

COMMITTEE OF THE WHOLE

City of Davenport, Iowa

Wednesday, August 5, 2020; 5:30 PM

City Hall, 226 W 4th St, Council Chambers

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. City Administrator Update

VI. Public Hearings

A. Public Works

1. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053. [Ward 3]
2. Public Hearing on the plans, specifications, form of contract, and estimate of cost for the RiverCenter South Roof Replacement project, CIP #69028. [Ward 3]

B. Finance

1. Public Hearing regarding the adoption, with amendments, of the International Code Council's 2015 International Fire Code as Chapter 15.32 of the Davenport Municipal Code. [All Wards]

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. Third Consideration: Ordinance for Case REZ20-05 being the request of Rev. Richard Hayslett to rezone 508-510 Marquette St from R-4C, Single- and Two-Family Central Residential District, to C-1, Neighborhood Commercial District. [Ward 3]
2. Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. on the proposed conveyance of City-owned parcels H0023-33, 1412 W 14th St, to Kerry and Misha Davis, petitioners; and A0060-21, 1619 W Pleasant St, to Brealynn and Donald Dickerson, petitioners. [Ward 4]

II. Motion recommending discussion or consent for Community Development items

PUBLIC SAFETY

Ray Ambrose, Chair; Ben Jobgen, Vice Chair

III. PUBLIC SAFETY

1. Second Consideration: Ordinance amending Schedule XIII of Chapter 10.96 entitled "7-Ton Truck Restrictions" by adding 59th St from Main St to 61st St. [Ward 8]
2. Resolution approving the following street, lane, or public ground closures on the listed dates and times to hold an outdoor event.

Eric Hayes; Graduation Party; 1451 W 13th St; Saturday, August 22, 2020 1:00 p.m. - 9:30 p.m.; **Closure:** east-west alley from Fillmore St to Washington Ave between W 12th St and W 13th St. [Ward 4] ****Pending additional signatures***

Tim Shea; Eastern Avenue Farms Block Party; Belle Ct; Sunday, September 6, 2020 12:00 p.m. - 9:30 p.m.; **Closure:** Belle Ct from E 61st St to Parkview Ln. [Ward 8]

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

Uncle Norm's Fireworks; Fireworks Show after Rodeo; Mississippi Valley Fairgrounds 2815 W Locust St; Saturday, August 8, 2020 9:00 p.m. - 10:00 p.m.; Fireworks, over 50 dBa. [Ward 4]

TO BE VOTED ON LATER ON THE AGENDA

Eric Hayes; Graduation Party; 1451 W 13th St; Saturday, August 22, 2020 3:00 p.m. - 9:00 p.m.; Outdoor music, over 50 dBa. [Ward 4] ****Pending additional signatures***

Timm Dalman; Festival of Praise; LeClaire Park; Saturday, September 5, 2020 5:00 p.m. - 11:00 p.m.; Outdoor music, over 50 dBa. [Ward 3]

Tim Shea; Eastern Avenue Farms Block Party; Belle Ct; Sunday, September 6, 2020 12:00 p.m. - 9:30 p.m.; Outdoor music, over 50 dBa. [Ward 8]

4. Motion approving beer and liquor license applications.

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

Ward 1

Kwik Shop #579 (Kwik Shop, Inc) - 2805 Telegraph Rd - License Type: E Liquor

Veterans of Foreign Wars, F.W. Galbraith Post #828 (Veterans of Foreign Wars, F.W. Galbraith Post #828) - 101 S Linwood Ave - License Type: A Liquor

Ward 2

Casey's General Store #2092 (Casey's Marketing Company) - 6278 North Pine St -

License Type: C Beer

Ward 3

Express Lane Gas & Food Mart (Expresslane Inc) - 1139 Brady St - License Type: C Beer

Frick's Tap (LBLN, LLC) - 1402 W 3rd St - Outdoor Area - License Type: C Liquor

Mary's on 2nd (Birdland, Inc) - 832 W 2nd St - Outdoor Area - License Type: C Liquor

The Office (Local 563 Cocktail Lounge, LLC) - 116 W 3rd St - Outdoor Area - License Type: C Liquor

Ward 4

The Putnam (Putnam Museum and Science Center) - 1717 W 12th St - Outdoor Area - License Type: C Liquor

Smokin' Joe's Tobacco and Liquor Outlet #2 (The Outlet Inc) - 1606 W Locust St - License Type: E Liquor

Ward 5

Kwik Shop #588 (Kwik Shop, Inc) - 1136 E Locust St - License Type: E Liquor

Ward 6

Northgate Place (Hy-Vee, Inc) - 1815 E Kimberly Rd - Outdoor Area - License Type: C Liquor

Ward 7

Famous Dave's (Elmore Foods, LLC) - 1110 E Kimberly Rd - License Type: C Liquor

Hooters of Davenport (HOA Restaurant Holder, LLC) - 110 E Kimberly Rd - Outdoor Area - License Type: C Liquor

Phil & Larry's Saloon (P & L, Inc.) - 4811 N Brady St, Ste 2 - Outdoor Area - License Type: C Liquor

Ridhi Rose Mart LLC (Ridhi Rose Mart LLC) - 3417 Harrison St - License Type: C Beer

IV. Motion recommending discussion or consent for Public Safety items

PUBLIC WORKS

Rick Dunn, Chair; Matthew Dohrmann, Vice Chair

V. PUBLIC WORKS

1. Second Consideration: Ordinance amending Chapter 16.28.050 entitled "Improvement - Sewers" of the Davenport Municipal Code. By amending section 16.28.060 thereto relating to the City collecting compensation for televising services performed in the process of sanitary sewer acceptance. [All Wards]
2. First Consideration: Ordinance amending Chapter 15.08.300 of the Davenport Municipal Code entitled "Permits." [All Wards]
3. First Consideration: Ordinance amending Chapter 15.16 of the Davenport Municipal Code entitled "Electrical Code." [All Wards]
4. Resolution of acceptance for the Public Works High Bay Roof Replacement project Bid #20-104, CIP #23033. [Ward 7]
5. Resolution approving a contract for the Northwest Blvd at N Division Left Turn Lanes project to Langman Construction Inc of Rock Island, IL in the amount of \$431,395.50, CIP #38009. [Ward 8]
6. Resolution approving the proposed Resolution of Necessity for the 2020 Alley Resurfacing Program covering the north-south alley between Pershing Ave and Iowa St from E Columbia Ave to E Garfield St. [Ward 5]
7. Resolution awarding the contract for the 13th Street Reconstruction - Zenith to Stark and Zenith to Waverly project to Five Cities Construction Company of Coal Valley, IL in the amount of \$645,090.25, CIP #35047. [Ward 1]
8. Resolution awarding the contract for the Fire Training Site Preparation project to Valley Construction Company of Rock Island, IL in the amount of \$367,948, CIP #23048. [All Wards]
9. Resolution approving the one-year contract for the Long-Line Painting 2020-2021 project to Ostrom Painting & Sandblasting Inc of Rock Island, IL in the amount of \$172,302. [All Wards]
10. Resolution approving the plans, specifications, form of contract, and estimate of cost for the RiverCenter South Roof Replacement project, CIP #69028. [Ward 3]
11. Resolution approving the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053. [Ward 3]
12. Motion approving the plans, specifications, form of contract, and estimate of cost for the 51st St Culvert Reconstruction Project, CIP #33046. [Ward 8]
13. Motion approving the plans, specifications, form of contract, and estimate of cost for the 6th & Vine Traffic Circle, CIP #38012. [Ward 3]
14. Motion approving a lease extension between the Izaak Walton League of America and the Davenport Municipal Airport through February 28, 2025. [Ward 8]

VI. Motion recommending discussion or consent for Public Works items

FINANCE

JJ Condon, Chair; Patrick Peacock, Vice Chair

VII. FINANCE

1. Second Consideration: Ordinance amending Chapter 15.32 of the Davenport Municipal Code titled "Uniform Fire Code" to adopt the International Code Council's 2015 International Fire Code with amendments. [All Wards]
2. Resolution authorizing and approving a Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of \$8,249,000 Sewer Revenue Bonds, Series 2020. [All Wards]
3. Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel W0453-OLD to the owners of 3207 Fieldcrest Dr, the adjacent parcel to the northeast. [Ward 2]
4. Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel X1101B06B to the owners of 927 W 60th St, the adjacent parcel to the north. [Ward 8]
5. Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel F0046-16 to Francisco Brown, petitioner. [Ward 3]
6. Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel G0038-36B, located on the north side of the 300 block of W 9th St, to Lisa Avila, owner of 908 Harrison St. [Ward 3]
7. Motion authorizing the Mayor to sign Intergovernmental 28D Agreements with the Davenport Community School District for the assignment of a School Liaison Officer and a School Resource Officer. [All Wards]
8. Motion authorizing payment to Bi-State Regional Commission for FY21 member dues in the amount of \$51,338. [All Wards]

VIII. Motion recommending discussion or consent for Finance items

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

1. Teledyne Instruments - lab equipment - Amount: \$10,957
2. Intrado Interactive Services - Civic Live renewal - Amount: \$12,000
3. Labworks - lab equipment - Amount \$12,747
4. Partners of Scott County Watersheds - program funding - Amount: \$13,500
5. McDonald, Woodward & Carlson - settlement - Amount: \$13,500
6. Iowa League of Cities - FY21 membership dues - Amount: \$19,913
7. Road Machinery & Supplies - pump for water tank truck E399 - Amount: \$20,798.18
8. Hydro-Klean LLC - 5th & Marquette manhole rehab - Amount: \$23,530
9. Tri City Electric - JM Morris pump station maintenance/repair- Amount: \$29,114.62

X. Other Ordinances, Resolutions and Motions

1. Motion for suspension of the rules to vote on the item below.
2. Motion approving the following noise variance request for an event on the listed date and time.

Uncle Norm's Fireworks; Fireworks Show after Rodeo; Mississippi Valley Fairgrounds
2815 W Locust St; Saturday, August 8, 2020 9:00 p.m. - 10:00 p.m.; Fireworks, over
50 dBa. [Ward 4]

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

Agenda Group:

Department: Public Works - Admin

Contact Info: Clay Merritt 563-888-3055

Wards:

Action / Date

8/5/2020

Subject:

Public Hearing on the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053. [Ward 3]

Recommendation:

Hold the Hearing.

Background:

The project will enhance security on the first floor of City Hall. The reception area outside of Human Resources and the Revenue counter will be enclosed with glass with transaction counters and recessed transaction trays in the counter. This improvement is in alignment with the CARES Act.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 1:44 PM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 1:44 PM
City Clerk	Admin, Default	Approved	7/30/2020 - 2:37 PM

City of Davenport

Agenda Group:

Department: Public Works - Admin

Contact Info: Kevan Oliver 563-327-5199

Wards:

Action / Date

8/5/2020

Subject:

Public Hearing on the plans, specifications, form of contract, and estimate of cost for the RiverCenter South Roof Replacement project, CIP #69028. [Ward 3]

Recommendation:

Hold the Hearing.

Background:

This project is for the replacement of the roof over the south building area located at 201 E 3rd Street. This roof is nearing the end of its useful life and is scheduled to be replaced.

ATTACHMENTS:

Type	Description
Backup Material	AdProof

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 1:44 PM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 9:55 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 2:38 PM

Customer Ad Proof

60067429 CITY OF DAVENPORT - LEGALS

Order Nbr 75074

Publication

Quad-City Times

Contact CITY OF DAVENPORT - LEGALS

Address 1 226 W 4TH ST

Address 2

City St Zip DAVENPORT IA 52801

Phone 5638882074

Fax 5633286742

Section Notices & Legals

SubSection

Category 2627 Miscellaneous Notices

Ad Key 75074-1

Keywords Notice of Hearing 8-5-20

Notes

PO Number 2011976

Rate Legal

Order Price 12.86

Amount Paid 0.00

Amount Due 12.86

Start/End Dates 07/30/2020 - 07/30/2020

Insertions 1

Size 23

Salesperson(s) Molly Cox 211

Taken By Mary Millington

Ad Proof

PUBLIC NOTICE

Notice of Hearing
On the Proposed Plans, Specifications,
and Proposed Contract
For the RiverCenter South Roof
Replacement Project

Notice is hereby given that at 5:30 P.M.
on Wednesday, August 5th , 2020 at the
Council Chambers, City Hall in the City of
Davenport, Iowa, there will be a hearing
conducted on the proposed plans,
specifications, and form of contract which
the City Council has caused to be filed
with the City Clerk of the City of
Davenport, Iowa and based on the cost
and necessity of the above project in the
City of Davenport, Iowa.

At said hearing any interested person
may file written objection or comments
with the respect to the proposed plans,
specifications, form of contract or cost of
and necessity for such improvements and
may be heard orally with respect thereto.

City of Davenport

Agenda Group:
Department: Legal
Contact Info: Tom Warner 563-326-7752
Wards:

Action / Date
8/5/2020

Subject:
Public Hearing regarding the adoption, with amendments, of the International Code Council's 2015 International Fire Code as Chapter 15.32 of the Davenport Municipal Code. [All Wards]

Recommendation:
Hold the Hearing.

Background:

In 2017, a fire code evaluation project was initiated following the adoption of the 2015 International Building Code. Currently, the City operates under the 1994 Uniform Fire Code. Since 1994, there have been many construction changes and changes in best practices for administering a fire code; there are also numerous inconsistencies between the current fire code and the updated building code which create challenges for both contractors doing business in the City of Davenport and staff enforcement of these code sections. The staff recommendation is to adopt and implement the 2015 International Fire Code so that both the building code and fire code are in alignment. Additionally, there are a series of local amendments that have been included and are proposed based off of research from peer cities who have implemented this particular code.

The contractor community was notified of this potential update in January, and a series of three public meetings were held at the Central Fire Station. In these meetings, staff gave a presentation to explain the purpose of the code update, and also went through each of the local amendments. A copy of that presentation is attached to this agenda item.

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Warner, Tom	Approved	7/30/2020 - 3:08 PM
Finance Committee	Folland, Linda	Approved	7/30/2020 - 3:37 PM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:47 AM

City of Davenport

Agenda Group:
Department: Community Planning & Economic Development
Contact Info: Matt Flynn 563-888-2286
Wards:

Action / Date
8/12/2020

Subject:

Third Consideration: Ordinance for Case REZ20-05 being the request of Rev. Richard Hayslett to rezone 508-510 Marquette St from R-4C, Single- and Two-Family Central Residential District, to C-1, Neighborhood Commercial District. [Ward 3]

Recommendation:
Adopt the Ordinance.

Background:

Christ Apostolic Church is located immediately north of the property proposed for rezoning. If successful, it intends to construct a parking lot on the property. Parking lots in C-1 also require a Special Use approval from the Zoning Board of Adjustment.

At its June 16, 2020 meeting, the Plan and Zoning Commission unanimously voted to forward this case to the City Council for approval.

Findings:

1. The rezoning is consistent with the Comprehensive Plan.
2. Additional parking is needed for the church.
3. The rezoning will not negatively impact the surrounding neighborhood.

Comprehensive Plan: The property is designated as RG, Residential General in the Comprehensive Plan.

Residential General (RG) - Designates neighborhoods that are mostly residential but include, or are within one-half mile (walking distance) of scattered neighborhood-compatible commercial services, as well as other neighborhood uses like schools, churches, corner stores, etc. generally oriented along Urban Corridors (UC). Neighborhoods are typically designated as a whole. Existing neighborhoods are anticipated to maintain their existing characteristics in terms of land use mix and density, with the exception along edges and transition areas, where higher intensity may be considered.

This property is located along Marquette St, an arterial. Marquette St is designated as an Urban Corridor in the Comprehensive Plan.

Urban Corridor (UC) - Generally established corridors along major streets marked by mixed use development with commercial uses generally clustered at major intersections and/or transit stops. Urban corridors are mostly fully built-out and redevelopment occurs slowly. Commercial uses in UC generally serve adjacent neighborhoods with goods and services. The character and intensity of Urban Corridors can vary due to street and surrounding neighborhood characteristics. Therefore, specific corridor and neighborhood plans, and supporting zoning provisions, should be created developed to help guide future development decisions.

To date no site plan or other engineering plans have been submitted. It is assumed that if the parking lot is constructed, it will comply with all City regulations.

A neighborhood meeting was held on Thursday, May 28, 2020 at City Hall. Property owners within 200 feet were notified, and a sign placed on the property. No one other than the applicant, Chair of the Plan and Zoning Commission, and staff attended. No one spoke at the neighborhood meeting. The protest rate is 0.0%

No technical review comments have been received.

Discussion:

Following are the Approval Standards for Map Amendments found in the Zoning Ordinance (17.14.040.1):

a. The consistency of the proposed amendment with the Comprehensive Plan and any adopted land use policies.

Staff believes the request is consistent with the Comprehensive Plan as it calls for higher intensity uses along arterial streets.

b. The compatibility with the zoning of nearby property.

An improved, maintained parking lot should be compatible with the neighborhood.

c. The compatibility with established neighborhood character.

The property is already vacant and should be compatible.

d. The extent to which the proposed amendment promotes the public health, safety, and welfare of the City.

Providing more off street parking should add a degree of safety by providing more parking off the residential streets.

e. The suitability of the property for the purposes for which it is presently zoned, i.e. the feasibility of developing the property in question for one or more of the uses permitted under the existing zoning classification.

Parking is suitable at this location.

f. The extent to which the proposed amendment creates nonconformities.

No nonconformities will be created.

Conclusion: Staff knows of no reason this request should not be approved.

ATTACHMENTS:

Type

Description

- ▣ Ordinance
- ▣ Backup Material
- ▣ Backup Material
- ▣ Backup Material
- ▣ Backup Material
- ▣ Backup Material
- ▣ Backup Material
- ▣ Backup Material

- Ordinance
- Application
- Existing Zoning
- Future Land Use
- Property Owner List
- Neighbor Letter
- P&Z Letter
- QCT COW Notice

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Berger, Bruce	Approved	6/24/2020 - 6:45 PM

ORDINANCE NO. _____

ORDINANCE for Case REZ20-05 being the request of Richard Hayseltt to rezone 508/510 Marquette Street from R-4C, Single and Two Family Residential District to C-1, Neighborhood Commercial District. Alex Kelly to rezone 412 East Locust Street from C-1, Neighborhood Business District to C-2, Corridor Commercial District. [Ward 3].

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

Section 1. The following described units of Scott County, Iowa real estate is hereby rezoned to "C-1, Neighborhood Commercial District".

PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF DAVENPORT, COUNTY OF SCOTT, STATE OF IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH THIRD OF THE EAST HALF OF LOT 6, AND THE NORTH THIRD OF LOT 7, ALL IN BLOCK 6, IN G. C. R. MITCHELL'S SECOND ADDITION TO THE CITY OF DAVENPORT. AND THE SOUTH 100 FEET OF LOT 7 IN BLOCK 6, ALL IN G. C. R. MITCHELL'S SECOND ADDITION TO THE CITY OF DAVENPORT.

SUBJECT TO EASEMENTS, COVENANTS AND RESTRICTIONS OF RECORD.

