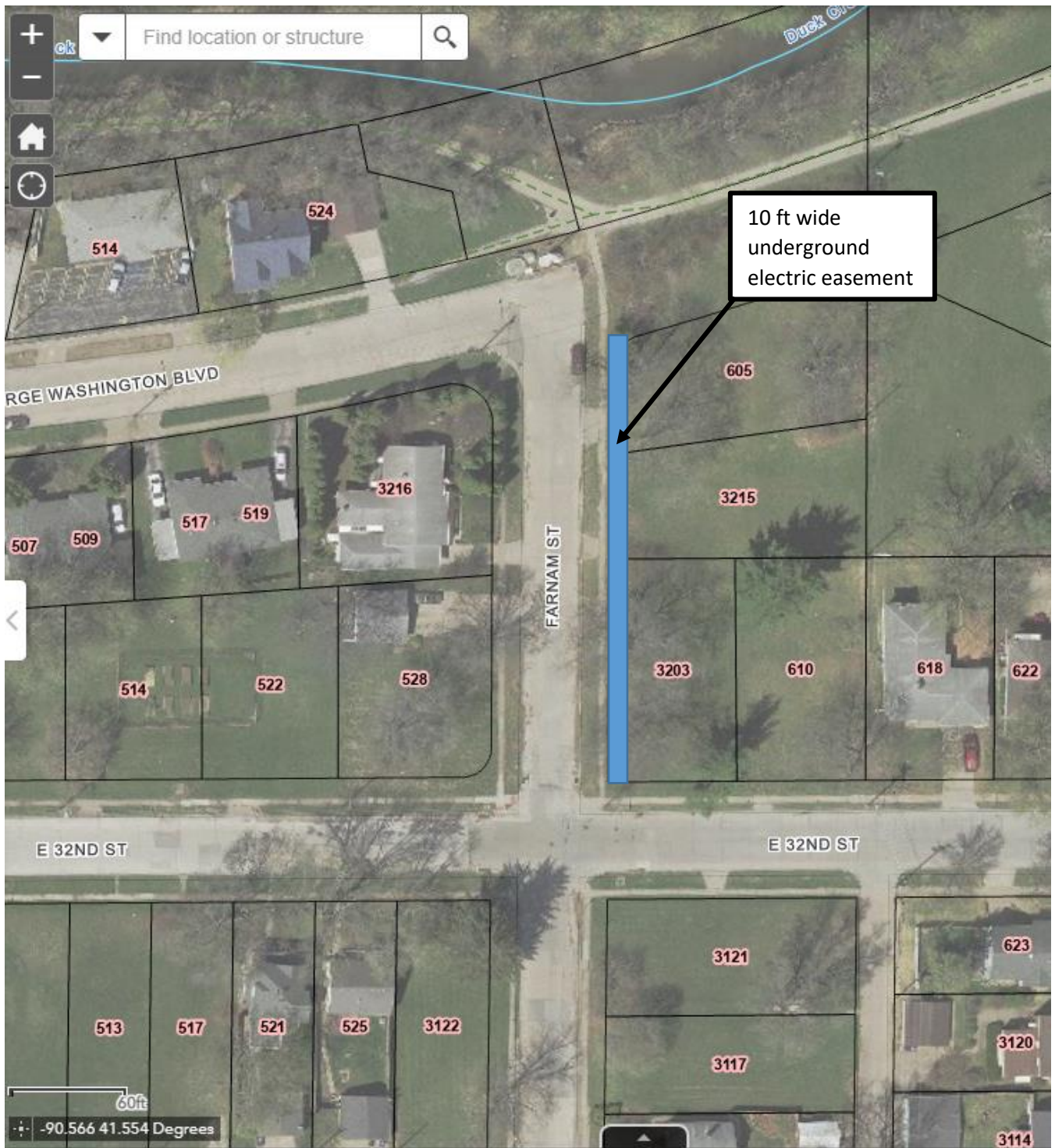
Folder No. 112319 - 22
Date: 08/09/2022
Sec 13 , Twp 78N , Rng 03

Scale: Not to Scale

Customer: City of Davenport	605 E George Washington Rd., 3215 Farnam St., 3203 Farnam St.
City: Davenport	State: Iowa

MIDAMERICAN ENERGY COMPANY

Job Desc: Underground Electric Easement



City of Davenport

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

Action / Date
9/28/2022

Subject:

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

Recommendation:

Adopt the Ordinance.

Background:

On May 31, 2022, the City Council met in a Management Update Meeting to review potential new areas to include in the Urban Revitalization Tax Exemption program. A Public Hearing on inclusion of these new areas was held at the August 17, 2022 Committee of the Whole meeting.

The attachments show the proposed new areas to be included as well as the exemption schedules. If approved, the properties within the new areas can apply for URTE benefits for eligible improvements made within the 2022 calendar year.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Backup Material	URTE Map
▣ Backup Material	URTE Schedules
▣ Backup Material	Legal Description of Additions

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	9/15/2022 - 8:42 AM

ORDINANCE NO. _____

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, 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.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad City Times* on _____

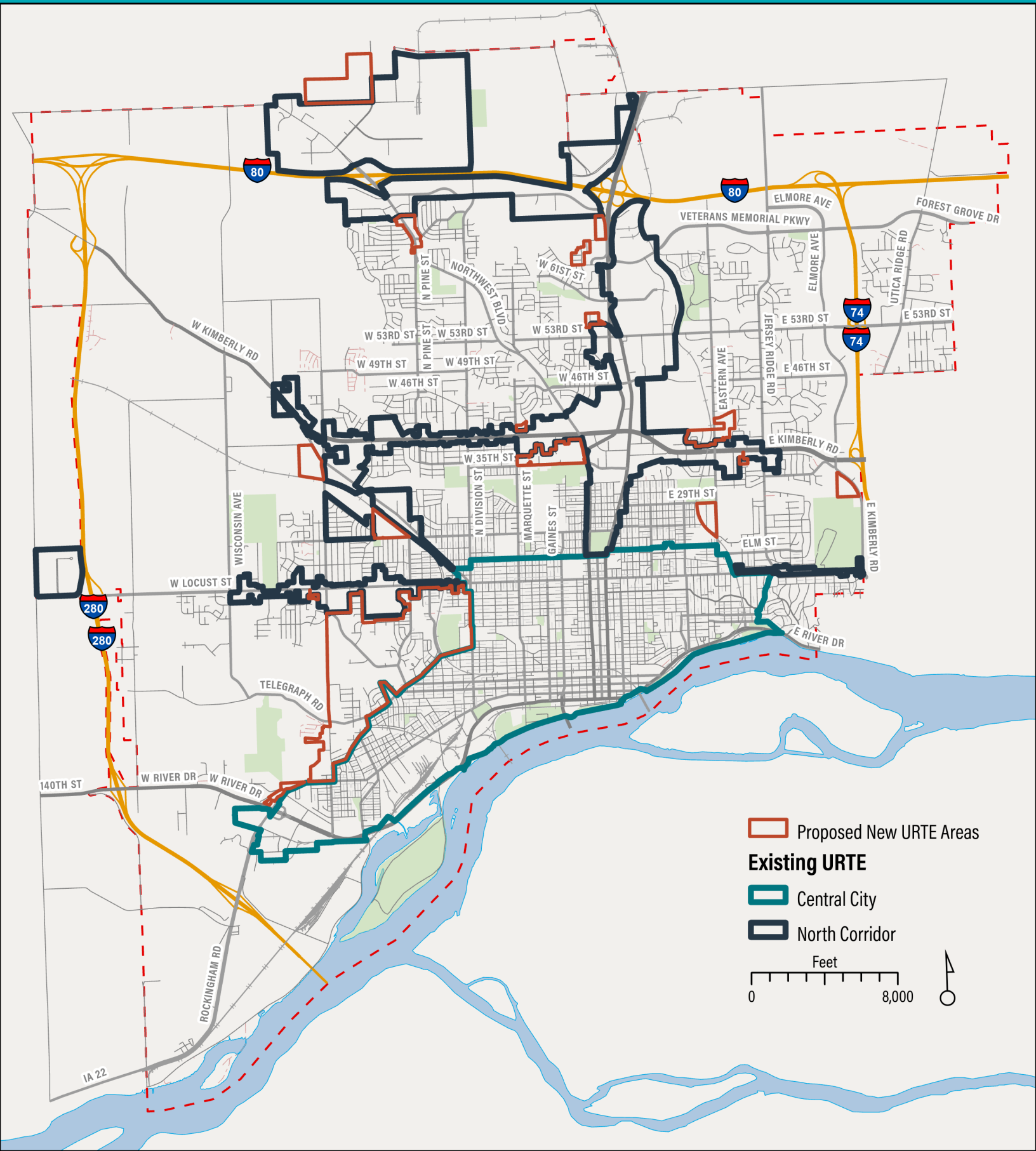
Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



Proposed New Areas



URTE Schedules

Exemption Schedule	Use	How much of improvement's value is exempted?
Central 1	Commercial & Industrial	1st yr- 80% 2nd yr- 70% 3rd yr- 60% 4th yr- 50% 5th & 6th yr- 40% 7th & 8th yr- 30% 9th & 10th yr- 20%
Central 2	Commercial & Industrial	100% for 3 years
Central 3	Residential & Multi Residential	100% for 10 years
North 1	Residential, Commercial, Multi Residential & Industrial	1st yr- 80% 2nd yr- 70% 3rd yr- 60% 4th yr- 50% 5th & 6th yr- 40% 7th & 8th yr- 30% 9th & 10th yr- 20%
North 2	Residential, Commercial, Multi Residential & Industrial	100% for 3 years

7000 Brady Street

Part of the Northeast Quarter of Section 2, Township 78 North, Range 3 East of the 5th P.M., being more particularly described as follows:

Commencing, as a point of reference, at the northeast corner of the Northeast Quarter of said Section 2; Thence South 00 degrees 02 minutes 18 seconds East 1326.37 feet along the east line of the Northeast Quarter of said Section 2 to the northeast corner of the Southeast Quarter of the Northeast Quarter of said Section 2; thence South 89 degrees 13 minutes 41 seconds West 249.25 feet along the north line of the Southeast Quarter of the Northeast Quarter of said Section 2 to a point on the westerly right of way line of U. S. Highway 61, said point being the POINT OF BEGINNING of the tract of land hereinafter described: THENCE South 19 degrees 49 minutes 00 seconds East 153.65 feet along said westerly right of way line; THENCE southeasterly 326.37 feet along said westerly right of way line being a curve concave westerly having a radius of 1046.00 feet and a chord bearing and dimension of South 10 degrees 52 minutes 45 seconds East 325.05 feet; THENCE South 02 degrees 36 minutes 24 seconds East 496.65 feet along said westerly right of way line; THENCE South 00 degrees 44 minutes 33 seconds East 337.86 feet along said westerly right of way line to a point on the north right of way line of West 67th Street as now established in the City of Davenport, Iowa; THENCE South 89 degrees 23 minutes 11 seconds West 584.98 feet along said north right of way line to a point on the east line of the West Half of the Southeast Quarter of a Northeast Quarter of said Section 2; THENCE North 00 degrees 01 minutes 20 seconds West 1298.00 feet along the east line of the West Half of the Southeast Quarter of the Northeast Quarter of said Section 2 to a point on the north line of the Southeast Quarter of the Northeast Quarter of said Section 2; THENCE North 89 degrees 13 minutes 41 seconds East 445.09 feet along the north line of the Southeast Quarter of the Northeast Quarter of said Section 2 to the point of beginning, Scott County, Iowa. More commonly known as 7000 Brady Street; Parcel X0223-31.

Annie Witt

Part of the East ½ of Section 24, Township 78 North, Range 3 East of the 5th P.M., being more particularly described as follows: Commencing at the S.E. corner of the N.E. ¼ of said Section 24; thence East 30.0 Ft. along the South line of the N.E. ¼ of said Section 24 to the point of beginning; thence S00° 44' W 602.14 ft. to the point of intersection of the West R.O.W line of Eastern Avenue with the Northeasterly R.O.W. line of CM&St.P. Railroad; thence Northwesterly 128.89 ft. along the Northeasterly R.O.W. line of said Railroad being a curve concave Southwesterly with a radius of 3870.0 ft. and having a long chord being N. 46°52'W; thence N.47°50' W 454.00 ft. along said Railroad R.O.W. line; thence Northwesterly 526.28 ft. along said Railroad R.O.W. being a curve concave Northeasterly with a radius of 1587.14 ft. and having a long chord bearing N.38°20'W 523.91 ft.; thence Northerly 1146.95 ft. along said Railroad R.O.W. being a curve concave Northeasterly with a radius of 2084.16 ft. having a long chord bearing N13°04'W 1132.62 ft. to a point of the South R.O.W. line of 29th St.; thence S.89°57E. 1101.03 ft. along the said South line of 29th St.; thence Southerly 31.58 ft. along a curve concave Westerly with a radius of 20.0 ft. to a point on the Westerly line of Eastern Ave.; thence S00°31'W 1284.30 ft. along the West line of Eastern Ave. to the point of beginning containing 31.90 acres more or less; (also known as part of the Annie Wittenmyer Home property described as Tract B-1 and Tract B-2 in the Roy R. Fisher, Inc. appraisal) together with any easements or servient estates appurtenant thereto. More commonly known as 2800 Eastern, Parcel C0025-01A.

Central City Addition

Beginning at the northwest corner of the intersection of the west right of way line of North Division Street and the north right of way line of West 9th Street;

Thence, Southwesterly on the north right of way line of said West 9th Street and the north right of way line of Telegraph Road, to the southwest corner of the premises described in a Warranty Deed recorded November 11, 2019 as Document number 2019-30911 in the Scott County Recorder of Deeds Office;

Thence, Northwesterly on the east line of said premises;

Thence, Southwesterly on the north line of said premises;

Thence, Southeasterly on the west line of said premises, to the north right of way line of Telegraph Road;

Thence, Southwesterly on said right of way line, to the intersection of said right of way line with the northerly extension of the west right of way line of South Clark Street;

Thence, South on said west right of way line and the northerly extension thereof, to the northwest corner of the intersection of said west right of way line with the northwesterly right of way line of Indian Road;

Thence, Southwesterly on said northwesterly right of way line, to the intersection of said line with the north right of way line of May Lane;

Thence, Westerly on said north right of way line, to the intersection of said line with the east right of way line of South Fairmount Street;

Thence, North on said east right of way line, to the north right of way line of Diehn Avenue;

Thence, West to the west right of way line of South Fairmount Street and the northeast corner of the Davenport and Rock Island Hebrew Cemetery Association property;

Thence, West on the north line of said cemetery, to the northwest corner of said cemetery;

Thence, South on the west line of said cemetery, to the southwest corner of said cemetery;

Thence, East on the south line of said cemetery, to the southwest corner of Grover's 2nd Addition;

Thence, North on the west line of said Addition, to the northwest corner of said Addition;

Thence, East on the north line of said Addition, to the west right of way line of South Fairmount Street;

Thence, South on said west right of way line, to the intersection of said line with the north right of way line of Rockingham Road;

Thence, Westerly and Southwesterly on said north right of way line, to the intersection of said right of way line with the south right of way line of Ricker Hill Road;

Thence, Southwesterly on the northwesterly right of way line of Rockingham Road, to the south line of the premises described in a Warranty Deed recorded March 3, 1992 as Document number 05157-92 in the Scott County Recorder of Deeds Office;

Thence, northwesterly on the southwest line of said premises, said line also being the northwesterly right of way line of Rockingham Road, to the southeast corner of the premises described in a Warranty Deed recorded April 16, 1985 as Document number 1985-05515 in said Recorder of Deeds Office;

Thence, Southwesterly on the northwest right of way line of said Rockingham Road, to the north right of way line of West River Drive;

Thence, Northwesterly on said right of way line, to the south line of the premises described in a Warranty Deed recorded November 22, 2004 as Document number 2004-40657 in said Recorder of Deeds office;

Thence, Northeasterly on said south line and the south line of the premises described in a Quit Claim Deed recorded May 14, 1997 as Document number 11697-97 in said Recorder of Deeds office, to the southeast corner of said premises described in Document number 11697-97;

Thence, Northerly on the east line of said premises, to the south right of way line of Bluegrass Road;

Thence, Northeasterly on said right of way line, to the intersection of the south right of way line of Ricker Hill Road and southerly extension of the west line of the premises described in a Quit Claim Deed, recorded March 26, 1970 in Book 333 at Page 397 in the aforesaid Recorder of Deeds Office;

Thence, North on the west line of said premises and the southerly extension thereof, to the northwest corner of said premises, said northwest corner being on the north line of the Northeast Quarter (NE 1/4) of Section 5, Township 77 North, Range 3 East of the Fifth P.M.;

Thence, East on said north line, to the Northwest corner of Midway Addition;

Thence, East on the north line of said Addition, to the north right of way line of Rockingham Road;

Thence, East on said right of way line, to the southwest corner of the premises conveyed to the Northwestern Cremation Society dated July 29, 1921;

Thence, North on the west line of said premises, to the northwest corner of said premises;

Thence, East on the north line of said premises, to the northeast corner of said premises;

Thence, South on the east line of said premises, to the north right of way line of Rockingham Road;

Thence, East on said right of way line, to the southwest corner of the premises described in a Warranty Deed, recorded April 13, 2018 as Document number 2018-8664 in the aforesaid Recorder of Deeds Office;

Thence, North on the west line of said premises, to the southwest corner of the premises described in a Special Warranty Deed recorded June 14, 2011 as Document number 2011-15515, in said Recorder of Deed's Office, said southwest corner being on the east line of Fairmount Cemetery;

Thence, North on the east line of said cemetery, to the southeast corner of the premises described in a Trustee Warranty Deed, recorded January 24, 2017 as Document number 2017-02084 in said Recorder's office;

Thence, North, East and North on the east lines of said premises to the south line of the premises described in a Warranty Deed recorded January 20, 1999 as Document number 02569-99 in said Recorder's Office;

Thence, West on said south line, to the southwest corner of said premises;

Thence, North on the west line of said premises, to the northwest corner of said premises;

Thence, East on the north line of said premises, to the southwest corner of the premises described in a Quit Claim Deed recorded June 23, 2020 as Document number 2020-18083 in said Recorder's office;

Thence, North on the west line of said premises, to the northwest corner of said premises;

hence, East on the north line of said premises, to the southwest corner of the premises described in a deed recorded June 1, 1976 as Document number 1976-09177 in said Recorder's office;

Thence, North on the west line of said premises and the west line of the premises described in a Warranty Deed recorded June 20, 2018 as Document number 2018-15697 to the northwest corner of the premises described in said Document number 2018-15697;

Thence, East on the north line of said premises to the southwest corner of the premises described in a Quit Claim Deed recorded June 10, 2021 as Document number 2021-19777 in said Recorder's Office;

Thence, North on the west line of said premises, to the northwest corner of said premises;

Thence, East on the north line of said premises to the west right of way line of South Fairmount Street;

Thence, North on said right of way line to the north right of way line of West 2nd Street, also being the southwest corner of Hussey's Plat;

Thence, North on the west line of said Hussey's Plat, said west line also being the east line of the Northeast Quarter (NE 1/4) of Section 32, Township 78 North, Range 3 East, of the 5th Principal Meridian;

Thence, North on the east line of said Northeast Quarter (NE 1/4) to the southeast corner of Section 29, Township 78 North, Range 3 East, of the 5th Principal Meridian;

Thence, North on the east line of the Southeast Quarter (SE 1/4) of said Section 29, to the southeast corner of the Northeast Quarter (NE 1/4) of said Section 29;

Thence, North on the east line of said Northeast Quarter (NE 1/4), to the southwest corner of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 28, Township 78 North, Range 3 East, of the 5th Principal Meridian;

Thence, East on the south line of said Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4), to the west right of way line of North Elsie Avenue;

Thence, North on said west right of way line, to the westerly extension of the north line of Schwengel's First Addition;

Thence, East on the north line of said Schwengel's First Addition, and the north line of Anderson's 1st Addition, to the southwest corner of the premises described in a Warranty Deed recorded January 30, 2004 Document number 2004-03396 in said Recorder's Office;

Thence, North on the west line of said premises, to the northwest corner of said premises;

Thence, East on the north line of said premises, to the west right of way line of North Clark Street;

Thence, South on said right of way line, to the north right of way line of West 13th Street;

Thence, East, to the intersection of the east right of way line of North Clark Street and the north right of way line of West 13th Street;

Thence, East on said north right of way line, to the centerline of Hillandale Road;

Thence, North on said centerline, to the northwest corner of Foster's Indian Hills 10th Addition;

Thence, East on the north line of said Addition, and the north line of Foster's Indian Hills 9th Addition, to the centerline of North Elmwood Avenue;

Thence, North on said centerline, to the northwest corner of Van's Addition;

Thence, Northerly, to the southwest corner of the premises described in a Plat of Survey recorded November 14, 2017 as Document number 2017-31253 in said Recorder's office;

Thence, Northeasterly on the west line of said premises, to the southwest corner of Lot 1 in Dugan and Rauch's 2nd Addition;

Thence, Northeasterly on the west line of said Dugan and Rauch's 2nd Addition, to the southwest corner of the premises described in a Warranty Deed recorded March 3, 2021 as Document number 2021-07368;

Thence, Northeasterly on the west line of said premises, to the southwest corner of the premises described in a Warranty Deed recorded December 21, 2015 as Document number 2015-33215 in said Recorder's office;

Thence, East on the south line of said premises, to the west right of way line of North Lincoln Avenue;

Thence, North on said right of way line, to the northeast corner of the premises described in said Document number 2015-33215;

Thence, West on the north line of said premises described, to the east line of the premises described in a Quit Claim Deed to the Mississippi Valley Fair, Inc. dated January 31, 2000 and recorded as Document number 2000-3144 in said Recorder's Office;

Thence, North along said east line, to the northwest corner of Lot 3 in Carl E. Siegle's 4th Addition;

Thence, East on the north line of said Lot 3, to the west right of way line of West 18th Street;

Thence, South on said right of way line, to the south right of way line of said West 18th Street;

Thence, East on said right of way line, to the west right of way line of North Lincoln Avenue;

Thence, South on said right of way line, to the westerly extension of the south line of Out Lots 2 and 3 in Steinhilber's Out Lots;

Thence, East on said south line and the westerly extension thereof, to the southeast corner of said Out Lot 2;

Thence, North on the east line of said Out Lot 2, to the westerly extension of the north line of Lot 4 in Cherry Lane Subdivision;

Thence, East on said north line and the westerly extension thereof, said line being the south line of a public alley, to the east right of way line of Lookout Lane;

Thence, South on said right of way line, to the north line of the premises described in a Warranty Deed recorded April 22, 2019 as Document number 2019-09004 in the aforesaid Recorder's office;

Thence, East on said north line and the easterly extension thereof, to the west right of way line of Pacific Street;

Thence, North on said right of way line, to the westerly extension of the north line of Lot 12 in Block 4 of Fair Ground Addition;

Thence, East on said north line and the westerly extension thereof, to the east line of a public alley;

Thence, North on said east line, to the northwest corner of Lot 7 in Block 4 of said Fair Ground Addition;

Thence, East on the north line of said Lot 7, to the west right of way line of North Howell Street;

Thence, South on said right of way line, to the north right of way line of West 17th Street;

Thence, East on said right of way line, to the east right of way line of Wilkes Avenue;

Thence, North on said right of way line, to the northwest corner of Lot 11 in Block 2 of said Fair Ground Addition;

Thence, East on the north line of said Lot 11, to the west line of a public alley;

Thence, North on said west line, to the westerly extension of the north line of Lot 7 in Block 2 of said Fair Ground Addition;

Thence, East on said right of way line, to the west right of way line of Davie Street;

Thence, South on said right of way line, to the north right of way line of West 17th Street;

Thence, East on said right of way line, to the west right of way line of North Division Street;

Thence, South on said right of way line, to the Point of Beginning.

Belle Trio

Lots 2, 3, and 4 of Waterpark Addition, an addition to the City of Davenport, Scott County, Iowa; According to the plat thereof recorded August 4, 2000 as document number 2000.22959. More commonly known as Parcels: N1815-02B, N1815-03B, & N1815-04B.

