

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, August 9, 2023

The City Council of Davenport, Iowa met in regular session on Wednesday, August 9, 2023 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Matson presiding and all Aldermen present except Alderwoman Dickmann (Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Cornette, Alderman Jobgen, and Alderman Ortiz).

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Gripp

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for July 26, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for August 2, 2023.

CITY HALL, 226 WEST 4TH STREET, COUNCIL CHAMBERS, Davenport, Iowa, Wednesday, August 2, 2023 -- The Davenport City Council met in Committee of the Whole at 5:30 p.m. with Mayor Matson presiding. The Council observed a moment of silence. Pledge of Allegiance led by Alderwoman Lee. Upon the roll being called, all Aldermen were present (In person: Alderman Dunn, Alderman Kelly, Alderwoman Meginnis, Alderwoman Lee, Alderman Gripp, Alderman Condon, Alderman Cornette, Alderman Jobgen, and Alderman Ortiz; Via telephone: Alderwoman Dickmann).

*The following Public Hearings were held: **Community Development:** 1. for Case REZ23-02 being the request of RIVALDD Farms, Inc to rezone approximately 231.26 acres of land located south of Slopertown Road and west of Hillandale Road from S-AG Agricultural District to I-1 Light Industrial District; and 2. for Case ROW23-03 being the request of William Taylor to vacate approximately 101 feet of unimproved right-of-way of Emerald Drive in Crystal Creek 8th Addition.*

*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 Dunn all items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. On motion by Alderwoman Lee, second by Alderman Dunn the annual liquor license renewal for Hawkeye Sports Bar & Grill under item #4 moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Condon all items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed the one item listed. On motion by Alderman Cornette, second by Alderman Dunn the item moved to the Consent Agenda.*

*Council adjourned at **6:23 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Proclamations

ISSUED 2023-339

1. Water and Wastewater Workers of Iowa Week | August 20 - 26, 2023

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

1. On motion by Alderman Dunn, second by Alderwoman Meginnis and all Aldermen present voting aye except Alderwoman Lee with Alderman Ortiz abstaining, the following Motion passed:

Motion approving a beer and liquor license application.

PASSED 2023-340

A. Annual license renewal (with outdoor area renewal as noted):

Ward 8

Hawkeye Sports Bar & Grill (Ortiz Holdings, LLC) - 4646 Cheyenne Avenue - Outdoor Area - License Type: Class C Liquor (On-Premises)

XI. Approval of All Items on the Consent Agenda

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

1. Third Consideration: Ordinance amending Schedule XI Resident Parking Only of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding East Lombard Street along the frontages of 2337, 2342, 2343, and 2347 East Lombard Street thereto. [Ward 5]

ADOPTED 2023-341

ORDINANCE NO. **2023-341**

AN ORDINANCE AMENDING SCHEDULE XI RESIDENT PARKING ONLY OF CHAPTER 10.96 ENTITLED "SCHEDULES" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY ADDING EAST LOMBARD STREET ALONG THE FRONTAGES OF 2337, 2342, 2343, AND 2347 EAST LOMBARD STREET THERETO.

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

East Lombard Street along the frontages of 2337, 2342, 2343, and 2347 East Lombard Street.

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

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

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

Adopted 8/9/2023: Mike Matson, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Second Consideration: Ordinance amending Chapter 13.34 entitled "Stormwater Management" of the Municipal Code of Davenport, Iowa by amending various sections thereto by updating acceptable software programs utilized for stormwater calculations, providing clarification on easement verbiage, aligning the fee schedule with other Municipal Code

chapters, removing outdated sections, and outlining bonding procedures for landscaping and vegetation. [All Wards] **MOVED TO THIRD CONSIDERATION**

3. First Consideration: Ordinance for Case REZ23-02 being the request of RIVALDD Farms, Inc to rezone approximately 231.26 acres of land located south of Slopertown Road and west of Hillandale Road from S-AG Agricultural District to I-1 Light Industrial District. [Ward 8]

MOVED TO SECOND CONSIDERATION

4. First Consideration: Ordinance for Case ROW23-03 being the request of William Taylor to vacate approximately 101 feet of unimproved right-of-way of Emerald Drive in Crystal Creek 8th Addition [Ward 1]

MOVED TO SECOND CONSIDERATION

5. Resolution approving Case F23-02 being the request of Payne Properties LLC for a final plat of Payne Properties Subdivision, a 2-lot subdivision on 1.7 acres located at 1814 East Locust Street. [Ward 5]

ADOPTED 2023-342

6. Resolution approving street, lane, or public ground closures on the listed dates and times for outdoor events. **ADOPTED 2023-343**

Teri Logan; Thornwood Good Neighbor Picnic; 1018 North Thornwood Avenue; 2:00 p.m. - 8:00 p.m. Saturday, August 12, 2023; **Closure**: North Thornwood Avenue from North Lincoln Avenue to W Stubbs Lane. [Ward 3]

Heather Davis; Arlington Avenue Chili Cookoff Block Party; 3114 Arlington Avenue; 1:00 p.m. - 7:00 p.m. Saturday, September 9, 2023; **Closure**: Arlington Avenue from East 30th Street to the end of Arlington Circle; East 32nd Street between the north-south alleys east and west of Arlington Avenue. [Ward 5]

Coffee House; Party on the Patio Music Festival; 1315 Jersey Ridge Road; 10:00 a.m. - 9:00 p.m. Saturday, September 16, 2023; **Closure**: Busch Avenue from Middle Road south to just past 1315 Jersey Ridge Road. [Ward 5]

