

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, August 11, 2021

The City Council of Davenport, Iowa met in regular session on Wednesday, August 11, 2021 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Mike Matson presiding and all Aldermen present (Alderman Dunn, Alderman Dohrmann, Alderwoman Lee, Alderwoman Meginnis, Alderman Gripp, Alderman Condon, Alderman Miller, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ambrose).

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Ambrose

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for July 28, 2021.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for August 4, 2021.

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, August 4, 2021 -- The Council observed a moment of silence. Pledge of Allegiance led by Alderman Jobgen. The Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding and all Aldermen present (Alderman Dunn, Alderman Dohrmann, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Miller, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ambrose).

*The following Public Hearings were held: **Public Works:** 1) on the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Alley Reconstruction project from 1310 Kirkwood Boulevard to 1810 Esplanade Avenue, pending HUD approval, Project #BG250; 2) on the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Alley Reconstruction project for the Pershing Avenue and Tremont Avenue alleys, pending HUD approval, Project #BG250; and 3) on the plans, specifications, form of contract, and estimate of cost for the Hillandale Road and Research Parkway Intersection Improvement Project, CIP #35058.*

*Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Ambrose item #1, Third Consideration: Ordinance for Case REZ21-01 being the request of Dan Lorentzen on behalf of Rock Church Ministries Inc to rezone Lot 2 of Nims Acres from S-OS Open Space District to R-1 Single-Family Residential District with a note that Plan and Zoning Commission recommends denial, and item #3, Motion approving the appeal of the Design Review Board's denial of Case DR20-35: Request for Design Approval for unscreened HVAC at Modern Woodmen Park | 209 South Gaines Street (City of Davenport, petitioner), moved to the Discussion Agenda and the remaining item moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. Alderman Ambrose introduced a motion to suspend the rules and pass item #1 on second consideration at next week's City Council meeting. The motion was seconded by Alderman Jobgen, and upon the roll being called, passed with Alderman Dunn, Alderman Condon, Alderman Miller, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ambrose voting aye and*

*Alderman Dohrmann, Alderwoman Meginnis, Alderwoman Lee, and Alderman Gripp voting nay. On motion by Alderwoman Dickmann, second by Alderman Ambrose item #2, Second Consideration: Ordinance amending Schedule XI of Chapter 10.96 entitled "Resident Parking Only" by adding 16th Street along the north side from 70 feet east of Division Street, east 25 feet, was moved to the Discussion Agenda with a recommendation for suspension of the rules and passage of third consideration and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Dohrmann, second by Alderwoman Dickmann all items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderman Miller, second by Alderwoman Dickmann item #4, Resolution accepting the annual Byrne Justice Assistance Grant (JAG) from the federal government for 2021-2022 in the amount of \$88,440, was requested by staff to have the rules suspended to vote later on the agenda and all other items moved to the Consent Agenda.*

Other Ordinances, Resolutions and Motions: On motion by Alderman Ambrose, second by Alderman Jobgen with all Aldermen present voting aye, the rules were suspended to discuss and vote on the listed item. On motion by Alderman Ambrose, second by Alderman Gripp with all Aldermen present voting aye, the following Resolution was adopted:

*1. Resolution accepting the annual Byrne Justice Assistance Grant (JAG) from the federal government for 2021-2022 in the amount of \$88,440. [All Wards] **ADOPTED 2021-296***

*Council adjourned at **6:32 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Appointments

APPROVED 2021-297

1. Design Review Board

- Karla Anderson (new appointment)
- Tori Tebbitt (new appointment)
- Mark Mirr (new appointment)

2. Scott County Public Safety Authority

- Carlton Wills (new appointment)

B. Proclamations

ISSUED 2021-298

1. Water and Wastewater Workers of Iowa Week | August 15 - August 21, 2021

2. Water Quality Stewardship Month | August 2021

IX. Presentations

HELD

A. Project Scrabble Recognition

X. Petitions and Communications from Council Members and the Mayor

XI. Individual Approval of Items on the Discussion Agenda

Alderman Gripp introduced a motion to amend the effective date language of the Ordinance to make it effective upon publication and the recording of an easement for ingress, egress, and utilities previously approved by City staff; additionally, this Ordinance shall become null and void, if such an easement is not recorded in the Office of the Scott County Recorder by

December 31, 2021. The motion was seconded by Alderman Ambrose, and upon the roll being called, passed with all Aldermen present voting aye.

On motion by Alderman Ambrose, second by Alderman Jobgen with all Aldermen present voting aye except Alderman Jobgen, Alderwoman Dickmann, and Alderwoman Lee, the following Ordinance failed as 8 votes were required due to Plan and Zoning Commission's recommendation for denial.