Eastern & 39th Addition

Beginning at the southeast corner of Lot 3 in Luther Acres Addition;

Thence, West on the south line of said Lot 3, to the east right of way line of Eastern Avenue;

Thence, South on said right of way line, to the easterly extension of the north line of the south 285 feet of Lot 67 in Kimberly Crest North Addition;

Thence, West on said easterly extension and the north line of the south 285 feet of said Lot 67, to the east right of way line of the Canadian Pacific Railroad;

Thence, South on said right of way line, to easterly extension of the south line of the North 120 feet of Lot 45 in said Kimberly Crest North Addition;

Thence, West on said easterly extension and the south line of the North 120 feet of said Lot 45, to the west right of way line of Mississippi Avenue;

Thence, Southwesterly, to the southeast corner of the North 26 feet of Lot 10 in said Kimberly Crest North Addition;

Thence, West on the south line of the North 26 feet of Lots 10 and 9 in said Addition, to the southwest corner of the North 26 feet of the East 75 feet of said Lot 9;

Thence, North on the west line of the East 75 feet of Lots 9 and 12 in said Addition, to the south right of way line of 37th Street;

Thence, West on said right of way line, to the intersection of said south right of way line with the east right of way line of Bridge Avenue;
Thence, North on said right of way line, the south right of way line of East 39th Street;
Thence East on said right of way line, to the east right of way line of Eastern Avenue;
Thence, North on said right of way line, to the northwest corner of Lot 2 in Luther Acres 2nd Addition;
Thence, East on the north line of said Luther Acres 2nd Addition, to the southwest corner of Lot 15 in Windsor Crest Heights 6th Addition;
Thence, North on the west line of said Lot 15, to the southeast corner of Lot 16 in said Addition;
Thence, West on the south line of said Lot 16, to the east right of way line of Eastern Avenue;
Thence, North on said right of way line, to the south right of way line of Winding Hill Road;
Thence, East on said right of way line, to the northeast corner of Lot 15 in said Windsor Crest Heights 6th Addition;
Thence, South on the east line of said Lot 15, to the southeast corner of said Lot 15;
Thence, West on the South line of said Lot 15, to the northeast corner of Lot 1 in Spring Village 2nd Addition;
Thence, South on the east line of said Lot 1, to the southeast corner of said Lot 1;
Thence, West on the south line of said Lot 1, to the southwest corner of said Lot 1;
Thence, West on the south line of Lot 1 in the aforesaid Luther Acres Addition, to the an east corner of Lot 3 in said Addition;
Thence, South and East on the easterly line of Lot 3 in said Addition, the same line being the westerly and southerly right of way line for 38th Street, to the northwest corner of OutLot A in the aforesaid Spring Village 2nd Addition;
Thence, South on the west line of said OutLot A, to the Point of Beginning.

Goose Creek Additions

Beginning at the southeast corner of Lot 39 in Americana Park 2nd Addition;
Thence, West on the north right of way line of West 65th Street, to the east right of way line of Scott Street;
Thence, North on the east right of way line of said Scott Street, to the northwest corner of Lot 26 in Americana Park 2nd Addition;
Thence, East on the north line of Lots 26, 27 and 28 in said Addition, to the southwest corner of Lot 1 in Woodlawn Meadows First Addition;
Thence, North on a west line of said Lot 1, to the south line of the premises described in a Warranty Deed, recorded March 11, 1994 as Document number 07599-94 in the Scott County Recorder of Deeds office;
Thence, East on said south line, to the southwest corner of the premises described in a Warranty Deed recorded December 21, 2021 as Document number 2021-43248;
Thence, North on the west line of said premises, to the north line of Lot 1 in said Woodlawn Meadows First Addition;
Thence, East on the north line of said Addition, to the west right of way line of Harrison Street;
Thence, North on said west right of way line, to the north line of said Woodlawn Meadows First Addition;
Thence, West on said north line, to the west line of Lawrence V. Clough's Subdivision;
Thence, North on the said west line, to the south right of way line of West 67th Street;

Thence, East on said south right of way line, to the northeast corner of Lot 12 in said Lawrence V. Clough's Subdivision;
Thence, South on the east line of said subdivision, to the southeast corner of said subdivision;
Thence, West on the south line of said subdivision, to the east line of Americana Park 2nd Addition;
Thence, South on the east line of said Addition, to the Point of Beginning.

Hickory Grove Addition

Commencing at the northwest corner of the Southeast 1/4 of Section 17, Township 78, North, Range 3 East of the 5th P.M., Scott County, Iowa, Thence N. 89°26' 11" E. 2,007.46 feet thence 8.29°21'30" E. 432.44 feet thence 8.28°05'05" E. 314.98 feet thence southeasterly along a curve having a radius of 1,186.3 feet for a distance of 457.82 feet, thence S. 00° 13'20" E. 963.02 feet, thence northwesterly along a curve having a radius of 5,780.00 feet for a distance of 544.40 feet, thence N. 80°01'22" W. 2,158.28 feet thence N. 00°22'48" W. 1,431.83 feet to the point of beginning, containing 95.25 acres. More commonly known as: Parcel: T1739-05A & Parcel: T1755-01C.

3300 E Kimberly Road

Part of the Northeast Quarter of the Northwest Quarter of Section 20, Township 78 North, Range 4 East of the 5th P.M., City of Davenport, Scott County, Iowa, more particularly described as follows:

Beginning at the Northwest Corner of the Northeast Quarter of the Northwest Quarter of Section 20; thence South 89 degrees 47 minutes 46 seconds East a distance of 89.68 feet along the North line of the Northeast Quarter and the South line of Kimberly Road; thence Southeasterly along the Southwesterly right-of-way line of Kimberly Road to the South line of the Northeast Quarter of the Northwest Quarter of said Section 20 the following described courses; thence South 41 degrees 41 minutes 27 seconds East 193.21feet; thence South 60 degrees 29 minutes 37 seconds East a distance of 172.71 feet; thence South 50 degrees 33 minutes 55 seconds East a distance of 277.45 feet; thence South 46 degrees 16 minutes 22 seconds East a distance of 166.93feet; thence Southerly along a curve concave Southwesterly with a radius of 1845.00 feet, an arc length of 251.08 feet, a chord length of 250.89 feet and a chord bearing South 41 degrees 24 minutes 05 seconds East; thence South 33 degrees 16 minutes 36 seconds East a distance of 135.07feet; thence South 28 degrees 48 minutes 18seconds East a distance of 192.40 feet; thence Southerly along a curve concave Southwesterly with a radius of 1835.00feet, an arc length of 191.19 feet, a chord length of 191.11 feet and a chord bearing South 24 degrees 38 minutes 38 seconds East, thence South 17 degrees 10 minutes 15 seconds East a distance of 143.94 feet; thence Southeasterly along a curve concave Southwesterly with a radius of 1830.00 feet, an arc length of 28.37 feet, a chord length of 28.37 feet and a chord bearing of South 16 degrees 24 minutes 53 seconds East, to the said South line of the Northeast Quarter of the Northwest Quarter of Section 20; thence South 89 degrees 47 minutes 21 seconds West along said South line, a distance of 1179.94 feet to the Southwest corner of the Northeast Quarter of the Northwest Quarter of Section 20; thence North 00 degrees 34 minutes 30 seconds East along the West line of the Northeast Quarter of the Northwest Quarter, Section 20, a distance of 1333.84feet to the point of beginning.

Said tract is also described as follows: All that portion of the Northeast Quarter of the Northwest Quarter of Section 20, Township 78 North, Range 4 East of the 5th P.M., lying Southerly and Westerly of Kimberly Road in the said City of Davenport, Iowa. More commonly known as 3300 E Kimberly Road: Parcel N2002-03.

Marquette & Kimberly

Beginning at the southwest corner of Lot 3 in Kimberly Village Sixth Addition;
Thence, North on the east right of way line of Marquette Street, to the northwest corner of Lot 5 in said Addition;
Thence, East on the north line of said Lot 5, to the southwest corner of Lot 4 in the First Annex to Kimberly Village First Addition;
Thence, Northeasterly on the north line of said Lot 4, to the west right of way line of Lillie Avenue;
Thence, South on said west right of way line, to the intersection of said west right of way line with the south line of Lot 3 in Kimberly Village Sixth Addition extended easterly;
Thence, West on said south line and the easterly extension thereof, to the Point of Beginning.

Meyer Keppy Addition

The NE 1/4 of the SW 1/4, the SE 1/4 of the SW1/4, & the SW1/4 of the SW1/4 of Section 28, Township 79 North, Range 3 East of the 5th Principal Meridian, and the SE 1/4 of the SE 1/4 of Section 29, Township 79 North, Range 3 East of the 5th Principal Meridian, Except for the West 10.0 Ac per Survey 2013-4565. More commonly known as: Parcels: 932835001, 932849001, 932851001 and 932955002.

NW Blvd Addition

Beginning at the intersection of the south right of way line of West 67th Street and the west right of way line of Northwest Boulevard;
Thence, South on the west right of way line of Northwest Boulevard, to a northeast corner of Lot 2 in Petersen's 3rd Addition;
Thence, West on a north line of said Lot 2, a distance of 174 feet;
Thence, North on a line 20 feet east of and parallel with the east line of said Lot 2, to the south line of Lot 2 in Rosewill Addition;
Thence, East on said south line, 45 feet;
Thence, North on a line 45 feet east of and parallel with the east line of said Lot 2, to the north line of said Rosewill Addition;
Thence, East on said north line, to a southwest corner of Lot 1 in Abbey's Estate Addition;
Thence, North on a west line of said Lot 1, to a corner on the south line of said Lot 1;
Thence, West on a south line of said Lot 1, to a southwest corner of said Lot 1;
Thence North on a west line of said Lot 1, and the northerly extension thereof, to the north right of way line of West 67th Street;
Thence, East on said north right of way line, to the east right of way line of North Hancock Avenue;
Thence, North on said east right of way line, to the south right of way line of West 71st Street;
Thence, West on said south right of way line, to the intersection of said south right of way line and the southerly extension of the east line of Lot 5 in Carl L. Siegle's 3rd Addition;
Thence, North on said east line and the southerly extension thereof, to the point of intersection of the northerly extension of said east line of Lot 5 and the northeasterly extension of the south line of Lot 6 in Willow Knolls 1st Addition;

Thence, southwesterly on said south line extended northeasterly, to the southeast corner of said Lot 6;
Thence, Northwest on the northeast line of said Lot 6, to the south right of way line of West 72nd Street;
Thence, East on said south right of way line, to the west right of way line of Northwest Boulevard;
Thence, Northwest on said west right of way line, to the north right of way line of West 72nd Street;
Thence, Northeast, to the northwest corner of Northwest Corners Condominium per plat of survey recorded April 28, 2017 as Document number 2017-10258 in the Scott County Recorder of Deeds office;
Thence, East on the north line of said condominium, to the west line of Block 1 in the Replat of a portion of Ridgeview Park Addition;
Thence, South on the west line of said Replat, to the southwest corner of Lot 9, in Block 1 of said Replat;
Thence, East on the south line of said Lot 9, to the northeast corner of Block 29 in the Replat of said Ridgeview Park Addition;
Thence, South on the east line of said Block 29 and the southerly extension of said east line, to the south right of way line of Ridgeview Drive;
Thence, West on said south right of way line, to the northeast corner of the premises described in a Warranty Deed recorded May 5, 2005 as Document number 2005-14144 in the Scott County Recorder of Deeds office;
Thence, South on the east line of said premises, to the north line of Lot 2 in Block 28 of the Replat of said Portion of Ridgeview Park Addition;
Thence, East on said north line, to the northeast corner of said Lot 2;
Thence, South on the east line of said Lot 2, to the south line of said Lot 2;
Thence, West on said south line, to the east right of way line of Northwest Boulevard;
Thence, North on said east right of way line, to the intersection of said east right of way line with the easterly extension of the south right of way line of West 67th Street;
Thence, West to the Point of Beginning.

Sheridan & West 55th Street

Beginning at the southwest corner of Lot 4 in Feldhahn Heights 1st Addition;
Thence, North on the west line of said Addition, and the west line of Welcome Way Commercial Park 3rd Addition, to the northwest corner of said Welcome Way Commercial Park 3rd Addition;
Thence, East on the north line of said Addition, and the north line of Pennock 1st Addition, to the northeast corner of said Pennock 1st Addition;
Thence, South on the east line of said Addition, to the north right of way line of West 55th Street;
Thence, Easterly on said right of way line, to the easterly extension of the south line of Welcome Way Commercial Park 2nd Addition;
Thence, West on the south line of said Addition, to the east right of way line of Sheridan Street;
Thence, South on said right of way line, to the easterly extension of the south line of Lot 4 in the aforesaid Feldhahn Heights 1st Addition;
Thence, West on said south line and the easterly extension thereof, to the Point of Beginning.

West 35th Addition

Beginning at the intersection of the west right of way line of Harrison Street and the north right of way line of West 35th Street;

Thence, West on the north right of way line of said West 35th Street, to the east right of way line of Marquette Street;

Thence, North on said east right of way line, to the north line of Lot 2 in Scotty's Highland Park 2nd Addition to the City of Davenport;

Thence, east on said north line of said Scotty's Highland Park 2nd Addition and the north line of Cottages at Shady Ridge Addition to the City of Davenport, to the west line of Lot 4 in Schuette's 1st Addition;

Thence, north on said west line, to the northwest corner of said Schuette's Addition;

Thence, east on the north line of said Lot 4, to the southwest corner of Lot 2 in Byrider Subdivision 2nd Addition;

Thence, north on the west line of said Lot 2, to the northwest corner of said Lot 2;

Thence, east on the north line of said Lot 2, to a north corner of said Lot 2;

Thence, north on the north line of said Lot 2, to a northwest corner of said lot;

Thence, east on the north line of said Lot 2, to the northwest corner of a parcel described in a Plat of Survey recorded December 28, 2015 as Document number 2015-00033599 in the Scott County Recorder of Deeds office;

Thence, south on the west line of said parcel, to the southwest corner of said parcel;

Thence, east on the south line of said parcel, to the east line of Lot 2 in said Byrider Subdivision 2nd Addition;

Thence, south on said east line, to the northeast corner of Lot 5 in Schuette's 1st Addition;

Thence, south on an east line of said Lot 5, to a north corner of said Lot 5;

Thence, east on the north line of said Lot 5 and the easterly extension of said north line, to the southwest corner of Lot 1 in Kartridg Pak First Addition;

Thence, north on the west line of said Lot 1, to the northwest corner of said Lot 1;

Thence, east on the north line of said Lot 1, to the west line of Gaines Street;

Thence, north on the west line of said Gaines Street, to the intersection of the north line of Hilltop Industrial Park 5th Addition, as extended westerly to the west right of way line of said Gaines Street;

Thence, east on the north line of Hilltop Industrial Park 5th Addition and the westerly extension thereof, to the northeast corner of said Hilltop Industrial Park 5th Addition;

Thence, south on the east line of said Hilltop Industrial Park 5th Addition, to a northwest corner of the premises described in a Warranty Deed recorded February 25, 1999 as Document number 07304-99 in the Scott County Recorder of Deeds Office;

Thence, East on a north line of said premises, 245 feet, to a westerly corner of said premises;

Thence, North on a west line of said premises, 242.45 feet, to a northwest corner of said premises;

Thence, East on a north line of said premises, to the westerly right of way line of Harrison Street;

Thence, south on said westerly right of way line, to the Point of Beginning.

West Central Park Addition

Beginning at the intersection of the north line of West Central Park Avenue and the southwesterly right of way line of the Iowa Interstate Railroad right of way;

Thence, West on the north line of said West Central Park Avenue, to the southeast corner of the premises described in a Quit Claim Deed recorded October 25, 2017 as Document number 2017-00029431 in the Scott County Recorder of Deeds office, said southeast corner being 216.59 feet east of the east right of way line of North Clark Street;

Thence, North, on the east line of said premises, 200.5 feet;

Thence, West parallel with the north right of way line of West Central Park Avenue, 60 feet, to the southeast corner of Lot 6 in Treiber's 1st Addition to the City of Davenport;

Thence, North on the east line of Treiber's 1st Addition, Brandt's 1st Addition and Hugo 1st Addition, to the southwesterly right of way line of said Iowa Interstate Railroad right of way; Thence, southeasterly on said southwesterly right of way line, to the Point of Beginning.

West Locust Street Duo

Lots 3 and 4 of the Final Plat of Ingram-Coussens Addition to the City of Davenport, Scott County, Iowa, except that portion deeded to the City of Davenport, Iowa for roadway purposes by document number 2002-40763. More commonly known as Parcels: S2907-03 and S2907-04.

City of Davenport

Department: City Clerk
Contact Info: Laura Berkley | 563-888-3553

Action / Date
9/28/2022

Subject:

First Consideration: Ordinance for Case REZ22-04 being the request of SCI Iowa Funeral Services Inc to establish a Planned Unit Development at 1200 East 39th Street to grant an exception to allow for a reception facility under the S-OS Open Space District. [Ward 7]

Recommendation:

Adopt the Ordinance.

Background:

The purpose of the rezoning request is to allow a change in building function from a funeral home to a reception facility. The Plan & Zoning Commission reviewed Case REZ22-04 at its September 6, 2022 meeting and has recommended approval subject to the listed findings.

Findings:

1. The preliminary plan provides a public benefit to the City.
2. The proposed planned unit development meets the purpose of a planned unit development.
3. The proposed planned unit development will not impede the normal and orderly development and improvement of surrounding property.
4. There is adequate utilities and infrastructure, drainage, off-street parking and loading, pedestrian access, and all other necessary facilities.
5. There is adequate vehicular ingress and egress designed to minimize traffic congestion upon public streets.
6. The location and arrangement of structures, parking areas, walks, landscape, lighting, and other site design elements, are compatible with the surrounding neighborhood and adjacent land uses.

Planned Unit Developments (PUD) are a special approval intended to encourage and allow more creative and flexible development of land than is possible under district zoning regulations and should only be applied to further those applications that provide compensating amenities to the City.

A PUD is subject to the underlying district regulations, including use, unless an exception is specifically granted. The City Council may grant exceptions to the zoning district regulations, including use, for a PUD, however the applicant must demonstrate substantial benefit to the City.

SCI Funeral Services, Inc. has submitted a preliminary plan for consideration.

1. **Meeting space for City events** – The City may use the facility, at a reduced, cost-covering rate, for meetings, gatherings or events, subject to availability within standard operating hours.
2. **Formal garden** – The petitioner will incorporate the addition of a formal garden filled with native grasses, plants, and flowers to the west side of the property for the public to enjoy.
3. **Not-for-profit benefit** – As a benefit to the City's nonprofit entities, the applicant will offer rental of the facility at reduced, cost-covering rates, subject to availability within standard operating hours.

The formal garden and adaptive reuse of the existing building satisfy the threshold required for a Planned Unit Development. If approved, the new use of the facility will be more aligned with a Community Center.

Comprehensive Plan: Within Existing Urban Service Area: Yes

Future Land Use Designations: Parks and Recreation in the Davenport +2035 Land Use Plan.

Zoning: S-OS Open Space District

Public Input: Letters were sent to property owners within 200 feet of the proposed request notifying them of the July 5, 2022 Plan and Zoning Commission Public Hearing. To date, staff have not received any responses from adjacent property owners.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Backup Material	Planned Unit Development Request
▣ Backup Material	Section 17.14.080 Planned Unit Development
▣ Backup Material	Vicinity, Zoning, & Future Land Use Map
▣ Backup Material	Application
▣ Backup Material	Legal Description
▣ Backup Material	Public Hearing Notice

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	9/15/2022 - 2:03 PM

ORDINANCE NO. _____

AN ORDINANCE FOR CASE REZ22-04 BEING THE REQUEST OF SCI IOWA FUNERAL SERVICES INC TO ESTABLISH A PLANNED UNIT DEVELOPMENT AT 1200 EAST 39TH STREET TO GRANT AN EXCEPTION TO ALLOW FOR A RECEPTION FACILITY WITHIN THE S-OS OPEN SPACE.

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

Section 1. Planned Unit Developments are a special approval intended to encourage and allow more flexible development of land than is possible under district zoning regulations. Underlying zoning district dimensional, design, and use regulations continue to apply except as modified through the PUD approval process. The Council may grant exceptions to the zoning district regulations, including use, for a planned unit development when an applicant demonstrates a substantial benefit to the City of Davenport, Iowa.

Section 2. SCI Iowa Funeral Services Inc has submitted a preliminary plan to provide the following benefit:

1. Meeting space for City events – The City may use the facility, at a reduced, cost-covering rate, for meetings, gatherings, or events, subject to availability within standard operating hours.
2. Formal garden – The petitioner will incorporate the addition of a formal garden filled with native grasses, plants, and flowers to the west side of the property for the public to enjoy.
3. Not-for-profit benefit – As a benefit to the City's nonprofit entities, the applicant will offer rental of the facility at reduced, cost-covering rates, subject to availability within standard operating hours.

Section 3. The following described unit of Scott County, Iowa real estate is hereby granted an exception to allow a reception facility in the "S-OS" Open Space District:

LOT 2 OF DAVENPORT MEMORIAL PARK ADDITION TO THE CITY OF DAVENPORT, SCOTT COUNTY, IOWA

Section 4. At its September 6, 2022 meeting, the City Plan and Zoning Commission voted to forward Case REZ22-04 to the City Council with a recommendation for approval with the following findings:

1. The preliminary plan provides a public benefit to the City.
2. The proposed planned unit development meets the purpose of a planned unit development.
3. The proposed planned unit development will not impede the normal and orderly development and improvement of surrounding property.
4. There is adequate utilities and infrastructure, drainage, off-street parking and loading, pedestrian access, and all other necessary facilities.
5. There is adequate vehicular ingress and egress designed to minimize traffic congestion upon public streets.
6. The location and arrangement of structures, parking areas, walks, landscape, lighting, and other site design elements, are compatible with the surrounding neighborhood and adjacent land uses.

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

**PRELIMINARY PLAN DOCUMENT FOR CONSIDERATION
CUNNICK-COLLINS LIFE CELEBRATION CENTER
SUBMITTED: AUGUST 18, 2022**

OVERVIEW, USE & INTENDED USE

Through numerous years of operations, SCI Iowa Funeral Services, Inc. (“SCI”) has maintained a positive relationship with the City of Davenport (“City”) while respectfully serving residents with their funeral and cemetery needs. In 2020 SCI acquired all of the operating assets of the Cunnick-Collins Mortuary (“Cunnick-Collins”), located at 1200 East 39th Street.

Increasingly in recent years, clientele of both our funeral homes and our cemetery have repeatedly requested that we provide spaces for more contemporary memorial gatherings, as well as dedicated reception space to accommodate catered luncheons following funeral/or and cemetery services. The tucked-in nature of the Cunnick-Collins facility on cemetery ground already owned by SCI, and adjacent to three other cemeteries along 39th Street, lends itself very well to accommodating these requests.

To meet this need in our community, SCI has extensively renovated this facility, in full compliance with City building code requirements, with flexible space to accommodate both contemporary celebration of life/memorial services as well as funeral-related reception events, while still accommodating those in our community who desire more traditional funeral events at our other funeral home locations.

With this facility now re-designed to celebrate meaningful funeral-related events, it seems a natural extension to host other substantially similar events in the lives of families not specifically related to funeral or memorial events.

While not an exhaustive list, specific examples of similar meaningful life events that often involve a gathering, open house, and/or reception could include a 50th wedding anniversary, an 80th birthday, wedding or baby showers, first communion/confirmation, bar mitzvah/bat mitzvah, graduation, or retirement to name a few. All are meaningful events in the lives of citizens, their families, and our community, and many choose to celebrate them with various types of gatherings.

Rebranded as the Cunnick-Collins Life Celebration Center (“Celebration Center”), we have already received requests for non-funeral-related occasions, including birthday gatherings and a graduation open house – despite the fact that we have not marketed at all for such events. While this seems to affirm community interest for this type of facility, we are reluctantly declining the facility to these residents due to current zoning restrictions.

While we have initially sought rezoning from S-OS to C-1 for this parcel to accommodate our intended use of Reception Hall, the City’s initial response to our rezoning request has caused us to better understand the concept of “spot zoning”, and the challenges it creates for the City.

PLANNED UNIT DEVELOPMENT CONSIDERATION

As an alternative to pursuing our rezoning request, we believe the City’s Planned Unit Development (“PUD”) process as outlined in Code 17.14.080 offers a more favorable path as we seek to expand the facility’s use, while providing compensating amenities to the City and certain public benefit.