Section 2. That the following findings are hereby imposed upon said rezoning:

Findings:

1. The rezoning is consistent with the Comprehensive Plan.
2. Additional parking is needed for the church.
3. The rezoning will not negatively impact the surrounding neighborhood.

Section 3. At its June 16, 2020 meeting, the Plan and Zoning Commission this case to the City Council with a recommendation for approval.

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* _____

Attest:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor



Complete application can be emailed to planning@ci.davenport.ia.us

Property Address* 508 + 510 Marquette St.

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

Applicant (Primary Contact)**

Name: Richard Hayslett
 Company: CHRIST Apostolic Church
 Address: 1201 W. 6th St.
 City/State/Zip: Davenport IA 52803
 Phone: 563-508-9075
 Email: hayslett-8@msn.com

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: Michael Richmond PLS
 Company: Townsend Engineering
 Address: 2224 E. 12 St.
 City/State/Zip: Davenport IA 52803
 Phone: 563-386-4236
 Email: mrichmond@townsendengineering.net

Design Review Board

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

Historic Preservation Commission

Certificate of Appropriateness ☐
 Landmark Nomination ☐
 Demolition Request ☐

Architect (if applicable)

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

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: ResidentialProposed Zoning Map Amendment: C1

Purpose of the Request:

Resurface mitchell's 2nd ADD 5 100' into parking lot
508 + 510 marquette ST. and adjacent lot

Total Land Area: Please SelectDoes 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: Richard Hayslett - Christ Apostolic Church

Date: 5/11/20

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

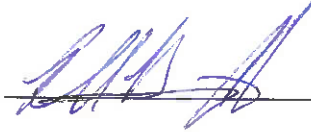
Date: _____

Date of the Public Hearing: _____

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

Authorization to Act as Applicant

I, Christ Apostolic Church - Martha Klinkner, Secretary
authorize Richard Haylett
to act as applicant, representing me/us before the Plan and Zoning Commission and City Council.



Signature(s)

State of _____,

County of _____.

Sworn and subscribed to before me

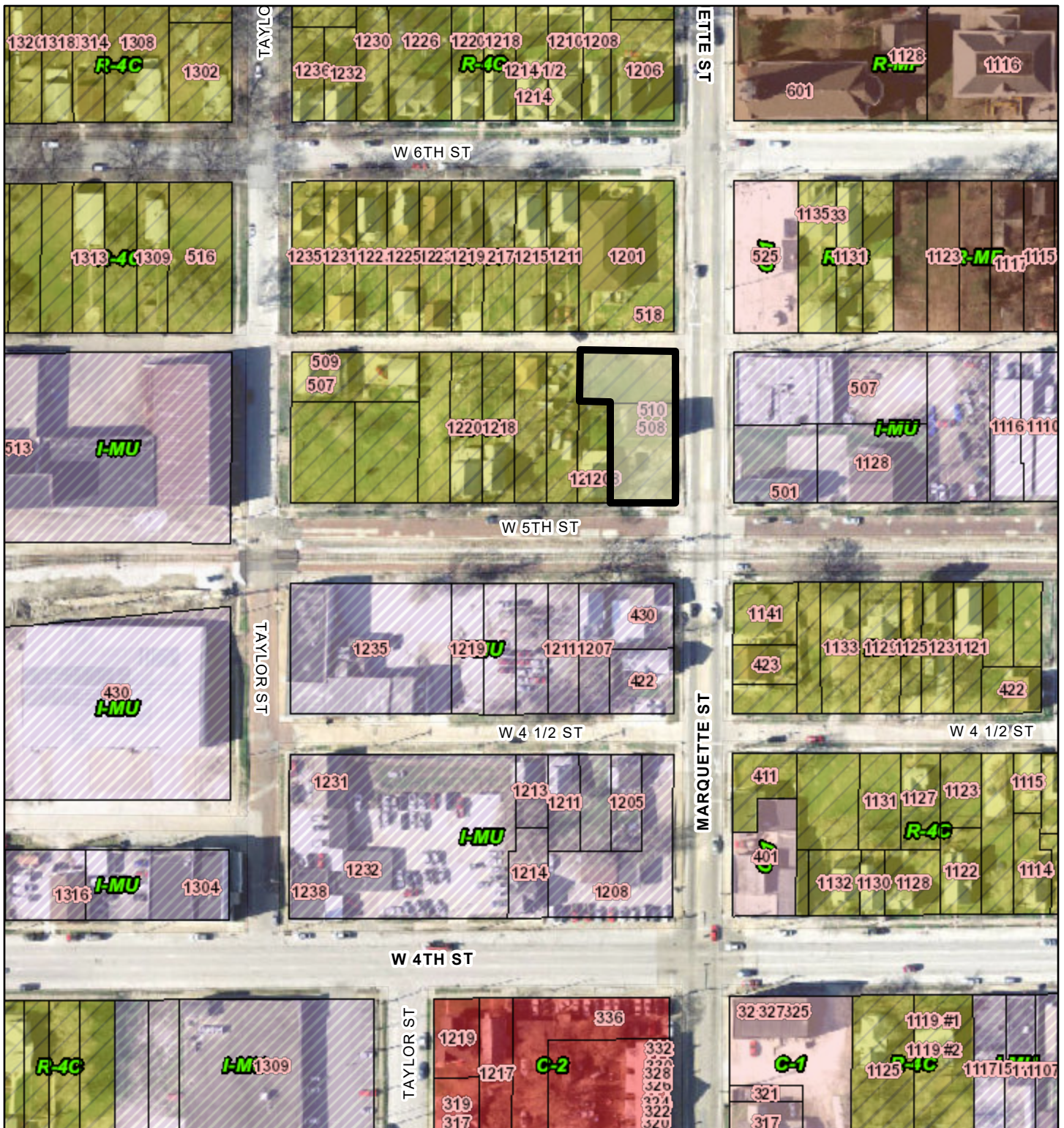
This _____ day of _____ 20____

Form of Identification

Notary Public

My Commission Expires:

REZ20-05 Existing Zoning



5/13/2020, 7:27:26 AM

City Parks R-2 Single-Family Residential District

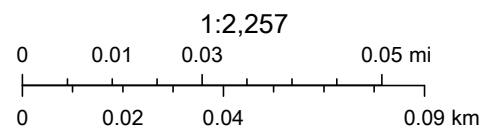
Easement

Parcels

Address Points

Zoning Districts

R-1 Single-Family Residential District

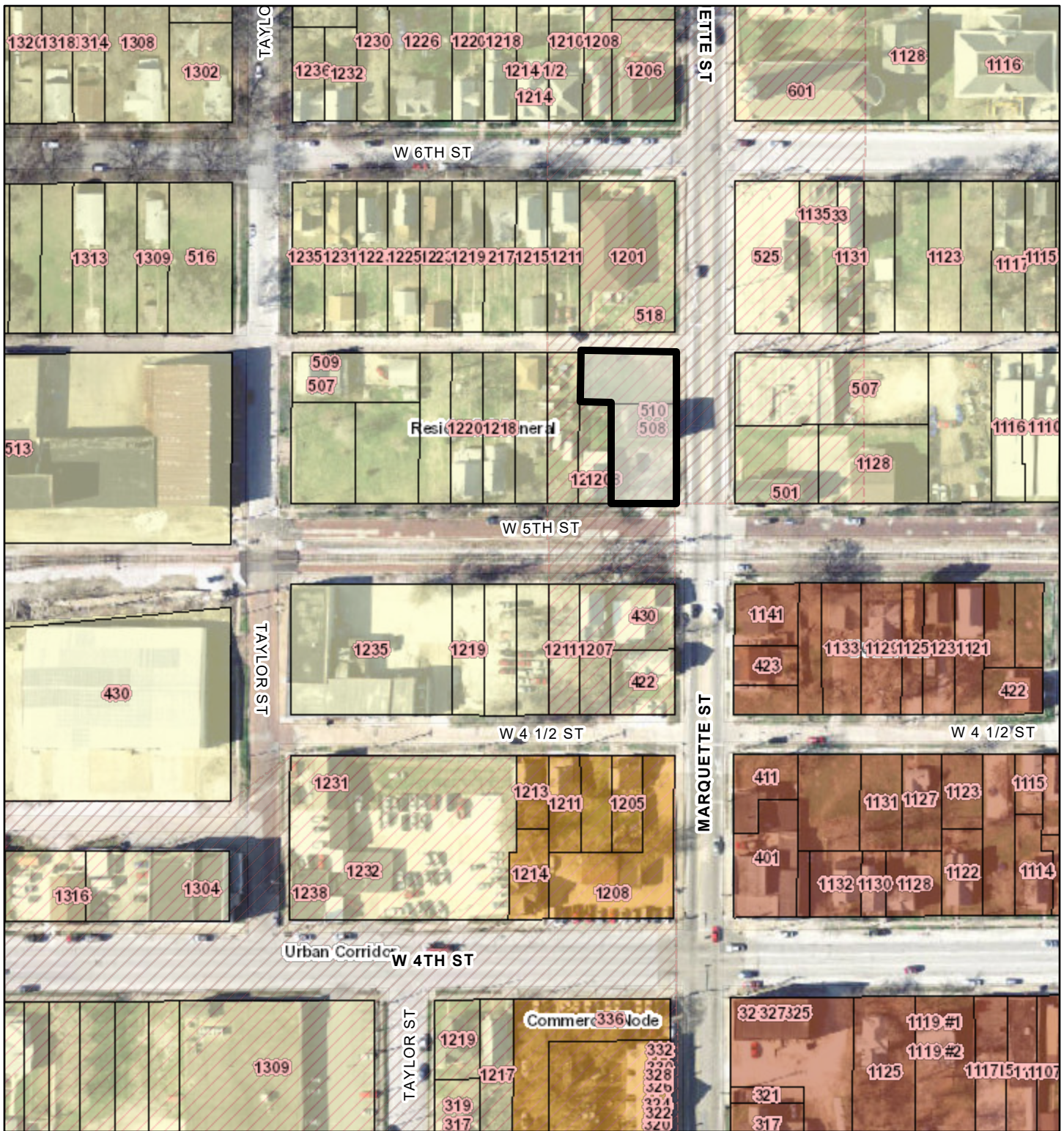


Scott County Iowa, Bi-State Regional Commission

Web AppBuilder for ArcGIS

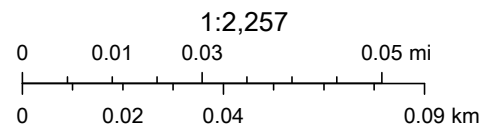
State of Iowa Homeland Security and Emergency Management, Iowa State University GIS Facility | Scott County Iowa, Bi-State Regional Commission |

REZ20-05 Future Land Use



5/13/2020, 7:28:52 AM

- City Parks
- Commercial Node
- Easement
- Regional Commercial
- Parcels
- Commercial Corridor
- Address Points
- Residential General
- Land Use+2035
- Civic and Institutional
- Urban Corridor
- Downtown



Scott County Iowa, Bi-State Regional Commission

Copy of REZ20-05_Neighborhood_Meeting_and_Adjacent_Owner_Notice_List

Parcel	Owner Name	Owner Street	Owner CityStateZip
Petitioner:	CHRIST APOSTOLIC CHURCH	1201 W 6TH ST	DAVENPORT IA 52802
P&Z Chair:	Bob Inghram	binghram@activethermal.net	
Admin Clerk:	Samantha Torres	samantha.torres@ci.davenport.ia.us	
Admin Clerk:	Tiffany Thorndike	tthorndike@ci.davenport.ia.us	
Neighborhood:	Central Comm. CIR./Brad Creviston	harleybear1955@yahoo.com	
Ward/Ald:	Ward 3: Alderman Meginnis	EMAIL ALL ALDERMAN	38 Properties
H0056-10	SOUNTRIS VIVAN L	6480 131ST ST	BLUE GRASS IA 52726
H0056-09	ANTAO JENNIFER J	1219 W 6TH ST	DAVENPORT IA 52802
H0056-09	CITY OF DAVENPORT		
H0056-12	S & J REALTY	6480 131ST ST	BLUE GRASS IA 52726
H0056-08	NGUYEN QUOC PHAN	1104 W 17TH ST	DAVENPORT IA 52804
H0057-02	MCFEDRIES DEVELOPMENT COMPANY LC	4675 KYNNELWORTH DR	BETTENDORF IA 52722
H0057-04	MCFEDRIES DEVELOPMENT COMPANY LC	4675 KYNNELWORTH DR	BETTENDORF IA 52722
H0057-06	RE JBE LLC	1810 STATE ST - APT 612	SAN DIEGO CA 92101
H0057-08	SOUNTRIS VIVAN L	6480 131ST ST	BLUE GRASS IA 52726
H0056-11	SOUNTRIS VIVAN L	6480 131ST ST	BLUE GRASS IA 52726
H0056-07	WILLIAMS ROY J	1215 W 6TH ST	DAVENPORT IA 52802
H0056-06	GONZALEZ TOMAS H	1211 W 6TH ST	DAVENPORT IA 52802
H0057-05	MCFEDRIES DEVELOPMENT COMPANY LC	4675 KYNNELWORTH DR	BETTENDORF IA 52722
H0057-07	ANDERSON RICHARD L	1218 W 5TH ST	DAVENPORT IA 52802
H0057-09	S & J REALTY	6480 131ST ST	BLUE GRASS IA 52726
H0057-11	CHRIST APOSTOLIC CHURCH OF IOWA INC	1201 W 6TH ST	DAVENPORT IA 52802
H0057-12	CHRIST APOSTOLIC CHURCH OF THE	1201 W 6TH ST	DAVENPORT IA 52802
H0056-05A	CHRIST APOSTOLIC CHURCH OF THE	1201 W 6TH ST	DAVENPORT IA 52802
H0057-10	EMPHASIS TRUST	PO BOX 191	DREXEL HILL PA 19026
H0057-18	ALMANZA RODRIGUEZ PROPERTIES LLC	1113 W 4TH ST	DAVENPORT IA 52802
H0057-17	NINO HOLDINGS LLC SERIES 2	5226 4TH AVE	MOLINE IL 61265
H0057-16	NINO HOLDINGS LLC SERIES 2	5226 4TH AVE	MOLINE IL 61265
H0057-14	NINO HOLDINGS LLC SERIES 2	5226 4TH AVE	MOLINE IL 61265
H0057-29	MILTON PAUL S	422 MARQUETTE ST	DAVENPORT IA 52804
H0057-15	NINO HOLDINGS LLC SERIES 2	5226 4TH AVE	MOLINE IL 61265
G0049-03B	FRANCIS HOUSING LLLP	1212 W 3RD ST	DAVENPORT IA 52802
G0049-03C	FRANCIS HOUSING LLLP	1212 W 3RD ST	DAVENPORT IA 52802
G0049-24	CORVAIA JOSEPH A	1131 W 6TH ST	DAVENPORT IA 52802
G0049-25	CORVAIA JOSEPH	1131 W 6TH ST	DAVENPORT IA 52802
G0049-26	MOMMA'S LOVE LLC	PO BOX 3105	DAVENPORT IA 52808
G0049-27	MCDONNELL TIMOTHY J	502 E 4TH ST	DAVENPORT IA 52801
G0064-07	GEARHEAD PROPERTIES LLC	P O BOX 509	HUDSON IA 50643
G0064-08	GEARHEAD PROPERTIES LLC	P O BOX 509	HUDSON IA 50643
G0064-09	FUENTES CARMEN	PO BOX 4768	DAVENPORT IA 52808
G0064-10	ULMAN GERALD D	423 MARQUETTE ST	DAVENPORT IA 52802
G0064-11	ULMAN GERALD D	423 MARQUETTE ST	DAVENPORT IA 52802
G0049-07C	MCDONNELL TIMOTHY J	502 E 4TH ST	DAVENPORT IA 52801
H0057-28A	VIETNAMESE BUDDHIST KYVIEN	ASSN - % TUNG TON	DAVENPORT IA 52806



DAVENPORT

COMMUNITY PLANNING &
ECONOMIC DEVELOPMENT

NOTICE OF REZONING APPLICATION

508-510 MARQUETTE STREET

Dear Property Owner:

You are being contacted because you own property within 200 feet of the property identified above. The owner, Christ Apostolic Church, is requesting the City rezone the property from R-4C, Single and Two Family Central Residential District to C-1, Neighborhood Commercial District. See attached location map.

If successful the church intends to construct a parking lot on this property.

There will be multiple opportunities to provide input on this proposal but with the COVID-19 situation we are forced to alter our procedures somewhat.

The first step in the rezoning process is to hold a neighborhood meeting. In addition to holding an in person meeting, we will be utilizing the GoToMeeting format. This meeting will be held on May 28, 2020 at 5:30 pm, in the Council Chambers at City Hall, 226 W. 4th Street. Due to COVID-19, no more than 10 persons will be allowed in the room at any time. If you want to participate in the virtual meeting, please let us know and we will send you connection instructions.

Then on June 2, 2020, the Plan and Zoning Commission will hold its public hearing. This meeting will be held at 5:00 pm in the Council Chambers of City Hall. You may attend in person, but again, no more than 10 persons will be allowed in the room at any time. Following the public hearing, the Commission will make its recommendation the Council, which will in turn hold another public hearing.

Your input into this process is vital and we ensure you that your questions will be answered and your concerns heard.

While City Hall is closed to the general public, you may contact us by the following methods:

Email to: planning@davenportiowa.com

Phone to: 563-326-7765

Letter mailed to:

Community Planning Division
City Hall
226 West 4th Street
Davenport, Iowa 52801

Or as previously mentioned you may attend the public hearing on June 2 in person.