1. Third Consideration: Ordinance for Case REZ21-01 being the request of Dan Lorentzen on behalf of Rock Church Ministries Inc to rezone Lot 2 of Nims Acres from S-OS Open Space District to R-1 Single-Family Residential District. [Ward 7] **FAILED**

On motion by Alderman Ambrose, second by Alderman Jobgen with all Aldermen present voting aye, the below Ordinance moved to third consideration.

Committee of the Whole recommended suspension of the rules and passage of third consideration. Moved by Alderman Ambrose, seconded by Alderman Jobgen with all Aldermen present voting aye except Alderman Gripp, Alderman Dohrmann, Alderwoman Meginnis, and Alderman Miller, the motion for suspension of the rules failed due to lack of a super majority.

2. Second Consideration: Ordinance amending Schedule XI of Chapter 10.96 entitled "Resident Parking Only" by adding 16th Street along the north side from 70 feet east of Division Street, east 25 feet. [Ward 4] **MOVED TO THIRD CONSIDERATION**

On motion by Alderman Ambrose, second by Alderman Gripp with all Aldermen present voting aye except Alderman Miller and Alderman Condon, the following Motion passed, overturning the Design Review Board's decision:

3. Motion approving the appeal of the Design Review Board's denial of Case DR20-35: Request for Design Approval for unscreened HVAC at Modern Woodmen Park | 209 South Gaines Street (City of Davenport, petitioner). [Ward 3] **PASSED 2021-299**

XII. Approval of All Items on the Consent Agenda

On motion by Alderman Ambrose, second by Alderman Gripp with all Aldermen present voting aye, the Consent Agenda was approved as follows:

1. First Consideration: Ordinance amending Schedule XI of Chapter 10.96 entitled "Resident Parking Only" by adding 12th Street along the south side in front of 1701 East 12th Street. [Ward 5] **MOVED TO SECOND CONSIDERATION**

2. Resolution setting a Public Hearing on the proposed conveyance of City-owned property, 1006 Warren Street, parcel G0035-41 (Yoshis Place LLC, petitioner). [Ward 4]

ADOPTED 2021-300

3. Resolution approving the City's grant application to the Iowa Department of Transportation's "Traffic Safety Improvement Program" for a traffic safety study at the intersection of Brady

Street and 65th Street/Veterans Memorial Parkway and authorizing the Mayor to sign the application. [Ward 8] **ADOPTED 2021-301**

4. Resolution approving street, lane, or public ground closures on the listed dates and times to hold outdoor events. **ADOPTED 2021-302**

Downtown Davenport Partnership; Alternating Currents; Downtown; 6:00 a.m. Thursday, August 19, 2021 - 12:00 p.m. Sunday, August 22, 2021; **Closure:** Dillon Fountain East parking lot | 100 West River Drive. [Ward 3]

Palmer College of Chiropractic; Homecoming; 1000 Brady Street; 6:00 a.m. Wednesday, September 15, 2021 through 10:00 p.m. Sunday, September 19, 2021; **Closure:** two easternmost travel lanes on Brady Street from 8th Street to Palmer Drive. [Ward 3]

Mississippi Valley Blues Society; 2021 Mississippi Valley Blues Festival; LeClaire Park; 10:00 a.m. Thursday, September 16, 2021 through 12:00 p.m. Sunday, September 19, 2021; **Closures:** Harrison and Ripley Streets south of River Drive. [Ward 3]

Angie Logan; Cresthill Drive Neighborhood Block Party; 7019 Cresthill Drive; Saturday, September 25, 2021 4:00 p.m. - 9:00 p.m.; **Closure:** Cresthill Drive from Brookview Lane to 6833 Silvercreek Drive. [Ward 8]

5. Resolution approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Alley Reconstruction project from 1310 Kirkwood Boulevard to 1810 Esplanade Avenue, pending HUD approval, Project #BG250. [Ward 5] **ADOPTED 2021-303**

6. Resolution approving the plans, specifications, form of contract, and estimate of cost for the CDBG Alley Program: Alley Reconstruction project for the Pershing Avenue and Tremont Avenue alleys, pending HUD approval, Project #BG250. [Ward 3] **ADOPTED 2021-304**

7. Resolution approving the plans, specifications, form of contract, and estimate of cost for the Hillandale Road and Research Parkway Intersection Improvement Project, CIP #35058. [Ward 8] **ADOPTED 2021-305**

8. Resolution approving a preconstruction agreement with the Iowa Department of Transportation for the bridge deck replacement on Division Street over Interstate 80. [Ward 8] **ADOPTED 2021-306**

9. Resolution accepting work completed under the Duck Creek Trail Resurfacing (Division Street to Marquette Street) project by Manatt's Inc - Eastern Iowa Division of Camanche, Iowa in the amount of \$154,966.77, CIP #28022. [Ward 7] **ADOPTED 2021-307**

10. Resolution awarding the contract for the 2021 Crack and Seal Program to Hawkeye Paving Corporation of Bettendorf, Iowa in the amount of \$857,986.50, CIP #35053. [Wards 4 & 6] **ADOPTED 2021-308**