**PRELIMINARY PLAN DOCUMENT FOR CONSIDERATION
CUNNICK-COLLINS LIFE CELEBRATION CENTER
SUBMITTED: AUGUST 18, 2022**

In addition to continued use allowed in S-OS zoning, we seek your consideration of our request to use the facility more adaptively with certain Reception Hall and Community Center functions in exchange for the following amenities and benefits:

- **Meeting Space For City Events** – The City may use the facility, at a reduced, cost-covering rate, for meetings, gatherings or events, subject to availability within standard operating hours.
- **Formal Garden** – We will incorporate the addition of a formal garden filled with native grasses, plants, and flowers to the west side of our property for the public to enjoy.
- **Not-For-Profit Benefit** – As a benefit to the City’s nonprofit entities, we will offer rental of the facility at reduced, cost-covering rates, subject to availability within standard operating hours.

FUTURE PLANS & SUMMARY

As we evolve to meet the changing needs of our customers, we will offer third-party catering options to all renters of our facility as well as complimentary on-site event coordination provided by a professional event planner. Recognizing that security may be a concern for some, we have proactively contracted with Per Mar Security to provide security personnel on location when needed.

Other future plans potentially include creating a tasteful and secure patio on the north side of the facility to host wedding ceremonies outside. This would allow us to host a ceremony outside and a reception inside.

We value our longstanding positive relationship with the City and its residents, both as a professional service provider and as a good community steward. As we seek to enhance our service offerings in response to requests from community members, we intend to do so in this same spirit: with high levels of respect for our patrons, our neighbors, and the community at large.

Thank you in advance for your thoughtful consideration of this request. We are grateful for the opportunity to pursue this alternative PUD path in order to better serve our community with this facility, and certainly welcome continued conversations toward a positive outcome for all involved.

Section 17.14.080 Planned Unit Development

A. Purpose

Planned unit developments (PUD) are a special approval intended to encourage and allow more creative and flexible development of land than is possible under district zoning regulations and should only be applied to further those applications that provide compensating amenities to the City. The underlying zoning district dimensional, design, and use regulations apply to a PUD unless specifically modified through the approval process. Through the flexibility of the planned unit development technique, a PUD is intended to:

1. Encourage flexibility in the development of land and in the design of structures.
2. Encourage a creative approach to the use of land that results in better development and design than might otherwise be accomplished under the strict application of other sections of this Ordinance.
3. Allow for the design of developments that are architecturally and environmentally innovative, and that achieve better utilization of land than is possible through strict application of standard zoning controls.
4. Combine and coordinate architectural styles, building forms, and structural/visual relationships within an environment that allows mixing of different uses in an innovative and functionally efficient manner.
5. Provide for the efficient use of land to facilitate a more effective arrangement of land uses, structures, circulation patterns, and utilities.
6. Encourage land development that, to the greatest extent possible, preserves natural vegetation, respects natural topographic and geologic conditions, and refrains from adversely affecting flooding, soil, drainage, and other natural ecologic conditions.
7. Facilitate the implementation of adopted City land use policies, particularly with respect to areas planned for potential redevelopment.

B. Initiation

The entire property proposed for the planned unit development must be in single ownership or under unified control. All owners of the property must be included as joint applicants on all applications and all approvals will bind all owners.

C. Authorization

A planned unit development is authorized in all zoning districts.

D. Exceptions From District Regulations

1. A planned unit development is subject to the underlying district regulations, including use, unless an exception is specifically granted. The Plan and Zone Commission may recommend and the City Council may grant exceptions to the zoning district regulations, including use, for a planned unit development.
2. Exceptions from district regulations may be granted for planned unit developments, if the exceptions:
 - a. Enhance the overall merit of the planned unit development.
 - b. Promote the objectives of both the City and the development.
 - c. Enhance the quality of the design of the structures and the site plan.
 - d. Will not cause excessive adverse impact.
 - e. Are compatible with adopted City land use policies.
 - f. Provide a public benefit to the City, as described below.

3. The underlying zoning district regulations, including use, apply unless an exception is granted as part of the planned unit development approval. In no case may an exception to district regulations be granted unless the applicant demonstrates a substantial benefit to the City. Design characteristics and amenities to be considered in this determination include, but are not limited to, the following:

- a. Community amenities including plazas, malls, formal gardens, and pedestrian facilities.
- b. Preservation of existing environmental features.
- c. Preservation of historic features.
- d. Open space and recreational amenities such as recreational open space, including accessory buildings, jogging trails and fitness courses, and playgrounds, dog parks, skate parks, and similar recreational features.
- e. Reduction of impervious surface throughout the development below the threshold required by the district.
- f. Adaptive reuse of existing buildings.
- g. Provision of public car and/or bike share facilities
- h. Affordable housing set-asides.

E. Procedure

The following procedures, requirements, restrictions, and conditions are required. The approval of a planned unit development includes a pre-application consultation, preliminary plan approval, and final plan approval.

1. Pre-Application Consultation

- a. Prior to formal submittal of an application, a pre-application conference with the Zoning Administrator is required.
- b. At a pre-application consultation, the applicant must provide:
 - i. A map (or maps) in general form containing the proposed land uses, the natural features of the development site, the character and approximate location of all roadways and access drives proposed, the location of all adjacent public streets, public utilities, and schematic drawings showing the size, character, and disposition of buildings on the site.
 - ii. A summary of the public benefits and amenities and any anticipated exceptions to this Ordinance.
 - iii. A written statement containing a general explanation of the planned unit development, including a statement of the present ownership of all the land within said development and the expected schedule of construction.
- c. The purpose of such pre-application consultation is to make advice and assistance available to the applicant before preparation of the preliminary plan, so that the applicant may determine whether the proposed planned unit development is in compliance with this Ordinance and other applicable regulations, and whether the proposed planned unit development aligns with the adopted land use policies of the City.
- d. The pre-application conference does not require formal application, fee, or filing of a planned unit development application. Any opinions or advice provided by the Zoning Administrator are in no way binding with respect to any official action that may be taken on the subsequent formal application. No decision will be made on the application.

2. Preliminary Plan

An application for a preliminary plan for a planned unit development must be filed with the Zoning Administrator. Once it is determined that the application is complete, the Zoning Administrator will schedule the application for consideration by the Plan and Zoning Commission.

a. Action by the Plan and Zoning Commission

- i. After receipt of a complete application, the Plan and Zoning Commission will consider the preliminary plan at a public hearing.
- ii. Within 30 days of the close of the public hearing, the Plan and Zoning Commission must forward its recommendation to the City Council, unless an extension is agreed to by the applicant.
- iii. The Plan and Zoning Commission must evaluate the preliminary plan based upon the evidence presented at the public hearing, pursuant to the approval standards of this section. The Plan and Zoning Commission must recommend approval, approval with conditions, or denial of the preliminary plan.

b. Action by City Council

The City Council will review the preliminary plan upon receipt of the Plan and Zoning Commission recommendation, and must approve, approve with conditions, or deny the preliminary plan.

c. Conditions

The Plan and Zoning Commission may recommend and the City Council may impose conditions and restrictions upon the establishment, location, construction, maintenance, and operation of the planned unit development as may be deemed necessary for the protection of the public health, safety, and welfare. Such conditions and restrictions must be reflected in the final plan.

d. Approval Standards

The recommendation of the Plan and Zoning Commission and decision of the City Council must make a finding that the following standards for a planned unit development have generally been met.

- i. The proposed planned unit development meets the purpose of a planned unit development.
- ii. The proposed planned unit development will not impede the normal and orderly development and improvement of surrounding property.
- iii. There is provision for adequate utilities and infrastructure, drainage, off-street parking and loading, pedestrian access, and all other necessary facilities.
- iv. There is provision for adequate vehicular ingress and egress designed to minimize traffic congestion upon public streets. A traffic study may be required to provide evidence that the circulation system is adequate.
- v. The location and arrangement of structures, parking areas, walks, landscape, lighting, and other site design elements, are compatible with the surrounding neighborhood and adjacent land uses.

e. Expiration

- i. The preliminary plan approval expires if a complete application for approval of a final plan has not been filed within one year after the date the City Council grants preliminary plan approval. As part of the approval of the preliminary plan, the City Council may extend this period of time including approval of a phasing plan where the validity period is longer than one year for the planned unit development.
- ii. An extension of this one year period may also be granted by the City Council if the applicant requests an extension in writing prior to the expiration date of the approval. A public hearing for an extension of time of a preliminary plan is not required.

3. Final Plan

Following the approval of the preliminary plan, an application for a final plan for a planned unit development must be filed with the Zoning Administrator.

a. Action by Zoning Administrator

The Zoning Administrator will review the final plan upon receipt of the complete final plan application and take the following action:

- i. If the final plan is in substantial compliance with the approved preliminary plan, the Zoning Administrator will recommend approval of the final plan to the Plan and Zoning Commission. The Zoning Administrator will certify to the Plan and Zoning Commission that the final plan is in substantial conformance with the previously filed preliminary plan.
- ii. If the final plan is not in substantial conformance with the approved preliminary plan, the Zoning Administrator must inform the applicant as to specific areas found not to be in compliance, and the applicant must resubmit the final plan to the Zoning Administrator with changes to those areas found not to be in substantial compliance and the validity of the preliminary plan remains in effect. If the revised final plan remains noncompliant with the preliminary plan, the applicant may request that the Zoning Administrator render a decision to be forwarded to the Plan and Zoning Commission. In such case, the Zoning Administrator will recommend to the Plan and Zoning Commission that the final plan be denied and the plan and recommendation will be forwarded to the Plan and Zoning Commission.

b. Action by Plan and Zoning Commission

Upon receipt of the Zoning Administrator recommendation, the Plan and Zoning Commission must review the final plan. The Plan and Zoning Commission must approve or deny the final plan. If denied, the applicant may reapply by submitting a new final plan and the validity of the preliminary plan remains in effect. Alternatively, the applicant may submit the final plan as a new preliminary plan at the preliminary plan stage.

c. Effect of Approval

After final plan approval, the final plan will constitute the development regulations applicable to the subject property. The planned unit development must be developed in accordance with the final plan, rather than the zoning district regulations otherwise applicable to the property. Violation of any condition is a violation of this Ordinance and constitutes grounds for revocation of all approvals granted for the planned unit development.

d. Expiration

- i. The final plan approval expires if a building permit has not been issued within two years after the date of final plan approval. As part of the Plan and Zoning Commission approval of the final plan, the Plan and Zoning Commission may extend this period of time including approval of a phasing plan where the validity period is longer than two years for the PUD.
- ii. An extension of this two year validity period may be granted by the City Council prior to the expiration date of the approval if the applicant requests an extension in writing prior to the expiration date of the approval.

F. Modifications to Approved Final Plans

No adjustments may be made to the approved final plan, except upon application to the City in accordance with the following.

1. Administrative Modifications

The Zoning Administrator may approve the following administrative modifications to an approved final plan when it is determined by the Zoning Administrator that such changes are in substantial conformance with the approved final plan. Any changes considered a minor or major modification, as defined in this section, cannot be approved as an administrative modification. The Zoning Administrator, at his/her sole discretion, may choose to classify a modification that meets the criteria of this section as a minor modification to be approved by the Plan and Zoning Commission. No notice is required for an administrative modification.

- a. Changes required during construction when related to final engineering issues such as topography, drainage, underground utilities, structural safety, or vehicular circulation, to be confirmed by the City Engineer.
- b. Changes in building location of no more than ten feet that continue to meet the requirements of this Ordinance and any conditions of the final plan approval.

- c. Changes in the location of walkways, vehicle circulation ways, and parking areas of up to ten feet that continue to meet the requirements of this Ordinance and any conditions of the final plan approval.
- d. Changes to a structure that do not increase the building footprint, gross floor area, or height.
- e. Changes in building design, including building materials, that continue to meet the requirements of this Ordinance and any conditions of the final plan approval.
- f. Modification of existing accessory structures or the addition of new accessory structures when in conformance with the requirements of this Ordinance.
- g. Modifications to the approved landscape plan that do not result in a reduction of the total amount of plant material required and conform with all landscape requirements of this Ordinance.
- h. Modification of existing signs or the addition of new signs when in conformance with sign regulations.

2. Minor Modifications

The Plan and Zoning Commission may approve the following minor modifications to an approved final plan when it is determined by the Plan and Zoning Commission that such changes are in general conformance with the approved final plan. Any changes considered a major modification, as defined in this section, cannot be approved as a minor modification. The Plan and Zoning Commission, at its sole discretion, may choose to classify a modification that meets the criteria of this section as a major modification to be approved by the City Council. No notice is required for a minor modification. When calculating percentages, all fractions are rounded up to the nearest whole number.

- a. An increase or decrease in building height of up to 10%.
- b. An increase or decrease in building coverage up to 10%.
- c. A change of in the location of walkways, vehicle circulation ways, and parking areas over ten and up to 20 feet.
- d. An increase or decrease in the number of parking spaces of up to 20 parking spaces.
- e. A change to the landscape plan that results in a reduction of plant material but does not violate the landscape requirements of this Ordinance.
- f. Altering any final grade by no more than 20% of the originally planned grade.

3. Major Modifications

- a. The City Council may approve any other changes to an approved final plan that do not qualify as an administrative or minor modification. In addition, any of the following are considered major modifications:
 - i. Any request for an extension of time of the approved final plan.
 - ii. Changes to any conditions imposed as part of the approved final plan.
 - iii. Reductions or alterations in the approved public benefit and amenities to be provided.
 - iv. Any development action that does not comply with zoning district regulations.
- b. All major modifications to the final plan must be approved by the City Council in a public hearing. The City Council may only approve changes to the final plan if they find such changes are in general conformance with the approved final plan, necessary for the continued successful functioning of the planned unit development, respond to changes in conditions that have occurred since the final plan was approved, and/or respond to changes in adopted City land use policies.
- c. Upon review of the proposed major modifications, the City Council may determine that the proposed modifications constitute a new planned unit development and the final plan must be resubmitted as a preliminary plan and follow the procedures of approval in this Section. The applicant may submit the final plan as a new preliminary plan at the preliminary plan stage.

Vicinity Map

Existing Use:

Cunnick-Collins Mortuary & Cremation Service

Purpose of the Request:

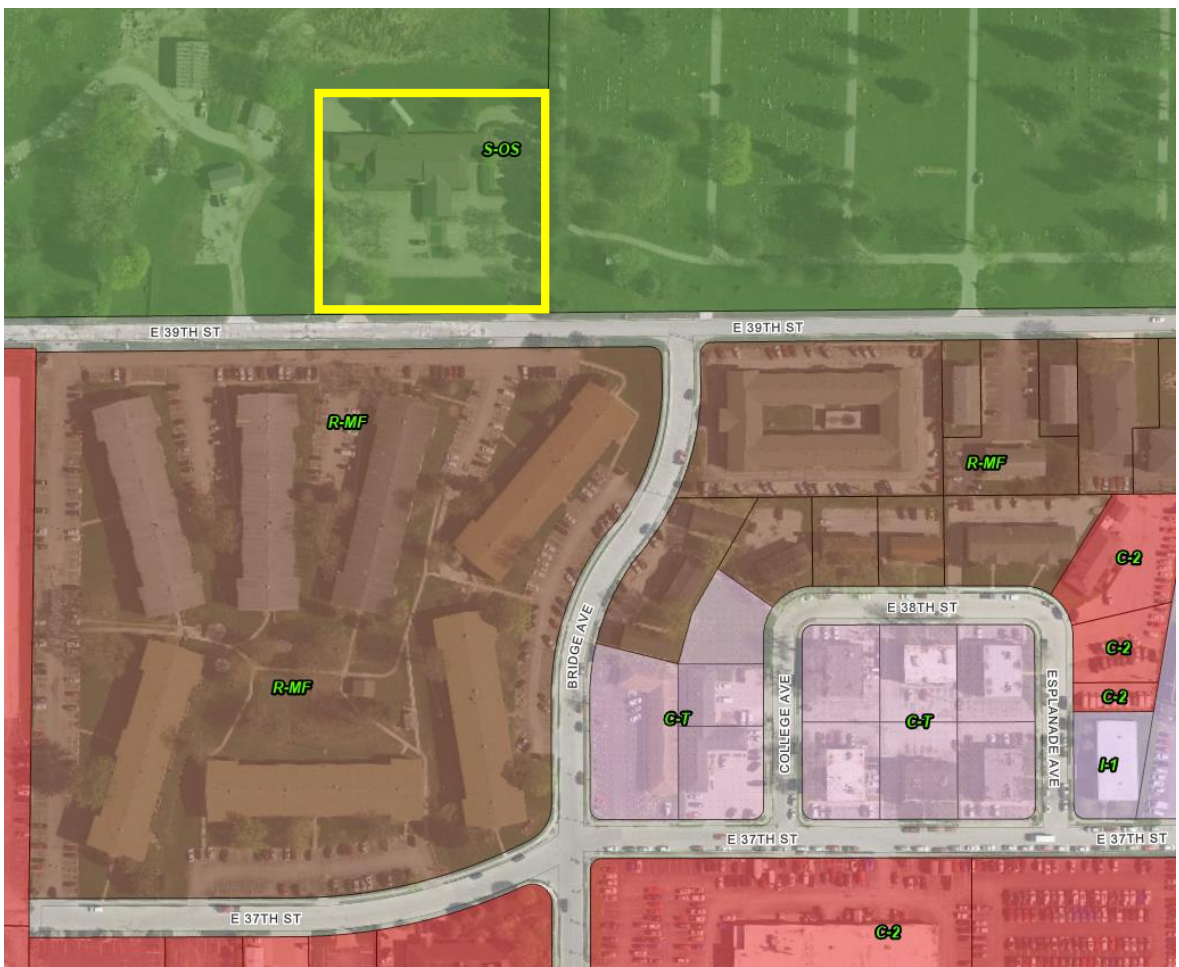
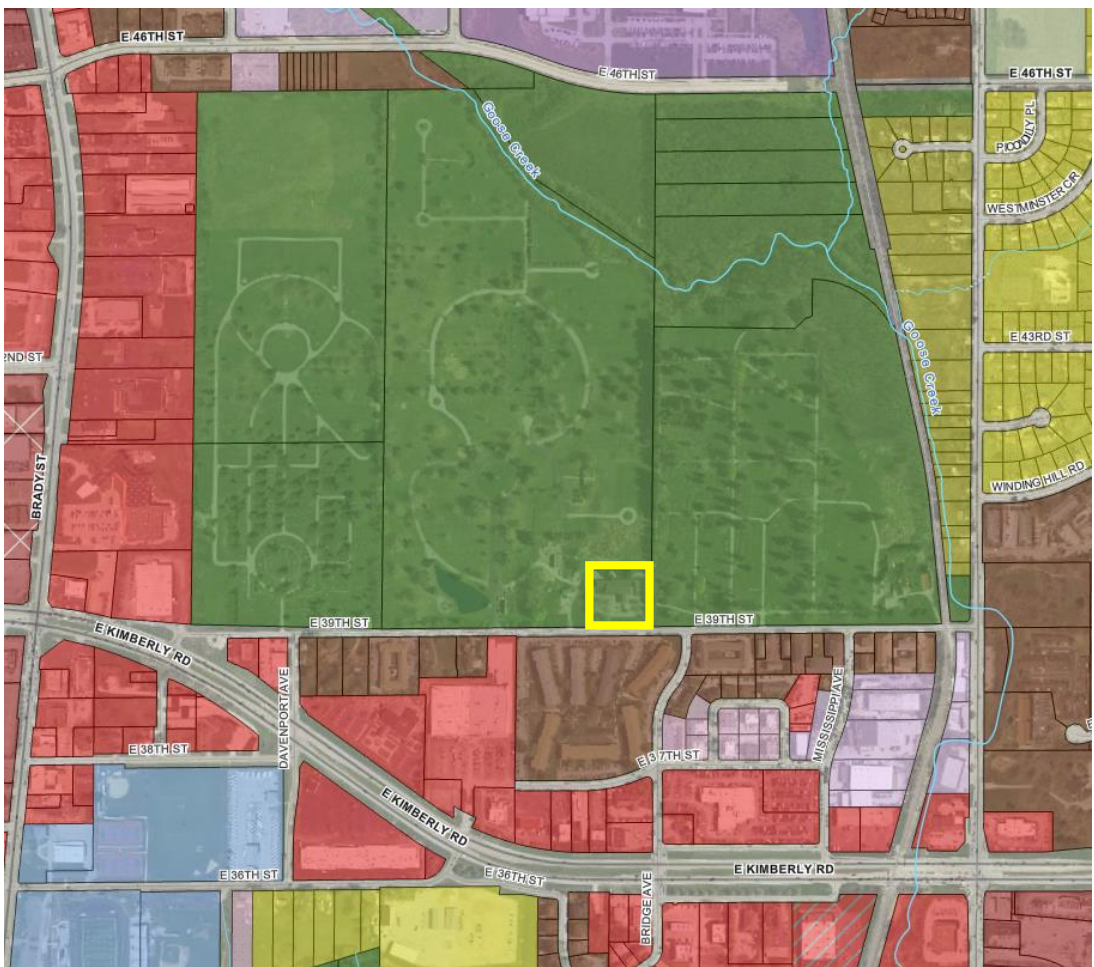
The owner is requesting a rezoning to allow a change in building function from a Funeral Home to a Reception Facility.



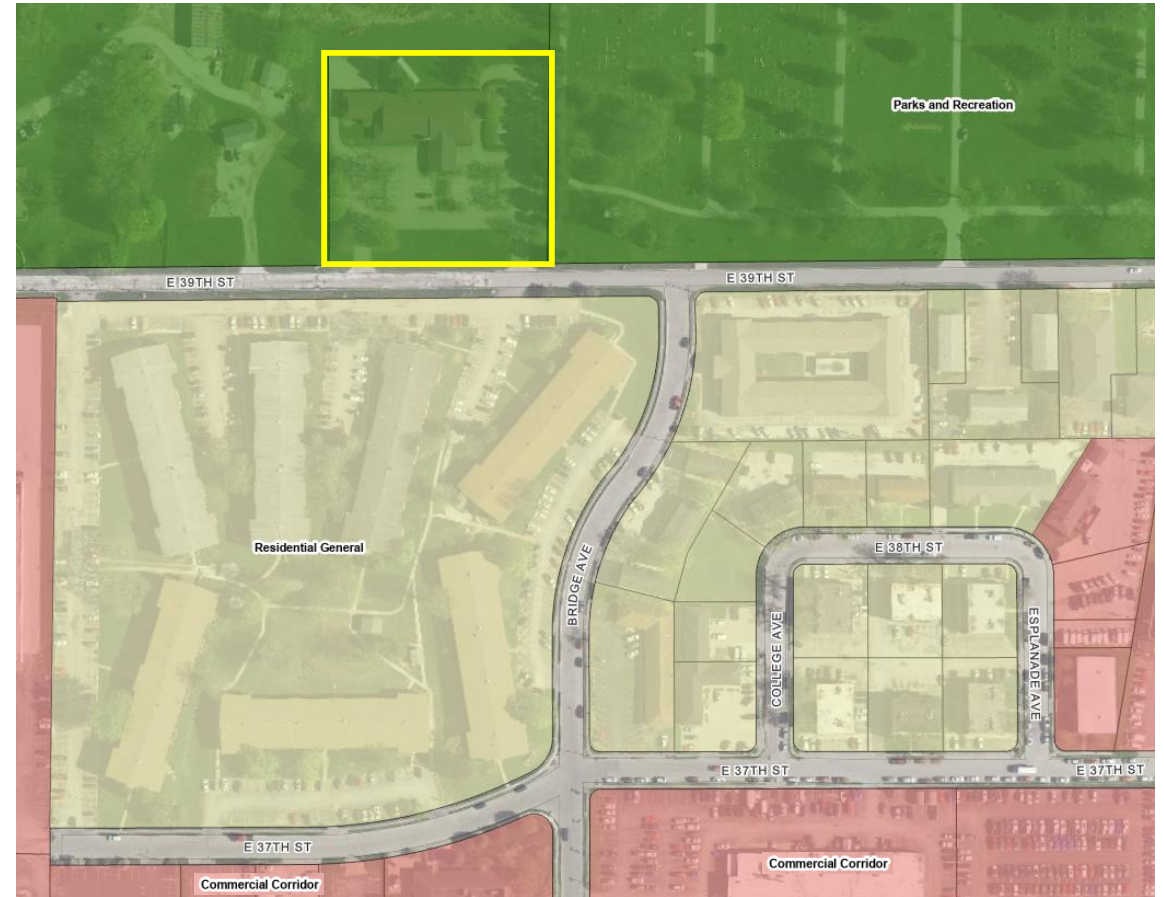
DAVENPORT
IOWA | USA



Zoning Map



DAVENPORT
IOWA | USA





Complete application can be emailed to: planning@davenportiowa.com

Property Address*

*If no property address, please submit a legal description of the property.