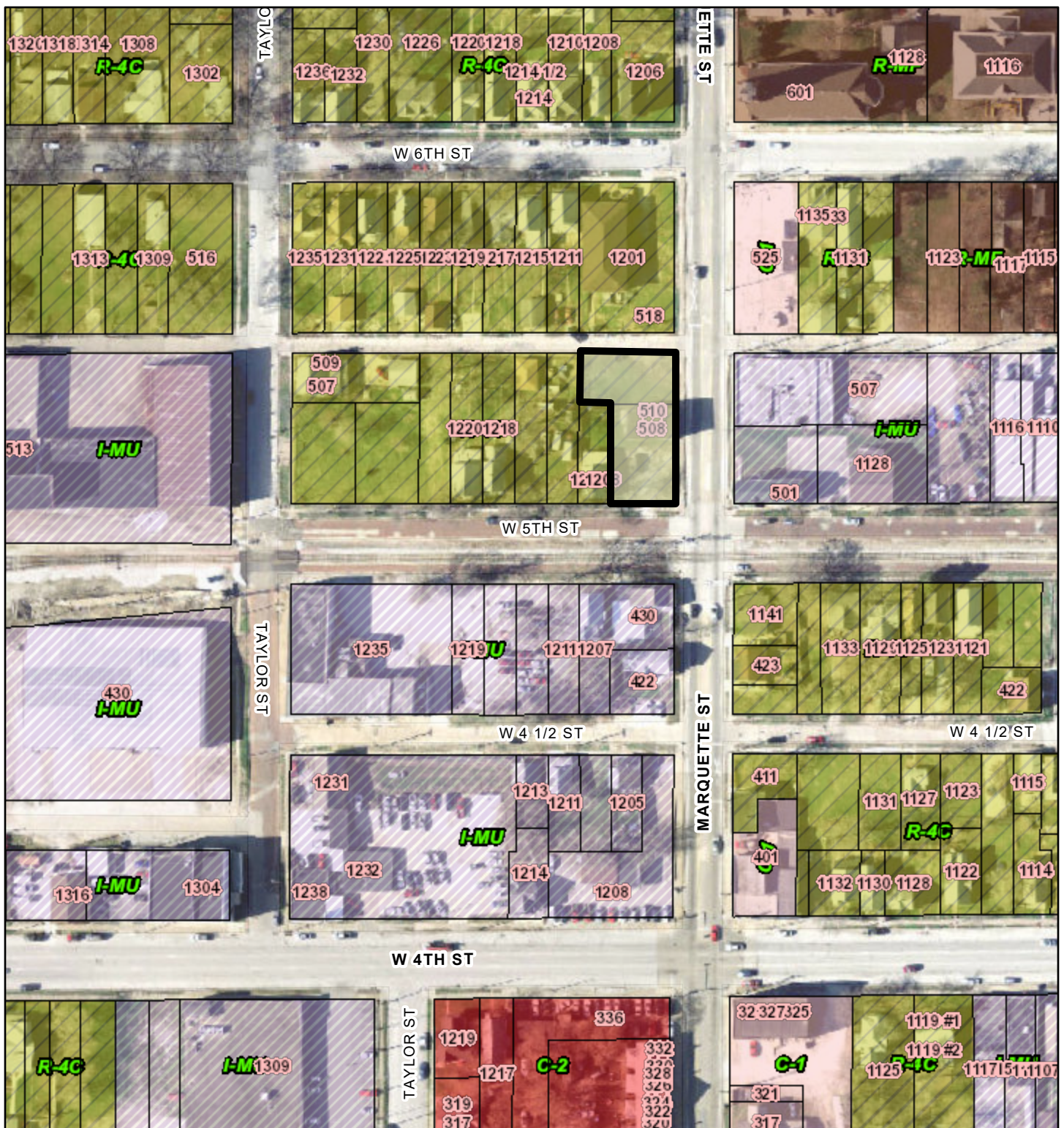
You also have the opportunity to formally protest the proposed rezoning by expressing your protest in writing, either by letter or email, to our office. If more than 20% of the area's owners within 200 feet protest the proposed rezoning, then a supermajority vote of 75% or more of the City Council is necessary for approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Matthew G. Flynn', with a horizontal line underneath.

Matthew G. Flynn, AICP
Senior Planning Manager

REZ20-05 Existing Zoning



5/13/2020, 7:27:26 AM

 City Parks

- Easement

Parcels

Address Points

Zoning Districts

 R-1 Single-Family Residential District

 R-2 Single-Family Residential District

1:2,257

0 0.01 0.03 0.05 mi

0 0.02 0.04 0.09 km

Scott County Iowa, Bi-State Regional Commission

Web AppBuilder for ArcGIS

State of Iowa Homeland Security and Emergency Management, Iowa State University GIS Facility | Scott County Iowa, Bi-State Regional Commission |



DAVENPORT

COMMUNITY PLANNING &
ECONOMIC DEVELOPMENT

June 17, 2020

To the Honorable Mayor and City Council:

At its June 16, 2020 meeting, the Plan and Zoning Commission considered Case REZ20-05, the request of Richard Hayslett to rezone 508/510 Marquette Street from R-4C, Single and Two Family Residential District to C-1, Neighborhood Commercial District.

The Commission voted unanimously, 10-0, to forward the Case to the City Council with a recommendation for approval, with the following findings:

1. The rezoning is consistent with the Comprehensive Plan.
2. Additional parking is needed for the church.
3. The rezoning will not negatively impact the surrounding neighborhood.

Sincerely,

Robert Inghram, Chair



Wednesday, June 17, 2020

Please publish the following public notice in the Tuesday, June 23, 2020 edition of the Quad City Times.

The PO number for this notice is: XXXXXXXX

Please provide proof of publication for our records. If you have any questions, please contact us at planning@ci.davenport.ia.us or 563-326-7765. Thank you!

**NOTICE
PUBLIC HEARING
WEDNESDAY, JULY 1, 2020 5:30 P.M.
CITY OF DAVENPORT COMMITTEE OF THE WHOLE
COUNCIL CHAMBERS - DAVENPORT CITY HALL
226 WEST 4th STREET – DAVENPORT, IOWA**

There is on file in the Community Planning and Economic Development Department (CPED), on behalf of the Plan and Zoning Commission, the following requests:

Case REZ20-01: Request of Richard Hayslett to rezoning 508-510 Marquette Street from R-4C, Single and Two Family Central Residential District to C-1, Neighborhood Commercial District. Property contains 11,200 square feet. [Ward 3]

The legal description of the property proposed to be rezoned is as follows:

PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26,
TOWNSHIP 78 NORTH, RANGE 3 EAST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF
DAVENPORT, COUNTY OF SCOTT, STATE OF IOWA, MORE PARTICULARLY DESCRIBED
AS FOLLOWS:

THE NORTH THIRD OF THE EAST HALF OF LOT 6, AND THE NORTH THIRD OF LOT 7, ALL
IN BLOCK 6, IN G. C. R. MITCHELL'S SECOND ADDITION TO THE CITY OF DAVENPORT.

AND

THE SOUTH 100 FEET OF LOT 7 IN BLOCK 6, ALL IN G. C. R. MITCHELL'S SECOND
ADDITION TO THE CITY OF DAVENPORT.

SUBJECT TO EASEMENTS, COVENANTS AND RESTRICTIONS OF RECORD.

At its June 16, 2020 meeting, the Plan and Zoning Commission unanimously recommended approval of the aforementioned case with the following findings:

1. The rezoning is consistent with the Comprehensive Plan.
2. Additional parking is needed for the church.
3. The rezoning will not negatively impact the surrounding neighborhood.

The public hearings on the above matter is scheduled for 5:30 p.m. or as soon thereafter as possible on Wednesday, July 1, 2020 in the Council Chambers of the Davenport City Hall, 226 West 4th Street, Davenport, Iowa. You may submit written comments on the above item(s) or to attend the public hearing to express your views, or both. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Any written comments to be reported at the public hearing should be received in the Department of Community Planning & Economic Development, at the above address, no later than 12:00 noon on the day of the public hearing(s). PO No. XXXXXXXX

Department of Community Planning & Economic Development
E-MAIL: planning@davenportiowa.com PHONE: 563-326-7765

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Bruce Berger 563-326-7769

Wards:

Action / Date

8/12/2020

Subject:

Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. on the proposed conveyance of City-owned parcels H0023-33, 1412 W 14th St, to Kerry and Misha Davis, petitioners; and A0060-21, 1619 W Pleasant St, to Brealynn and Donald Dickerson, petitioners. [Ward 4]

Recommendation:

Adopt the Resolution.

Background:

As part of the Urban Homestead Program funded with a variety of Federal housing grants, the City has acquired and rehabilitated two single family homes with the intention of selling them to income eligible households in Davenport. This program, which has been approved by City Council as part of the City's CDBG Five Year Comprehensive and One Year Annual Plans, enables vacant properties to be returned to the tax rolls and improves the look and feel of neighborhoods while providing eligible working households with affordable homeownership opportunities.

The respective petitioners have applied for and been approved as federally eligible to acquire these properties from the City. City staff solicited appraisals for the properties and they are being sold for \$138,700 and \$140,000 respectively.

Approval of this Resolution authorizes staff to advertise a Public Hearing on the proposed conveyance, which is required by State law. The Hearing would be scheduled for Wednesday, August 19, 2020 at the Committee of the Whole meeting.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	7/30/2020 - 8:48 AM

Resolution No. _____

Resolution offered by Ald. Gripp.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. on the conveyance of City-owned parcels H0023-33, 1412 W 14th St, to Kerry and Misha Davis, petitioners; and A0060-21, 1619 W Pleasant, to Brealynn and Donald Dickerson, petitioners.

WHEREAS, the City has operated the Urban Homestead Program since the 1980s to acquire typically abandoned or vacant houses, rehabilitate them with Federal funding, and to quit claim deed the property to qualifying low/moderate income working home buyers; and

WHEREAS, this program helps revitalize and stabilize neighborhoods, often increasing homeownership and encouraging reinvestment; and

WHEREAS, the two properties referenced are the latest homes that have been completed via the Urban Homestead Program; and

WHEREAS, the petitioners have applied for the program, met all of the requirements, and were selected to acquire the respective homes; and

WHEREAS, a public hearing is required by State law.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the City Council does hereby set a Public Hearing on the proposed conveyance of the above properties for 5:30 p.m. on Wednesday, August 19, 2020 at the Committee of the Whole meeting at Davenport City Hall.

Attest:

Approved:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Gary Statz 563-326-7754
Wards:

Action / Date
8/12/2020

Subject:

Second Consideration: Ordinance amending Schedule XIII of Chapter 10.96 entitled "7-Ton Truck Restrictions" by adding 59th St from Main St to 61st St. [Ward 8]

Recommendation:

Adopt the Ordinance.

Background:

The 7-ton designation is typically used on streets that can't handle heavy traffic or shouldn't be used as a cut-through to avoid a nearby collector or arterial street. W 59th Street itself can accommodate truck traffic but it is a gateway into the residential area so no trucks should go west of Main Street where residential zoning begins. The streets within the neighborhood are narrow and not meant to carry heavy traffic. There are also signs prohibiting trucks on 61st St west of the frontage road and on 65th St west of the frontage road that leads to 76th St. With this Ordinance, the only trucks allowed in the residential area are ones that have business to be there, such as moving and delivery trucks. The City will install an advance warning sign on 59th at the frontage road and another at Main St.

ATTACHMENTS:

Type	Description
Ordinance	PS_ORD_59th St 7-Ton Truck

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/9/2020 - 11:00 AM
Public Works Committee	Lechvar, Gina	Approved	7/9/2020 - 11:00 AM
City Clerk	Admin, Default	Approved	7/9/2020 - 11:22 AM

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE XIII 7-TON TRUCK RESTRICTIONS THERETO BY ADDING 59TH ST FROM MAIN ST TO 61ST ST.

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

Section 1. That Schedule XIII 7-Ton Truck Restrictions of the Municipal Code of Davenport Iowa, be and the same is hereby amended by adding the following:

59th St from Main St to 61st 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.

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* _____

Attest:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

City of Davenport

Agenda Group:
Department: City Clerk
Contact Info: Brian Krup 563-326-6163
Wards:

Action / Date
8/12/2020

Subject:

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

Eric Hayes; Graduation Party; 1451 W 13th St; Saturday, August 22, 2020 1:00 p.m. - 9:30 p.m.;
Closure: east-west alley from Fillmore St to Washington Ave between W 12th St and W 13th St.
[Ward 4] ****Pending additional signatures***

Tim Shea; Eastern Avenue Farms Block Party; Belle Ct; Sunday, September 6, 2020 12:00 p.m. - 9:30 p.m.; **Closure:** Belle Ct from E 61st St to Parkview Ln. [Ward 8]

Recommendation:

Adopt the Resolution.

Background:

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

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Hayes Graduation Party Map 2020
▣ Backup Material	Hayes Graduation Party Street Closure Petition
▣ Backup Material	Eastern Avenue Farms Block Party Map
▣ Backup Material	Eastern Avenue Farms Block Party Street Closure Petition

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	7/17/2020 - 8:45 AM

Resolution No. _____

Resolution offered by Alderman Ambrose.

Resolution approving the following street/lane/public grounds closures on the listed dates and times to hold outdoor events.

RESOLVED by the City Council of the City of Davenport.

WHEREAS, the City, through its Special Events Policy, has accepted the following applications to hold outdoor events on the following dates; and

WHEREAS, upon review of the applications it has been determined that the streets, lanes, or public grounds on the dates and times listed below will need to be closed; and

NOW, THEREFORE, BE IT RESOLVED that the City Council approves and directs staff to proceed with the temporary closure of the following streets, lanes, or public grounds on the following dates and times:

*Eric Hayes; Graduation Party; 1451 W 13th St; Saturday, August 22, 2020 1:00 p.m. - 9:30 p.m.; **Closure:** east-west alley from Fillmore St to Washington Ave between W 12th St and W 13th St. [Ward 4]*

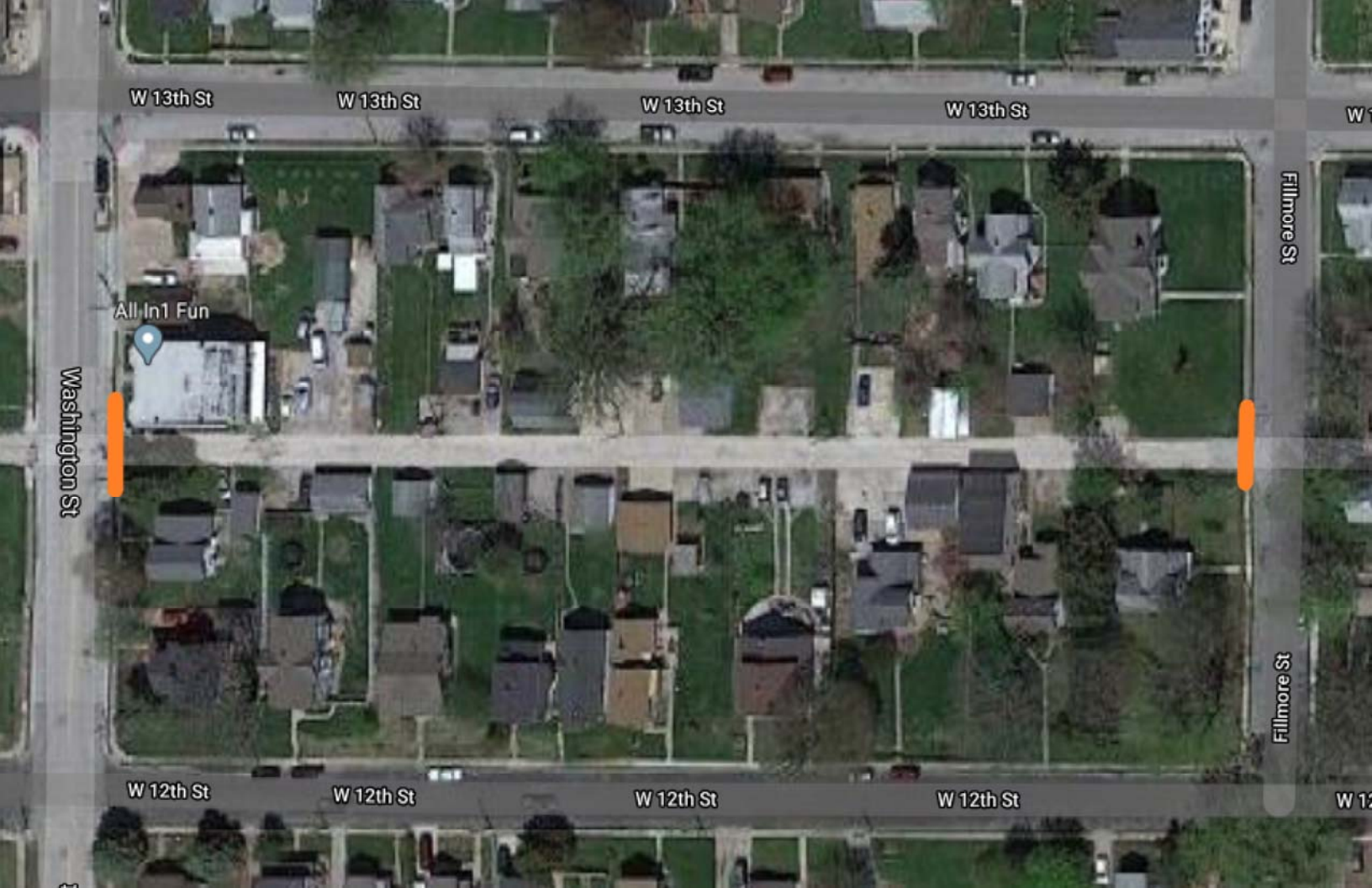
*Tim Shea; Eastern Avenue Farms Block Party; Belle Ct; Sunday, September 6, 2020 12:00 p.m. - 9:30 p.m.; **Closure:** Belle Ct from E 61st St to Parkview Ln. [Ward 8]*

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk



CITY OF DAVENPORT

STREET CLOSING PETITION FOR SPECIAL EVENTS

On the 22 day of August, 20 20, there is proposed a street closing, requested by Eric Hayes, which will require the closing of Alley way of south 13th & North 12th streets between Washington and Fillmore, during the hours of 1pm to 9:30pm.

Please sign your name and print address below and indicate whether you are in favor of the closing, opposed to the closing, or are not concerned (CHECK ONE, PLEASE).

NAME AND ADDRESS	FAVOR	OPPOSED	NOT CONCERNED
Eric Hayes 1451 W 13 th Street	☒	☐	☐
Sabrina Bernal 1223 Washington St	☒	☐	☐
Elvira Bernal 1219 Washington St	☒	☐	☐
Marco Lopez 1217 Washington St	☒	☐	☐
Kathy Lopez 1430 W 12 th St	☒	☐	☐
1436 W 12 th St	☒	☐	☐
Robert & Cole 1441 W 13 th St	☒	☐	☐
Bruce Hesseberg 1205 Washington St	☒	☐	☐
Bruce Hesseberg 1437 W 13 th St	☒	☐	☐
Christopher Heidgen 1437 W 13 th St	☒	☐	☐
1446 W 12 th St	☒	☐	☐

If additional space is needed, please attach sheets with additional signatures.

name + address

favor

opposed

not
concerned

Jason M. Hogen Sr. 1446^{W 12th St} ✓

X

JEANNE PAULSEN 1442^{W 12th St} ✓

X

STAN Burnette 1429^{W 13th St} ✓

X

Rich Bowman 1429^{W 13th St} ✓

X

Justin Burnette 1429^{W 13th St} ✓

X



CITY OF DAVENPORT

STREET CLOSING PETITION FOR SPECIAL EVENTS

On the 6TH day of September, 20 20, there is proposed a street closing, requested by TIM SHEA, which will require the closing of Belle Ct between 61st and PARKVIEW LN, during the hours of 3:00pm - 8:00pm.

** Please sign your name and print address below and indicate whether you are in favor of the closing, opposed to the closing, or are not concerned (CHECK ONE, PLEASE).

NAME AND ADDRESS	FAVOR	OPPOSED	NOT CONCERNED
<u>Tim & Nicole Shea 6123 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Dave & Renee Inoué 6122 Belle Ct.</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Mike & Michelle Payne 6126 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Leah & Alex Crouse 6139 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Jeff & Kristi Banta 6138 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Eddie and Brittany Cargn 6131 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Steve and Jen Weitz 6144 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Tom & Kelly Warner 6147 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Bobby & Kirsten Boyles 6155 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Brian & Dawn Harris 6136 Belle Ct</u>	<u>X</u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>

* If additional space is needed, please attach sheets with additional signatures.