11. Resolution awarding the blanket contract for the purchase of hot mix asphalt to Manatts Inc - Eastern Iowa Division of Camanche, Iowa and RiverStone Group Inc of Davenport, Iowa, CIP #35051. [All Wards] **ADOPTED 2021-309**

12. Resolution approving a contract for the purchase of a 100-foot platform fire truck from Sutphen Corp of Amlin, Ohio in the amount of approximately \$1,322,304.96, CIP #24021. [All Wards] **ADOPTED 2021-310**

13. Resolution accepting the 2020-2021 (year two of three) AmeriCorps Program grant from the Corporation for National and Community Services in the amount of \$498,772 and authorizing the Finance Director or designee to sign the grant agreement to be managed and implemented by the Davenport Parks and Recreation Department. [All Wards] **ADOPTED 2021-311**

14. Resolution establishing the dates and times for the annual Halloween parade and trick-or-treating as Saturday, October 30, 2021 6:30 p.m. and Sunday, October 31, 2021 4:30 p.m. - 7:00 p.m., respectively. [All Wards] **ADOPTED 2021-312**

15. Motion approving noise variance requests for events on the listed dates and times. **PASSED 2021-313**

Downtown Davenport Partnership; Alternating Currents; Various locations Downtown (see attached lists for locations and schedule); until midnight each night Thursday, August 19, 2021 - Sunday, August 22, 2021; Outdoor music/band, over 50 dBA. [Ward 3]

Hope at the Brick House; Neighborhood Block Party; 1431 Ripley Street; Friday, August 20, 2021 6:00 p.m. - 8:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 4]

Jeremy Nemmers; Neighborhood Party; 849 Colony Drive; Saturday, August 21, 2021 4:00 p.m. - 8:30 p.m.; Outdoor music/band, over 50 dBA. [Ward 7]

Brittany Fleming; Glendale Neighborhood Block Party; 4007 Glendale Boulevard; Saturday, September 11, 2021 5:00 p.m. - 9:00 p.m.; Outdoor music/band, over 50 dBA. [Ward 6]

Mississippi Valley Blues Society; 2021 Mississippi Valley Blues Festival; LeClaire Park; 2:00 p.m. - 11:00 p.m. Friday, September 17, 2021 and 10:00 a.m. - 11:00 p.m. Saturday, September 18, 2021; Outdoor music/band, over 50 dBA. [Ward 3]

Angie Logan; Cresthill Drive Neighborhood Block Party; 7019 Cresthill Drive; Saturday, September 25, 2021 5:00 p.m. - 8:30 p.m.; Outdoor music/band, over 50 dBA. [Ward 8]

16. Motion approving beer and liquor license applications. **PASSED 2021-314**

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

Ward 3

Toasted (Yolked, Inc) - 118 E 4th St - License Type: Class C Liquor

Ward 6

Tequila's Bar & Lounge (Campos Sisters, Inc) – 1720 E Kimberly Rd – Outdoor Area – License Type: Class C Liquor

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

Ward 5

Eleven17 (BIG DILL, Inc) - 1117 Mound St - Outdoor Area - License Type: Class C Liquor

Ward 8

Holiday Inn Express Hotel and Suites (Davenport Lodging Associates, LLC) - 401 Veterans Memorial Pkwy - License Type: Class B Liquor

Thunder Bay Grille (Thunder Bay Grille, LLC) - 6511 Brady St - Outdoor Area - License Type: Class C Liquor

17. Motion awarding the blanket contract for the purchase of calcium chloride for the 2021-2022 winter season to Sicalco Ltd of Hinsdale, Illinois as the primary provider, and Jerico Services Inc of Indianola, Iowa as the backup provider. [All Wards] **PASSED 2021-315**

18. Motion ratifying Change Order #5 for the Blackhawk Creek Stabilization project contract with Five Cities Construction of Coal Valley, Illinois in the amount of \$68,270.61, CIP #33038. [Ward 1] **PASSED 2021-316**

XIII. Other Ordinances, Resolutions and Motions

On motion by Alderman Ambrose, second by Alderman Dunn with all Aldermen present voting aye, the rules were suspended to add and vote on the item below.

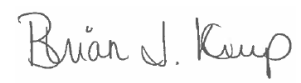
On motion by Alderman Dunn, second by Alderwoman Meginnis with all Aldermen present voting aye, the following Motion passed:

Motion awarding the contract for the Auxiliary Site fencing to Lovewell Fence of Davenport, Iowa in the amount of \$72,925, CIP #23068. [Ward 1] **PASSED 2021-317**

XIV. Public with Business

XV. Reports of City Officials

XVI. Adjourn | 6:42 p.m.

A handwritten signature in dark ink, reading "Brian J. Krup". The signature is written in a cursive style with a large, stylized "B" and "K".

Brian J. Krup
Deputy City Clerk