Applicant (Primary Contact)**

Name:
 Company:
 Address:
 City/State/Zip:
 Phone:
 Email:

Application Form Type:

Plan and Zoning Commission

Zoning Map Amendment (Rezoning) ☒
 Planned Unit Development ☐
 Zoning Ordinance Text Amendment ☐
 Right-of-way or Easement Vacation ☐
 Voluntary Annexation ☐

Owner (if different from Applicant)

Name:
 Company:
 Address:
 City/State/Zip:
 Phone:
 Email:

Zoning Board of Adjustment

Zoning Appeal ☐
 Special Use ☐
 Hardship Variance ☐

Engineer (if applicable)

Name:
 Company:
 Address:
 City/State/Zip:
 Phone:
 Email:

Design Review Board

Design Approval ☐
 Demolition Request in the Downtown ☐
 Demolition Request in the Village of East Davenport ☐

Architect (if applicable)

Name:
 Company:
 Address:
 City/State/Zip:
 Phone:
 Email:

Historic Preservation Commission

Certificate of Appropriateness ☐
 Landmark Nomination ☐
 Demolition Request ☐

Administrative

Administrative Exception ☐
 Health Services and Congregate Living Permit ☐

Attorney (if applicable)

Name:
 Company:
 Address:
 City/State/Zip:
 Phone:
 Email:

****If the applicant is different from the property owner, please submit an authorization form or an accepted contract for purchase.**

Request:Existing Zoning: Proposed Zoning Map Amendment:

Purpose of the Request:

The Owner is requesting that the parcel be rezoned to allow a change in building function from Funeral Home to
+

Total Land Area: Does the Property Contain a Drainage Way or is it Located in a Floodplain Area: ☐ Yes ☒ No**Submittal Requirements:**

- The completed application form.
- Recorded warranty deed or accepted contract for purchase.
- Authorization form, if applicable. If the property is owned by a business entity, please provide Articles of Incorporation.
- A legal description of the request if not easily described on the deed or contract for purchase.
- Required fee:
 - Zoning Map Amendment is less than 1 acre - \$400.
 - Zoning Map Amendment is one acre but less than 10 acres - \$750 plus \$25/acre.
 - Zoning Map Amendment is 10 acres or more - \$1,000 plus \$25/acre.
 - \$10.00 per sign; more than one sign may be required depending upon the area of the request.

Formal Procedure:

(1) Application:

- Prior to submission of the application, the applicant shall correspond with Planning staff to discuss the request, potential alternatives and the process.
- The submission of the application does not constitute official acceptance by the City of Davenport. Planning staff will review the application for completeness and notify the applicant that the application has been accepted or additional information is required. Inaccurate or incomplete applications may result in delay of required public hearings.

(2) Plan and Zoning Commission public hearing:

- The City shall post notification sign(s) in advance of the public hearing. A minimum of one sign shall be required to face each public street if the property has frontage on that street. It is Planning staff's discretion to require the posting of additional signs. The purpose of the notification sign(s) is to make the public aware of the request.
- The applicant shall make a presentation regarding the request at a neighborhood meeting. The purpose of meeting is to offer an opportunity for both applicant and neighboring residents/property owners to share ideas, offer suggestions, and air concerns in advance of the formal public hearing process. Planning staff will coordinate meeting date, time, and location and send notices to surrounding property owners.
- The Plan and Zoning Commission will hold a public hearing on the request. Planning staff will send notices to surrounding property owners.

(3) Plan and Zoning Commission's consideration of the request:

- Planning staff will perform a technical review of the request and present its findings and recommendation to the Plan and Zoning Commission.
- The Plan and Zoning Commission will vote to provide its recommendation to the City Council.
- If the Plan and Zoning Commission recommends denial, the request may only be approved by a favorable 3/4 vote of the City Council.

Formal Procedure (continued):

(4) City Council's consideration of the request:

- The Committee of the Whole (COW) will hold a public hearing on the request. Planning staff will send a public hearing notice to surrounding property owners.
- If property owners representing 20% or more of the area within 200 feet of the exterior boundaries of the request submit a written protest, the request may only be approved by a favorable 3/4 vote of the City Council. For the purpose of the 20% protest rate, formal protests will be accepted until the public hearing is closed.
- The City Council will vote on the request. For a zoning map amendment to be approved three readings of the Ordinance are required; one reading at each Council Meeting. In order for the Ordinance to be valid it must be published. This generally occurs prior to the next City Council meeting.

Applicant:

Date:

By typing your name, you acknowledge and agree to the aforementioned submittal requirements and formal procedure and that you must be present at scheduled meetings.

Received by:

Planning staff

Date:

Date of the Public Hearing:

Meetings are held in City Hall Council Chambers located at 226 West 4th Street, Davenport, Iowa.

Unique Doc ID: 1617669
Recorded: 9/30/2020 at 4:24:17.0 PM
County Recording Fee: \$12.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$15.00
Revenue Tax: \$1,376.80
Rita A. Vargas RECORDER
Number: 202000030104
Scott County, Iowa

Prepared by: Philip D. Brooks, Simmons Perrine Moyer Bergman PLC
115 Third Street SE - Suite 1200, Cedar Rapids, Iowa 52401 (319) 366-7641
Return to: SCI Iowa Funeral Services, Inc.: 1929 Allen Pkwy, Houston, TX 77019

SPACE ABOVE THIS LINE FOR RECORDER

Address Tax Statements: SCI Iowa Funeral Services, Inc.: 1929 Allen Pkwy, Houston, TX 77019
Real Estate Parcel Identification Number: P1306-02-C.

CORPORATE WARRANTY DEED

For the consideration of one dollar and other valuable consideration, **MAR-CHAR ENTERPRISES, INC.**, an Iowa corporation, does hereby convey to **SCI IOWA FUNERAL SERVICES, INC.**, an Iowa corporation, the following described real estate in Scott County, Iowa:

Lot 2 of Davenport Memorial Park Addition to the City of Davenport, Scott County, Iowa;

subject to easements, covenants, conditions and restrictions of record.

Grantor does hereby covenant with grantee, and successors in interest, that grantor holds the real estate by title in fee simple; that it has good and lawful authority to sell and convey the real estate; that the real estate is free and clear of all liens and encumbrances except as may be above stated; and grantor covenants to warrant and defend the real estate against the lawful claims of all persons except as may be above stated.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: 9-9-, 2020

MAR-CHAR ENTERPRISES, INC.,
an Iowa corporation

By: M. P. C.
Marcus Cunnick, President

STATE OF IOWA, COUNTY OF HANSON, ss:

This instrument was acknowledged before me on the 9th day of September, 2020, by Marcus Cunnick, as President of **MAR-CHAR ENTERPRISES, INC.**, an Iowa corporation.



[Signature]
Notary Public in and for said State
My Commission Expires: _____



PUBLIC HEARING NOTICE | Plan and Zoning Commission

Date: 7/5/2022 Location: Council Chambers | City Hall | 226 W. 4th ST.
Time: 5:00 PM Subject: Public Hearing for a Rezoning Request before the Plan and Zoning Commission

To: All property owners within 200 feet of the subject property located at 1200 East 39th Street

What is this About?

This notice is being sent to inform you that a public hearing will be held for a Rezoning Request. The subject property is currently zoned S-OS Open Space District. The property owner is requesting a rezoning to C-1 Neighborhood Commercial District to allow a change in building function from a funeral home to a reception facility.

Request/Case Description

Case REZ22-04: Request of SCI Iowa Funeral Services Inc. to rezone 1200 East 39th Street from S-OS Open Space District to C-1 Neighborhood Commercial District. [Ward 7]

What are the Next Steps after the Public Hearing?

The Plan and Zoning Commission will hold a formal public hearing at their meeting on July 5, 2022. The Plan and Zoning Commission will vote (provide a recommendation) to the City Council at their meeting on July 19, 2022. The Commission's recommendation 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. 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 neighboring property owner you may have an interest in commenting on the proposed request via email or in person at the public hearing. Send written comments 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.

All documents related to the meeting (agenda included) are at "Search Minutes & Agendas": www.cityofdavenportiowa.com/boards Mondays before the meeting/public hearing.

Do You Have Any Questions?

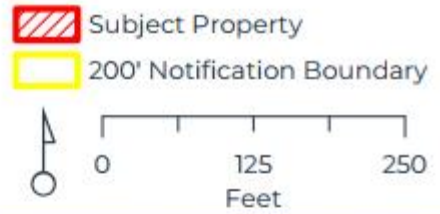
If you have any questions or if accommodations are needed for any reason, please contact the planner assigned to this project (Matt Werderitch) at matt.werderitch@davenportiowa.com or 563-888-2221. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (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.

Rezoning Request | Public Hearing Notice

Case REZ22-04

Rezone from S-OS Open Space District to
C-1 Neighborhood Commercial District



City of Davenport

Department: Community Planning & Economic Development
Contact Info: Laura Berkley | 563-888-3553

Action / Date
9/28/2022

Subject:

Resolution of support for Case ANX22-02 for the annexation of 25.84 acres, more or less, of territory located at the southwest corner of Slopertown Road and Hillandale Road to the City of Davenport, Iowa (Larry Edward Stoltenberg Trust, Petitioner). [Ward 8]

Recommendation:

Adopt the Resolution.

Background:

Larry Edward Stoltenberg Trust has presented a petition for the annexation of Parcel #932819003. The 25.84 acre tract of land is located at the southwest corner of Slopertown Road and Hillandale Road (see attached location map).

There is no development planned for the property at this time. The Davenport +2035 Comprehensive Plan included this land within the Urban Service Boundary and has identified the future land use as Industry.

Annexations in Iowa must be approved by the State of Iowa's City Development Board (CDB). It is anticipated the Board will consider this matter at its November 9, 2022 meeting.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Annexation Map-City Limit Overview
▣ Backup Material	Annexation Map-Stoltenberg Property
▣ Backup Material	Voluntary Annexation Application

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Admin, Default	Approved	9/15/2022 - 2:03 PM

Resolution No. _____

Resolution offered by Alderman Gripp.

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

RESOLUTION of support for Case ANX22-02 for the annexation of 25.84 acres, more or less, of territory located at the southwest corner of Slopertown Road and Hillandale Road to the City of Davenport.

WHEREAS, Larry Edward Stoltenberg Trust is the owner of 25.84 acres more or less, of territory located at the southwest corner of Slopertown Road and Hillandale Road, legally described as follows:

Parcel #932819003:

The Southeast Quarter of the Northwest Quarter of Section 28, Township 79 North, Range 3 East of the 5th P.M., Scott County, Iowa, south of W. Slopertown Road. Except part for roads. Also except that part conveyed to the City of Davenport, Iowa, by Warranty Deed recorded as Document #2020-25092 in the office of the Recorder of Scott County, Iowa; and

WHEREAS, the annexation will extend to the centerlines of Hillandale Road to the east and Slopertown Road to the north; and

WHEREAS, the City desires to annex this territory to the City's corporate limits in order to accommodate future development; and

WHEREAS, Section 368.7 of the Code of Iowa provides for the voluntary annexation of territory adjoining the incorporated area of a municipality; and

WHEREAS, pursuant to the Code of Iowa, the City mailed notice of the application via certified mail, at least fourteen business days prior to the anticipated action of the city council on the application, to the council of each city whose boundary adjoins the territory or is within two miles of the territory (in this case the City of Eldridge), to the board of supervisors of each county which contains a portion of the territory (in this case Scott County), each affected public utility (in this case CenturyLink, Iowa-American water, REC Eastern Iowa, MediaCom, and MidAmerican Energy Company), and to the regional planning authority of the territory (in this case the Bi-State Regional Commission); and further, notice of the application was published in an official county newspaper in each county which contains a portion of the territory (in this case the *Quad City Times*).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the petition for annexation of the area shown on the attached map and legally described above, and the same and is hereby approved, and the Mayor and City Clerk be, and they are hereby authorized and instructed to certify to the adoption of this resolution as required by law; and

BE IT FURTHER RESOLVED that City staff is directed to provide appropriate documentation of this action for review and approval by the City Development Board of the State of Iowa, and that the City Clerk be and is hereby authorized and directed to file a certified copy of this resolution and attachments with the Scott County Recorder, and the Iowa Secretary of State.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

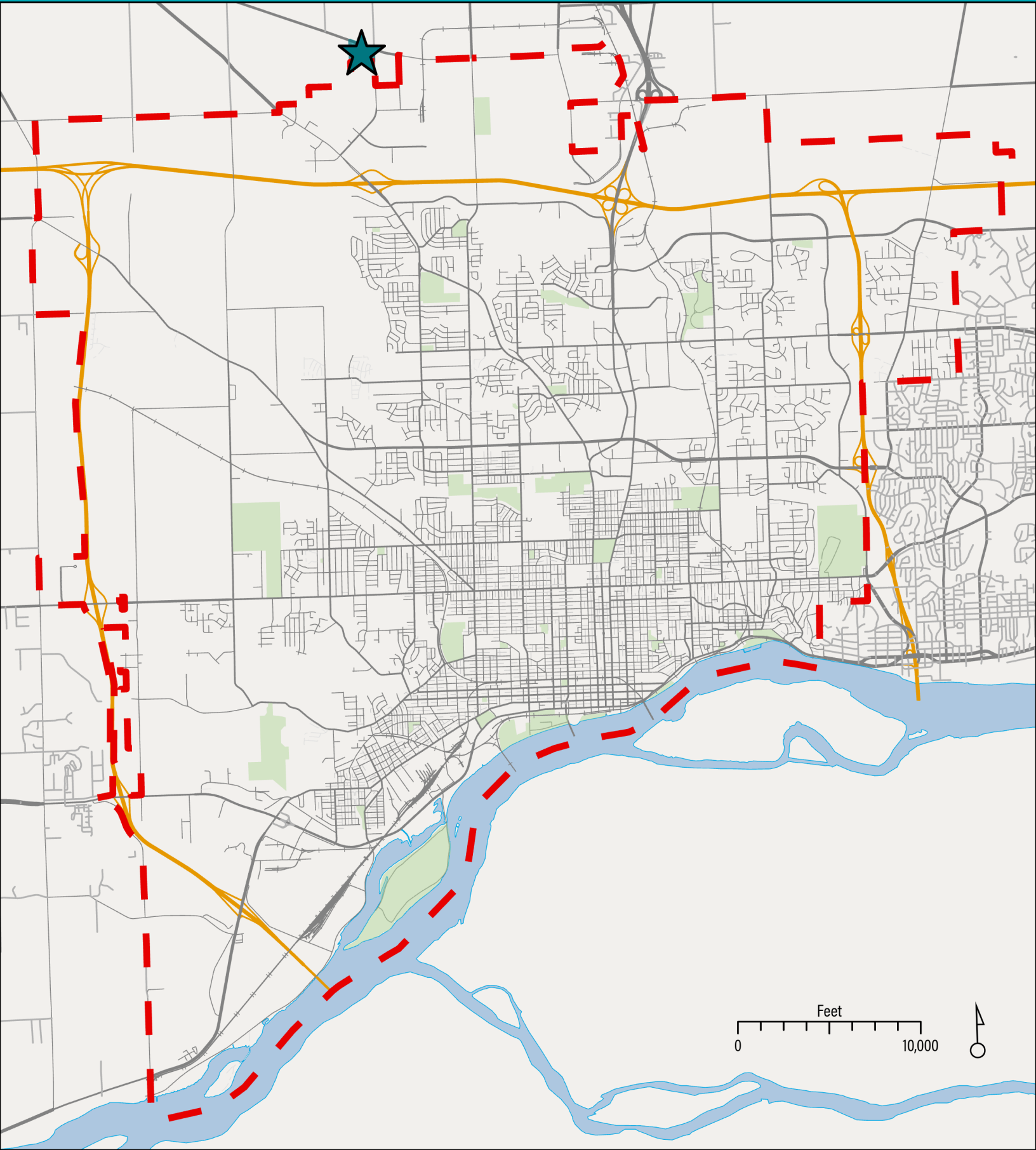
Brian Krup
Deputy City Clerk



THE CITY OF
DAVENPORT
IOWA | USA

Annexation Proposal

Parcel #932819003





THE CITY OF
DAVENPORT
IOWA | USA

Annexation Proposal

Parcel #932819003





VOLUNTARY ANNEXATION APPLICATION

To the Council of the City of Davenport, Iowa:

We, being all of the owners of the following described territory adjoining the City of Davenport, Iowa hereby make application to your Honorable Body to assent by resolution to such territory becoming a part of the City of Davenport, Iowa. Attached hereto is a plat of such territory showing the situation thereof with reference to the existing limits of the City.

Property Address for this Voluntary Annexation or a Description of the General Location if an Address has not been assigned:

Legal Description:

Parcel #932819003: The Southeast Quarter of the Northwest Quarter of Section 28, Township 79 North, Range 3 East of the 5th P.M., Scott County, Iowa, south of W. Slopertown Road. Except part for roads. Also except that part conveyed to the City of Davenport, Iowa, by Warranty Deed recorded as Document #2020-25092 in the office of the Recorder of Scott County, Iowa.

Property Owner(s): Larry Edward Stoltenberg and Mary Crowson Stoltenberg, as trustees of the Larry Edward Stoltenberg Trust dated July 27, 2016.

Applicant / Contact: Larry Stoltenberg, P.O Box 13818, Mexico Beach, Florida 32410

Signed by: Larry Edward Stoltenberg Date: 6-16-22
Larry Edward Stoltenberg, Co-Trustee of the Larry Edward
Stoltenberg Trust dated July 27, 2016

Signed by: Mary Crowson Stoltenberg Date: 6/16/22
Mary Crowson Stoltenberg, Co-Trustee of the Larry Edward
Stoltenberg Trust dated July 27, 2016

Note: no other signature may be substituted for the Property Owner's Signature.

And: _____ Date: _____
Larry Edward Stoltenberg

Original Signatures are Required

**If a limited liability corporation, association, trust, non-profit organization, or any other legal entity owns the property proposed for voluntary annexation, an agent or agents responsible for the affairs of the legal entity must sign the application as the property owner(s). It must be noted that the assignee(s) is (are) acting on behalf of the legal entity. In addition, documentation, such as incorporation documents, must be included that show the assignee's (assignees') authority to act on behalf of the legal entity. If*

the property owner is a religious institution, a written explanation must be provided on the institution's letterhead that the person(s) signing the application can act on behalf of the institution. One or more established leaders of the religious congregation must also attest the letter.

STATE OF ~~FLORIDA~~ *North Carolina*
COUNTY OF ~~BAY~~ *Durham*

On this 16th day of June, 2022, before me, a Notary Public in and for Bay County, Florida personally appeared LARRY EDWARD STOLTENBERG, Co-trustee of the LARRY EDWARD STOLTENBERG TRUST DATED JULY 27, 2016, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that he/she executed the same as voluntary act and deed.



Notary Public in and for Bay County, Florida

Durham, North Carolina



STATE OF ~~FLORIDA~~ *North Carolina*
COUNTY OF ~~BAY~~ *Durham*

On this 16th day of June, 2022, before me, a Notary Public in and for Bay County, Florida, personally appeared MARY CROWSON STOLTENBERG, Co-trustee of the LARRY EDWARD STOLTENBERG TRUST DATED JULY 27, 2016, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that he/she executed the same as voluntary act and deed.



Notary Public in and for Bay County, Florida

Durham, North Carolina



City of Davenport

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

Action / Date
9/28/2022

Subject:

Third Consideration: Ordinance amending Schedule VII "No Parking" of Chapter 10.96 of the Municipal Code of Davenport, Iowa by adding Busch Avenue along the east side from Middle Road south to the alley. [Ward 5]

Recommendation:

Adopt the Ordinance.

Background:

Busch Avenue varies from 20 to 25 feet wide and is only one block long. There is not enough room to drive between parked cars so parking needs to be limited to one side of the street.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	8/10/2022 - 10:14 AM
Public Works Committee	Moses, Trish	Approved	8/10/2022 - 10:14 AM
City Clerk	Admin, Default	Approved	8/10/2022 - 1:52 PM

ORDINANCE NO. _____

AN ORDINANCE AMENDING SCHEDULE VII "NO PARKING" OF CHAPTER 10.96 OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING BUSCH AVENUE ALONG THE EAST SIDE FROM MIDDLE ROAD SOUTH TO THE ALLEY.

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

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

Busch Ave along the east side from Middle Rd 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: Public Safety
Contact Info: Tom Warner | 563-326-7735

Action / Date
9/28/2022

Subject:

Third Consideration: Ordinance amending Chapter 10.96 of the Municipal Code of Davenport, Iowa entitled "Schedules" by making various changes to Schedules II, V, and XIV to implement a change in traffic flow for 3rd and 4th Streets between River Drive and Marquette Street. [Ward 3]

Recommendation:

Consider the Ordinance.

Background:

A proposal to convert 3rd and 4th Street between River Drive and Marquette Street from a one-way traffic pattern to a two-way traffic pattern has reached a decision point. The attached Ordinance implements the change in traffic flow.

ATTACHMENTS:

Type	Description
▢ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Admin, Default	Approved	8/11/2022 - 4:42 PM

ORDINANCE NO. _____

ORDINANCE AMENDING CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY MAKING VARIOUS CHANGES TO SCHEDULES II, V, AND XIV TO IMPLEMENT A CHANGE IN TRAFFIC FLOW FOR 3RD AND 4TH STREETS BETWEEN RIVER DRIVE AND MARQUETTE STREET.

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

Section 1. That Schedule II entitled "One-Way Streets" (10.96.040B) in reference to 3rd and 4th Street is hereby amended as follows:

3rd St from Telegraph Rd to ~~River Dr~~ Marquette St

4th St from ~~River Dr~~ Marquette St to Lincoln Ct

Section 2. That Schedule V entitled "4-Way Stop Intersections" (10.96.040E) is hereby amended by adding the following intersections:

Iowa St at 3rd St

Iowa St at 4th St

Pershing Ave at 3rd St

Pershing Ave at 4th St

Section 3. That Schedule XIV entitled "Intersection Traffic Signals" (10.96.040N) is hereby amended by adding the following intersections:

River Dr at 4th St

Scott St at 4th St

Section 4. That Schedule XIV entitled "Intersection Traffic Signals" (10.96.040N) is hereby amended by deleting the following intersections:

Iowa St at 3rd St

Iowa St at 4th St

Pershing Ave at 3rd St

Pershing Ave at 4th St

Ripley St at 3rd St

Scott St at 3rd St

Warren St at 3rd St

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.

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 Safety
Contact Info: Brian Krup | 563-326-6163

Action / Date
9/28/2022

Subject:

Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events.

St. Paul the Apostle Catholic School; Back to School Block Party; 1007 East Rusholme Street; Saturday, September 24, 2022 12:00 p.m. - 10:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

REQUESTED TO BE VOTED ON LATER ON THIS AGENDA

Davenport Fire Antique and Restoration Society; 8th Annual Fire Muster and Lights & Sirens Parade; Village of East Davenport; Sunday, October 2, 2022 7:00 a.m. - 4:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley. [Ward 5]

Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, October 8, 2022 12:00 p.m. - 7:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from 11th Street north to the alley; Jersey Ridge Road from East 11th Street to East 12th Street. [Ward 5]

St. Paul the Apostle Catholic School; Trunk-or-Treat; 1007 East Rusholme Street; Friday, October 28, 2022 4:00 p.m. - 8:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

Per the City's Special Events Policy, City Council will approve street, lane, and public ground closures based on the recommendation of the Special Events Committee.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Fire Muster Closure
▣ Backup Material	Village Hops Closure
▣ Backup Material	Village Hops Street Closure Petition
▣ Backup Material	St. Paul the Apostle Trunk or Treat Closure

REVIEWERS:

Department	Reviewer	Action	Date
Public Safety	Admin, Default	Approved	9/16/2022 - 11:55 AM

Resolution No. _____

Resolution offered by Alderman Jobgen.

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

RESOLUTION approving street, lane, or public ground closures on the listed dates and times to hold outdoor events.