* If you are unable to make contact with a resident/business, please indicate the date(s)/time(s) you attempted.

Tim Shea 7-16-20
Signature of Applicant Date

Office of the City Clerk
563-326-6163

226 West Fourth Street
Davenport, Iowa 52801

Email: brian.krup@davenportiowa.com

City of Davenport

Agenda Group:
Department: City Clerk
Contact Info: Brian Krup 563-326-6163
Wards:

Action / Date
8/12/2020

Subject:
Motion approving noise variance requests for various events on the listed dates and times.

Uncle Norm's Fireworks; Fireworks Show after Rodeo; Mississippi Valley Fairgrounds 2815 W Locust St; Saturday, August 8, 2020 9:00 p.m. - 10:00 p.m.; Fireworks, over 50 dBa. [Ward 4]

TO BE VOTED ON LATER ON THE AGENDA

Eric Hayes; Graduation Party; 1451 W 13th St; Saturday, August 22, 2020 3:00 p.m. - 9:00 p.m.; Outdoor music, over 50 dBa. [Ward 4] ****Pending additional signatures***

Timm Dalman; Festival of Praise; LeClaire Park; Saturday, September 5, 2020 5:00 p.m. - 11:00 p.m.; Outdoor music, over 50 dBa. [Ward 3]

Tim Shea; Eastern Avenue Farms Block Party; Belle Ct; Sunday, September 6, 2020 12:00 p.m. - 9:30 p.m.; Outdoor music, over 50 dBa. [Ward 8]

Recommendation:
Pass the Motion.

Background:
The following 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	Hayes Graduation Party Noise Variance Petition
▣ Backup Material	Eastern Avenue Farms Block Party Noise Variance Petition

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	7/17/2020 - 8:50 AM

City of Davenport
Noise Variance Signature Petition

On the 22 day of August, 2020, there is proposed an event, requested by Eric Hayes. This will require the City Council to approve a noise variance for this event during the hours of 3pm - 9pm.

Please sign your name and print your address below and indicate whether you favor, oppose, or are not concerned about a noise variance being issued for this event (check one please).

Name and Address

Favor	Oppose	Not Concerned
61%	32%	7%

Name and Address

Eric Hayes 1451 W 13th Street
Sabrina Bernal 1223 Washington St.
Eloisa Bernal 1219 Washington St
Marco Lopez 1217 Washington St
Kathy Lopez 1430 W. 12th St.
~~Erin~~
Robert L Cole
Barbara Haddaway
Jennifer
Christopher Heidegkum
Gabe W. Carr
Janae Pappas
Jeannine Paulsen
Stacy
Laurie Bernal

[illegible]

Please use additional sheets, if necessary.

CITY OF DAVENPORT

NOISE VARIANCE PETITION FOR SPECIAL EVENTS

On the 6TH day of September, 2020, there is proposed an event which will include outdoor music or band, requested by Tina Shea during the hours of 4:00 pm - 7:00 pm.

**** Please sign your name and print address below and indicate whether you are in favor of the noise variance, opposed to the noise variance, or are not concerned (CHECK ONE, PLEASE).**

NAME AND ADDRESS	FAVOR	OPPOSED	NOT CONCERNED
Jim & Nicole Shea 6123 Belle Ct	X		
David & Renee Snowman 6122 Belle Ct.	X		
Mike & Michelle Payne 6126 Belle Ct	X		
Leah & Alex Crouse 6139 Belle Ct	X		
Jeff and Kristi Bantz 6128 Belle Ct.	X		
Edie and Brittany Conyn 6131 Belle	X		
Steve and Jen Weitz 6144 Belle Ct	X		
Tom & Kelly Warner 6142 Belle Ct	X		
Bobby & Kristen Boyles 6155 Belle Ct	X		
Brian & Dawn Harris 6136 Belle Ct.	X		

*** If additional space is needed, please attach sheets with additional signatures.**

* If you are unable to make contact with a resident/business, please indicate the date(s)/time(s) you attempted.

 7-16-20
Signature of Applicant Date

Office of the City Clerk
563-326-6163

**226 West Fourth Street
Davenport, Iowa 52801**

Email: Brian.Krup@davenportiowa.com

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Sherry Eastman 563-326-7795
Wards:

Action / Date
8/12/2020

Subject:
Motion approving beer and liquor license applications.

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

Ward 1

Kwik Shop #579 (Kwik Shop, Inc) - 2805 Telegraph Rd - License Type: E Liquor

Veterans of Foreign Wars, F.W. Galbraith Post #828 (Veterans of Foreign Wars, F.W. Galbraith Post #828) - 101 S Linwood Ave - License Type: A Liquor

Ward 2

Casey's General Store #2092 (Casey's Marketing Company) - 6278 North Pine St - License Type: C Beer

Ward 3

Express Lane Gas & Food Mart (Expresslane Inc) - 1139 Brady St - License Type: C Beer

Frick's Tap (LBLN, LLC) - 1402 W 3rd St - Outdoor Area - License Type: C Liquor

Mary's on 2nd (Birdland, Inc) - 832 W 2nd St - Outdoor Area - License Type: C Liquor

The Office (Local 563 Cocktail Lounge, LLC) - 116 W 3rd St - Outdoor Area - License Type: C Liquor

Ward 4

The Putnam (Putnam Museum and Science Center) - 1717 W 12th St - Outdoor Area - License Type: C Liquor

Smokin' Joe's Tobacco and Liquor Outlet #2 (The Outlet Inc) - 1606 W Locust St - License Type: E Liquor

Ward 5

Kwik Shop #588 (Kwik Shop, Inc) - 1136 E Locust St - License Type: E Liquor

Ward 6

Northgate Place (Hy-Vee, Inc) - 1815 E Kimberly Rd - Outdoor Area - License Type: C Liquor

Ward 7

Famous Dave's (Elmore Foods, LLC) - 1110 E Kimberly Rd - License Type: C Liquor

Hooters of Davenport (HOA Restaurant Holder, LLC) - 110 E Kimberly Rd - Outdoor Area - License Type: C Liquor

Phil & Larry's Saloon (P & L, Inc.) - 4811 N Brady St, Ste 2 - Outdoor Area - License Type: C Liquor

Ridhi Rose Mart LLC (Ridhi Rose Mart LLC) - 3417 Harrison St - License Type: C Beer

Recommendation:
Pass the Motion.

Background:

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

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	7/30/2020 - 9:42 AM
Finance Committee	Folland, Linda	Approved	7/30/2020 - 9:42 AM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:57 AM

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Ron Hocker 563-327-5169
Wards:

Action / Date
8/12/2020

Subject:

Second Consideration: Ordinance amending Chapter 16.28.050 entitled "Improvement - Sewers" of the Davenport Municipal Code. By amending section 16.28.060 thereto relating to the City collecting compensation for televising services performed in the process of sanitary sewer acceptance. [All Wards]

Recommendation:
Adopt the Ordinance.

Background:

Prior to acceptance of sanitary sewers installed by a private contractor, the City of Davenport Sewer Division must televise the lines to ensure that they meet acceptable City standards. Fees for this service shall be set from time to time by City Council resolution and will be billed to the developer or property owner and must be paid before the system will be accepted and released for further development.

ATTACHMENTS:

Type	Description
▢ Ordinance	PW Pg 2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/9/2020 - 10:08 AM
Public Works Committee	Lechvar, Gina	Approved	7/9/2020 - 10:08 AM
City Clerk	Admin, Default	Approved	7/9/2020 - 4:39 PM

ORDINANCE NO. _____

ORDINANCE amending Chapter 16.28.050 entitled "Improvements - Sewers" of the Municipal Code of Davenport, Iowa, by amending Section 16.28.050 thereto relating to the City collecting compensation for televising services performed in the process of sanitary sewer acceptance.

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

That Chapter 16.28.050 entitled "Improvements - Sewers" is hereby amended to read as follows:

Where a public sanitary sewer is reasonably accessible, the subdivider shall connect or provide for the connection with such sanitary sewer and shall provide within the subdivision the sanitary sewer system required to make the sewer accessible to each lot in his subdivision. Sewers on public property or easements shall have the approval of the Iowa State Board of Health. Adequate provision shall be made for the disposal of stormwater, subject to the approval of the city engineer and the city council. Prior to acceptance of sanitary sewer installed by private contractor, the City of Davenport Sewer Division must televise the lines to ensure that they meet acceptable city standards. Fees for this service shall be set from time to time by city council resolution and will be billed to the developer or property owner and must be paid before the system will be accepted and released for further development.

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 not 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* _____

Attest:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Trishna R Pradhan 563-888-2264
Wards:

Action / Date
8/12/2020

Subject:
First Consideration: Ordinance amending Chapter 15.08.300 of the Davenport Municipal Code entitled "Permits." [All Wards]

Recommendation:
Adopt the Ordinance.

Background:
Amend Chapter 15.08.300 of the 2000 Davenport Municipal Code by modifying section B(1)(k) to be in alignment with 2015 International Building Code.

15.08.300 Permits

B. Exempted Work

1. Building Permit. A building permit will not be required for the following:

k. Prefabricated swimming pools accessory to a Group R-3 Occupancy that are less than 24 inches in depth and not over 5,000 gallons, provided such swimming pools shall meet the fencing and enclosure requirements contained elsewhere in the technical codes

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 2:03 PM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 2:03 PM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:56 AM

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 15.08.300 OF THE DAVENPORT MUNICIPAL CODE ENTITLED "PERMITS."

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

Section 1. That Chapter 15.08.300(B)(1)(k) of the Municipal Code of Davenport Iowa, be and the same is hereby modified as follows:

15.08.300 Permits.

B. Exempted Work. A permit shall not be required for the types of work in each of the separate classes of permit as listed below. Exemption from the permit requirements of the administrative code shall not be deemed to grant authorization for any work to be done in violation of the provisions of the technical codes or any other laws or ordinances of this jurisdiction.

1. Building Permits. A building permit will not be required for the following:

k. Prefabricated swimming pools accessory to a Group R-3 Occupancy that are less than 24 inches in depth and not over 5,000 gallons, provided such swimming pools shall meet the fencing and enclosure requirements contained elsewhere in the technical codes.

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 _____

Mike Matson
Mayor

Attest: _____
Brian Krup
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Trishna R Pradhan 563-888-2264
Wards:

Action / Date
8/12/2020

Subject:
First Consideration: Ordinance amending Chapter 15.16 of the Davenport Municipal Code entitled "Electrical Code." [All Wards]

Recommendation:
Adopt the Ordinance.

Background:
This Ordinance will amend Chapter 15.16 of the 2000 Davenport Municipal Code by deleting sections 15.16.020 through 15.16.070 and replacing with the following paragraph to be in alignment with the National Electrical Code adopted by the State of Iowa:

Chapter 1, modified.

- A. Add a new paragraph "Wiring" as follows:
1. Minimum line Voltage wire size shall be 12 AWG copper.
 2. Feeder conductors within dwellings shall be installed within an approved raceway. Type AC and Type MC Cable is not approved for this application. Exception: This is inapplicable where feeder conductors originate and terminate within a dwelling unit.
 3. Non-Metallic Sheathed cable shall be permitted within one & two family dwellings and their garages and storage buildings; and multi- family dwelling in accordance with National Electrical Code.
 4. Exposed Non-Metallic Sheathed cable shall be protected to a height or eight (8) feet above the floor by approved materials and methods.

ATTACHMENTS:

Type	Description
Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 2:01 PM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 2:02 PM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:57 AM

ORDINANCE NO. _____

AN ORDINANCE TO REPEAL CHAPTERS 15.16.030-15.16.070 OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, AND ENACT AS A REPLACEMENT A NEW CHAPTER 15.16.030, MODIFIED.

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

Section 1. That Chapter 15.16.030- 15.16.070 of the Municipal Code of Davenport Iowa, be and the same is hereby repealed in its entirety and replaced by a new Chapter 15.16.030 as follows:

Chapter 15.16.030

15.16.030 Chapter 1, modified.

A. Add a new paragraph "Wiring" as follows:

1. Minimum line Voltage wire size shall be 12 AWG copper.
2. Feeder conductors within dwellings shall be installed within an approved raceway. Type AC and Type MC Cable is not approved for this application. Exception: This is inapplicable where feeder conductors originate and terminate within a dwelling unit.
3. Non- Metallic Sheathed cable shall be permitted within one & two family dwellings and their garages and storage buildings; and multi- family dwelling in accordance with National Electrical Code.
4. Exposed Non-Metallic Sheathed cable shall be protected to a height or eight (8) feet above the floor by approved materials and methods.

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 _____

Mike Matson
Mayor

Attest: _____
Brian Krup
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Clay Merritt (563) 888-3055
Wards:

Action / Date
8/12/2020

Subject:
Resolution of acceptance for the Public Works High Bay Roof Replacement project Bid #20-104, CIP #23033. [Ward 7]

Recommendation:
Adopt the Resolution.

Background:
This project was for the replacement of the roof over the high bay area located within the Public Works Center. The section of roof was nearing the end of its useful life and was scheduled to be replaced.

Work has been satisfactorily completed by Jim Giese Commercial Roofing Co Inc, Dubuque, IA. The final cost for the project was \$754,153.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 10:25 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 10:26 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 11:59 AM

Resolution No. _____

RESOLUTION offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION of acceptance for the Public Works High Bay Roof Replacement project
Bid #20-104, CIP #23033.

WHEREAS, the City of Davenport entered into a contract with Jim Giese Commercial
Roofing Co Inc Dubuque, IA; and

WHEREAS, work on the project has been satisfactorily completed.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport, IA
that the Public Works High Bay Roof Replacement project is hereby accepted.

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-326-7734
Wards:

Action / Date
8/12/2020

Subject:
Resolution approving a contract for the Northwest Blvd at N Division Left Turn Lanes project to Langman Construction Inc of Rock Island, IL in the amount of \$431,395.50, CIP #38009. [Ward 8]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on July 1, 2020 and sent to contractors. On July 22, 2020, the Purchasing Division opened and read three bids. See bid tab attached.

This project is to add left turn lanes and updated signals to Northwest Blvd at the intersection with N Division St.

Langman Construction Inc of Rock Island, IL was the lowest responsive and responsible bidder. They have successfully performed this type of work for the City of Davenport in the past.

Funding for this project is from CIP #38009.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 11:54 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 11:55 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 12:08 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the Northwest Blvd at N Division Left Turn Lanes project to Langman Construction Inc of Rock Island, IL and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the Northwest Blvd at N Division Left Turn Lanes project; and

WHEREAS, Langman Construction Inc of Rock Island, IL submitted the lowest responsive and responsible bid; and

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa, that:

1. the contract for the Northwest Blvd at N Division Left Turn Lanes project to Langman Construction Inc of Rock Island, IL is approved;
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: NORTHWEST BLVD AT N DIVISION LEFT TURN LANES

BID NUMBER: #21-01

OPENING DATE: JULY 22, 2020

GL ACCOUNT NUMBER: CIP 38009

RECOMMENDATION: AWARD THE CONTRACT TO LANGMAN
CONSTRUCTION INC OF ROCK ISLAND IL

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
Langman Construction Inc of Rock Island IL	\$431,395.50
Hawkeye Paving Corporation of Bettendorf IA	\$464,670.50
McCarthy Improvement Inc of Bettendorf IA	\$550,906.75

Approved By Kurt Keller 7-23-2020
Purchasing Date

Approved By Nicole Gleason 7-23-2020
Dept. Director Date

Approved By B. G. G. G. 7/23/2020
Budget/CIP Date

Approved By Mallory J. Merritt 7/23/2020
Assistant City Administrator Date

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Schadt 563-326-7923
Wards:

Action / Date
8/12/2020

Subject:
Resolution approving the proposed Resolution of Necessity for the 2020 Alley Resurfacing Program covering the north-south alley between Pershing Ave and Iowa St from E Columbia Ave to E Garfield St. [Ward 5]

Recommendation:
Adopt the Resolution.

Background:
This program involves the resurfacing of one alley with Hot Mix Asphalt (HMA). This is an assessment program where 50% of the total cost to reconstruct or resurface the alley is paid for by the City and the other 50% is paid for by the abutting property owners based on the size of their abutment. The resident requesting to have their alley reconstructed or resurfaced would have to obtain the necessary signatures on a petition prepared by the City with over 50% of the owner-occupied property abutting the alley.

The City has received a petition for the east-west alley between Pershing Ave and Iowa St from E Columbia Ave to E Garfield St. The estimated cost of these improvements is \$80,000 with a budgeted amount of \$80,000. This Resolution is a continuation of the assessment process.

The Preliminary Alley Assessment Schedule is attached.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Backup Material	Plat
▣ Backup Material	Schedule

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/30/2020 - 11:26 AM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 11:27 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 12:38 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

Resolution approving the proposed Resolution of Necessity for the 2020 Alley Resurfacing Program covering the north-south alley between Pershing Ave and Iowa St from E Columbia Ave to E Garfield St.

WHEREAS, this Council has adopted a preliminary Resolution pursuant to Section 384.42 of the Code of Iowa, 2020, as amended, covering the 2020 Alley Resurfacing Program, Part 2 (herein referred to as the "Improvement Project"); and

WHEREAS, pursuant thereto, the Project Engineers have prepared preliminary plans and specifications, an estimated cost of the work, and a plat and preliminary schedule, including the valuation of each lot as previously determined by this Council, and the same have been duly adopted and are now on file with the Clerk;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport:

- A. That it is hereby found and determined to be necessary and for the best interest of the City and its inhabitants to proceed with the aforementioned Improvement Project, and to assess the cost thereof to the property benefited thereby;
- B. That the Improvement Project shall constitute a single improvement and shall consist of, generally: Resurfacing of a certain alley with approximately a 2-inch thickness of Hot Mix Asphalt (HMA), and all associated work, all as more particularly described in the Preliminary Resolution relating to the Improvement Project previously adopted by this Council, which resolution is hereby referred to for a more complete description of the location and terminal points of the Improvement Project and the property benefited thereby and proposed to be assessed to pay the cost of such improvement.
- C. That it is hereby found and determined that there is now on file in the office of the Clerk an estimated total cost of the proposed work and a preliminary plat and schedule showing the amount proposed to be assessed to each lot by reason of such improvement project.
- D. That this Council will meet at 5:30 p.m., in City Hall, on the 19th day of August, 2020, at which time and place it will hear the property owners subject to the proposed assessment or assessments and interested parties for or against the Improvement Project, its cost, the assessment thereof, or the boundaries of the properties to be assessed. Unless a property owner files objections with the Clerk at the time of the hearing on the resolution of necessity, he shall have deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using the special assessment procedure.
- E. That the Clerk is hereby authorized and directed to give notice as required by Section 384.50 of the Code of Iowa, 2020, as amended, by publication once each week for two consecutive weeks in the Quad-City Times, a newspaper published at least once weekly

and having general circulation in the City and shall likewise mail a copy of such notice to each property owner whose property is subject to assessment for the Improvement Project as shown by the records in the office of the County Auditor not less than fifteen days prior to the hearing on this resolution. The first publication of such notice shall not be less than ten (10) nor more than twenty (20) days prior to the hearing.