Angie Logan; Cresthill Drive Block Party; 7019 Cresthill Drive; 5:00 p.m. - 10:00 p.m. Saturday, September 23, 2023; **Closure**: Cresthill Drive from Silver Creek Drive to Brookview Lane. [Ward 8]

Sweet Delite Ice Cream; Car Show Cruise In; 1901 West 4th Street; 3:00 p.m. - 9:00 p.m. Saturday, September 30, 2023; **Closure**: North Howell Street from West 3rd Street to West 4th Street. [Ward 3]

Scott County Family Y; 37th Annual Turkey Trot; 630 East 4th Street; Thursday, November 23, 2023; **Closures**: 3:00 a.m. - 11:00 a.m. 4th Street from River Drive to Main Street; 7:30 a.m. - 10:30 a.m. Main Street from 4th Street to Lombard Street; Lombard Street from Harrison Street to Brady Street; westernmost lane on Brady Street from Lombard Street to Central Park Avenue; southernmost lane on Central Park Avenue from Brady Street to Harrison Street; easternmost lane on Harrison Street between Central Park Avenue and Lombard Street. [Wards 3 & 5]

7. Resolution accepting work completed under the Silver Creek (West of Wisconsin Avenue) Stabilization project by Rittmer, Inc of DeWitt, Iowa in the amount of \$288,435.98, CIP #33041. [Ward 2] **ADOPTED 2023-344**

8. Resolution accepting work completed under the Northwest Boulevard at North Division Street Left Turn Lanes project by Langman Construction Inc of Rock Island, Illinois in the amount of \$453,818.03, CIP #38009. [Ward 8] **ADOPTED 2023-345**

9. Resolution awarding a contract for the Engine #1 overhaul at the Water Pollution Control Plant to Altorfer, Inc of Davenport, Iowa in an amount not to exceed \$151,333. [Ward 1] **ADOPTED 2023-346**

10. Resolution awarding a contract for the Duck Creek Trail Mill and Overlay project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$211,804.77, CIP #28030. [Ward 7] **ADOPTED 2023-347**

11. Resolution awarding a contract for the Warren Street Storm Sewer Improvements project to Langman Construction, Inc of Rock Island, Illinois in the amount of \$311,891.40, CIP #33016. [Ward 3] **ADOPTED 2023-348**

12. Resolution awarding a contract for the South Clark Street (Rockingham Road to Black Hawk Creek) Rehabilitation project to Langman Construction, Inc of Rock Island, Illinois, in the amount of \$576,682.96, CIP #35062. [Ward 1] **ADOPTED 2023-349**

13. Resolution approving a five-year purchase of police enterprise software and technology from Axon Enterprise, Inc of Scottsdale, Arizona in the amount of \$2,051,000.52. [All Wards] **ADOPTED 2023-350**

14. Motion approving noise variance requests for the listed dates and times for outdoor events. **PASSED 2023-351**

Heather Davis; Arlington Avenue Chili Cookoff Block Party; 3114 Arlington Avenue; 2:00 p.m. - 7:00 p.m. Saturday, September 9, 2023; Outdoor music, over 50 dBA. [Ward 5]

Angie Logan; Cresthill Drive Block Party; 7019 Cresthill Drive; 5:00 p.m. - 9:00 p.m. Saturday, September 23, 2023; Outdoor music, over 50 dBA. [Ward 8]

Coffee House; Party on the Patio Music Festival; 1315 Jersey Ridge Road; 6:00 p.m. - 9:00 p.m. Friday, September 15, 2023; 10:00 a.m. - 9:00 p.m. Saturday, September 16, 2023; and 5:00 p.m. - 8:00 p.m. Sunday, September 17, 2023; Outdoor acoustic music/bands, over 50 dBA. [Ward 5]

Sweet Delite Ice Cream; Car Show Cruise In; 1901 West 4th Street; 3:00 p.m. - 9:00 p.m. Saturday, September 30, 2023; Outdoor music, over 50 dBA. [Ward 3]

15. Motion approving beer and liquor license applications. **PASSED 2023-352**

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

Ward 3

Palmer College of Chiropractic (Palmer College Foundation) - 1005 Main Street - Temporary Event with Outdoor Area September 13-16 – License Type: Special Class C Beer/Wine (On-Premises)

Palmer College of Chiropractic (Palmer College Foundation) - 1001 North Brady Street - Temporary Event with Outdoor Area September 13-16 - License Type: Special Class C Beer/Wine (On-Premises)

Palmer College of Chiropractic (Palmer College Foundation) - 1000 North Brady Street - Temporary Event with Outdoor Area September 13-16 - License Type: Special Class C Beer/Wine (On-Premises)

RiverCenter/Adler Theatre (VenuWorks of Davenport, LLC) - 136 East 3rd Street - Extended Outdoor Area August 18-19 - License Type: Class C Liquor (On-Premises)

Stompbox Brewing (JPX2ME, LLC) - 210 East River Drive #101 – Extended Outdoor Area August 18-20 - License Type: Class C Liquor (On-Premises)

Ward 6

The Coffee House QC (Area 309 Coffee, LLC) - 1315 Jersey Ridge Road - License Type: Special Class C Beer/Wine (On-Premises)

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

Ward 3

Mary's on 2nd (Birdland, Inc) - 832 West 2nd Street - Outdoor Area – License Type: Class C Liquor (On-Premises)

Ward 7

Corny Beer Store, LLC (Corny Beer Store, LLC) - 5220 Grand Avenue - License Type: Class C Beer (Carry-Out)

XII. Other Ordinances, Resolutions and Motions

XIII. Public with Business

XIV. Reports of City Officials

XV. Adjourn **6:52 p.m.**



Brian J. Krup
Deputy City Clerk