*Davenport Fire Antique and Restoration Society; 8th Annual Fire Muster and Lights and Sirens Parade; Village of East Davenport; Sunday, October 2, 2022 7:00 a.m. - 4:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from East 11th Street north to the alley. [Ward 5]*

*Village of East Davenport Business Association; Village Hops; Village of East Davenport; Saturday, October 8, 2022 12:00 p.m. - 7:30 p.m.; **Closures:** East 11th Street from Mound Street to Jersey Ridge Road; Christie Street from 11th Street north to the alley; Jersey Ridge Road from East 11th Street to East 12th Street. [Ward 5]*

*St. Paul the Apostle Catholic School; Trunk-or-Treat; 1007 East Rusholme Street; Friday, October 28, 2022 4:00 p.m. - 8:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]*

WHEREAS, the City, through its Special Events Policy, has accepted the above applications for events on the listed dates and times that are requesting street, lane, or public ground closures; and

WHEREAS, upon review of the application, it has been determined that said streets, lanes, or public grounds will need to be closed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the above street, lane, or public ground closures are hereby approved and staff is directed to proceed with the closures.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

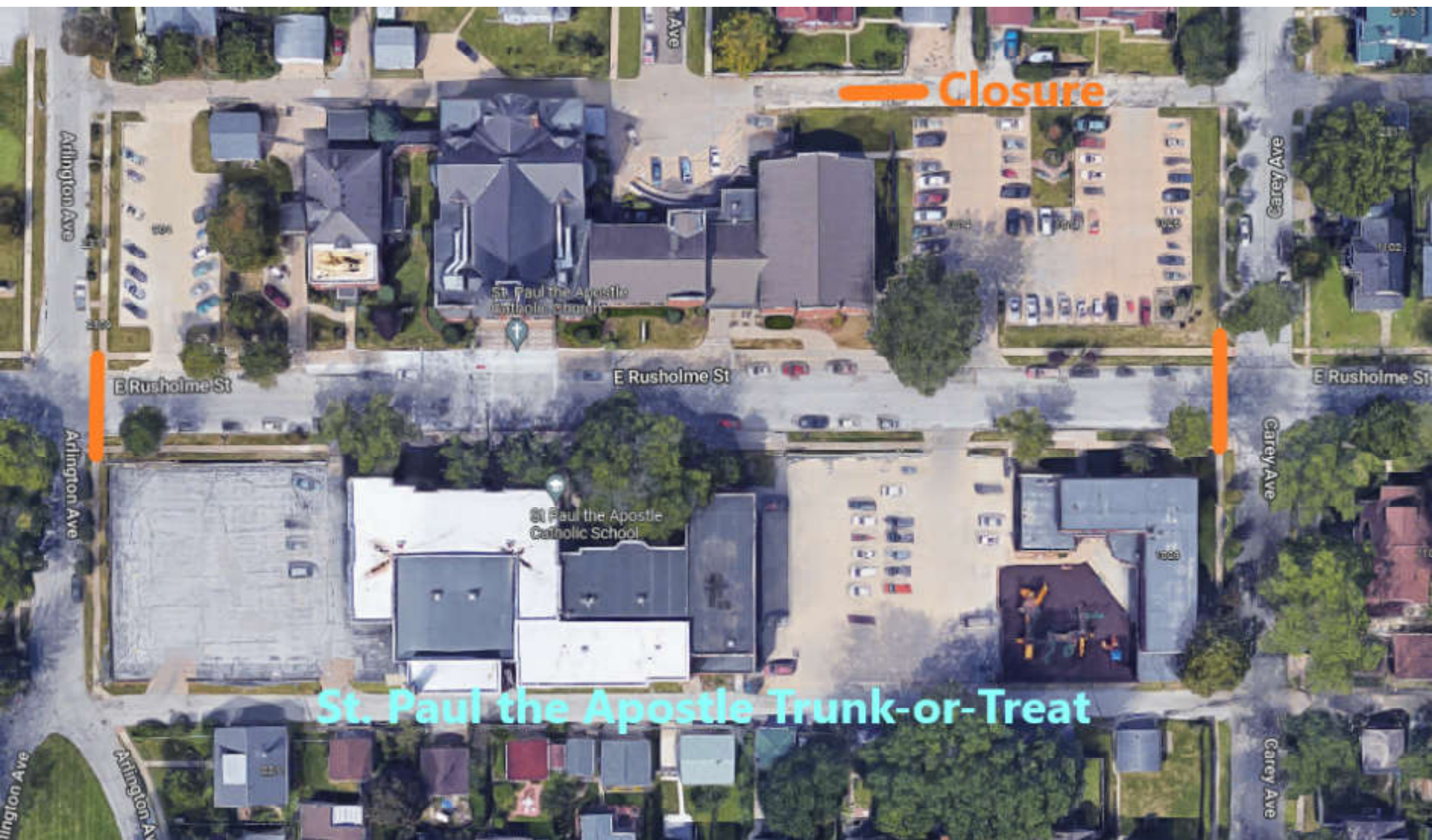
Brian Krup
Deputy City Clerk





Email: Brian.Krup@davenportiowa.com

Email: Brian.Krup@davenportiowa.com



— Closure

St. Paul the Apostle Trunk-or-Treat

City of Davenport

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

Action / Date
9/28/2022

Subject:

Motion approving noise variance requests for outdoor events on the listed dates and times.

Riverfront Improvement Commission; Rolling on the River Car Show; LeClaire Park; Saturday, October 1, 2022 9:00 a.m. - 3:00 p.m.; Outdoor music, over 50 dBA. [Ward 3]

Davenport Peace; Peace Family Day; Emeis Park | 4500 West Locust Street; Saturday, October 1, 2022 11:00 a.m. - 9:00 p.m.; Outdoor music, over 50 dBA. [Ward 1]

International Fire Museum; 8th Annual Fire Muster and Lights & Sirens Parade; Village of East Davenport; Sunday, October 2, 2022 12:00 p.m. - 4:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 5]

Downtown Davenport Partnership; German Fest; Kaiserslautern Square | 119 East 3rd Street; Friday, October 14, 2022 6:00 p.m. - 10:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 3]

Recommendation:

Pass the Motion.

Background:

These requests for noise variances have been received pursuant to the Davenport Municipal Code Chapter 8.19 Noise Abatement, Section 8.19.090 Special Variances.

ATTACHMENTS:

Type	Description
▢ Backup Material	Peace Family Day Flyer to Neighbors
▢ Backup Material	German Fest Noise Variance Petition

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	9/16/2022 - 11:50 AM

DAVENPORT PEACE

P R E S E N T S



PEACE SMOKE FAMILY Day



"GRILL SMOKE OVER GUN SMOKE"

IMPACT ON THE WEST SIDE

**OCTOBER 1ST,
2022
11AM-9PM**



EMEIS PARK

4500 W LOCUST, DAVENPORT, IA, 52804

A DAY FILLED WITH FUN, MUSIC, FOOD, GAMES, AND MORE.

ACTIVITIES, TOURNAMENT, COMING SOON..

PLEASE SUBMIT WRITTEN OBJECTIONS TO BRIAN KRUP, DEPUTY CITY CLERK AT
BRIAN.KRUP@DAVENPORTIOWA.COM

Email: Brian.Krup@davenportiowa.com

City of Davenport

Department: Public Safety
Contact Info: Jamie Swanson | 563-326-7795

Action / Date
9/28/2022

Subject:
Motion approving beer and liquor license applications.

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

Ward 3

German American Heritage Center (German American Heritage Center) - 119 East 3rd Street - Temporary Event License "German Fest at K-Square" October 14 - License Type: Beer/Wine

Ward 6

Nally's Kitchen, Inc (Nally's Kitchen 2, LLC) - 2843 East 53rd Street - License Upgrade - License Type: Class C Liquor

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

Ward 2

Dhakals, LLC (Dhakals, LLC) - 3108 West Central Park Avenue - License Type: Class E Liquor

Rudy's Tacos (Majec, Inc) - 3502 West Kimberly Road #1 - License Type: Class C Liquor

Walgreens #03595 (Walgreen Co) - 1720 West Kimberly Road - License Type: Class E Liquor

Ward 3

Analog Arcade Bar (Analog, LLC) - 302 Brady Street - License Type: Class C Liquor

Armored Gardens (Armored Gardens, LLC) - 315 Pershing Avenue - Outdoor Area - License Type: Class C Liquor

Front Street Brewery (Front Street Brewery, Inc) - 208 East River Drive - Outdoor Area - License Type: Class C Liquor

German American Heritage Center (German American Heritage Center) - 712 West 2nd Street (4th Floor) - License Type: Beer/Wine

Mantra Indian Restaurant (Madan, LLC) - 220 North Harrison Street - License Type: Beer/Wine

The Renwick Mansion, LLC (The Renwick Mansion, LLC) - 901 Tremont Avenue - Outdoor Area - License Type: Class C Liquor

Ward 4

Rio Grande Mexican Restaurant Y Cantina, LLC (Rio Grande Mexican Restaurant Y Cantina, LLC) - 1414 West Locust Street - License Type: Class C Liquor

Walgreens #05239 (Walgreen Co) - 1660 West Locust Street - License Type: Class E Liquor

Ward 5

McClellan Stockade (Koellner Enterprises 6, LLC) - 2124 East 11th Street - Outdoor Area - License Type: Class C Liquor

QC Marts (Bethany Enterprises, Inc) - 1313 East River Drive - License Type: Class C Beer

Walgreens #11709 (Walgreen Co) - 1805 Brady Street - License Type: Class E Liquor

Ward 6

Bad BoyZ Pizza & Pub (3 Bad GirlZ, LTD) - 4706 Utica Ridge Road - Outdoor Area - License Type: Class C Liquor

The Clubhouse (Clubhouse Beverage, LLC) - 4800 Elmore Avenue #100 - Outdoor Area - License Type: Class C Liquor

Costco Wholesale #1325 (Costco Wholesale Corporation) - 2790 East 53rd Street - License Type: Class E Liquor

Lindsay Park Yacht Club (Lindsay Park Yacht Club, Inc) - 2101 East River Drive - Outdoor Area - License Type: Class A Liquor

Staybridge Hotel (Shree Balaji, LLC) - 4729 Progress Drive - License Type: Beer/Wine

Walgreens #06186 (Walgreen Co) - 4011 East 53rd Street - License Type: Class E Liquor

Ward 7

Sanchos (Lorbil Enterprises Inc) - 307 East George Washington Blvd - License Type: Class C Liquor

Walgreens #04041 (Walgreen Co) - 1525 East Kimberly Road - License Type: Class E Liquor

Ward 8

Holiday Inn Express Hotel and Suites (Davenport Lodging Associates, LLC) - 401 Veteran's Memorial Parkway - License Type: Class B Liquor

Recommendation:
Pass the Motion

Background:

The following applications have been reviewed by the Police, Fire, and Zoning Departments.

REVIEWERS:

Department	Reviewer	Action	Date
Public Safety	Merritt, Mallory	Approved	9/14/2022 - 7:04 PM
Public Safety Committee	Merritt, Mallory	Approved	9/14/2022 - 7:05 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 11:59 AM

City of Davenport

Department: Public Works - Admin
Contact Info: Nicole Gleason | 563-326-7734

Action / Date
9/28/2022

Subject:

Resolution approving the submission of updated hazard mitigation actions and hazard scoring for Davenport to the Scott County Emergency Management Agency and Bi-State Regional Commission for the purpose of updating the 2023 Scott County Multi-Jurisdictional Hazard Mitigation Plan. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

The current Hazard Mitigation Plan expires June 25, 2023 and is required to receive certain types of disaster assistance and FEMA Hazard Mitigation grants.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	9/14/2022 - 1:13 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION approving the submission of updated hazard mitigation actions and hazard scoring for Davenport to the Scott County Emergency Management Agency and Bi-State Regional Commission for the purpose of updating the 2023 Scott County Multi-Jurisdictional Hazard Mitigation Plan.

WHEREAS, the current hazard mitigation plan expires June 25, 2023; and

WHEREAS, the plan is required to receive certain types of disaster assistance and FEMA Hazard Mitigation grants; and

WHEREAS, the plan supports the City's emergency preparedness, planning, mitigation, and resilience efforts; and

WHEREAS, the plan is an essential component of and supports the City's participation in the National Flood Insurance Program Community Rating System.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the updates to the City's hazard mitigation plan actions and hazard scoring presented by staff are hereby approved and shall be submitted for updates to the Scott County Multi-Jurisdictional Hazard Mitigation Plan.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

2023 Davenport Hazard Mitigation Actions for Scott County Multi-Jurisdictional Hazard Mitigation Plan										
Action ID	Goals	Objectives	Action Strategy	Action Measures	Hazards Addressed	Status of Action	Cost/Benefit	Priority	New for 2023 (Y/N) or Revised R	
1.1	1,4	3, 6	A robust communication plan is essential in reducing risk, preparing for, responding to and recovering from floods, weather, transportation and other incidents of disaster. The City of Davenport shall employ, maintain and enhance its available communication tools and strategies to support a safer, more resilient, and informed community.	PE, ES	All	OC	Low Cost/High Benefit	Operational Priority	No Revised	
1.2	1,2,3	5	The City has identified the need for improvements to its flood defense system on Black Hawk and Walnut Creeks. The City is seeking funding to reduce adjacent residential and commercial property owner's risk by improving and better maintaining the City's permanent berm, stormwater, and pumping systems. Projects for berm restoration, storm sewer and pump and pump improvements have been identified.	SP	Flood, Flash Flood	OP	Moderate Cost/High Benefit	High Priority	No Revised	
1.3	1,2	2, 4	The City maintains a comprehensive set of data to identify flood prone property, including but not limited to the FIRM, Corps of Engineers Hazus Mapping Layers, Repetitive Loss Data, internal and Iowa Flood Center flood mapping tools. The City is seeking funds to reduce risk based on available data. Risk reduction measures identified include a flood proofing cost-share program, and a flood prone buy-out program that would equitably compensate property owners for their property, removal of structures and return of the property to greenspace.	PP, NR	Flood, Flash Flood	OP	Moderate Cost/Moderate Benefit	Medium Priority	No Revised	
1.4	1,2,3	5	The City maintains a strong flood plan. Structural berms and walls are an essential part of the plan to reduce flood risk to critical infrastructure. Knowing the importance and value of these systems, the City shall continue to regularly conduct and document inspection and maintenance on all of its permanent flood defense structures: Black Hawk and Walnut Creek berms; Compost Facility and Water Pollution Control Plant berms; Modern Woodman Park berm and flood wall system; and the Iowa American Water Company flood wall system.	SP	Flood	OC	Operational Cost/High Benefit	High Priority	No Revised	
1.5	1	6	As an agency that provides local, regional, and state-wide support for hazardous material response, it is essential that the City maintain a HazMat program for prevention of hazardous material incidents, inspection and enforcement of regulatory requirements, and response to incidents and spills that occur. Not only does the City support outreach, training, and response in Clinton and Jackson counties under 28E agreements, but the City also assists neighboring communities in the IA/IL Quad Cities and itself has increased exposure to incidents with 9 miles of Mississippi River shoreline, over 55 miles of rail line, a transload facility, Municipal Airport, numerous manufacturing sites, and nearby interstate access.	ES	Hazardous spills	OC	Operational Cost/High Benefit	Operational Priority	No Revised	
1.6	1,2	1, 4	Maintaining healthy public vegetation and tree canopy is important to reduce the hazards of dead/dying trees, run-off, heat islands, and improperly functioning stormwater BMPs. The City shall continue to maintain and implement its Landscape Management Plan in order to reduce the hazards associated with pests, disease, and poorly maintained landscapes and vegetation.	PM, NR	Extreme Heat, Flood, Flash Flood, Winter Storm	OC	Operational Cost/High Benefit	Operational Priority	No Revised	
1.7	1,3	6	The City shall maintain resource inventories of equipment type and personnel credentials/certifications to ensure operational readiness for response and recovery to disasters.	ES	All	OC	Operational Cost/High Benefit	Operational Priority	No Revised	
~~1.8~~	~~4~~	~~6~~	~~Develop resiliency plans (post disaster recovery planning) by utilizing data from past and continued participation in the Notre Dame Global Adaptation Initiative, ND-GAIN Urban Adaptation Assessment and STAR Community programs.~~	~~PM, PE~~	~~All~~	~~OP~~			~~Remove~~	
1.8	1,2,3	6	The ability to quickly establish and coordinate on-site response activities for a variety of incidents can be critical to response and recovery. The City is seeking funding to obtain an inventory of site support devices, including but not limited to portable lighting, tents/canopies, visual barriers, and crowd control barriers.	ES	All	OP	Moderate Cost/Moderate Benefit	Medium Priority	New	
1.9	1,4,5	6	Based on experience, weather and community trends, the City shall continue to develop, enhance, and train on its Debris Management Plan and associated resources to ensure efficient, timely, and safe recovery to disaster.	ES	All	OC	Operational Cost/High Benefit	High Priority	No Revised	
1.10	1	6	Winter weather can present hazardous conditions including slick roads, low visibility, and ice that can lead to accidents, property damage and power outages. The City shall maintain and train on its Snow and Ice Control Plan to reduce hazards, improve emergency response during winter weather events, accommodate commerce, and provide reasonable access to municipal facilities, hospitals and clinics.	ES	Winter Storm	OC	Operational Cost/High Benefit	High Priority	No Revised	
~~1.11~~	~~4~~	~~3(All)~~	~~Participate in developing flood inundation mapping resources with the Iowa Flood Center when opportunity is identified.~~	~~PE~~	~~Flood~~	~~OP~~			~~Remove~~	
1.11	1,2	6	Experience has identified the need to equip and prepare a Mobile Field Force. Regional law enforcement agencies are seeking funding in support of a Mobile Field Force including training and equipment (riot gear) to equip personnel for response to public disorder, safe dispersal, and de-escalation.	ES	Civil Unrest	OP	Moderate Cost/Moderate Benefit	Medium Priority	New	
1.12	All	All	The City shall maintain and enhance all relevant hazard mitigation, preparedness and response GIS data and services, up-to-date and ready for use, including but not limited to asset and infrastructure detail, flood risk data, HAZUS – MH (multi-hazard), USN National Grid, IDN watershed details, Iowa Flood Center information, FIRM details, overland flow information inside and outside of the floodplain, rail infrastructure, critical facilities and infrastructure, and most recent land contour data.	All	All	OC	Operational Cost/High Benefit	Operational Priority	No Revised Formerly 4.4	

1.13	1	6	To assist with efficient transportation, redirection of traffic, and effective communication of hazardous rail incidents Install changeable message boards/signs on Hwy 22/Rockingham at Wapello and at River Dr and S Concord to quickly communicate rail incidents to the traveling public. The City will also consider programmable traffic arms at both location to prevent heavy truck traffic and other vehicles and equipment from entering the zone and having difficulty maneuvering to safety. The City may add additional locations based on identified need and applicable regulatory guidance or standards.	ES	Rail Transportation Incident	OP	Low to Moderate Cost/High Benefit	High Priority	New
1.14	1	6	The City's Fire Rescue Operation on the Mississippi River needs a permanent boat dock to ensure quick deployment of water rescue services year-round. In support of year-round water rescue, the City is seeking funds to install a permanent boat dock.	ES	All	OP	Low to Moderate Cost/Moderate Benefit	Medium Priority	New
1.15	1	6	Alternate, redundant and permanent water rescue access to the Mississippi River is necessary due to increased rail traffic and potential for a rail incident adjacent to the riverfront. A second temporary fire boat rescue point is available, however is only available during floods with river levels in excess of 17 to 18 FT. In support of a second year-round water rescue point, the City is seeking funds to install an additional permanent boat dock for water rescue services.	ES	All	OP	Low to Moderate Cost/Moderate Benefit	Medium Priority	New
1.16	1	6	The City's current Hazmat response apparatus is a 22-year-old tractor-trailer type apparatus showing signs of structural fatigue and deficiencies related to design and age. These have reduced its reliability and increased the cost of maintaining the essential equipment. Due to Davenport Fire's role in local, regional, and state-wide Hazmat response, replacing the City's Hazmat vehicle with a newer rig would increase reliability, the safety of personnel, and hazardous material response efficiency and capabilities.	ES	All	OP	Moderate Cost/High Benefit	High Priority	New
1.17	1	6	The City's current inventory of Rescue Boats is limited to three boats with a propeller and one flat bottom boat for flood response. There have been multiple incidents where having additional water rescue equipment would have improved response. The City is seeking funds to expand its water rescue fleet in support of public safety and quick response.	ES	All	OP	Low Cost/Moderate Benefit	Medium Priority	New
1.18	1	6	The City has experienced many power outages. Some short-term, some as long as five or more days. Outages result in dark signals at critical intersections and reduces travel safety. While the legal standard is to treat the intersection as a four-way stop, some do not observe the rules, become confused, or the intersection is not even visible due to no/poor lighting. To help improve transportation safety, the City would like to make upgrades to its traffic signals, including but not limited to models with backplates for reflective tape application and battery backup.	ES	All	OP	Moderate Cost/Moderate Benefit	Medium Priority	New
2.1	2,4	1,2,3	Both awareness of flood prone areas and recognition of precipitation trends indicate the need for community preparedness and recovery to flood events. The City shall continue program compliance and accreditations for NFIP, CRS, StormReady, and Weather Ready Nation status to reduce community risk to flood conditions and promote community awareness, education, notification, and access to preparedness and recovery resources.	PM, PP, PE	Flood, Flash Flood, Winter Storm, Other Weather Events	OC	Operational Cost/High Benefit	Operational Priority	No Revised
2.2	2,3	1,4,5	Precipitation trends, changing land use, development and population growth require an effective watershed management plan to reduce flood risk, infrastructure degradation, and pollution of our water resources. The City shall continue its work with the Corps of Engineers to take existing plans, combine, evaluate, and improve as needed to produce a more comprehensive Stormwater Management Plan for the City. The results of the project will help guide decisions about potential projects, programs, policies and procedures such as grade control, regional detention, conveyance system improvements, corridor floodplain enhancement, habitat improvements, upland detention to reduce down flooding/flow, retention and infiltration practices, stream and streambank improvements.	PM, NR, SP	Flash Flood	OC	Moderate Cost/High Benefit	High Priority	No Revised
2.3	2	1, 4	The City has implemented a 50 FT public and private stream buffer regulation. Needed improvements to the ordinance have been identified for better implementation. The City will pursue improvements to code that will provide for a clearer enforcement procedure for the regulation and align code enforcement, planning, zoning and stormwater codes.	PM, NR	Flash Flood	OC	Operational Cost/High Benefit	High Priority	No Revised
2.4	2,3	4	The City will continue to implement and seek funding for programs that increase floodplain storage and that stabilize public and private streambanks. Currently the City continues to complete projects identified in the 2011 stream assessments of Duck and Black Hawk Creeks as funding is available, and to address private streambank issues through the City's cost-share program as community interest and funding is available. Staff continues to evaluate public and private streambank conditions through a seasonal sanitary adjacent steam inspection program where inspection of banks with nearby sanitary sewer lines is performed. Under the program results of inspection are added to the current streambank condition list.	NR	Flash Flood	OC	Moderate Cost/Moderate Benefit	Medium Priority	No Revised
2.5	2,3	4	The City will continue to improve resilience to significant rain events through the promotion of its cost-share program for private stormwater infiltration projects installed. The program is offered as funding is available, however, could be expanded and enhanced as a sub-watershed program with additional funding sources.	NR	Flash Flood	OC	Moderate Cost/Moderate Benefit	Medium Priority	No Revised
2.6	2	6	Climate extremes are trending. Periods of drought present the hazards associated with wildfire. The City seeks to establish a field fire education program to reduce the risk of wildfire spread.	ES	Wildfire, Drought	OP	Low Cost/High Benefit	High Priority	New
2.7	2	6	As climate extremes and periods of drought increase, the need to be prepared for potential response to field fires has equally increased. Having the right equipment on hand supports efficient response and can reduce risk to life and property. The City is seeking funding to secure a bulldozer and disc plow for field fire fighting and other emergency support services.	ES	Wildfire, Drought	OP	Moderate Cost/Moderate Benefit	Medium Priority	New