F. That such notice shall be in the form substantially at that as follows section G.

G. That all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
City Clerk

E GARFIELD ST

DISTRICT BOUNDARIES

PERSHING AVE

IOWA ST

E COLUMBIA AVE

ALLEY RESURFACING

DAWN M TAGUE
2727 PERSHING AVE
C0017-08

DOUGLAS G JOHNSON
2723 PERSHING AVE
C0017-09

JOHN RUSHTON
2719 PERSHING AVE
C0017-10

AMANDA J KRAKLO
2715 PERSHING AVE
C0017-11

CHRISTOPHER J BERNAT
2709 PERSHING AVE
C0017-12

FIRST FINANCIAL GROUP LC
2705 PERSHING AVE
C0017-13

JESSE OLSON
2701 PERSHING AVE
C0017-14

DAWN GREGELIUS
2726 IOWA ST
C0017-07

DANIELLE MARIE BREIER
2724 IOWA ST
C0017-06

DRISCOLL JR PATRICK W
2722 IOWA ST
C0017-05

DRISCOLL JR PATRICK W
2716 IOWA ST
C0017-04

ANDREA J LEWIS
2710 IOWA ST
C0017-03

ELIZABETH A BRUESCH
2706 IOWA ST
C0017-02

MICHAEL A MCCLUSKEY
2702 IOWA ST
C0017-01



City of Davenport, Iowa
Engineering Division
Davenport, Iowa 52807
Fax (563) 327-6162

SCOTT COUNTY

FY 2020 ALLEY RESURFACING PROGRAM, PART 2

PROJECT NUMBER

PLAT

SHEET

7

DATE

1

1

DESIGNED BY: N/A
DRAWN BY: N/A
CHECKED BY: N/A
DWG. FILE:
SCALE: 1"=40'

FY 20 Alley Resurfacing Part 2 - Alley Between Pershing Ave and Iowa St.

Parcel	Address	Deed1_Name	Deed 1 Address	Deed1 City, State Zip	Assessed Value	Property Value Limit	Parcel Area (SF)	Assessed Area (SF)	Assessment Amount	Deficiency
C0017-01	2702 IOWA ST	MICHAEL A MCCLUSKEY	2702 IOWA ST	DAVENPORT IA 52803	\$ 91,100.00	\$ 22,775.00	1,348	1,348	\$ 2,968.49	\$ -
C0017-02	2706 IOWA ST	ELIZABETH A BRUESCH	2706 IOWA ST	DAVENPORT IA 52803-1831	\$ 98,730.00	\$ 24,682.50	928	928	\$ 2,968.49	\$ -
C0017-03	2710 IOWA ST	ANDREA J LEWIS	2710 IOWA ST	DAVENPORT IA 52803	\$ 181,820.00	\$ 45,455.00	2,446	2,446	\$ 2,968.49	\$ -
C0017-04	2716 IOWA ST	DRISCOLL JR PATRICK W	2716 IOWA ST	DAVENPORT IA 52803	\$ 87,140.00	\$ 21,785.00	1,163	1,163	\$ 2,968.49	\$ -
C0017-05	2722 IOWA ST	DRISCOLL JR PATRICK W	2716 IOWA ST	DAVENPORT IA 52803	\$ 88,190.00	\$ 22,047.50	963	963	\$ 2,897.81	\$ -
C0017-06	2724 IOWA ST	DANIELLE MARIE BREIER	2724 IOWA ST	DAVENPORT IA 52803-1831	\$ 133,990.00	\$ 33,497.50	1,320	1,320	\$ 2,897.81	\$ -
C0017-07	2726 IOWA ST	DAWN CRECELIUS	2726 IOWA ST	DAVENPORT IA 52803	\$ 71,650.00	\$ 17,912.50	1,073	1,073	\$ 2,855.40	\$ -
C0017-08	2727 PERSHING AV	DAWN M TAGUE	2727 PERSHING AV	DAVENPORT IA 52803	\$ 117,410.00	\$ 29,352.50	1,427	1,427	\$ 2,855.40	\$ -
C0017-09	2723 PERSHING AVE	DOUGLAS G JOHNSON	2723 PERSHING AVE	DAVENPORT IA 52803-1838	\$ 140,920.00	\$ 35,230.00	1,808	1,808	\$ 2,897.81	\$ -
C0017-10	2719 PERSHING AV	JOHN RUSHTON	2719 PERSHING AV	DAVENPORT IA 52803	\$ 110,950.00	\$ 27,737.50	1,708	1,708	\$ 2,897.81	\$ -
C0017-11	2715 PERSHING AV	AMANDA J KRAKLIO	2715 PERSHING AVE	DAVENPORT IA 52803-1838	\$ 80,810.00	\$ 20,202.50	1,098	1,098	\$ 2,968.49	\$ -
C0017-12	2709 PERSHING AV	CHRISTOPHER J BERNAT	2709 PERSHING AV	DAVENPORT IA 52803-1838	\$ 144,310.00	\$ 36,077.50	2,177	2,177	\$ 2,968.49	\$ -
C0017-13	2705 PERSHING AV	FIRST FINANCIAL GROUP LC	1987 SPRUCE HILLS DR	BETTENDORF IA 52722	\$ 72,090.00	\$ 18,022.50	862	862	\$ 2,968.49	\$ -
C0017-14	2701 PERSHING AV	JESSE OLSON	2701 PERSHING AV	DAVENPORT IA 52803-1838	\$ 158,660.00	\$ 39,665.00	2,579	2,579	\$ 2,968.49	\$ -

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-326-7734
Wards:

Action / Date
8/12/2020

Subject:
Resolution awarding the contract for the 13th Street Reconstruction - Zenith to Stark and Zenith to Waverly project to Five Cities Construction Company of Coal Valley, IL in the amount of \$645,090.25, CIP #35047. [Ward 1]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued and sent to contractors on June 25, 2020. On July 17, 2020, the Purchasing Division opened and read eight bids. See bid tab attached.

Five Cities Construction Company was the lowest responsive and responsible bidder.

This work is for the reconstruction of 13th St from N Stark St to N Zenith Ave and N Zenith Ave to Waverly Rd.

Funding for this work is from CIP #35047 Neighborhood Street Repair Program.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 10:42 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 10:42 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 12:43 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION awarding the contract for the 13th Street Reconstruction – Zenith to Stark and Zenith to Waverly project to Five Cities Construction Company of Coal Valley, IL and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the 13th Street Reconstruction – Zenith to Stark and Zenith to Waverly project and;

WHEREAS, Five Cities Construction Company of Coal Valley, IL submitted the lowest responsive and responsible bid; and

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa, that:

1. the contract for the 13th Street Reconstruction – Zenith to Stark and Zenith to Waverly project to Five Cities Construction Company of Coal Valley, IL is approved;
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: 13th STREET RECONSTRUCTION – ZENITH TO STARK AND
ZENITH TO WAVERLY

BID NUMBER: #20-154

OPENING DATE: JULY 17, 2020

GL ACCOUNT NUMBER: CIP 35047 NEIGHBORHOOD ST RECONSTRUCTION

RECOMMENDATION: AWARD THE CONTRACT TO FIVE CITIES
CONSTRUCTION COMPANY OF COAL VALLEY IL

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
Five Cities Construction Company of Coal Valley IL	\$645,090.25
Valley Construction Company of Rock Island IL	\$731,058.25
CDMI Concrete Contractors Inc of Port Byron IL	\$742,543.00
Hawkeye Paving Corporation of Bettendorf IA	\$750,531.00
N J Miller Inc of Bettendorf IA	\$774,874.50
Centennial Contractors of the Quad Cities of Moline IL	\$776,425.00
Langman Construction Inc of Rock Island IL	\$801,904.42
McCarthy Improvement Company of Davenport IA	\$987,134.55

Approved By Kristi Keller 7-28-2020
Purchasing Date

Approved By Nicole Gleason 7-28-2020
Dept. Director Date

Approved By Beauli Coy 7-28-2020
Budget/CIP Date

Approved By Linda Stollard 7-28-2020
Assistant Finance Director Date

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-326-7734
Wards:

Action / Date
8/12/2020

Subject:
Resolution awarding the contract for the Fire Training Site Preparation project to Valley Construction Company of Rock Island, IL in the amount of \$367,948, CIP #23048. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on June 24, 2020 and sent to contractors. On July 28, 2020, the Purchasing Division opened and read four bids. See bid tab attached.

This work involves excavating and leveling the site where the Fire Training Building will be placed. A previous bid was done to move the Fire Training Building. A future bid will be done for the foundation and utilities of the building.

Valley Construction Company was the lowest responsive and responsible bidder. They have successfully performed this type of work for the City in the past. Funding for this project is from CIP #23048.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/30/2020 - 9:50 AM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 11:27 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 12:46 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the Fire Training Site Preparation project to Valley Construction Company of Rock Island, IL and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the Fire Training Site Preparation project and;

WHEREAS, Valley Construction Company of Rock Island, IL submitted the lowest responsive and responsible bid; and

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa, that:

1. the contract for the Fire Training Site Preparation project to Valley Construction Company of Rock Island, IL is approved; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: FIRE TRAINING SITE PREPARATION

BID NUMBER: #20-157

OPENING DATE: JULY 28, 2020

GL ACCOUNT NUMBER: CIP 23048 FIRE TRAINING RELOCATION

RECOMMENDATION: AWARD THE CONTRACT TO VALLEY
CONSTRUCTION COMPANY OF ROCK ISLAND IL

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
Valley Construction Company of Rock Island IL	\$367,948.00
Twin Shores Management of Bettendorf IA	\$394,195.44
McCarthy Improvement Inc of Davenport IA	\$462,703.10
Miller Trucking & Excavating of Silvis IL	\$534,766.00

Approved By

Purchasing

Date

Approved By

Dept. Director

Date

Approved By

Budget/CIP

Date

Approved By

Assistant Finance Director

Date

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-326-7734
Wards:

Action / Date
8/12/2020

Subject:
Resolution approving the one-year contract for the Long-Line Painting 2020-2021 project to Ostrom Painting & Sandblasting Inc of Rock Island, IL in the amount of \$172,302. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on July 15, 2020 and sent to contractors. On July 29, 2020, the Purchasing Division opened and read two bids. See bid tab attached.

This work includes City street long-line painting and portions of Iowa Department of Transportation roads including River Dr, Harrison St, Brady St, Welcome Way, and Kimberly Rd within City limits. The state will reimburse the City for their portion.

Funding for this contract is from the Public Works Traffic Engineering Road Use Tax budget. Account 54702131 520298.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/30/2020 - 10:11 AM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 11:27 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 1:06 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the one-year contract for the Long-Line Painting 2020-2021 project to Ostrom Painting & Sandblasting Inc of Rock Island, IL and authorizing Mayor Mike Matson or designee to sign and manage any related agreements.

WHEREAS, the City needs long-line painting at various locations throughout the City; and

WHEREAS, Ostrom Painting & Sandblasting Inc of Rock Island IL was the lowest responsive and responsible bidder;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa, that:

1. the one-year contract for the Long-Line Painting project to Ostrom Painting & Sandblasting Inc of Rock Island, IL is approved; and
2. Mayor Mike Matson or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Mike Matson
Mayor

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: LONG-LINE PAINTING 2020 - 2021

BID NUMBER: #21-07

OPENING DATE: JULY 29, 2020

GL ACCOUNT NUMBER: 54702131 520298

RECOMMENDATION: AWARD THE CONTRACT TO OSTROM PAINTING &
SANDBLASTING COMPANY INC OF ROCK ISLAND IL

<u>VENDOR NAME</u>	<u>BID AMOUNT</u>
Ostrom Painting & Sandblasting Inc of Rock Island IL	\$172,302

Iowa Plains Signing Inc of Waterloo IA	\$298,215
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Approved By Krista Keller 7-29-2020
Purchasing Date

Approved By Nicole McKeason 7-29-2020
Dept. Director Date

Approved By Mark J. Murray 7/29/2020
Budget/CIP Date

Approved By Linda Stollard 7-29-2020
Assistant Finance Director Date

City of Davenport

Agenda Group:

Department: Public Works - Admin

Contact Info: Kevan Oliver 563-327-5199

Wards:

Action / Date

8/12/2020

Subject:

Resolution approving the plans, specifications, form of contract, and estimate of cost for the RiverCenter South Roof Replacement project, CIP #69028. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

This project is for the replacement of the roof over the south building area located on 201 E 3rd Street. This roof is nearing the end of its useful life and is scheduled to be replaced.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/30/2020 - 9:55 AM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 9:55 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 12:02 PM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the plans, specifications, form of contract, and estimate of cost for the RiverCenter South Roof Replacement project, CIP #69028.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the Deputy City Clerk of Davenport, IA, for the RiverCenter South Roof Replacement project, CIP #69028; and

WHEREAS, Notice of Hearing on plans, specifications, and form of contract was published as required by law:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport that, said plans, specifications, form of contract, and estimate of cost are hereby approved for the RiverCenter South Roof Replacement project, CIP #69028.

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Clay Merritt 563-888-3055
Wards:

Action / Date
8/12/2020

Subject:
Resolution approving the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
The project will enhance security on the first floor of City Hall. The reception area outside of Human Resources and the Revenue counter will be enclosed with glass with transaction counters and recessed transaction trays in the counter. This improvement is in alignment with the CARES Act.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 11:48 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 11:48 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 11:42 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION on the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053.

WHEREAS, plans, specifications, form of contract, and estimate of cost were filed with the Deputy City Clerk of Davenport, Iowa, for the City Hall Security Improvements, CIP #23053.

WHEREAS, Notice of Hearing on plans, specifications, and form of contract was published as required by law:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport that, said plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for the City Hall Security Improvements, CIP #23053

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Schadt 563-326-7923
Wards:

Action / Date
8/12/2020

Subject:
Motion approving the plans, specifications, form of contract, and estimate of cost for the 51st St Culvert Reconstruction Project, CIP #33046. [Ward 8]

Recommendation:
Pass the Motion.

Background:
The project includes the removal and replacement of two culverts crossing W 51st St at approximately 1925 W 51st St. Work also includes the removal and replacement of pavement to facilitate the culvert work.

The estimated project cost is \$85,000.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/29/2020 - 10:36 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 10:37 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 1:07 PM

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Brian Schadt 563-326-7923
Wards:

Action / Date
8/12/2020

Subject:
Motion approving the plans, specifications, form of contract, and estimate of cost for the 6th & Vine Traffic Circle, CIP #38012. [Ward 3]

Recommendation:
Pass the Motion.

Background:
This project includes installation of a traffic circle/roundabout at the intersection of W 6th St, Vine St, and Ash St. Work shall include: pavement removal, storm sewer pipe and intake removal and replacement, new subbase, curb and gutter, PCC paving, sidewalk, ADA ramp improvement, topsoil, and seeding.

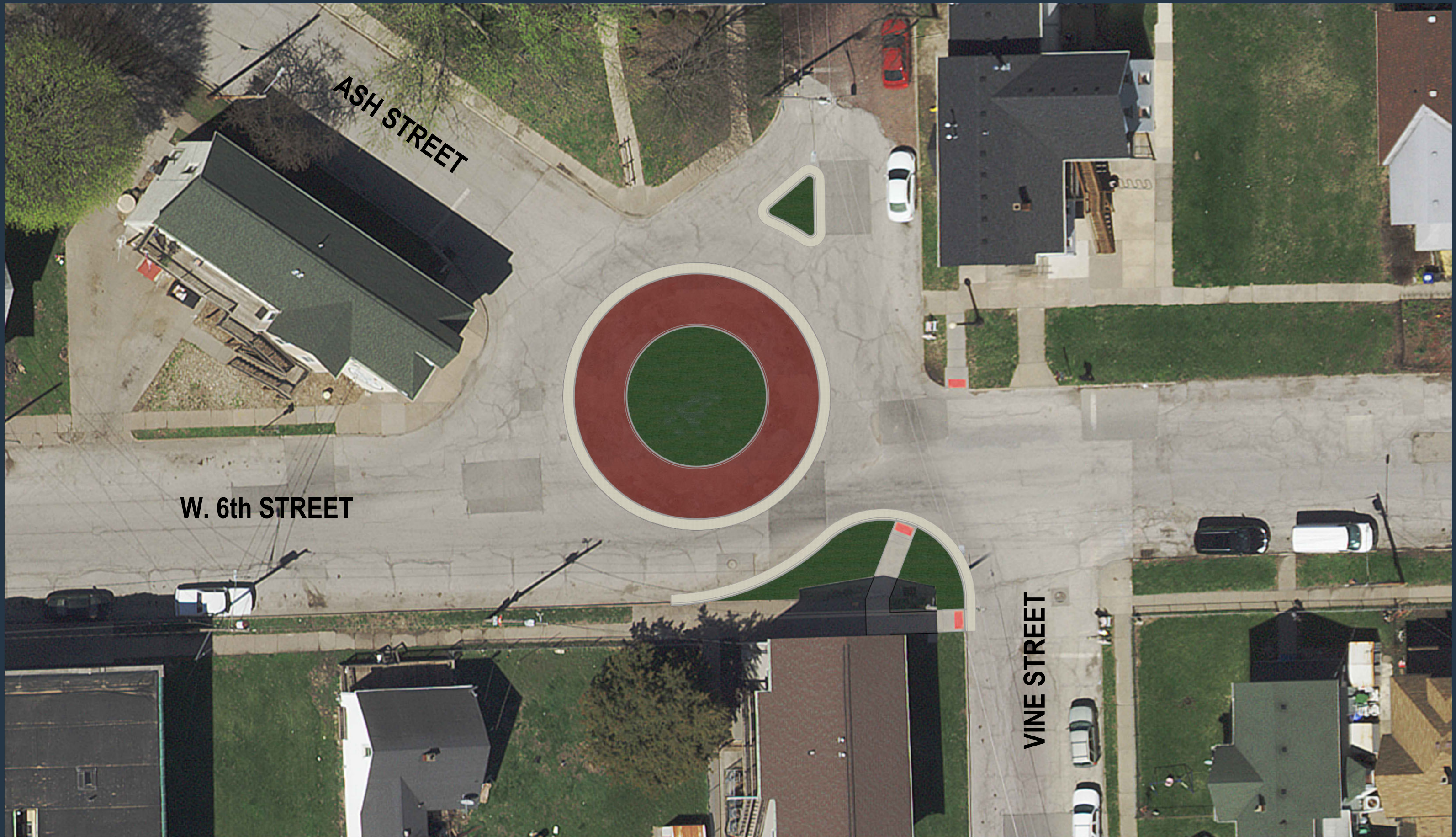
Estimate of cost is \$75,000, CIP #38012.

ATTACHMENTS:

Type	Description
▣ Backup Material	Illustration

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/29/2020 - 11:39 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 11:39 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 1:10 PM



City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Thomas Vesalga 563-326-7783
Wards:

Action / Date
8/12/2020

Subject:
Motion approving a lease extension between the Izaak Walton League of America and the Davenport Municipal Airport through February 28, 2025.
[Ward 8]

Recommendation:
Pass the Motion.