2.8	2	1	The City recognizes the need for sound floodplain management to reduce flood risk, and shall continue to maintain and implement its Flood Damage Prevention Ordinance and participation in the NFIP CRS program. The ordinance shall be reviewed regularly and modified or strengthened as needed as opportunity exists. The City will continue to seek a higher CRS Class rating as part of continuous process improvement in floodplain management.	PM	Flood, Flash Flood	OP	Operational Cost/High Benefit	Operational Priority	New
2.9	2	4	As a City with 102 miles of streams, we recognize the benefits of greenway corridors as another tool to help reduce run-off and water pollution. The City actively preserves and grows the number of greenway corridors that often include natural floodplains and can dually provide recreational benefits, however growth is limited by funding. The City will actively pursue the creation of additional corridors provided grants or other funding sources.	NR	Flash Flood	OP	Moderate Cost/Moderate Benefit	Medium Priority	New
2.10	2	5	The City has identified many undersized stormwater pipes and pipes located under private facilities and buildings that need modification to improve the conveyance of stormwater and reduce operational need/expense during precipitation events. Additional funding sources for these improvements are necessary to address known issues.	SP	Flash Flood	OP	Moderate Cost/High Benefit	High Priority	New
3.1	3, 2, 1	ALL	With a 9-mile riverfront on the Mississippi River, Davenport has historically experienced high river levels and flooding. For context, the Mississippi River at Lock and Dam 15 has reached flood stage 18 FT - 273 times between 1878 and 2020, with 142 of those events happening in the last 20 years, and reached stage 22 FT 18 times during the period of record, with 7 of those events occurring in the last 20 years. Unique to other river communities, the City has long embraced its riverfront views and connectivity by co-existing with rising river stages using a multi-pronged approach that includes removal of low-lying buildings and infrastructure, adding greenspace, installing structural mitigation, and flood fighting on a limited basis to protect City assets and maintain access to key public rights-of-way. Following the historic floods of 2019, the City began to reflect on river stage frequency and flood response activities and pursued a flood resilience study to help the identify actions that would reduce resources needed to respond to high river levels and potentially reduce the risk to flood-prone property. Along with planning for improvements, the City will need additional funding sources to help assist with implementation of the measures	ALL	Flood	OP	High Cost/High Benefit	Medium Priority	No Revised
3.2	3	2,6	Periodic assessment of critical facilities helps to identify needs and to plan for corrective actions that reduce or eliminate risk and vulnerability. The City shall continue a program for periodic assessment in order to reduce risk, support on-going delivery of critical services, and promote employee and public safety.	PP, ES	All	OC	Moderate Cost/High Benefit	Medium Priority	No Revised
3.3	3	2, 5, 6	The City's regional Davenport Water Pollution Control Plant, serving the cities of Davenport, Bettendorf, Riverdale, and Panorama Park, and neighboring Davenport Compost Facility serving Scott County, are co-located near the shores of the Mississippi River and at risk during high river stages. The City is currently constructing Phase 1 mitigation for these critical facilities by making pumping improvements and installing a structural berm on the riverside of the properties. Additional funding will be needed to assist with Phase 2 and 3, which includes the installation of structural improvements on the north side of the properties and improved access during river stages greater than 21 FT.	PP, SP, ES	Flood	OC	High Cost/High Benefit	High Priority	No Revised
3.4	3	2, 5, 6	Pursue funding for flood protection for the Davenport Compost Facility which serves all of Scott County. Flood protection is needed to prevent structural damage to the facility that could occur at river level 27 FT. This protection is for the southeast biosolid conveyance and processing area between the Water Pollution Control Plant and the Compost Facility. Implement based on available funding.	PP, NR, ES, SP	Flood	OP	N/A	N/A	Remove – Combined with WPCP
3.4	3	6	Threats to networks across the nation are vulnerable to cyberattacks and infrastructure failure/natural disaster. The City is seeking funding to enhance the redundancy and resiliency of the City's network by adding dual core switches at two critical infrastructure locations or moving the network to a mesh system in order to ensure the City's ability to quickly recover and respond	ES	Cyber Terrorism	OP	High Cost/High Benefit	High Priority	New
3.5	3, 2, 1	1, 4, 5	Investigate and seek funding to implement an electronic plan review, permit and inspection workflow and recordkeeping system. Such system will enhance communication between staff, and the homeowner or developer and ensure codes related to hazard mitigation are adhered to.	PP, NR, ES, SP	All Hazards	OP	N/A	N/A	Remove – The City has a system in place
3.5	3	6	When the Mississippi River rises above the 14.5 FT river stage, roads around the regional Davenport Water Pollution Control Plant begin to cover with river water. Potable water supply lines are located under the road, placing the facility at risk of losing potable water in the event of a water main break or similar failure. The City needs to identify and install a permanent alternate potable water source to ensure ongoing operation of the plant in the event of source failure during times of flood.	ES	Flood	OP	Moderate Cost/High Benefit	High Priority	New
3.6	3	2	Continue consideration for flood defense systems for the City of Davenport's Municipal Stadium, currently named Modern Woodman Park. Constructed between 1928 and 1931 as a depression project, the stadium is significant to the city's history, is a city asset and community landmark that promotes tourism and economic vitality. Improvements identified as part of on-going flood plan development and implementation will enhance flood fighting efficiency and increase existing flood protection. Implement based on available funds.	PP, SP	Flood	OP			Removed
3.6	3	2, 5	As a result of the flood resilience study, the City identified a storm sewer improvements between Iowa and Harrison, backflow prevention and a new outfall on to the Mississippi River could reduce flood risk to stage 22. This project will require funding.	PP, SP	Flood	OP	High Cost/High Benefit	Medium Priority	New

3.7	3	2, 4, 5	Credit Island Park is a historical, recreational asset in the City. Located on the riverfront, access to the park via the causeway is cut-off at a little over 15 FT river stage. Island amenities do not become impacted until river stages are over 18 FT. Due to the higher frequency and duration of high river levels, the causeway frequently needs to be maintained following flood events. Storm sewer improvements have also been identified to help improve the island’s overall resilience to flooding. The City would like to pursue reconstructing the causeway with a bridge span and higher opening that will provide ecological and recreational benefits to the slough and reduce the expense required to maintain the causeway continually. Storm sewer system improvements will support some of the environmental benefits of the project as well as improve the island’s resilience to flooding.	PP, SP, NR	Flood	OC	High Cost/High Benefit	Medium Priority	No Revised
3.8	3	2, 5	The City’s historic Union Station and adjacent Package Express Building is located on the riverfront and at risk of flooding during higher river stages. The City is currently working through a FEMA application process to construct a berm and make associated infrastructure improvements to improve flood protection for the facility.	PP, SP	Flood	OC	Moderate Cost/High Benefit	High Priority	No Revised
3.9	3	6	Located on the Mississippi River and experiencing high river stages regularly, it is critical for the City to continue to maintain, train, and exercise the City’s Flood Plan to ensure operational and resource readiness.	ES	Flood	OC	Operational Cost/High Benefit	Operational Priority	No Revised
3.11	3	2, 5	Adding a floodwall from the Government Bridge north abutment to the southwest corner wall at Bechtel Park will help improve flood defense systems and improve flood operations. Implement based on available funds.	PP, SP	Flood	OP	Moderate Cost/High Benefit	High Priority	No Revised
3.12	3	5, 6	The area of River Dr and Mound St is impacted at river stage 19.5 FT. When this happens, connectivity between Davenport and Bettendorf on River Dr is interrupted, and access to businesses off of Mound St becomes more difficult with the addition of detours. Funding is needed to support raising low areas of River Dr at Mound St and improve storm sewer infrastructure to keep the area open to travel without staff intervention through 22 FT. Over 22 FT, less frequently experienced stage, overland flow will occur, and temporary defense systems will need to be placed at Mound St.	SP, ES	Flood	OP	High Cost/High Benefit	Medium Priority	No Revised
3.13	3	6	In an environment where the long-term loss of energy (gas, electric, fuel) is possible, it is essential the City continue to participate in and engage stakeholders in periodic maintenance and exercise of the Davenport/Scott County Local Energy Assurance Plan to prepare for and mitigate to the extent possible the impact of long-term energy loss	ES	Energy Disruption	OC	Operational Cost/Moderate Benefit	Medium Priority	No Revised
3.14	3	2, 5	The City’s Oneida Landing requires pumping and gate wells at river levels greater than 19 FT. To reduce operational resources to protect City assets in the area, storm sewer intakes will need reconfigured and a permanent pump installed.	PP, SP	Flood	OC	Low Cost/Moderate Benefit	Low Priority	No Revised
3.15	3	6	The need for redundancy and resilience of any network is critical to recovery and response activities. The City is seeking funding install fiber redundancy for the City's west critical facility loop to ensure on-going operation.	ES	Cyber Terrorism	OP	High Cost/High Benefit	High Priority	New
3.16	3	5	The City expends many resources keeping east/west streets open for travel and access to business between the area bounded on the east by 3 rd and 4 th Streets as they intersect with River Dr and Marquette St on the west. The City has identified a package of storm sewer improvements, road raises, and signal improvements that could be made to reduce operational resource requirements and provide for a permanent flood detour during times of flood. The eight geographically situated projects, when combined, will keep travel flowing smoothly with a permanent flood detour route, removes flood response activities and resources that occur between 14.5 FT and 17.5 FT, supports fewer resource requirements from 17.5 to 22FT, and ensures interstate access to the Centennial and Government Bridges during flood events greater than 22 FT river stage.	SP	Flood	OP	High Cost/High Benefit	High Priority	New
3.17	3, 2, 1	5, 6	A durable and reliable storm and wastewater pump station system is needed to mitigate the impacts of flashy precipitation events and river flood events. Several of the City’s pump stations need maintenance, rehabilitation, or replacement. In addition, SCADA system improvements are needed. Funding is needed to support improvements to these critical assets.	SP, ES	Flood, Flash Flood	OP	High Cost/High Benefit	High Priority	New
3.18	3	5	Based on experience and examination of past practice, the City could greatly benefit from a floodwall tie-in at Lock and Dam 15, across the CP Rail track and onto City ROW. The addition would improve reliability of defense systems placed and mitigate seepage issues.	SP	Flood	OP	High Cost/High Benefit	High Priority	New
3.19	3	5	The flood resilience study identified three area where storm sewer separation and installation of backflow devices could reduce pumping requirement up to stage 18 and keep roadways open longer without intervention: Gaines and Warren, Myrtle and Taylor, Sturdevant and Howell. Implement as funding becomes available.	SP	Flood	OP	High Cost/High Benefit	Medium Priority	New
4.1	4	3	The City shall continue to update and enhance its existing public education, outreach, and messaging related to flooding and CRS. As part of that on-going effort, the City plans to coordinate with other cities in the County and stakeholders to develop a Program for Public Information based on CRS	PE	Flood, Flash Flood	OP	Operational Cost/Moderate Benefit	Operational Priority	No Revised
4.2	4	3	~~Support/partner with Scott County efforts to establish a Safeguard Iowa Chapter.~~	PM, PE	AH	OP			Remove
4.3	4	3	~~Identify and map at risk/vulnerable populations based on age, disability and income. Target outreach to groups.~~	PE, ES	AH	OP			Remove
4.4	4	1	~~The City shall maintain and enhance all relevant hazard mitigation, preparedness and response GIS data and services, up-to-date and ready for use, including but not limited to asset and infrastructure detail, flood risk data, HAZUS—MH (multi-hazard), USN National Grid, IDN watershed details, Iowa Flood Center information, FIRM details, overland flow information inside and outside of the floodplain, rail infrastructure, critical facilities and infrastructure, and most recent land contour data.~~	PM	AH	OP	Operational Cost/High Benefit	Operational Priority	No Revised And Moved to 1.12

5.1	5	1, 3, 6	The City shall maintain a Cross Departmental Preparedness Team in support of the hazard mitigation, preparedness, response and recovery to hazards. The team shall plan and initiate one cross departmental exercise annually, and meet periodically in support of information sharing, procedural conversation and process improvement, and relationship building.	PM, PE, ES	All	OC	Operational Cost/High Benefit	Operational Priority	No Revised
5.2	5	1, 6	The City is developing and will adopt a Continuity of Operations Plan to support response, recovery and resilience to disaster by planning for on-going delivery of critical services and continuity of operations.	PM, ES	All	OP	Operational Cost/High Benefit	Operational Priority	No Revised

City of Davenport

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

Action / Date
9/28/2022

Subject:

Resolution accepting the pavement associated with Birchwood Grove First Addition. [Ward 6]

Recommendation:

Adopt the Resolution.

Background:

The Birchwood Grove First Addition is located south of 53rd Street between Lakeview Parkway and Ravenwood Lane. The developer is Dan Dolan Homes of Davenport, Iowa. The plans for the subdivision were prepared by Martin & Whitacre Surveyors and Engineers Inc of Muscatine, Iowa. The construction of the paving was completed by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois.

Storm and sanitary sewer will be accepted at a later date.

This subdivision included 2,719 square yards of 7" concrete pavement constructed in Ravenwood Lane and Lakeview Parkway.

Davenport Public Works has inspected the pavement and found it to be acceptable according to City of Davenport specifications. The pavement has been satisfactorily completed and is hereby formally accepted, and, as of this date, considered public infrastructure.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	9/14/2022 - 10:32 AM
Public Works Committee	Moses, Trish	Approved	9/14/2022 - 10:32 AM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:09 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION accepting the pavement associated with Birchwood Grove First Addition.

WHEREAS, Birchwood Grove First Addition has been developed by Dan Dolan Homes of Davenport, Iowa; and

WHEREAS, 2,719 square yards of 7" concrete pavement was constructed in Ravenwood Lane and Lakeview Parkway by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois; and

WHEREAS, the pavement installation have been satisfactorily completed, and the City has a four-year maintenance bond on file in the amount of \$612,113 for said paving.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Birchwood Grove First Addition pavement constructed by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois, having been satisfactorily completed, is hereby formally accepted.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
9/28/2022

Subject:

Resolution accepting the pavement associated with Birchwood South First and Second Additions.
[Ward 6]

Recommendation:

Adopt the Resolution.

Background:

The Birchwood South First and Second Additions are located south of 53rd Street at Lakeview Parkway. The developer is Russell Construction of Davenport, Iowa. he plans for the subdivision were prepared by Shive-Hattery of Bettendorf, Iowa. The construction of the paving was completed by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois.

Storm and sanitary will be accepted at later date.

This subdivision included 8,802 square yards of 8 and 9 inch concrete pavement constructed in 52nd Street, 53rd Street, Ravenwood Lane, and Lakeview Parkway.

Davenport Public Works has inspected the work and found it to be acceptable according to City of Davenport specifications. The pavement has been satisfactorily completed and is hereby formally accepted, and, as of this date, considered public infrastructure.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	9/14/2022 - 10:33 AM
Public Works Committee	Moses, Trish	Approved	9/14/2022 - 10:33 AM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:09 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION accepting the pavement associated with Birchwood South First and Second Additions.

WHEREAS, Birchwood South First and Second Additions have been developed by Russell Construction of Davenport, Iowa; and

WHEREAS, 8,802 square yards of 8" and 9" concrete pavement was constructed in 52nd Street, 53rd Street, Ravenwood Lane, and Lakeview Parkway by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois; and

WHEREAS, the pavement installation have been satisfactorily completed, and the City has a four-year maintenance bond on file in the amount of \$612,113 for said paving.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Birchwood Grove First and Second Additions pavement constructed by Centennial Contractors of the Quad Cities, Inc of Moline, Illinois, having been satisfactorily completed, is hereby formally accepted.

Passed and approved this 28th day of September, 2022.

Approved:

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
9/28/2022

Subject:

Resolution awarding a sole source contract for the Engine #2 overhaul at the Water Pollution Control Plant to Altorfer Inc of Davenport, Iowa in the amount of \$139,325. [Ward 1]

Recommendation:

Adopt the Resolution.

Background:

This is a sole source purchase request to award Altorfer Inc of Davenport, Iowa the generator engine overhaul for Engine #2 at the Water Pollution Control Plant. Altorfer is the authorized Caterpillar dealer for Davenport.

Per Caterpillar recommendations, rebuild for the bottom end of the engine should be completed every 30,000 operating hours to prevent damage or major failure. The engines are used for electrical power generation for both normal operating as well as backup power in event the electrical utility is disrupted, as required by the Iowa DNR permit. The engines also provide heat for the waste water digester process.

This is one of two Caterpillar generator engines at WPCP.

Funding for this project is from the WPCP equipment maintenance account #51151975 520226.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	9/14/2022 - 2:31 PM
Public Works Committee	Moses, Trish	Approved	9/14/2022 - 2:31 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:47 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION awarding a sole source contract for the Engine #2 overhaul at the Water Pollution Control Plant to Altorfer Inc of Davenport, Iowa in the amount of \$139,325.

WHEREAS, the City needs to contract for the Engine #2 overhaul at the Water Pollution Control Plant; and

WHEREAS, Altorfer Inc is the sole source authorized Caterpillar engine repair company for Davenport.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a sole source contract for the Engine #2 overhaul at the Water Pollution Control Plant is hereby awarded to Altorfer Inc of Davenport, Iowa in the amount of \$139,325.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-888-3055

Action / Date
9/28/2022

Subject:

Resolution authorizing the submission of an application to the United States Department of Transportation's Railroad Crossing Elimination Grant Program for assistance for the South Concord Avenue and Water Pollution Control Plant/Compost Facility Overpass and Access Road project. [Ward 1]

Recommendation:

Adopt the Resolution.

Background:

The City of Davenport is submitting a 2022 Railroad Crossing Elimination grant application to the U.S. Department of Transportation. The total project application is estimated at \$9,696,077. The City is requesting \$7,756,862 from the U.S. DOT (80% of eligible cost that include preliminary/construction engineering services, construction and contingency) and the City will provide 20% of the eligible cost; the total City share is estimated at \$1,939,215.

An anticipated railroad merger of Kansas City Southern and Canadian Pacific Railway Company (CP), expected to be finalized in early 2023, will triple rail traffic and will have significant impacts to the region. Two at-grade crossings at South Concord Street and Wapello Avenue in Davenport, Iowa, provide access to critical infrastructure, including a shared Water Pollution Control Plant (WPCP), Davenport Compost Facility, and Canadian Pacific Railway Nahant Rail Yard. Operations at the rail yard often block the crossings, limiting access to these facilities for employees, customers, and emergency response. Located in the Mississippi River floodplain, these facilities also face increasing risk of road closures due to flood water overtaking the road. The proposed project will:

- Eliminate the at-grade crossing at Wapello Avenue and construct an overpass on South Concord, separating vehicular and pedestrian traffic from the railway and removing challenges caused by blocked crossings
- Construct a roadway out of the 100 year floodplain, ensuring the project's utility during flood events
- Ensure permanent, reliable access to the facilities, reduce railroad right-of-way trespassing, and enhance the efficiency of train traffic.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	9/15/2022 - 9:38 AM
Public Works Committee	Moses, Trish	Approved	9/15/2022 - 9:39 AM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:47 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION authorizing the submission of an application to the United States Department of Transportation's Railroad Crossing Elimination Grant Program for assistance for the South Concord Avenue and Water Pollution Control Plant/Compost Facility Overpass and Access Road 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 improving safe transportation access for all users across South Concord Avenue; and

WHEREAS, the components of the project's application is dedicated to public use which the City will adequately maintain; and

WHEREAS, the City will commit \$1,939,215 (20% of eligible cost) for the project through local funds obtained through a Community Investment and Settlement Agreement with Canadian Pacific Railway Company; and

WHEREAS, the City endorses the application and has estimated the total project cost to be \$9,696,077, and the grant request to be \$7,756,862.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that staff is hereby authorized to prepare and submit an application to the United States Department of Transportation's Railroad Crossing Elimination Grant Program for assistance for the South Concord Avenue and Water Pollution Control Plant/Compost Facility Overpass and Access Road project for grant assistance in the amount of \$7,756,862.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Admin
Contact Info: Clay Merritt | 563-888-3055

Action / Date
9/28/2022

Subject:

Resolution authorizing the submission of a Creative Placemaking grant application to the Destination Iowa Program through the Iowa Economic Development Authority. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

The Iowa Economic Development Authority recently released a grant opportunity centered on creating attractive and memorable places for people to live and work through transformational projects that leverage local community assets to improve the experience for visitors and residents. The City of Davenport is submitting a grant application, in cooperation and coordination with the Figge Art Museum, for a series of signature projects totaling \$24,000,000. The City is requesting \$9,600,000 from the Iowa Economic Development Authority (40% of the eligible cost includes preliminary/construction engineering services, construction, and contingency). Sixty percent of the required eligible cost will be provided by the City and Figge Art Museum. The total City share would be \$12,000,000 (\$6,000,000 from ARPA local funds and \$6,000,000 from the Canadian Pacific Community Investment Agreement) and Figge share is estimated to be at \$2,400,000.

The City's project will include the following components:

- High intensity, multi-generational experience zone that will include custom elements that are colorful and urban. The area will include, but is not limited to, a signature tower structure, slides, climbing assets, an interactive water feature, and space for winter activities. The design focuses on year round activity throughout.
- Creation of a more passive zone close to Lock and Dam 15 that highlights the existing amphitheater, its relationship to the Mississippi River, and scenic eagle and nature views.
- Entry plaza that welcomes residents and visitors into the new space.
- Overall site improvements such as, but not limited to, the inclusion of colorful LED lighting, shade structures, seating, and unique swing elements.
- Restoration of the landing area and enhanced connection points to LeClaire Park.
- A new restroom facility that will service the space.
- Improvements to the riverwalk within the Main Street Landing site.
- Construction of a pedestrian bridge that allows continuous and safe access over the Canadian Pacific rail-line.
- Installation of a railroad quiet zone that will stretch from Marquette Street to Mound Street. This component will reduce noise pollution and increase safety within the project area and throughout the riverfront. Completed in accordance with Federal Railroad Administration guidelines.
- Upgrade and renovate the Skybridge facility's LED lighting hardware and software components.
- Artistic LED programmable lighting of the Figge Art Museum will consist of approximately 3,106 linear feet of colorful fixtures. This will be integrated into four sides of the building in order to fully activate the volume of the space and maximize its impact.

ATTACHMENTS:

Type	Description
 Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Admin, Default	Approved	9/16/2022 - 11:55 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

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

RESOLUTION authorizing the submission a Creative Placemaking grant application to the Destination Iowa program through the Iowa Economic Development Authority.

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 creating attractive and memorable places for people to live and work; and

WHEREAS, the components of the project's application will be adequately maintained; and

WHEREAS, the City will commit \$12,000,000 (\$6,000,000 from ARPA local funds and \$6,000,000 from the Canadian Pacific Community Investment Agreement) and the Figge Art Museum will commit \$2,400,000 for a total of \$14,400,000 (60% of eligible costs) for the project; and

WHEREAS, the City endorses the application and has estimated the total project cost to be \$24,000,000 and the grant request to be \$9,600,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that staff is hereby authorized to prepare and submit a Creative Placemaking grant application to the Destination Iowa Program through the Iowa Economic Development Authority for grant assistance in the amount of \$9,600,000.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Public Works - Engineering
Contact Info: Clay Merritt | 563-888-3055

Action / Date
9/28/2022

Subject:

Motion approving an agreement for engineering services for the Howell Street Lift Station Improvements with Veenstra & Kimm Inc in an amount not-to-exceed \$82,500, CIP #33054. [Ward 3]

Recommendation:

Pass the Motion.

Background:

This agreement is for planning and design services to improve the existing stormwater lift station located on West River Drive near Howell Street.

Due to the age of the current lift station's equipment, replacement parts are no longer available and maintenance has become extremely difficult. This lift station is a crucial asset in Davenport's stormwater collection system as it's failure would lead to West River Drive being closed at this location.

Planning and design of these necessary improvements are quoted at an amount not-to-exceed \$82,500 and is budgeted in CIP #33054.

ATTACHMENTS:

Type	Description
▣ Exhibit	Professional Svc. Agreement- Howell St PS

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	9/14/2022 - 10:31 AM
Public Works Committee	Moses, Trish	Approved	9/14/2022 - 10:32 AM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:47 PM



VEENSTRA & KIMM INC.

3000 Westown Parkway
West Des Moines, Iowa 50266

515.225.8000 // 800.241.8000
www.v-k.net

August 18, 2022

City of Davenport
Attn: Brian Schadt, P.E.
Public Works Center
Engineering Division
1200 E. 46th Street
Davenport, IA 52807

DAVENPORT, IOWA
HOWELL STREET LIFT STATION IMPROVEMENTS
PROPOSAL FOR ENGINEERING SERVICES

Attached please find a draft scope of services and fee proposal for the Howell Street Lift Station Improvements. Once you've reviewed and provided comments, we can put an Agreement into your contract form.

Please let me know if you have any questions or edits to the draft scope of services and fee proposal.

VEENSTRA & KIMM, INC.

Olivia Patton

OMP:omp

Enclosure

cc: Brad Guy, City of Davenport w/enclosure
Leo Foley, Veenstra & Kimm, Inc. w/enclosure

DRAFT AGREEMENT FOR PROFESSIONAL SERVICES

CITY OF DAVENPORT, IOWA
HOWELL STREET LIFT STATION IMPROVEMENTS

SCOPE OF SERVICES

The scope of the services for which planning and design services are to be performed under this Agreement shall include:

1. The services by the CONSULTANT under this Agreement shall include, but not necessarily be limited to, the following:

Prepare plans and specifications that include improvements to the Howell Street Lift Station.