Background:
The Izaak Walton League of America has leased land at the Davenport Municipal Airport since 1949, and wishes to continue doing so through a renewed land lease agreement effective through February 28, 2025. They own and maintain one large building and four smaller service buildings on the five acre tract. The annual rental amount for this contract is \$643.78 which represents a Fair Market Value for this agreement.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	7/29/2020 - 11:22 AM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 11:22 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 1:08 PM

City of Davenport

Agenda Group:
Department: Finance Committee
Contact Info: Jim Morris 563-326-7910
Wards:

Action / Date
8/12/2020

Subject:

Second Consideration: Ordinance amending Chapter 15.32 of the Davenport Municipal Code titled "Uniform Fire Code" to adopt the International Code Council's 2015 International Fire Code with amendments. [All Wards]

Recommendation:
Adopt the Ordinance.

Background:

In 2017, a fire code evaluation project was initiated following the adoption of the 2015 International Building Code. Currently, the City operates under the 1994 Uniform Fire Code. Since 1994, there have been many construction changes and changes in best practices for administering a fire code; there are also numerous inconsistencies between the current fire code and the updated building code which create challenges for both contractors doing business in the City of Davenport and staff enforcement of these code sections. The staff recommendation is to adopt and implement the 2015 International Fire Code so that both the building code and fire code are in alignment. Additionally, there are a series of local amendments that have been included and are proposed based off of research from peer cities who have implemented this particular code.

The contractor community was notified of this potential update in January, and a series of three public meetings were held at the Central Fire Station. In these meetings, staff gave a presentation to explain the purpose of the code update, and also went through each of the local amendments. A copy of that presentation is attached to this agenda item.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Cover Memo	Fire Code Adopt Presentation

REVIEWERS:

Department	Reviewer	Action	Date
Legal	Warner, Tom	Approved	7/10/2020 - 11:04 AM
Finance Committee	Admin, Default	Approved	7/10/2020 - 11:31 AM
City Clerk	Admin, Default	Approved	7/10/2020 - 11:32 AM

ORDINANCE NO. _____

Ordinance amending Chapter 15.32 of the Davenport Municipal Code to adopt the International Code Council's 2015 International Fire Code with amendments.

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

Section 1. That Chapter 15.32 entitled "International Fire Code" is hereby amended to read as follows:

15.32.010 International Fire Code (2015) adopted.

Except as hereinafter modified, the International Code Council's 2015 International Fire Code, including appendices, is adopted by reference as the fire code of the City of Davenport, Iowa and hereby incorporated by reference into this chapter.

15.32.020 Modifications to 2015 International Fire Code.

The 2015 International Fire Code is modified as follows:

A..Amendment - Section 101.1: The City of Davenport.

These regulations shall be known as the Fire Code of the City of Davenport, hereinafter referred to as this code. The following definitions shall be in place:

Wherever the word "jurisdiction" is used in the International Fire Code, it is the City of Davenport.

Wherever the party responsible for the enforcement of the International Fire Code is given a title of "Fire Marshal" and the following definition: "Fire Marshal is the Code Official of the Fire Prevention Bureau" or a duly authorized representative.

Whenever the words "Department of Fire Prevention" are used, they shall be held to mean "Fire Prevention Bureau".

The word "shall" is mandatory, and the word "may" is permissive.

B..Amendment - Section 202 (M): Commercial Cooking Appliances.

Appliances used in a commercial food service establishment for heating or cooking food and which produce grease vapors, steam, fumes, smoke, or odors that are required to be removed through a local exhaust ventilations system. Such appliances include deep fat fryers; upright broilers; griddles; broilers; steam-jacketed kettles; hot-top ranges; under-fired broilers (Charbroilers); ovens; barbecues; rotisseries; residential stoves/ovens and similar appliances. For the purpose of this definition, a food service establishment shall include any commercial building or portion thereof used for the preparation and serving of food including for employee purposes.

C. Amendment - Section 503.2.1: Dimensions.

Fire apparatus access roads shall have a minimum unobstructed width of not less than 20 feet (6096 mm), exclusive of shoulders, except for approved security gates in accordance with section 503.6, and an unobstructed vertical clearance of not less than 14 feet (4268 mm).

D. Amendment - Section 507.5.1: Where required.

Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 150 feet (122 m) from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the fire code official.

E. Amendment - Section 507.5.1.1: Hydrant for fire department connections.

Buildings equipped with a fire department connection installed in accordance with Section 912 shall have a fire hydrant located on a fire access road within 100 feet (30 m) of the fire department connection as measured by an approved route around the exterior of the building.

Exception: The distance shall be permitted to exceed 100 feet (30 m) where approved by the fire code official.

F. Addition (New Section to IFC) - Section 604.8: Shutdown of Emergency and Standby Power Systems.

In addition to the requirements of NFPA 10 for a remote manual stop, a keyed switch to shut down the generator shall be located at the remote annunciator panel or fire panel. The Code Official shall determine its location. If there is no annunciator or fire alarm panel or the location of these panels is determined to be inadequate for this shut down button, the Code Official shall determine its location.

G. Addition (New Section to IFC) - Section 901.4.6.1: Fire Sprinkler Riser Room.

A fire sprinkler riser room shall be separated from the electrical room. The riser room shall have no electrical panels, devices, or apparatus inside the room other than the outlets or support equipment (lighting, air compressor, and heater) required for the use of the fire sprinkler system and/or the fire alarm panel. The sprinkler riser room shall not be

exclusively accessed from the electrical room, but the electrical room may be accessed from the riser room.

H. Amendment - Section 903.3.1.2.1 - Group R Balconies and Decks.

Sprinkler protection shall be provided for all exterior balconies, decks, and ground floor patios of dwelling units where the building is required to have a fire sprinkler system installed. Sidewall sprinklers that are used to protect such areas shall be permitted to be located such that their deflectors are within 1 inch to 6 inches below the structural members and a maximum distance of 14 inches below the deck of the exterior balconies and decks.

I. Addition - Section 903.3.1.2.3 - Fire Sprinklers for Canopies.

A canopy covering a door that is required to be marked as an exit shall be required to have fire sprinklers installed outside that door if the canopy extends more than 4 feet out from the door and is 12 feet or less in height from the ground regardless of whether the canopy is combustible or non-combustible. Canopies that have vehicle access under them with door openings shall be required to have fire sprinklers installed under the total canopy regardless of whether the canopy is combustible or non-combustible.

Exception: If the Code does not require a building to have a fire sprinkler system, section 903.3.1.2.3 does not apply.

J. Addition (New Section to IFC) - Section 904.12.2.1 - Ventilation Operation.

The ventilation system shall shut down the make up air to the hood and continue to exhaust upon activation of the hood fire extinguishing system. Supply air openings other than part of the hood system shall be a minimum of 6 feet from any part of a Type I Hood. Supply air openings closer than 6 feet must shut down upon activation of the extinguishing system.

K. Amendment - Section 905.1 - General.

Standpipe systems shall be provided in new buildings and structures in accordance with Sections 905.2 through 905.10. In buildings used for *high-piled combustible storage*, fire protection shall be in accordance with Chapter 32. For the purposes of this Section 905 "Standpipe Systems", Sections 905.3.1 through 905.6.2 shall be amended by deleting all references to Class II and Class III standpipe systems and inserting Class I standpipe systems in their place.

L. Amendment - Section 905.2 - Installation standard.

A Class I standpipe system shall provide 2 ½ inch (63.5 mm) hose connections to supply water for use by fire departments and those trained in handling heavy fire streams. Also, 2 ½ inch to 1 ½ inch reducers with 1 ½ inch caps shall be provided on each standpipe outlet. 2 ½ inch and 1 ½ inch threads shall be National Standard Threads (NST). No hose is to be provided.

Exception: Hose may be provided when the facility has an assigned and trained fire brigade.

M. Deletion - Section 905.3.4.1 - Hose and cabinet.

This section shall be deleted.

N. Deletion - Section 905.5.3 - Class II system 1-inch hose.

This section shall be deleted.

O. Addition (New Section to IFC) - Section 905.3.9 - Building Footprint and Access.

Where the most remote portion of a floor or story is more than 400 feet from a hose connection or fire department access road, the fire code official is authorized to require standpipes to be provided in approved locations.

P. Amendment - Section 907.2 - Where Required - New Buildings and Structures.

An *approved* fire alarm system installed in accordance with the provisions of this code and NFPA 72 shall be provided in new buildings and structures in accordance with Sections 907.2.1 through 907.2.23 and provide occupant notification in accordance with Section 907.5.

Not fewer than one manual fire alarm box shall be provided in an *approved* location to initiate a fire alarm signal for fire alarm systems employing automatic fire detectors or waterflow detection devices. Where other sections of this code allow elimination of fire alarm boxes due to sprinklers, a single fire alarm box shall be installed.

Exceptions:

1. The manual fire alarm box is not required for fire alarm systems dedicated to elevator recall control and supervisory service.
2. The manual fire alarm box is not required for Group R-2 occupancies unless required by the *fire code official* to provide a means for fire watch personnel to initiate an alarm during a sprinkler system impairment event. Where provided, the manual fire alarm box shall not be located in an area that is accessible to the public.

Q. Addition (New Section to IFC) - Section 907.2 (a) - Manual Fire Alarm Pull Boxes.

Manual fire alarm pull boxes ("pull stations") shall be required where deemed necessary by the Code Official.

R. Addition (New Section to IFC) - Section 907.2 (b) - Monitoring.

All fire alarm systems shall be monitored by a UL listed monitoring station.

S. Amendment - Section 907.2.1 - Fire Alarms in Group A Occupancies.

A manual and automatic fire alarm system shall be installed in accordance with NFPA 72 in Group A Occupancies have an occupant load of 300 or more. Group A occupancies not separated from one another in accordance with Section 707.3.10 of the *International Building Code* shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.

T. Amendment - 907.2.3 - Group E

In the absence of a complete automatic sprinkler system, a complete automatic detection system utilizing an emergency voice/alarm communication system shall be installed throughout the entire Group E occupancy. A Group E occupancy with a complete automatic sprinkler system shall be provided with a fire alarm system utilizing an emergency voice/alarm communication system in compliance with Section 907.5.2.2 and installed in accordance with Section 907.6. As a minimum, smoke detection shall be provided in corridors at a maximum spacing of 30 feet on center, and heat or smoke detection shall be provided in any hazardous or non-occupied areas in all new or existing Group E occupancies.

Exceptions:

1. Group E occupancies with an occupant load of less than 50.
2. Manual fire alarm boxes are not required in Group E occupancies where all of the following apply:
 - 2.1. Interior corridors are protected by smoke detectors with alarm verification.
 - 2.2. Auditoriums, cafeterias, gymnasiums, and the like are protected by heat detectors or other approved detection devices.
 - 2.3. Shops and laboratories involving dusts or vapors are protected by heat detectors or other approved detection devices.
 - 2.4. Off-premises monitoring is provided.
 - 2.5. The capability to activate the evacuation signal from a central point is provided.
 - 2.6. In buildings where normally occupied spaces are provided two-way communication system between such spaces and a constantly attended receiving station from which a general evacuation alarm can be sounded, except in locations specifically designated by the fire code official.
3. Manual fire alarm boxes shall not be required in Group E occupancies where the building is equipped throughout with an approved automatic sprinkler

system, the notification appliances will activate on sprinkler water flow, and manual activation is provided from a normally occupied location.

4. Emergency voice/alarm communication systems meeting the requirements of Section 907.5.2.2 and installed in accordance with Section 907.6 shall not be required in Group E occupancies with occupant loads of 100 or less, provided that activation of the fire alarm system initiates an approved occupant notification signal in accordance with Section 907.5.

U. Amendment - 907.2.9 - Group R-2

An automatic smoke detection system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group R-2 occupancies.

1. Common spaces outside of *dwelling units and sleeping units*
2. Laundry rooms, mechanical equipment rooms, and storage rooms
3. All interior corridors serving *sleeping units or dwelling units*

Exception: An automatic smoke detection system is not required in buildings that do not have interior *corridors* serving *sleeping units or dwelling units* and where each *sleeping unit or dwelling unit* either has a *means of egress* door opening directly to an exterior *exit access* that leads directly to an *exit* or a *means of egress* door opening directly to an *exit*.

Required smoke alarms in *dwelling units* and *sleeping units* in Group R-2 occupancies shall be interconnected with the fire alarm system in accordance with NFPA 72.

V. Addition (New Section to IFC) - 1028.6 - Exit Discharge Pathways.

Exit discharge pathways shall be paved from all required exits of a building to a public way or parking lot.

15.32.030 Open fires and burning.

A. Definitions.

1. OPEN FIRE - Shall mean any burning of combustible materials where the products of combustion are emitted into the open air without passing through a chimney or stack. Open fire as used in this section shall not be interpreted to include recreational fires or cooking fires which may be conducted without permit of the fire department.

2. RECREATIONAL FIRE - Shall mean the burning of wood for pleasure, cooking or similar purposes, either contained in a receptacle originally designed and manufactured for such purpose; or uncontained so long as the fire being burned has a total wood fuel area of not more than eight feet in diameter and four feet in height, and the fire is being used in conjunction with camping in a publicly- or privately-owned campground or at least 25 feet from the nearest structure or combustible material.

3. COOKING FIRE - Shall mean the burning of conventional fuel materials such as charcoal, natural or propane gas to cook food in a receptacle such as a barbecue grill or barbecue pit, which was originally designed and manufactured for that purpose.

4. GARBAGE - Shall mean animal and vegetable waste resulting from the handling, preparing, cooking, storing or serving of food or of material intended for use as food.

5. RUBBISH - Shall include, but is not limited to, nonputrescible (not subject to rotting or decay) solid waste consisting of combustible and noncombustible wastes such as ashes, paper, cardboard, tin cans, wood, glass, bedding and crockery.

6. REFUSE - Shall mean putrescible (subject to decay or rotting) and nonputrescible wastes including, but not limited to, garbage, rubbish, household waste, incinerator residue, street cleanings, market and industrial solid wastes and sewage treatment wastes in dry or semi-solid form, organic growth such as vines, weeds, grass, flowers, leaves, plant stems or stalks, or similar growth.

7. BUILDING MATERIALS - Shall mean any material including but not limited to lumber, brick, concrete, plaster, plaster board, gutters, floor coverings, or similar substances accumulated as a result of repairs or additions to existing structures, construction of new buildings, or demolition of existing structures.

8. PROHIBITED MATERIALS - Shall include, but not be limited to, dead animals, waste oil, plastic material, rubber products or materials, tires, tar or tar-based products or materials, asbestos containing materials, creosote containing materials, styrofoam, plastic- or rubber-coated wire, and similar substances.

9. WOOD - As used in this section, shall mean that part of a tree or shrub that consists of a more or less hard and compact substance which makes up the bulk of the trunk and branches of the tree or shrub, and which is concealed from view by the bark, and which when cut transversely is found to consist of concentric layers. Wood does not include tree stumps, shrub stumps, roots, wood products or items manufactured or consisting of processed wood such as lumber, plywood and similar items.

B. Open Fires Prohibited. No person shall ignite, cause or permit to be ignited, allow or maintain an open fire containing any garbage, rubbish, refuse, building materials, business waste as defined in Chapter 8.08, or prohibited material.

C. Exceptions to Prohibition on Open Fires.

1. The prohibition against open fires shall not be construed to prohibit the open burning of wood, as defined in section 15.32.030 A9, subject to the other requirements imposed by this section. The City, however, does not encourage the burning of wood and will collect wood not larger than six inches in diameter nor longer than five feet in length at curbside during normal solid waste collection if it is securely tied together in a bundle of 50 pounds or less in weight.

2. The fire department may, at its discretion, issue an open burning permit, subject to the other requirements of this section, for the following types of fires:

a. Controlled ceremonial bonfires.

b. Disaster rubbish. Disaster rubbish includes yard waste and other similar organic waste that may otherwise be prohibited as refuse and building material, which occurs as a result of a community disaster. Disaster rubbish may be burned only when an official declaration has been made that an emergency disaster condition exists and then, only during the period of time designated in the emergency disaster declaration.

c. Prescribed agricultural or natural areas. The open burning of fields or other areas planted with vegetation native to this region, may be permitted if necessary for the maintenance of native plants and controlling growth of invasive plant species. Such prescribed burns may only be conducted by personnel approved by the fire marshal or fire chief and with an approved burn plan and burn permit.

d. Bona fide training fires. Fires set for the purpose of bona fide training of public, institutional or industrial employees in methods of fire fighting.

e. Flare stacks. Open burning or flaring of waste gases may be permitted.

D. Regulation of Open Fires.

1. Prohibited on Public Property. No person shall ignite, cause or permit to be ignited, allow, maintain or burn a fire in any manner on publicly owned or publicly controlled property. Publicly owned or controlled property includes, but is not limited to, bridges, streets, alleys, sidewalks, boulevards, public rights-of-way, and other public property or places which have not been approved in writing by the fire chief or his designee. This section shall not be construed to prohibit cooking fires in public parks unless otherwise prohibited in this code, recreational fires as allowed on publicly-owned campgrounds unless otherwise prohibited by this code, or approved burning of fields and natural areas, pursuant to Section 15.32.030 C2c.

2. Attending to Fire Required. All open fires, cooking fires and recreational fires shall be continuously attended to by a competent person until the fire is extinguished. A person attending to an open fire, cooking fire or recreational fire must have a garden hose connected to a water supply or an approved fire extinguisher readily available to control the fire.

3. Distance from Structures. Open fires shall not be located, ignited, allowed, permitted or maintained less than 50 feet from any structure or combustible material.

4. Prohibited During Hazardous Conditions. When atmospheric conditions or local circumstances make the burning of open fires hazardous, the fire chief and/or fire marshal may prohibit any or all open fires by issuing a proclamation banning open fires. Such proclamation shall remain in effect until such time as the fire chief and/or fire marshal recalls or cancels the same.

5. Sunrise to Sunset. Open burning is permitted only between sunrise and sunset. All open fires must be completely extinguished at sunset.

6. Burn Days. The burning of wood in an open fire on private property shall be prohibited unless the fire chief or his designee has declared a particular day a "burn day" by recorded message on the telephone.

7. Burning to Clear Land. Notwithstanding Section 15.32.030 C1, no person shall ignite, cause or permit to be ignited, allow or maintain the burning of refuse, wood, trees, brush, shrubs, or similar organic growth for the purpose of clearing the land of trees, shrubs, brush or similar organic growth for development.

E. Nuisance Fire Conditions. No person shall burn any matter which the Fire Chief or his designee determines is causing:

1. Dense, thick, or heavy smoke, or
2. A strong odor, or
3. Constitutes a hazardous condition to life or property.

15.32.040 Penalty.

A. Anyone violating the provisions of this chapter is guilty of a simple misdemeanor and shall upon conviction be subjected to a fine not to exceed \$625.

B. Anyone violating the provisions of this chapter is guilty of a municipal infraction and shall upon conviction be subjected to a civil fine not to exceed \$750 for a first offense or \$1000 for a repeat offense; additionally the City also may seek an appropriate injunctive remedy to abate or correct further violations of this chapter.

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



FIRE CODE UPDATE

Overview & Local Amendments

January 27, 2020 Central Fire Station

AGENDA

- Review of Adoption and Implementation Process
- Local Amendments
- Local Ordinance
- Questions

PROCESS

- Meeting with stakeholders to review proposed ordinance changes
- Meeting with Davenport City Council for discussion on February 18, 2020
- Three Readings at Davenport City Council Meetings (3 Council Cycles)
 - February 19, 2020 (Committee of the Whole)
 - February 26, 2020 (City Council)
 - March 4, 2020 (Committee of the Whole)
 - March 11, 2020 (City Council)
 - March 18, 2020 (Committee of the Whole)
 - March 25, 2020 (City Council)

2015 International Fire Code

- Last formal fire code adoption was the 1994 Uniform Fire Code
- City is currently utilizing the 2015 International Building Code
 - Adoption of the 2015 International Fire Code will provide consistency between departments
- Series of local amendments discussed on following slides and located in handouts



LOCAL AMENDMENTS

LOCAL AMENDMENTS

- **Section 101.1: The City of Davenport**
 - Jurisdiction - City of Davenport
- **Section 202 (M): Commercial Cooking Appliances**
 - Residential stoves/ovens
 - Preparation and serving of food including for employee purposes
- **Section 503.2.1: Dimensions**
 - Vertical clearance of not less than 14 feet (4,268 mm)

LOCAL AMENDMENTS

- **Section 507.5.1: Where Required (Building Construction)**
 - Standard is 150 feet; did read 400 feet
- **Section 507.5.1.1: Hydrant for fire department connections**
 - Applicable to fire department connections within 100 feet
- **Section 604.8: Shutdown of Emergency and Standby Power Systems (NEW)**
 - In addition to the requirements of NFPA 10 for a remote manual stop, a keyed switch to shut down the generator needs to be located at the remote annunciator panel or fire panel. The location will be determined by the Fire Marshal or Code Official.

LOCAL AMENDMENTS

- **Section 901.4.6.1: Fire Sprinkler Riser Room (NEW)**
 - Fire sprinkler riser room needs to be separated from electrical room
 - Riser room should not have any electrical panels, devices, or apparatus inside the room
 - Shall not be exclusively accessed from electrical room; but electrical room may be accessed from riser room
- **Section 903.3.1.2.1: Group R Balconies and Decks**
 - Sprinkler protection is required for all combustible/non-combustible balconies, decks, and ground floor patios

- **Section 903.3.1.2.3: Fire Sprinklers for Canopies (NEW)**
 - Any canopy covering a door that is required to be a marked exit that extends more than 4 feet from the door, whether combustible or non-combustible, needs sprinkler coverage.
 - Canopies with vehicle access under them with door openings must also have sprinkler coverage regardless of combustibility.
 - EXCEPTION: If the code does not require a building to have a sprinkler system, this section does not apply.
- **Section 904.12.2.1: Ventilation Operation (NEW)**
 - The ventilation system shall shut down the make-up air to the hood and continue to exhaust upon activation of the hood fire extinguishing system. Supply air openings other than part of the hood system shall be a minimum of 6 feet from any part of a Type I hood. Supply air openings closer than 6 feet must shut down upon activation of the extinguishing system.

LOCAL AMENDMENTS

- **Section 905.1: General**

- Eliminates Class II and Class III standpipes

- **Section 905.2: Installation Standard**

- A Class I standpipe system shall provide 2 ½ inch hose connections to supply water for use by fire departments and those trained in handling heavy fire streams. Also, 2 ½ inch to 1 ½ inch reducers with 1 ½ caps shall be provided on each standpipe outlet. 2 ½ inch and 1 ½ inch threads shall be National Standard Threads (NST). No hose it to be provided.
- EXCEPTION: Hose may be provided when the facility has an assigned and trained fire brigade.

- ~~**Section 905.3.4.1: Hose and Cabinet (DELETE)**~~

LOCAL AMENDMENTS

- ~~Section 905.5.3: Class II system 1 inch hose (DELETE)~~
- **Section 905.3.9: Building Footprint and Access (NEW)**
 - Where the most remote portion of a floor or story is more than 400 feet from a hose connection or fire department access road, the fire code official is authorized to require standpipes to be provided in approved locations.
- **Section 907.2: Where Required – New Buildings and Structures**
 - One manual pull station is required, even in a sprinkled building

LOCAL AMENDMENTS

- **Section 907.2 (a): Manual Fire Alarm Pull Boxes (New)**
 - Manual fire alarm pull boxes (pull stations) shall be required where deemed necessary by the Fire Marshal or Code Official.
- **Section 907.2 (b): Monitoring (NEW)**
 - All fire alarm systems shall be monitored by a UL listed monitoring system.

LOCAL AMENDMENTS

- **Section 907.2.1: Fire Alarms in Group A Occupancies**
 - A manual and automatic fire alarm system shall be installed in accordance with NFPA 72 in Group A Occupancies having an occupant load of 300 or more.
- **Section 907.2.3: Group E**
 - In the absence of a complete automatic sprinkler system, a complete automatic detection system utilizing an emergency voice/alarm communication system shall be installed throughout the entire Group E occupancy.
 - Several amendments to the exceptions in this section; review handout

LOCAL AMENDMENTS

- **Section 907.2.9: Group R-2**
 - Automatic smoke detection Group R-2 occupancies is required
 - 1. Common spaces outside of dwelling units and sleeping units
 - 2. Laundry rooms, mechanical equipment rooms, and storage rooms
 - 3. All interior corridors serving sleeping units or dwelling units
 - EXCEPTION: Not required for buildings with no interior corridors or a means of egress directly to an exterior exit
- **Section 1028.6: Exit Discharge Pathways**
 - Exit discharge pathways shall be paved from all required exits of a building to a public way or parking lot.

THANK YOU



City of Davenport

Agenda Group:
Department: Finance
Contact Info: Mallory Merritt 563-326-7792
Wards:

Action / Date
8/12/2020

Subject:
Resolution authorizing and approving a Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of \$8,249,000 Sewer Revenue Bonds, Series 2020. [All Wards]

Recommendation:
Adopt the Resolution.

Background:

The City proposes to enter into an amended Sewer Revenue Loan and Disbursement Agreement with the Iowa Finance Authority and borrow money in a principal amount not-to-exceed \$9,000,000 pursuant to the provisions of Section 384.24A of the Code of Iowa. The proceeds of this borrowing will be utilized to complete the City's Ultraviolet Disinfection Project at the Water Pollution Control Plant.

The Agreement will not constitute a general obligation of the City, nor will it be payable in any manner by taxation but, together with the City's outstanding Taxable Sewer Revenue Bond, Series 2010 (Build America Bond – Direct Payment); Sewer Revenue Improvement and Refunding Bond, Series 2015; Sewer Revenue Bond, Series 2016; Sewer Revenue Bond, Series 2019; and any additional obligations of the City as may be hereafter issued and outstanding from time to time ranking on a parity therewith, will be payable solely and only from the Net Revenues of the Municipal Sanitary Sewer System of the City.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	7/30/2020 - 9:44 AM
Finance Committee	Folland, Linda	Approved	7/30/2020 - 9:44 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 2:37 PM

RESOLUTION TO APPROVE SEWER
REVENUE LOAN AND
DISBURSEMENT AGREEMENT AND
PROVIDE FOR ISSUANCE OF SEWER
REVENUE BONDS

629872-89

Davenport, Iowa

August 12, 2020

The City Council of the City of Davenport, Iowa, met pursuant to law and the rules of the Council, at 5:30 o'clock p.m., on August 12, 2020, at the Council Chambers in the City Hall. The meeting was called to order and upon the roll being called, the following named Aldermen were present and absent:

Present: _____

Absent: _____.

The Council investigated and found that pursuant to notice duly published, the Council had met as the Committee-of-the-Whole on July 15, 2020, to hold a hearing on a proposed Sewer Revenue Loan and Disbursement Agreement between the City and the Iowa Finance Authority State Revolving Loan Fund and had also met on July 22, 2020 to adopt a resolution expressing the Council's intent to enter into the Loan and Disbursement Agreement and issue Sewer Revenue Bonds in an amount not exceeding \$9,000,000.

Alderman _____ introduced and moved the adoption of the resolution hereinafter set out. The motion was seconded by Alderman _____ and the Mayor put the question on the motion and, the roll being called, the following named Aldermen voted:

Ayes: _____

Nays: _____.

The resolution, as hereinafter set out, was signed by the Mayor as evidence of approval, was attested by the Deputy Clerk and was declared to be effective.

• • • •

At the conclusion of the meeting, and upon motion and vote, the City Council adjourned.

Mayor

Attest:

Deputy Clerk

RESOLUTION NO. _____

Resolution authorizing and approving a Sewer Revenue Loan and Disbursement Agreement and providing for the issuance and securing the payment of \$8,249,000 Sewer Revenue Bonds, Series 2020

WHEREAS, pursuant to a prior resolution of the Council (the “Series 2010 Bond Resolution”), the City previously issued its \$10,000,000 Taxable Sewer Revenue Bond, Series 2010 (Build America Bond – Direct Payment), dated June 2, 2010 (the “Series 2010 Bond”) to the Iowa Finance Authority (the “Lender”), a portion of the principal of which remains outstanding; and

WHEREAS, pursuant to a prior resolution of the Council (the “Series 2015 Bond Resolution”) the City previously issued its \$5,781,106.70 Sewer Revenue Improvement and Refunding Bond, Series 2015, dated December 11, 2015 (the “Series 2015 Bond”) to the Lender, a portion of the principal of which remains outstanding; and

WHEREAS, pursuant to a prior resolution of the Council (the “Series 2016 Bond Resolution”) the City previously issued its \$7,538,000 Sewer Revenue Bond, Series 2016, dated April 29, 2016 (the “Series 2016 Bond”) to the Lender, a portion of the principal of which remains outstanding; and

WHEREAS, pursuant to a prior resolution of the Council (the “Series 2019 Bond Resolution” and, together with the Series 2010 Bond Resolution, the Series 2015 Bond Resolution and the Series 2016 Bond Resolution, the “Outstanding Bond Resolutions”), the City previously issued its \$10,387,000 Sewer Revenue Bond, Series 2019, dated December 6, 2019 (the “Series 2019 Bond” and, together with the Series 2010 Bond, the Series 2015 Bond and the Series 2016 Bond, the “Outstanding Bonds”) to the Lender, a portion of the principal of which remains outstanding; and

WHEREAS, pursuant to the Outstanding Bond Resolutions, the City reserved the right to issue additional obligations payable from the Net Revenues (as defined herein) of the Utility and ranking on a parity with the Outstanding Bonds; and

WHEREAS, the City, in the performance of its corporate functions as prescribed by the laws of the State of Iowa and the Charter of the City, has heretofore proposed to enter into a Sewer Revenue Loan and Disbursement Agreement (the “Agreement”) with the Iowa Finance Authority State Revolving Loan Fund in a principal amount not to exceed \$9,000,000, for the purpose of paying the cost, to that extent, of constructing improvements and extensions to the Utility, and has published notice of such proposal and has held a hearing thereon;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Davenport, Iowa, as follows:

Section 1. It is hereby determined that the City shall enter into the Agreement with the Iowa Finance Authority, an agency and public instrumentality of the State of Iowa, as lender (the “Lender”). The Agreement shall be in substantially the form as has been placed on file with

the City and shall provide for a loan to the City in the amount of \$8,249,000, for the purpose as set forth in the preamble hereof.

The Mayor and Deputy Clerk are authorized and directed to sign the Agreement on behalf of the City, and the Agreement is hereby approved.

Section 2. Sewer Revenue Bonds, Series 2020 (the “Bonds”) are hereby authorized to be issued in evidence of the obligation of the City under the Agreement, in the aggregate principal amount of \$8,249,000, to be dated the date of delivery to or upon the direction of the Lender, and bearing interest from the date of each advancement made at the rate of 1.75% per annum pursuant to the Agreement, until payment thereof, as set forth in Exhibit A attached to the Agreement.

The Bonds may be in the denomination of \$1,000 each or any integral multiple thereof and, at the request of the Lender, shall be initially issued as a single Bond in the denomination of \$8,249,000 and numbered R-1.

The Assistant City Administrator/CFO is hereby designated as the Registrar and Paying Agent for the Bonds and may be hereinafter referred to as the “Registrar” or the “Paying Agent.”

Payment of the principal of and interest on the Bonds and premium, if any, shall be payable at the office of the Paying Agent to the registered owners thereof appearing on the registration books of the City. All such payments, except full redemption, shall be made to the registered owners appearing on the registration books at the close of business on the fifteenth day of the month next preceding the payment date. Final payment of principal shall only be made upon surrender of the Bond or Bonds to the Paying Agent.

In addition to the payment of principal of and interest on the Bonds, the City also agrees to pay the Initiation Fee and the Servicing Fee (defined in the Agreement) in accordance with the terms of the Agreement.

The Bonds shall be executed on behalf of the City with the official manual or facsimile signature of the Mayor and attested with the official manual or facsimile signature of the Deputy Clerk, and shall be fully registered bonds without interest coupons. The issuance of the Bonds and the amount of the Loan advanced thereunder shall be recorded in the office of the City Treasurer, and the certificate on the back of each Bond shall be executed with the official manual or facsimile signature of the City Treasurer. In case any officer whose signature or the facsimile of whose signature appears on the Bonds shall cease to be such officer before the delivery of such Bonds, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Bonds shall be fully registered as to principal and interest in the names of the owners on the registration books of the City kept by the Registrar. Each Bond shall be transferable without cost to the registered owner thereof only upon the registration books of the City upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of the owners of the Bonds shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

The Bonds are subject to optional redemption by the City at a price of par plus accrued interest (i) on any date with the prior written consent of the Lender, or (ii) in the event that all or substantially all of the Project is damaged or destroyed. Any optional redemption of the Bonds by the City may be made from any funds regardless of source, in whole or from time to time in part, in inverse order of maturity upon not less than thirty (30) days' notice of redemption by facsimile, e-mail, certified or registered mail to the Lender (or any other registered owner of the Bonds). The Bonds are also subject to mandatory redemption as set forth in Section 5 of the Agreement.

All of the Bonds and the interest thereon, together with the Outstanding Bonds and any additional obligations as may be hereafter issued and outstanding from time to time ranking on a parity therewith under the conditions set forth herein (which additional obligations are hereinafter sometimes referred to as "Parity Obligations"), shall be payable solely from the Net Revenues of the Utility and the Sinking Fund hereinafter referred to, both of which are hereby pledged to the payment of the Bonds. The Bonds shall be a valid claim of the owners thereof only against said Net Revenues and Sinking Fund. None of the Bonds shall be a general obligation of the City, nor payable in any manner by taxation, and under no circumstances shall the City or the Utility be in any manner liable by reason of the failure of the Net Revenues of the Utility to be sufficient for the payment in whole or in part of the Bonds and the interest thereon.

Section 3. The Bonds shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon they shall be delivered to the Registrar for registration and delivery to the Lender, upon receipt of the loan proceeds (the "Loan Proceeds"), and all action heretofore taken in connection with the Agreement is hereby ratified and confirmed in all respects.

Section 4. The Bonds shall be in substantially the following form:

(Form of Bond)
UNITED STATES OF AMERICA
STATE OF IOWA
COUNTY OF SCOTT
CITY OF DAVENPORT

SEWER REVENUE BOND, SERIES 2020

No. R-1

\$8,249,000

RATE	MATURITY DATE	BOND DATE
1.75%	June 1, 2041	August 28, 2020

The City of Davenport (the “City”), in the County of Scott, State of Iowa, for value received, promises to pay from the source and as hereinafter provided, on the maturity date of this Bond to

IOWA FINANCE AUTHORITY

or registered assigns, the principal sum of

EIGHT MILLION TWO HUNDRED FORTY-NINE THOUSAND DOLLARS.

Interest at the rate specified above shall be payable semiannually on June 1 and December 1 of each year, commencing December 1, 2020, and principal shall be due and payable in installments in the amounts shown on the Principal Payment Schedule, attached hereto as Exhibit A, on June 1, 2022, and annually thereafter on June 1 in each year until the principal and interest are fully paid, except that the final installments of the entire balance of principal and interest, if not sooner paid, shall become due and payable on June 1, 2041. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

The Assistant City Administrator/CFO shall act as Registrar and Paying Agent and may be hereinafter referred to as the “Registrar” or the “Paying Agent.”

Payment of the principal of and interest on this Bond and premium, if any, shall be payable at the office of the Paying Agent to the registered owners thereof appearing on the registration books of the City at the addresses shown on such registration books. All such payments, except full redemption, shall be made to the registered owners appearing on the registration books at the close of business on the fifteenth day of the month next preceding the payment date. Final payment of principal shall only be made upon surrender of this Bond to the Paying Agent.

This Bond is one of a series of bonds (the “Bonds”) issued by the City to evidence its obligation under a certain Loan and Disbursement Agreement, dated the date hereof (the “Agreement”) entered into by the City for the purpose of providing funds to pay a portion of the cost of constructing improvements and extensions (the Project”) to the Municipal Sanitary Sewer System (the “Utility”) of the City.

The Bonds are issued pursuant to and in strict compliance with the provisions of Sections 384.24A and 384.83 of the Code of Iowa, 2019, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the City Council authorizing and approving the Agreement and providing for the issuance and securing the payment of the Bonds (the “Resolution”), and reference is hereby made to the Resolution and the Agreement for a more complete statement as to the source of payment of the Bonds and the rights of the owners of the Bonds.

The Bonds shall be subject to optional redemption by the City at a price of par plus accrued interest (i) on any date with the prior written consent of the Iowa Finance Authority, or (ii) in the event that all or substantially all of the Project is damaged or destroyed. Any optional redemption of the Bonds by the City may be made from any funds regardless of source, in whole or from time to time in part, in inverse order of maturity upon not less than thirty (30) days’ notice of redemption by facsimile, e-mail, certified or registered mail to the Iowa Finance Authority (or any other registered owner of the Bonds). The Bonds are also subject to mandatory redemption as set forth in Section 5 of the Agreement.

The Bonds are not general obligations of the City but, together with the City’s outstanding Taxable Sewer Revenue Bond, Series 2010 (Build America Bond – Direct Payment), dated June 2, 2010; Sewer Revenue Improvement and Refunding Bond, Series 2015, dated December 8, 2015; Sewer Revenue Bond, Series 2016, dated April 29, 2016; Sewer Revenue Bond, Series 2019, dated December 6, 2019; and any additional obligations as may be hereafter issued and outstanding from time to time ranking on a parity therewith under the conditions set forth in the Resolution, are payable solely and only out of the future Net Revenues (as defined in the Resolution) of the Utility, a sufficient portion of which has been ordered set aside and pledged for that purpose. This Bond is not payable in any manner by taxation, and under no circumstances shall the City be in any manner liable by reason of the failure of the said Net Revenues to be sufficient for the payment of this Bond and the interest thereon.