Below is a summary of work:

- a. Compare estimated construction and lifecycle costs for:
 - a. Replacing existing dry pit submersible pumps, valves and controls in-kind and repairing or replacing pump station building;
 - b. Constructing new pump station directly to south of existing; include new wet well, new pumps, valves and controls, new pump station building, and connection to storm sewer upstream and downstream of existing pump station; include two (2) new manholes upstream of new pump station to allow for accessible cleaning and maintenance of storm line.
- b. Design selected improvements, including plans, specifications, and permitting with Iowa Department of Natural Resources.

COMPENSATION AND PAYMENT

COMPENSATION

1. Planning and design of selected improvements not-to-exceed fee of \$82,500 based on approximately \$1,000,000 in improvements.
2. Engineering support during construction and on-site construction observation is not included in this agreement and can be included as an amendment.

City of Davenport

Department: Public Works - Engineering
Contact Info: Clay Merritt | 563-888-3055

Action / Date
9/28/2022

Subject:

Motion ratifying Change Order #7 with Tricon General Construction of Dubuque, Iowa in the amount of \$13,669.20 for the Modern Woodmen Park Floodwall Extension and Workout Room Addition project, CIP #23049. [Ward 3]

Recommendation:

Pass the Motion.

Background:

Actual costs of Railroad Flagging and Track Protection for this project exceeded the previously estimated amount by \$13,669.20. These extra costs were legally required to complete work within the railroad right-of-way.

This amount is under the normal requirement for Council approval, but the addition exceeds the \$50,000 limit since Council last approved amendments to this contract. This Motion is notifying Council of this addition, which funds are available for in the approved budget for CIP #23049.

CONTRACT SUMMARY

Original Contract	\$2,016,000.00
CO#1 - Staff Approved	\$34,184.01
CO#2 - Council Approved	\$70,224.00
CO#3 - Staff Approved	\$32,499.84
CO#4 - Staff Approved	\$ 7,847.30
CO#5 - Staff Approved	\$ 4,996.63
CO#6 - Staff Approved	\$12,619.36
CO#7 - Pending Ratification	\$13,669.20

TOTAL AMENDED CONTRACT \$2,192,040.34

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Moses, Trish	Approved	9/15/2022 - 8:45 AM

City of Davenport

Department: Finance
Contact Info: Mike Atchley | 563-327-5149

Action / Date
9/28/2022

Subject:

Resolution authorizing the Mayor to execute the necessary documents to grant an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

The purpose of the easement is to allow for the installation and operation of underground electric transmission. Due to the reconstruction of the Brady Street Bridge over Duck Creek by the Iowa DOT, power lines had to be relocated requiring the rerouting of some of the underground lines.

A Public Hearing was held at the September 21, 2022 Committee of the Whole Meeting.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Easement Agreement
▣ Cover Memo	Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/14/2022 - 7:03 PM
Finance Committee	Merritt, Mallory	Approved	9/14/2022 - 7:03 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 12:06 PM

Resolution No. _____

Resolution offered by Alderman Condon.

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

RESOLUTION authorizing the Mayor to execute the necessary documents to grant an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel.

WHEREAS, the State reconstructed the Brady Street Bridge over Duck Creek and did not allow room for utilities requiring the rerouting of an underground electric line; and

WHEREAS, this underground electric easement will allow MidAmerican Energy Company to provide reliable energy service to the surrounding area and for the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Mayor is hereby authorized to execute the necessary documents to grant an underground electric easement to MidAmerican Energy Company across City-owned parcels P1315B04, P1315B03, and P1315B02, with said easement being the west 10 feet of each parcel.

Passed and approved this 28th day of September 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

Prepared by and return to: Eric Woosley Ph: 515-281-2914
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES PO BOX 657 DES MOINES, IA 50306-0657

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC EASEMENT**

Folder No.	<u>112319-22</u>	State of	<u>Iowa</u>	
Work Req. No.	<u>DR2775644X</u>	County of	<u>Scott</u>	
Project No.	<u>A1115</u>	Section	<u>13</u>	
		Township	<u>78</u>	North
		Range	<u>03</u>	West of the 5 th P.M.

1. For and in consideration of the sum of One and no/100---Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa corporation, receipt of which is hereby acknowledged, the undersigned owner(s) City of Davenport, Iowa, a municipal corporation, its successors and assigns ("Grantor"), does hereby grant to MIDAMERICAN ENERGY COMPANY, its successors and assigns ("Grantee"), a perpetual, non-exclusive easement to construct, reconstruct, operate, maintain, replace or remove underground conduits, wires and cables for the transmission and distribution of electric energy and for communication and electrical controls, including other reasonably necessary equipment incident thereto (collectively "Facilities") under and on the surface of the ground, through and across certain property described below, together with the right of ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this easement ("Easement Area").

DESCRIPTION OF PROPERTY CONTAINING EASEMENT AREA:

Lots 10 and 11 of Fisher & Fisher's 4th Addition to the City of Davenport and Lot 001 of Fisher's 2nd Addition to the City of Davenport, Scott County, Iowa.

EASEMENT AREA:

An underground electric easement described as follows: The West 10 feet of the above-described parcels. Said easement area is generally depicted and described on Exhibit "A" attached hereto and made a part hereof.

2. Additionally, Grantee shall have the right to remove from the Easement Area described above, any obstructions, including but not limited to, trees, plants, undergrowth, buildings, fences and structures that interfere with the proper operation and maintenance of said Facilities and equipment.

3. Grantor agrees that it will not construct or place any permanent or temporary buildings, structures, fences, trees, plants or other objects on the Easement Area described above or make any changes in ground elevation without written permission from Grantee indicating that said construction or ground elevation changes will not result in inadequate or excessive ground cover, or otherwise interfere with the Grantee's rights to operate and maintain its Facilities.

4. In consideration of such grant, Grantee agrees that it will repair or pay for any damage which may be caused to crops, fences, or other property, real or personal of the Grantor by the construction, reconstruction, maintenance, operation, replacement or removal of the Facilities (except for damage to property placed subsequent to the granting of this easement) that Grantee determines interferes with the operation and maintenance of the Facilities and associated equipment. The cutting, recutting, trimming and removal of trees, branches, saplings, brush or other vegetation on or adjacent to the Easement Area is expected and not considered damage to the Grantor.

5. Additionally, when Grantor provides or installs duct/conduit for said Facilities, this grant shall cover and include all Facilities installed as a part of the Easement Area.

6. Grantor certifies that it is not acting, directly or indirectly, for or on behalf of any person, group, entity or nation named by any Executive Order or the United States Treasury Department as a terrorist, "Specially Designated National and Blocked Person" or any other banned or blocked person, entity, nation or transaction pursuant to any law, order, rule or regulation that is enforced or administered by the Office of Foreign Assets Control; and are not engaged in this transaction, directly or indirectly, on behalf of, any such person, group, entity or nation. Grantor hereby agrees to defend, indemnify and hold harmless the Grantee from and against any and all claims, damages, losses, risks, liabilities and expenses (including attorney's fees and costs) arising from or related to any breach of the foregoing certification.

7. Each of the provisions of this easement shall be enforceable independently of any other provision of this easement and independent of any other claim or cause of action. In the event of any matter of dispute arising out of or related to this easement, it is agreed between the parties that the law of the jurisdiction and location where this easement is recorded (including statute of limitation provisions) will govern the interpretation, validity and effect of this easement without regard to the place of execution or place of performance thereof, or any conflicts of law provisions. TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS EASEMENT. EACH PARTY FURTHER WAIVES ANY RIGHT TO CONSOLIDATE ANY ACTION IN WHICH A JURY TRIAL HAS BEEN WAIVED WITH ANY OTHER ACTION IN WHICH A JURY TRIAL CANNOT BE OR HAS NOT BEEN WAIVED.

8. Grantor hereby relinquishes all rights of dower, homestead and distributive share in and to the property and waives all rights of exemption as to any of the property. Grantor understands that homestead property is in many cases protected from the claims of creditors and exempt from judicial sale; and that by signing this easement, voluntarily gives up any right to this protection for this property with respect to claims based upon this easement.

9. Grantor warrants to Grantee that Grantor holds title to the Easement Area in fee simple and Grantor has good and lawful authority to grant the rights provided in this easement.

(Acknowledgments on following page)

Dated this _____ day of _____, 2022

City of Davenport, Iowa, a municipal corporation

By: _____

Name

Printed: _____

Title: _____

ACKNOWLEDGMENT

STATE OF _____)
) ss
COUNTY OF _____)

This record was acknowledged before me on _____, 2022,

by _____ as _____

of the City of Davenport, Iowa, a municipal corporation.

Signature of Notary

EXHIBIT "A"

Legend

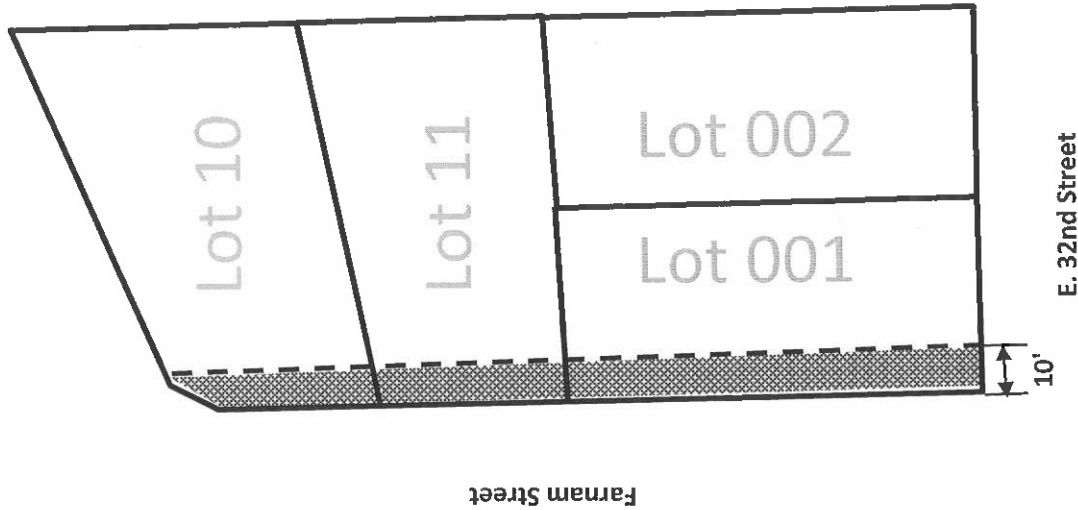
— - Subject Property Line & ROW

 - Easement area

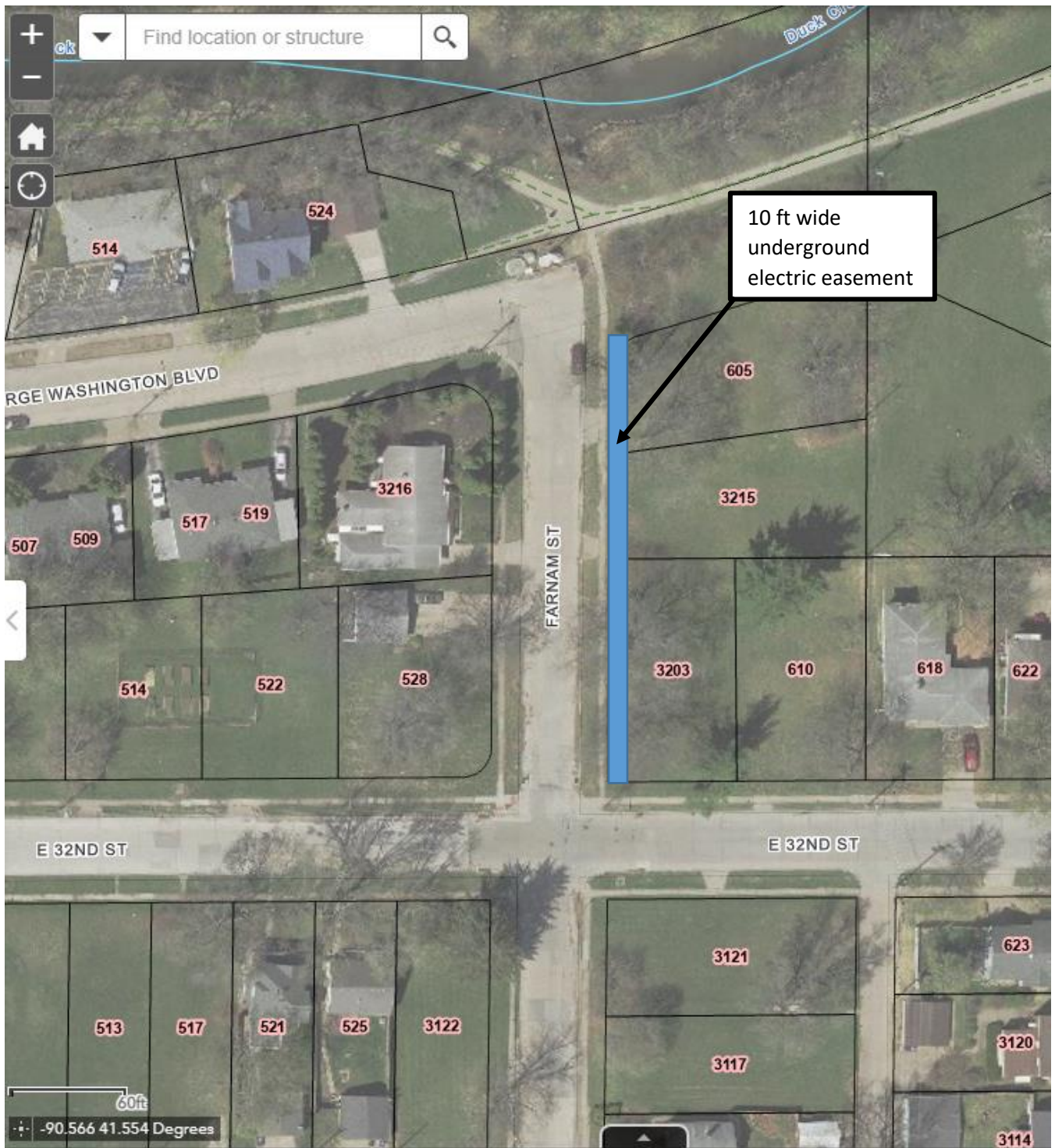
Parcel Legal Description:

Lots 10 and 11 of Fisher & Fisher's 4th Addition to the City of Davenport and Lot 001 of Fisher's 2nd Addition to the City of Davenport, Scott County, Iowa.

Easement Area: The West 10 feet of the above described parcels.



 MIDAMERICAN ENERGY COMPANY © 2012 MidAmerican Energy Company	Customer: City of Davenport		Folder No. 112319 - 22	
	605 E George Washington Rd., 3215 Farnam St., 3203 Farnam St.		Date: 08/09/2022	
	City: Davenport State: Iowa		Sec 13 , Twp 78N , Rng 03	
	Job Desc: Underground Electric Easement			



City of Davenport

Department: Finance
Contact Info: Mallory Merritt | 563-326-7792

Action / Date
9/28/2022

Subject:

Resolution approving a memorandum of understanding between the City of Davenport and Scott County, Iowa regarding the funding of specified joint projects. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

The attached memorandum of understanding establishes a shared funding agreement with Scott County, Iowa for two joint projects that benefit both entities. The agreement covers the funding for the City's Duck Creek Sewer project approved through the ARPA allocation in 2021 and Scott County's Youth Justice and Rehabilitation Center project (YJRC).

The agreement establishes that Scott County will disburse \$1.6M to the City of Davenport with its ARPA funds for the City's Duck Creek Sewer Project. The agreement also establishes that the City will disburse \$1.6M to Scott County for the youth assessment/coordinated assessment programming area at the YJRC.

The City's disbursement to Scott County (\$1.6M) was adopted as part of the City Council's ARPA allocation budget in 2021; however, a funding realignment was shared with the City Council in 2022, and FY 2021 General Fund fund balance will be used to fund this contribution. By the agreement, the City's portion will be remitted to Scott County on or before December 1, 2022.

The agreement further establishes that both parties agree that they will each retain sole decision-making authority for the respective projects and that all funds received will be counted as "first in" dollars.

This memorandum of understanding is anticipated to appear on the Scott County Board of Supervisors Agenda on September 27 and September 29 for consideration. The full execution of the MOU is contingent upon ratification by both parties.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Exhibit	Memorandum of Understanding

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Admin, Default	Approved	9/16/2022 - 3:06 PM

Resolution No. _____

Resolution offered by Alderman Condon.

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

RESOLUTION approving a Memorandum of Understanding between Scott County, Iowa and the City of Davenport establishing a shared funding agreement for two joint projects that benefit both entities.

WHEREAS, the agreement covers the funding for the City's Duck Creek Sewer project approved through the ARPA allocation in 2021 and Scott County's Youth Justice and Rehabilitation Center project; and

WHEREAS, to ensure overall completion of the two joint projects, Scott County will provide a one-time payment to the City of Davenport of \$1,600,000 as a lump sum reimbursement for cost incurred, remitted to the City of Davenport within 30 days of substantiation of costs and applied for by December 31, 2023; and

WHEREAS, the City of Davenport will provide a one-time payment of \$1,600,000 to Scott County payable on or before December 1, 2022; and

WHEREAS, Scott County will serve as the lead agency for the completion of the Youth Justice and Rehabilitation Center; and properly account for and monitor all of the City's disbursed funds; and serve as the reporting entity for funds disbursed to the City of Davenport and conduct sub-recipient monitoring activities as required; and

WHEREAS, the City of Davenport will serve as the lead agency for the completion of the Duck Creek Sewer Project; and properly account for and monitor all of Scott County's disbursed funds; and cooperate with Scott County on any sub-recipient monitoring requests made related to the use of American Rescue Plan Act funds.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the Memorandum of Understanding between Scott County, Iowa and the City of Davenport establishing a shared funding agreement for two joint projects is hereby approved.

Passed and approved this 28th day of September.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

MEMORANDUM OF UNDERSTANDING
Between
Scott County
And
City of Davenport

THIS MEMORANDUM OF UNDERSTANDING (this "MOU") dated as of the last date written below ("Effective Date"), sets forth the funding agreement for implementing and funding two projects that benefit both entities hereinafter referred to as the "projects". Scott County, Iowa and the City of Davenport are referred to jointly as the "parties".

1. Purpose of MOU: The purpose of this MOU is to establish a shared funding agreement and approach for two projects including Scott County's Youth Justice and Rehabilitation Center Project (specifically the assessment center and programming area) (herein after YJRC) and the City of Davenport's Duck Creek Sewer Project.
2. Effective Date and Term: The effective date of this MOU shall be the _____ day of _____, 2022. The term shall run until all funds have been disbursed and any sub-recipient monitoring and associated reporting period has concluded unless modified by the parties in writing.
3. Scott County, Iowa, Roles and Responsibilities: For the term of this MOU, Scott County, Iowa agrees to the following:
 - a. Serve as the lead agency for the completion of the YJRC retain sole decision-making authority related to this project.
 - b. Properly account for and monitor all of the City's disbursed funds in accordance with this agreement.
 - c. Ensure that the City's funds are spent solely on the YJRC Project.
 - d. Serve as the American Rescue Plan Act, Coronavirus State and Local Fiscal Recovery Funds reporting entity for funds disbursed to the City of Davenport and conduct sub-recipient monitoring activities as required.
4. City of Davenport, Roles and Responsibilities: For the term of this MOU, the City of Davenport agrees to the following:
 - a. Serve as the lead agency for the completion of the Duck Creek Sewer Project and retain sole decision-making authority related to this project.
 - b. Properly account for and monitor all of Scott County's disbursed funds in accordance with this agreement.
 - c. Ensure that Scott County's funds are spent solely on the Duck Creek Sewer Project.
 - d. Cooperate with Scott County on any sub-recipient monitoring requests made related to the use of American Rescue Plan Act funds.
5. Funding Structure and Costs: To ensure the overall completion of these projects, the parties agree to provide funding as follows:
 - a. The payment allocations from the parties shall be as follows:
 - i. Scott County, Iowa: a one-time payment of one million six hundred thousand and 0/100 dollars (\$1,600,000).
 - ii. City of Davenport: a one-time payment of one million six hundred thousand and 0/100 dollars (\$1,600,000).

- b. The City of Davenport's payment to Scott County, Iowa will be made through a lump sum payment payable on or before December 1, 2022.
 - c. Scott County, Iowa's payment to the City of Davenport will be made as a lump sum reimbursement for costs incurred; payment will be remitted to the City of Davenport within thirty (30) days of substantiation of costs. The reimbursement must be applied for by December 31, 2023.
- 6. Distribution Upon Dissolution: If these projects should cease to move forward to the construction phase, any and all received funds shall be returned to the originating entity within thirty (30) days notification. If partial construction occurs, the remaining funds shall be returned to the respective entities; however, it should be assumed that the contributing entity's funds will be spent first.
- 7. Counterparts: The parties agree that this MOU has been or may be executed in several counterparts, each of which shall be deemed an original. All such counterparts shall together constitute one and the same instrument.
- 8. Modification: This MOU may be modified or supplemented by any of the parties; provided, that any such amendment or modification shall be in writing and executed in the same format as this MOU to be effective.
- 9. Not A Joint Venture: The parties to this MOU are not partners or joint venturers with each other, and nothing herein shall be construed to make them partner or joint venturers or impose any liability as such on either of them.
- 10. Signatures: All parties shall execute this MOU through signature on the following page.

SIGNATURE PAGE

Signed on behalf of Scott County, Iowa

Signature

Printed Name/Title

Date

Subscribed and sworn to me on the _____ day of _____, 2022.

Notary Public:

Signed on behalf of City of Davenport

Signature

Printed Name/Title

Date

Subscribed and sworn to me on the _____ day of _____, 2022.

Notary Public:

City of Davenport

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

Action / Date
9/28/2022

Subject:

Resolution approving the purchase of a Weiler P385C Asphalt Paver from Weiler Incorporated through Altorfer Cat of Davenport, Iowa in the amount of \$295,350 using Sourcewell contract #060122-WLR. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

The asphalt paving machine will be used by the Street Division to allow the paving of wider roadways.

Sourcewell is a cooperative purchasing group that bids items for governments entities across the country. The City of Davenport is a member.

Funding for this purchase is from the Streets Motor Vehicle Replacement account 54702090 530302. These funds are from Road Use Tax.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	City of Davenport Asphalt Paving Machine Quote

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	9/14/2022 - 1:15 PM

Resolution No. _____

Resolution offered by Alderman Condon.

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

RESOLUTION approving the purchase of a Weiler P385C Asphalt Paver from Weiler Incorporated through Altorfer Cat of Davenport, Iowa in the amount of \$295,350 using Sourcewell contract #060122-WLR.

WHEREAS, the City needs to purchase an asphalt paving machine; and

WHEREAS, Weiler Incorporated was awarded Sourcewell contract #060122-WLR as the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the purchase of an asphalt paving machine from Weiler Incorporated through Altorfer Cat of Davenport, Iowa in the amount of \$295,350 using Sourcewell contract #060122-WLR is hereby approved.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

ALTORFER



August 31, 2022

City of Davenport

Attention: Mr. Jim Erwin

One (1) New Weiler P385C Asphalt Paver

Includes the following standard equipment and options:

CAT 3.6 Tier IV 120HP Engine	Spray Down w/ Separate Tank & Hose Reel
140MM Track Group w/ 14" Poly Pads	Dual Operators Station
Adjustable, Oscillating Push Rollers	Steering Wheel Control Group
Paver Pause Function	Hand Held Remote for Both Sides
Screed w/ Electric Thermostatic Controlled Heat	Electric Screed Ext. Height Adjust Group
LED Work Lights and Strobe Light	Power Hydraulic Slope Group
TopCon P-32 Dual Grade w/ Slope Group	Hydraulic Power Crown Group

Warranty

Standard Weiler 12-Months Premier Warranty.

Selling Price \$ 295,350.00

- Sales Tax Additional, if applicable.

Availability

Approximately 12 Months from Purchase Date. August 2023

We appreciate the opportunity to submit this proposal, and trust that it will merit your favorable consideration.

Sincerely,

Jon Skrivseth
Machine Sales Representative
Altorfer Cat

City of Davenport

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

Action / Date
9/28/2022

Subject:

Resolution approving the purchase of two 2023 Ford F-450 trucks equipped with utility beds from Stivers Ford of Waukeg, Iowa in the amount of \$136,866 using State of Iowa Department of Administrative Services contract #23033. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

These trucks will replace two trucks for the Streets Division. Funding for this purchase is from the Streets Motor Vehicle Replacement account 54702090 530302. These funds are from Road Use Tax.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Vehicle Specifications 2023 Ford F450
▣ Backup Material	Knapheide Truck Body Specifications

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Moses, Trish	Approved	9/14/2022 - 1:15 PM

Resolution No. _____

Resolution offered by Alderman Condon.

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

RESOLUTION approving the purchase of two 2023 Ford F-450 trucks equipped with utility beds for the Streets Division from Stivers Ford of Waukee, Iowa in the amount of \$136,866 using State of Iowa Department of Administrative Services contract #23033.

WHEREAS, the City needs to purchase two 2023 Ford F-450 trucks equipped with utility beds for the Streets Division and;

WHEREAS, Stivers Ford was awarded State contract #23033 as the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the purchase of two 2023 Ford F-450 trucks equipped with utility beds for the Streets Division from Stivers Ford of Waukee, Iowa in the amount of \$136,866 using State of Iowa Department of Administrative Services contract #23033 is hereby approved.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

HDC Group 1 - Standard Cab DRW 4X2 & 4X4 CHASSIS 450/4500 Series
Examples: F450

STIVERS

	4X2	4X4
Make:	FORD	FORD
Model Name:	F450	F450
Exact Model Code:	F4G	F4H
Trim Pkg. Common Name:	XL	XL
Exact Trim Pkg. Code:	650A	650A
Engine Code:	99N	99N
Transmission Code:	44G	44G
Towing Capacity:	17500	17500

BASE VEHICLE SPECIFICATIONS				
Body & Chassis	Minimum Requirements	Mfg. Codes - Specs (Note STD for standard)		
Gross Vehicle Weight Rating	15,000 lb. GVWR minimum	STATE GVWR: 16500		
Wheelbase length	84 inch CA only	STATE WHEELBASE: 169		
Engine				
Engine Size (Cylinder/Liter)	Base V8 or V10 Engine (E85 FFV, if available, must be provided)	Cylinders: 8	Liters: 7.3	HP: Torque:
Engine Block Heater	E85 FFV Engine? N		Notes:	
		41H		
Drive Axle				
Rear Axle	Limited Slip / Locking Differential	X8L		
Transfer Case (4X4)	With Hi/Lo ranges	STD		
Transmission				
Transmission	Power take-off provision; automatic transmission	62R		
Doors & Windows				
Doors	Power door locks with remote keyless entry	90L		
Key Sets with Fobs	2 Fobs with push button start or 2 keys and fobs w/o push button start	90L		
Windows	Power	90L		
Wipers	Intermittent	STD		
Electrical				
Power Point	Located in Driver Area	STD		
Exterior				
Fuel Tank	Highest capacity fuel tank package available. If option exists, must be provided.	STATE CAPACITY: 40		
Fuel Filler Neck Kit	Filler cab set-back adapter kit(s), factory type suitable for flush mounting neck(s) into flat side of body	STD		
Rear Taillights	Cab/Chassis	STD		
Floor				
Floor Covering	Full floor covering, rubber preferred - if available it must be provided. OEM Floor Mats only provided if floor covering must be carpet.	STD		
Interior				
Air Conditioning	AC with all required options.	STD		
Bluetooth	Dealer installed when factory installed is not available.	STD	Factory installed?	Y
Gauge Package	Tachometer, oil pressure, coolant temperature, voltmeter and/or transmission temperature.	STD		
Radio	AM/FM with internal clock	STD		
Steering Column	Tilt / Cruise Control	525		
Trim Package	Interior, with insulating headliner, full door and back of cab panels, dome lamp. Split bench seat with cloth upholstery, folding center seat/armrest/storage box.	15		
Safety				
Brakes	Power 4 Wheel Anti-lock	STD		
Daytime Running Lights		942		
Tires & Wheels				
Tires	All Terrain rating only (no all-season M&S rating) radial.	TGK		
Spare	Full Size tire and wheel. Tire secured to prevent theft.	State YES if tire and wheel are included in the bid and the tire is secured to the vehicle by chain or other method upon delivery: Y		

	BASE VEHICLE PRICE CONFIGURED AS PER ABOVE FOR 4X2:	\$44,888.00
	Delivery Cost to Department of Administrative Services, Des Moines:	\$0.00
HDC Group 1.1	TOTAL VEHICLE PRICE FOR 4X2 INCLUDING BASE COST AND DELIVERY:	\$44,888.00

Final Bid Price

	BASE VEHICLE PRICE CONFIGURED AS PER ABOVE FOR 4X4:	\$47,000.00
	Delivery Cost to Department of Administrative Services, Des Moines:	\$0.00
HDC Group 1.2	TOTAL VEHICLE PRICE FOR 4X4 INCLUDING BASE COST AND DELIVERY:	\$47,000.00

Final Bid Price

Examples: F450

STIVERS

ADDITIONAL OPTIONS

Instructions: Bidder should enter the additional cost for the options listed below. If "Deduct Cost" is noted for an option, it is indicating the deletion of an option in the base vehicle specifications and Bidder should enter the amount deducted for the deletion of the option from the base vehicle.

Engine	Minimum Requirements	Mfg. Codes - Specs (Note STD for standard)		Cost
Engine Block Heater		DEDUCT COST:		-\$25.00
Engine Upgrade	Turbocharged Diesel, minimum 6.6L displacement - Must be rated minimum 350 HP, minimum 750 lb./ft. torque with HD automatic transmission. Include all required options and other pertinent information.	Cylinders: 8	Liters: 6.7 HP: Torque:	\$9,325.00
Electrical				
Upfitter Interface Module		18A		\$295.00
Upgraded Charging System	Minimum 130 amp alternator, dual batteries (may only be available with Diesel Engine.)	86M		\$250.00
Doors & Windows				
Key Sets, Additional	2 Fobs with push button start or 2 keys and fobs w/o push button start	DLR		\$350.00
Safety				
Alarm	Exterior Backup Alarm, Factory preferred but dealer installed acceptable	76C	Factory installed? Y	\$200.00
Audible Lane Change Departure Warning		60C		\$120.00
Pre-Collision Assist with Automatic Emergency Braking (AEB)		94P		\$120.00
Rearview Camera and Prep Kit		872		\$420.00
Special Packages				
Ambulance Prep Package		47A		\$1,205.00
Fire/Rescue Prep Package		NA		
Snow Plow Prep Package	Increased capacity front suspension and other components necessary for increased load caused by installation of a front snow plow. Factory installed preferred, if available must provide; dealer installed acceptable when Factory installed not available.	473	Factory installed? Y	\$250.00
Trailer Tow Package	OEM integrated; Factory installed preferred, if available must provide; dealer installed acceptable when Factory installed not available.	52B	Factory installed?Y	\$350.00
Suspension				
Heavy Service Front Suspension Package		67H		\$125.00
Extra Heavy Service Front Suspension Package		67P		\$285.00
Extra Heavy Duty Front End Suspension		67H		\$125.00
OTHER				
Percentage				
Options not listed above	Discount percentage off MSRP for options \$2,000 or less as specified in the Vehicle Specifications Terms and Conditions document attached to the bid. Engine and powertrain options excluded unless approved by DAS.	Enter Percentage Discount MSRP:		1
DELIVERY				
Delivery FOB	Price per mile to deliver vehicle anywhere in State of Iowa	Per Mile Charge		\$3.50
Delivery Cost	Delivery Cost to Department of Administrative Services, in Des Moines, IA	Enter miles in whole number:	0.00	\$0.00

\$46,433 w/truck options and delivery
 + \$22,000 for Knapheide work body
\$68,433 for complete truck

KNAPHEIDE
SINCE 1848



FORD
CONCRETE BODIES

KNAPHEIDE CONCRETE BODIES



CONCRETE BODY UNDERSTRUCTURE

PVMX platform base: 11-gauge high tensile strength steel cross sills on 18" centers with 5" structural C-Channel long sills.

*Not shown - All bodies are undercoated to provide an extra layer of protection.

CONCRETE BODIES

The Knapheide Concrete Body has everything a concrete contractor needs in a work truck. This rugged truck body gives you a multi-functional material rack, ample hauling space, secure storage and a fold-down tailgate for cargo access.

POPULAR VOCATIONS



CONSTRUCTION



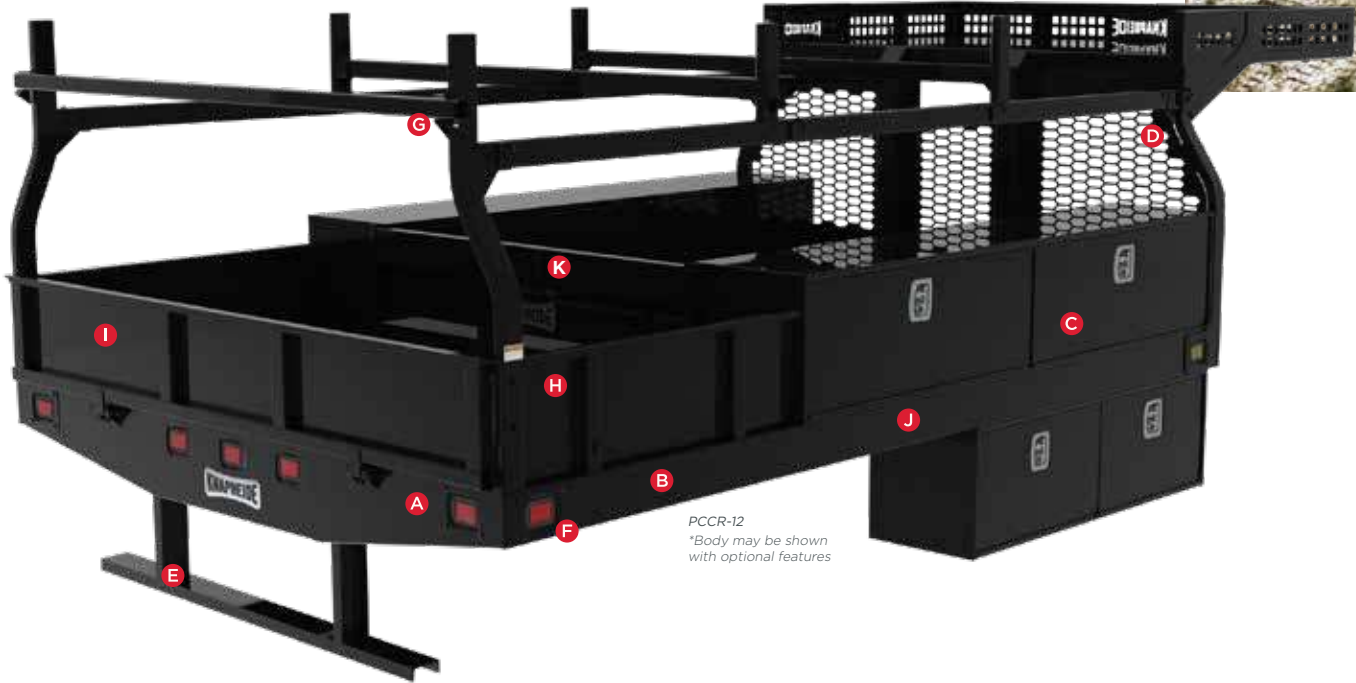
MUNICIPALITIES/
UTILITIES



CONCRETE

- A. PVMX PLATFORM BASE:**
11-gauge high tensile strength steel cross sills on 18" centers with 5" structural C-Channel long sills
- B. SIDE AND END RAILS**
are constructed of 12-gauge high tensile strength steel
- C. TOOLBOXES:**
(1) above body and (1) underbody toolbox on each side of the body. (Toolbox size is dependent on platform length). Toolboxes include double panel door construction and 3-point T-handle latches
- D. SCREENED WINDOW BULKHEAD**
is contoured to conform to the lines of the cab, while offering maximum visibility
- E. ICC BUMPER**
for underride protection
- F. ALL LED CLEARANCE AND MARKER LIGHTS**
for visibility and added safety

- G. MATERIAL RACK**
is rated for 1,500 lb., is side forklift loadable, has swing-away rear cross bar and removable intermediate cross bars for loading taller items, and has tie down hooks to help secure your items
- H. 14" REMOVABLE SOLID STAKE SIDES**
secure within the platforms internal stake pockets
- I. 14" DROP DOWN REAR GATE**
double-panel contractor grade tailgate drops down a full 180 degrees for easy loading and unloading
- J. BLACK PAINT**
standard finish
- K. FULL-HEIGHT TAILBOARD**
at the rear of the above body toolboxes to separate the bed space



PCCR-12
*Body may be shown with optional features

FEATURES NOT SHOWN

- ALUMINUM TREAD PLATE ROCK GUARDS**
installed on the front of each underbody toolbox
- ELECTRODEPOSITION PRIME-PAINT SYSTEM**
provides superior corrosion resistance



REQUEST A QUOTE



Visit knapheide.com/quote and fill out the form to receive a quote and additional product information.

MODEL OPTIONS

CONCRETE

BODY MODEL	BODY LENGTH	BODY WIDTH	CHASSIS APPLICATION	FINISH PAINT COLOR	FLOOR MATERIAL	ABOVE BODY TOOLBOX DIMENSIONS	UNDERBODY TOOLBOX DIMENSIONS
PCCR-9	113"	95.75"	F-350-F-550 DRW	Black	1/8" tread plate steel	60"x18"x18"	36"x18"x18"
PCCR-12	149"	95.75"	F-350-F-550 DRW	Black	1/8" tread plate steel	96"x18"x18"	56"x18"x18"
PCCR-14	173"	95.75"	F-450-F-550 DRW	Black	1/8" tread plate steel	96"x18"x18"	60"x18"x18"

POPULAR OPTIONS

ALUMINUM TREAD PLATE ROCK GUARDS
installed on the front of each underbody toolbox

ELECTRODEPOSITION PRIME-PAINT SYSTEM
provides superior corrosion resistance



8' OR 10' UNDERBODY STORAGE COMPARTMENT



ALUMINUM TREAD PLATE TRIM

COMMITMENT TO CORROSION RESISTANCE

Corrosion won't be a concern when you buy quality Knapheide products. To give you the best corrosion protection, we utilize a state-of-the-art, custom-designed, 12-step, SST cathodic electrodeposition finishing system, called "E-Coat."

It bonds prime paint to steel by an electroplating process to give you a superior coat of primer, resulting in better corrosion protection compared to spraying methods.

This system allows us to create products with the highest level of corrosion resistance available.



FOLLOW US
LIKE US
TAG US



THREE YEAR, LIMITED TIME WARRANTY



NO RUST
THROUGH



FREE FROM
DEFECTS IN
WORKMANSHIP



FREE FROM
DEFECTS IN
MATERIALS

TO LEARN MORE VISIT
www.knapheide.com/warranty



NEVER SETTLE

If you are going to be a leader, it takes more than building a high-quality product. It means never being totally satisfied with that product, no matter how high quality it may be. It requires constant vigilance and a willingness to take a chance on something new. And it means exceeding expectations every time. As the industry changes, one thing never will—our commitment to making customers like you as productive and efficient as possible. We know you don't settle, and we don't either. That's why we want you never to settle for anything less than Knapheide on the back of your truck.

KNAPHEIDE. NEVER SETTLE.



The Knapheide Manufacturing Company
1848 Westphalia Strasse | Quincy, IL 62305
217-222-7131
www.knapheide.com

City of Davenport

Department: Finance
Contact Info: Chief Carlsten | 563-326-7942

Action / Date
9/28/2022

Subject:

Resolution awarding a contract for the purchase of 13 heart monitor/defibrillator devices to Zoll Medical Corporation of Chelmsford, Massachusetts in the amount of \$344,834.88, CIP #63017.
[All Wards]

Recommendation:

Adopt the Resolution.

Background:

This purchase is for 13 heart monitor/defibrillator devices. These new devices will fully replace the current aging stock of heart monitor/defibrillator units. Additionally, this purchase will assist in standardizing the technology used by local emergency medical services.

At no cost, the City of Davenport is a member of the Savvik Buying Group, a cooperative group that bids public safety items for members. Because of the volume created by purchases from several communities, the advantage is lower contracted prices. Zoll Medical Corporation was awarded the contract for Medical Equipment via Savvik contract number 2021-06.

The approximate total for this purchase is \$344,834.88. Funding for this purchase is from CIP #63017. These funds are from local option sales tax.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/14/2022 - 7:03 PM
Finance Committee	Merritt, Mallory	Approved	9/14/2022 - 7:04 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 12:07 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 purchase of 13 heart monitor/defibrillator devices to Zoll Medical Corporation of Chelmsford, Massachusetts in the approximate amount of \$344,834.88, CIP #63017.

WHEREAS, the Fire Department needs to replace aging units; and

WHEREAS, Zoll Medical Corporation of Chelmsford, Massachusetts was awarded a contract by Savvik Buying Group; and

WHEREAS, the applicable purchasing process was followed by Savvik resulting in a contract to Zoll Medical Corporation with the recommendation to award to Zoll Medical Corporation 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 of 13 heart monitor/defibrillator devices is hereby awarded to Zoll Medical Corporation of Chelmsford, Massachusetts in the approximate amount of \$344,834.88.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Chief Carlsten | 563-326-7942

Action / Date
9/28/2022

Subject:

Resolution awarding a contract for the sole source purchase of 11 cardio pulmonary resuscitation (CPR) devices to Physio Control of Redmond, Washington in the amount of \$149,536.89, CIP #63017. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

This purchase is for 11 Cardio Pulmonary Resuscitation (CPR) devices to replace aging units. The purchase is from Physio Control for their Lucas 3.1 device. Included in the purchase is hard cases, back plates, patient stabilizing straps, batteries, and chargers.

Lucas Devices has been used with great success by the Davenport Fire Department for about ten years. It is important for performance, technology, and ease of use that the DFD supplement the existing equipment with products from the same manufacturer. This is a sole source purchase from Physio Control of Redmond, Washington, as they are the global distributor for the Lucas Device.

The approximate total for this purchase is \$149,536.89. Funding for this purchase is from CIP #63017. These funds are from local option sales tax funding in the CIP.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/14/2022 - 7:02 PM
Finance Committee	Merritt, Mallory	Approved	9/14/2022 - 7:02 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 12:15 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 sole source purchase of 11 cardio pulmonary resuscitation (CPR) devices to Physio Control of Redmond, Washington in the amount of \$149,536.89, CIP #63017.

WHEREAS, the Fire Department needs to replace aging units; and

WHEREAS, Physio Control is the sole source authorized distributor of Lucas Devices for Davenport.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the sole source purchase of 11 cardio pulmonary resuscitation (CPR) is hereby awarded to Physio Control of Redmond, Washington in the amount of \$149,536.89.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Chad Dyson 563-326-7817

Action / Date
9/28/2022

Subject:

Resolution awarding a sole source contract for the Vander Veer Conservatory/Greenhouse Roof Repair project to Carlin Horticultural Supplies of Milwaukee, Wisconsin in the amount of \$178,956.29, CIP #23065 and #23075. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

The Vander Veer Conservatory/Greenhouse roof was severely damaged during the Derecho of 2020 and the Parks and Recreation Department has been looking for a permanent solution for the roof repairs ever since. They are currently using 2x4s and sand bags to hold the panels in place.

A greenhouse roof is very specialized. Parks and Recreation invited two local architect firms to visit the conservatory and see if they could help with a design. Both firms indicated it was out of their scope of work. They said they would suggest removing the entire roof and replacing it; however, the structural steel beams are secure and a complete removal would be unnecessary.

Based on suggestions, Carlin Horticultural Supplies, who specializes in horticultural buildings and supplies, is being recommended. They are headquartered in Milwaukee, Wisconsin with the regional sales rep located in Joliet, Illinois. There is a Sole Source on file with the Purchasing Division.

The proposal quote submitted by Carlin Horticultural Supplies will relieve the department from having to paint the greenhouse glass each year to protect the plants from strong heat.

The City attempted to process an Invitation to Bid for these repairs a few years ago. A pre-bid meeting was held so contractors could visit the building and assess the needs, and no bids were received.

Funding for this project is from two CIP accounts, #23065 and #23075, and is available from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/14/2022 - 7:04 PM
Finance Committee	Merritt, Mallory	Approved	9/14/2022 - 7:04 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 12:31 PM

Resolution No. _____

Resolution offered by Alderman Condon.

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

RESOLUTION awarding a sole source contract for the Vander Veer Conservatory/Greenhouse Roof Repair project to Carlin Horticultural Supplies of Milwaukee, Wisconsin in the amount of \$178,956.29, CIP #23065 and #23075.

WHEREAS, the City needs to contract for the Vander Veer Conservatory/Greenhouse Roof Repair project; and

WHEREAS, it has been determined that Carlin Horticultural Supplies of Milwaukee, Wisconsin is a sole source for this type of roof repair.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that a contract for the Vander Veer Conservatory/Greenhouse Roof Repair project is hereby awarded to Carlin Horticultural Supplies of Milwaukee, Wisconsin in the amount of \$178,956.29.

Passed and approved this 28th day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Department: Finance
Contact Info: Chad Dyson | 563-326-7817

Action / Date
9/28/2022

Subject:

Motion awarding a contract for the Goose Creek Restroom Installation project to WRS Construction Inc of Davenport, Iowa in the amount of \$86,354.86, CIP #64107. [Ward 8]

Recommendation:

Pass the Motion.

Background:

On August 11, 2022, an Invitation to Bid was issued and sent to contractors. On August 30, 2022 the Purchasing Division opened and read three (3) responsive and responsible bids. See attached bid tab.

The proposed improvements consist of installing a CXT precast restroom facility at Goose Creek Park and connecting new sanitary, water, and electrical service hook ups. Other work included in this contract shall include associated grading, sidewalk, and surface restoration.

Funding for this project is from the CIP #64107 Goose Creek Restroom. These funds come from the sale of general obligation bonds.

ATTACHMENTS:

Type	Description
▢ Backup Material	Bid Tab

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Merritt, Mallory	Approved	9/15/2022 - 12:55 PM
Finance Committee	Merritt, Mallory	Approved	9/15/2022 - 12:56 PM
City Clerk	Admin, Default	Approved	9/15/2022 - 1:08 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: Goose Creek Restroom Installation

BID NUMBER: 23-19

OPENING DATE: August 30, 2022

FUNDING: 74133682 530350 64107 Goose Creek Restroom

RECOMMENDATION: Award the contract to WRS Construction Inc. of Davenport, Iowa

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
WRS Construction Inc of Davenport, IA	\$86,351.86
Miller Trucking & Excavating of Silvis, IL	\$95,836.90
Bill Bruce Builders Inc of Eldridge, IL	\$146,972.58

Approved By Kari Sheren 09/14/2022
Purchasing Date

Approved By Chad Dyr 9/14/22
Dept Director Date

Approved By Buck G 9-14-22
Budget/CIP Date

Approved By William J. Yernitt 9/15/2022
Assist. City Administrator/ CFO Date

City of Davenport

Department: City Clerk

Contact Info: Alderman Jobgen and Alderman Ortiz | 563-888-2066

Action / Date
9/21/2022

Subject:

Motion for suspension of the rules to vote on the item below.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	9/20/2022 - 4:32 PM

City of Davenport

Department: Public Safety
Contact Info: Brian Krup | 563-326-6163

Action / Date
9/28/2022

Subject:

Resolution approving the following street closure on the listed date and time to hold an outdoor event.

St. Paul the Apostle Catholic School; Back to School Block Party; 1007 East Rusholme Street; Saturday, September 24, 2022 12:00 p.m. - 10:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]

Recommendation:

Adopt the Resolution.

Background:

Per the City's Special Events Policy, City Council will approve street, lane, and public ground closures based on the recommendation of the Special Events Committee.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution
▢ Backup Material	St. Paul the Apostle Back to School Closure Map

REVIEWERS:

Department	Reviewer	Action	Date
Public Safety	Admin, Default	Approved	9/16/2022 - 11:55 AM

Resolution No. _____

Resolution offered by Alderman Jobgen and Alderman Ortiz.

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

RESOLUTION approving the following street closure on the listed date and time to hold an outdoor event.

*St. Paul the Apostle Catholic School; Back to School Block Party; 1007 East Rusholme Street; Saturday, September 24, 2022 12:00 p.m. - 10:00 p.m.; **Closure:** East Rusholme Street from Arlington Avenue to Carey Avenue. [Ward 5]*

WHEREAS, the City, through its Special Events Policy, has accepted the above application for an event on the listed date and time that is requesting a street closure; and

WHEREAS, upon review of the application, it has been determined that said public ground will need to be closed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa that the above public ground closure is hereby approved and staff is directed to proceed with the closure.

Passed and approved this 21st day of September, 2022.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

St. Paul the Apostle Back to School Block Party