This Bond is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the City in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Bond to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The City, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the City, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified, Recited and Declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of the Bonds have existed, have happened and have been performed in due time, form and manner, as required by law, and that the issuance of the Bonds does not exceed or violate any constitutional or statutory limitation or provision.

IN TESTIMONY WHEREOF, the City of Davenport, Iowa, has caused this Bond to be executed by its Mayor and attested by its Deputy Clerk, all as of the Bond Date.

CITY OF DAVENPORT, IOWA

By (Do Not Sign)
Mayor

Attest:

(Do Not Sign)
Deputy Clerk

(On the back of each Bond the following certificate shall be executed with the duly authorized signature of the City Treasurer)

STATE OF IOWA

COUNTY OF SCOTT

CITY OF DAVENPORT

SS: CITY TREASURER'S CERTIFICATE

The original issuance of the Bonds, of which this Bond is a part, was duly and properly recorded in my office as of the Bond Date.

(Do Not Sign)
City Treasurer

ABBREVIATIONS

The following abbreviations, when used in this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM	-	as tenants in common	UTMA	_____
TEN ENT	-	as tenants by the entireties		(Custodian)
JT TEN	-	as joint tenants with right of survivorship and not as tenants in common	As Custodian for	_____
				(Minor)
			under Uniform Transfers to Minors Act	

				(State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Bond to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Bond on the books kept for registration thereof with full power of substitution.

Dated: _____

Signature guaranteed:

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Bond in every particular, without alteration or enlargement or any change whatever.

EXHIBIT A

PRINCIPAL PAYMENT SCHEDULE

Due June 1	Amount	Due June 1	Amount
2022	\$340,000	2032	\$414,000
2023	\$346,000	2033	\$422,000
2024	\$353,000	2034	\$431,000
2025	\$360,000	2035	\$439,000
2026	\$367,000	2036	\$448,000
2027	\$375,000	2037	\$457,000
2028	\$382,000	2038	\$466,000
2029	\$390,000	2039	\$475,000
2030	\$398,000	2040	\$485,000
2031	\$406,000	2041	\$495,000

Section 5. The Loan Proceeds shall be held by the Lender and disbursed for costs of the Project, as referred to in the preamble hereof. The City shall keep a detailed and segregated accounting of the expenditure of the Loan Proceeds to ensure compliance with the Internal Revenue Code (as hereinafter defined).

Section 6. So long as any of the Bonds, the Outstanding Bonds or any Parity Obligations are outstanding, the City shall continue to maintain the Utility in good condition, and the Utility shall continue to be operated in an efficient manner and at a reasonable cost as a revenue producing undertaking. The City shall establish, impose, adjust and provide for the collection of rates to be charged to customers of the Utility, including the City, to produce gross revenues (hereinafter sometimes referred to as the “Gross Revenues”) at least sufficient to pay the expenses of operation and maintenance of the Utility, which shall include salaries, wages, cost of maintenance and operation, materials, supplies, insurance and all other items normally included under recognized accounting practices (but does not include allowances for depreciation in the valuation of physical property) (which such expenses are hereinafter sometimes referred to as the “Operating Expenses”) and to leave a balance of net revenues (herein referred to as the “Net Revenues”) equal to at least 110% of the principal of and interest on all of the Bonds, the Outstanding Bonds and any other Parity Obligations due in such fiscal year, as the same become due.

Section 7. The provisions, covenants, undertakings and stipulations for the operation of the Utility and for the collection, application and use of the Gross Revenues and income from such operation, as set forth in the Outstanding Bond Resolutions shall inure and appertain to the Bonds to the same extent and with like force and effect as if herein set out in full, except only insofar as the same may be inconsistent with this resolution.

Nothing in this resolution shall be construed to impair the rights vested in the Outstanding Bonds. The amounts herein required to be paid into the various funds hereafter named shall be inclusive of said payments required with respect to the Outstanding Bonds. The provisions of the Outstanding Bond Resolutions and the provisions of this resolution are to be construed whenever possible so that the same will not be in conflict. In the event such construction is not possible, the provisions of the resolution first adopted shall prevail until such time as the obligations authorized by such resolution have been paid or otherwise satisfied as therein provided, at which time the provisions of this resolution shall again prevail.

Section 8. From and after the issuance of the Bonds, the Gross Revenues of the Utility shall continue to be set aside into the City’s Sewer Revenue Fund (“Sewer Revenue Fund”) created under the Outstanding Bond Resolutions. The Sewer Revenue Fund shall be used in maintaining and operating the Utility, and after payment of the Operating Expenses shall, to the extent hereinafter provided, be used to pay the principal of and interest on the Bonds, the Outstanding Bonds and any Parity Obligations, and to create and maintain the several separate funds established under the Outstanding Bond Resolutions.

Section 9. The provisions in and by the Outstanding Bond Resolutions, whereby there has been created and is to be maintained a Sewer Revenue Bond Sinking Fund (herein referred to as the “Sinking Fund”), and for the payment into said fund from the Net Revenues of the Utility such portion thereof as will be sufficient to pay the interest on and principal of the Outstanding Bonds, are all hereby ratified and confirmed, and all such provisions shall inure and constitute the security for the payment of the interest on and principal of the Bonds hereby authorized as may be outstanding from time to time; provided, however, that on the first day of each month of each year, the minimum amount to be set aside, in addition to the amounts required to be set aside in the Outstanding Bond Resolutions, and paid into the Sinking Fund shall be not less than as follows:

An amount which, when added to like amounts to be deposited therein during the succeeding months prior to a semiannual or annual installment payment date on any Bonds, will be sufficient to pay 100% of the installment of principal and interest coming due on such semiannual or annual payment date

Money in the Sinking Fund shall be used solely for the purpose of paying principal of and interest on the Bonds, the Outstanding Bonds and any Parity Obligations as the same shall become due and payable. Whenever Parity Obligations are issued under the conditions and restrictions hereinafter set forth, provisions shall be made for additional payments to be made into the Sinking Fund for the purpose of paying the interest on and principal of such Parity Obligations.

If at any time there should be a failure to pay into the Sinking Fund the full amount above stipulated, then an amount equivalent to the deficiency shall be paid into the Sinking Fund from the Net Revenues of the Utility as soon as available, and the same shall be in addition to the amount otherwise required to be so set apart and paid into the Sinking Fund.

No further payments need be made into the Sinking Fund when and so long as the amount therein is sufficient to retire all of the Bonds, the Outstanding Bonds and any Parity Obligations then outstanding which are payable from the Sinking Fund and to pay all interest to become due thereon prior to such retirement, or if provision for such payment has been made.

All of such payments required to be made into the Sinking Fund shall be made in equal monthly installments on the first day of each month, except that when the first day of any month shall be a Sunday or legal holiday, then such payments shall be made on the next succeeding secular day.

Section 10. The provisions in and by the Outstanding Bond Resolutions, whereby there has been created and is to be maintained a special fund to be known and designated as the Surplus Fund into which there shall be set apart and paid all of the Net Revenues remaining after first making the required payments into the Sinking Fund, are all hereby ratified and confirmed. All money credited to the Surplus Fund shall be transferred and credited to the Sinking Fund whenever necessary to prevent or remedy a default in the payment of the principal of or interest on the Bonds, the Outstanding Bonds and any Parity Obligations.

As long as the Sinking Fund has the full amounts required to be deposited therein by the Outstanding Bond Resolutions and this resolution, any balance in the Surplus Fund may be expended by the City in such manner as the Council, or such other duly constituted body as may then be charged with the operation of the Utility, may from time to time direct.

Section 11. All money held in any fund or account created or to be maintained under the terms of this resolution shall be deposited in lawful depositories of the City or invested in accordance with Chapters 12B and 12C of the Code of Iowa and continuously held and secured as provided by the laws of the State of Iowa relating to the depositing, securing, holding and investing of public funds. All interest received by the City as a result of investments under this section shall be considered to constitute Gross Revenues of the Utility and shall be deposited in or transferred to the Sewer Revenue Fund and used solely and only for the purposes specified herein for such funds.

Section 12. The City hereby covenants and agrees with the owner or owners of the Bonds, the Outstanding Bonds and Parity Obligations, or any of them, that from time to time may be outstanding, that it will faithfully and punctually perform all duties with reference to the Utility required and provided by the Constitution and laws of the State of Iowa, that it will segregate the Gross Revenues of the Utility and make application thereof in accordance with the provisions of this resolution and that it will not sell, lease or in any manner dispose of the Utility or any part thereof, including any and all extensions and additions that may be made thereto, until all of the Bonds, the Outstanding Bonds and Parity Obligations shall have been paid in full, both principal and interest, or unless and until provisions shall have been made for the payment of the Bonds, the Outstanding Bonds and Parity Obligations and interest thereon in full; provided, however, that the City may dispose of any property which in the judgment of the Council, or such duly constituted body as may then be charged with the operation of the Utility, is no longer useful or profitable in the operation of the Utility nor essential to the continued operation thereof and when the sale thereof will not operate to reduce the revenues to be derived from the operation of the Utility.

Section 13. Upon a breach or default of a term of the Bonds, the Outstanding Bonds or any Parity Obligations, the Outstanding Bond Resolutions and this resolution, a proceeding may be brought in law or in equity by suit, action or mandamus to enforce and compel performance of the duties required under the terms of this resolution and Division V of Chapter 384 of the Code of Iowa or an action may be brought to obtain the appointment of a receiver to take possession of and operate the Utility and to perform the duties required by this resolution and Division V of Chapter 384 of the Code of Iowa.

Section 14. The Bonds, the Outstanding Bonds or any Parity Obligations shall not be entitled to priority or preference one over the other in the application of the Net Revenues of the Utility regardless of the time or times of the issuance of such Bonds, the Outstanding Bonds or Parity Obligations, it being the intention of the City that there shall be no priority among the Bonds, the Outstanding Bonds or Parity Obligations, regardless of the fact that they may have been actually issued and delivered at different times. The City hereby reserves the right and privilege of issuing Parity Obligations.

Section 15. The City agrees that so long as the Bonds, the Outstanding Bonds or any Parity Obligations remain outstanding, it will maintain insurance for the benefit of the owners of the Bonds, the Outstanding Bonds and any Parity Obligations on the insurable portions of the Utility of a kind and in an amount which usually would be carried by private companies or municipalities engaged in a similar type of business. The proceeds of any insurance, except public liability insurance, shall be used to repair or replace the part or parts of the Utility damaged or destroyed. The City will keep proper books of record and account, separate from all other records and accounts, showing the complete and correct entries of all transactions relating to the Utility, and the owners of the Bonds, the Outstanding Bonds or any Parity Obligations shall have the right at all reasonable times to inspect the Utility and all records, accounts and data of the City relating thereto.

Section 16. The provisions of this resolution shall constitute a contract between the City and the owners of the Bonds and Parity Obligations as may from time to time be outstanding, and after the issuance of the Bonds, no change, variation or alteration of any kind of the provisions of this resolution shall be made which will adversely affect the owners of the Bonds or Parity Obligations until all of the Bonds and Parity Obligations and the interest thereon shall have been paid in full, except as hereinafter provided.

The owners of a majority in principal amount of the Bonds and Parity Obligations at any time outstanding (not including in any case any obligations which may then be held or owned by or for the account of the City, but including such obligations as may be issued for the purpose of refunding any of the Bonds or Parity Obligations if such obligations shall not then be owned by the City) shall have the right from time to time to consent to and approve the adoption by the City of a resolution or resolutions modifying or amending any of the terms or provisions contained in this resolution; provided, however, that this resolution may not be so modified or amended in such manner as to:

- (a) Make any change in the maturity or redemption terms of the Bonds or Parity Obligations.
- (b) Make any change in the rate of interest borne by any of the Bonds or Parity Obligations.
- (c) Reduce the amount of the principal payable on any Bonds or Parity Obligations.
- (d) Modify the terms of payment of principal of or interest on the Bonds or Parity Obligations, or any of them, or impose any conditions with respect to such payment.
- (e) Affect the rights of the owners of less than all of the Bonds or Parity Obligations then outstanding.
- (f) Reduce the percentage of the principal amount of the Bonds or Parity Obligations, the consent of the owners of which shall be required to effect a further modification.

Whenever the City shall propose to amend or modify this resolution under the provisions of this section, it shall cause notice of the proposed amendment to be (1) filed with the Lender and (2) mailed by certified mail to each registered owner of any Bond or Parity Obligation as shown by the records of the Registrar. Such notice shall set forth the nature of the proposed amendment and shall state that a copy of the proposed amendatory resolution is on file in the office of the Deputy Clerk.

Whenever at any time within one year from the date of the mailing of said notice, there shall be filed with the Deputy Clerk an instrument or instruments executed by the owners of at least a majority in aggregate principal amount of the Bonds and Parity Obligations outstanding at the time of the adoption of such amendatory resolution specifically consenting to the adoption thereof as herein provided, no owner of any Bonds or Parity Obligations shall have any right or interest to object to the adoption of such amendatory resolution or to object to any of the terms or provisions therein contained or to the operation thereof or to enjoin or restrain the City from taking any action pursuant to the provisions thereof.

Any consent given by the owners of a Bond or Parity Obligation pursuant to the provisions of this section shall be irrevocable for a period of six (6) months from the date of such consent and shall be conclusive and binding upon all future owners of the same Bond or Parity Obligation during such period. Such consent may be revoked at any time after six (6) months from the date of such consent by the owner who gave such consent or by a successor in title, but such revocation shall not be effective if the owners of a majority in aggregate principal amount of the Bonds and Parity Obligations outstanding as in this section defined shall have, prior to the attempted revocation, consented to and approved the amendatory resolution referred to in such revocation.

The fact and date of the execution of any instrument under the provisions of this section may be proved by the certificate of any officer in any jurisdiction, who by the laws thereof is authorized to take acknowledgments of deeds within such jurisdiction, that the persons signing such instrument acknowledged before such officer the execution thereof, or may be proved by an affidavit of a witness to such execution sworn to before such officer.

Section 17. It is the intention of the City that interest on the Bonds be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof the City covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Bonds will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the City are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

Section 18. If any section, paragraph, clause or provision of this resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 19. All resolutions and orders or parts thereof in conflict with the provisions of this resolution are, to the extent of such conflict, hereby repealed.

Section 20. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved August 12, 2020.

Mayor

Attest:

Deputy Clerk

ATTESTATION CERTIFICATE:

STATE OF IOWA
COUNTY OF SCOTT
CITY OF DAVENPORT

SS:

I, the undersigned, Deputy Clerk of the City of Davenport, do hereby certify that I have in my possession or have access to the complete corporate records of the City and of its City Council and officers and that I have carefully compared the transcript hereto attached with those corporate records and that the transcript hereto attached is a true, correct and complete copy of all the corporate records in relation to the authorization and approval of a certain Sewer Revenue Loan and Disbursement Agreement (the “Agreement”) and the issuance of \$8,249,000 Sewer Revenue Bonds, Series 2020 (the “Bonds”) of said City evidencing the City’s obligation under such Agreement and that the transcript hereto attached contains a true, correct and complete statement of all the measures adopted and proceedings, acts and things had, done and performed up to the present time with respect thereto.

I further certify that no objections were filed in my office and no objections of any kind were made to the matter of entering into such Agreement or issuing such Bonds at the time and place set for hearing thereon, and that no petition of protest or objections of any kind have been filed or made, nor has any appeal been taken to the District Court from the decision of the City Council to enter into the Agreement or to issue the Bonds.

WITNESS MY HAND this ____ day of _____, 2020.

Deputy Clerk

ESTABLISHMENT CERTIFICATE:

STATE OF IOWA
COUNTY OF SCOTT
CITY OF DAVENPORT

SS:

I, the undersigned, Deputy Clerk of the City of Davenport, do hereby certify that I have complete access and control of all of the corporate records of the City, and that based upon my examination of such records, I have determined that the City did heretofore establish a Municipal Sanitary Sewer System (the “Utility”), that the management and control of the Utility are vested in the City Council, and that no board of trustees exists which has any part of the control and management of such Utility.

I further certify that there is not pending or threatened any question or litigation whatsoever touching the establishment, improvement or operation of such Utility and that there are no bonds or other obligations of any kind now outstanding which are payable from or constitute a lien upon the revenues derived from the operation of such Utility, except for the City’s outstanding Taxable Sewer Revenue Bond, Series 2010 (Build America Bond – Direct Payment), dated June 2, 2010; Sewer Revenue Improvement and Refunding Bond, Series 2015, dated December 8, 2015; Sewer Revenue Bond, Series 2016, dated April 29, 2016; Sewer Revenue Bond, Series 2019, dated December 6, 2019; and the current issue of \$8,249,000 Sewer Revenue Bonds, Series 2020 of the City.

WITNESS MY HAND this ____ day of _____, 2020.

Deputy Clerk

July 28, 2020

VIA EMAIL

Mallory Merritt
Assistant City Administrator/CFO
City Hall
226 West 4th Street
Davenport, IA 52802-1318

Re: Davenport, Iowa
\$8,249,000 SRF Sewer Revenue Loan and Disbursement Agreement
File No. 629872-89

Dear Mallory:

We have prepared a resolution that may be adopted by the Davenport city council on August 12 in order to approve the Sewer Revenue Loan and Disbursement Agreement with the Iowa Finance Authority and to authorize the issuance of the Sewer Revenue Bond, Series 2020 (the "Bond").

The materials include the following items:

1. Minutes of the August 12, 2020 meeting related to the adoption of the Resolution. The form of Bond, Treasurer's Certificate and Assignment are included as part of the Resolution but need not be completed or executed as they are adopted only as to form.
2. Certificate attesting to the transcript.
3. Establishment and non-litigation certificate with respect to the Sewer Utility.

Please contact Emily Hammond or me if you have questions.

Very truly yours,

Robert E. Josten

cc: Linda Folland
Brian Krup
Jon Burmeister
Tracy Scebold
Tony Toigo

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Mike Atchley 563-327-5149
Wards:

Action / Date
8/12/2020

Subject:
Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel W0453-OLD to the owners of 3207 Fieldcrest Dr, the adjacent parcel to the northeast. [Ward 2]

Recommendation:
Adopt the Resolution.

Background:
Adam Holdt contacted the City asking to purchase W0453-OLD (outlot D of Olympia Fields 11th Addition, see Exhibit A). Scott County Quit Claimed the parcel to the City in 2013. The parcel is not buildable and not necessary for City operations. Mr. Holdt has been maintaining the parcel for the past 12 years believing it was his property. He recently found out that was not the case and is offering to purchase the 1,950 square foot triangular parcel for \$20.

The Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Exhibit A Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/29/2020 - 2:13 PM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 2:14 PM
City Clerk	Admin, Default	Approved	7/30/2020 - 4:54 PM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel W0453-OLD to the owners of 3207 Fieldcrest Dr the adjacent parcel to the northeast.

WHEREAS, Community and Economic Development, Public Works, Parks, and the Davenport Fire Department have no need for this parcel; and

WHEREAS, the owners of 3207 Fieldcrest Drive have been maintaining this parcel for the last 12 years.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that a Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m. authorizing the City to convey City-owned parcel W0453-OLD to the owners of the adjacent parcel to the northeast.

Passed and approved this 12th day of August, 2020.

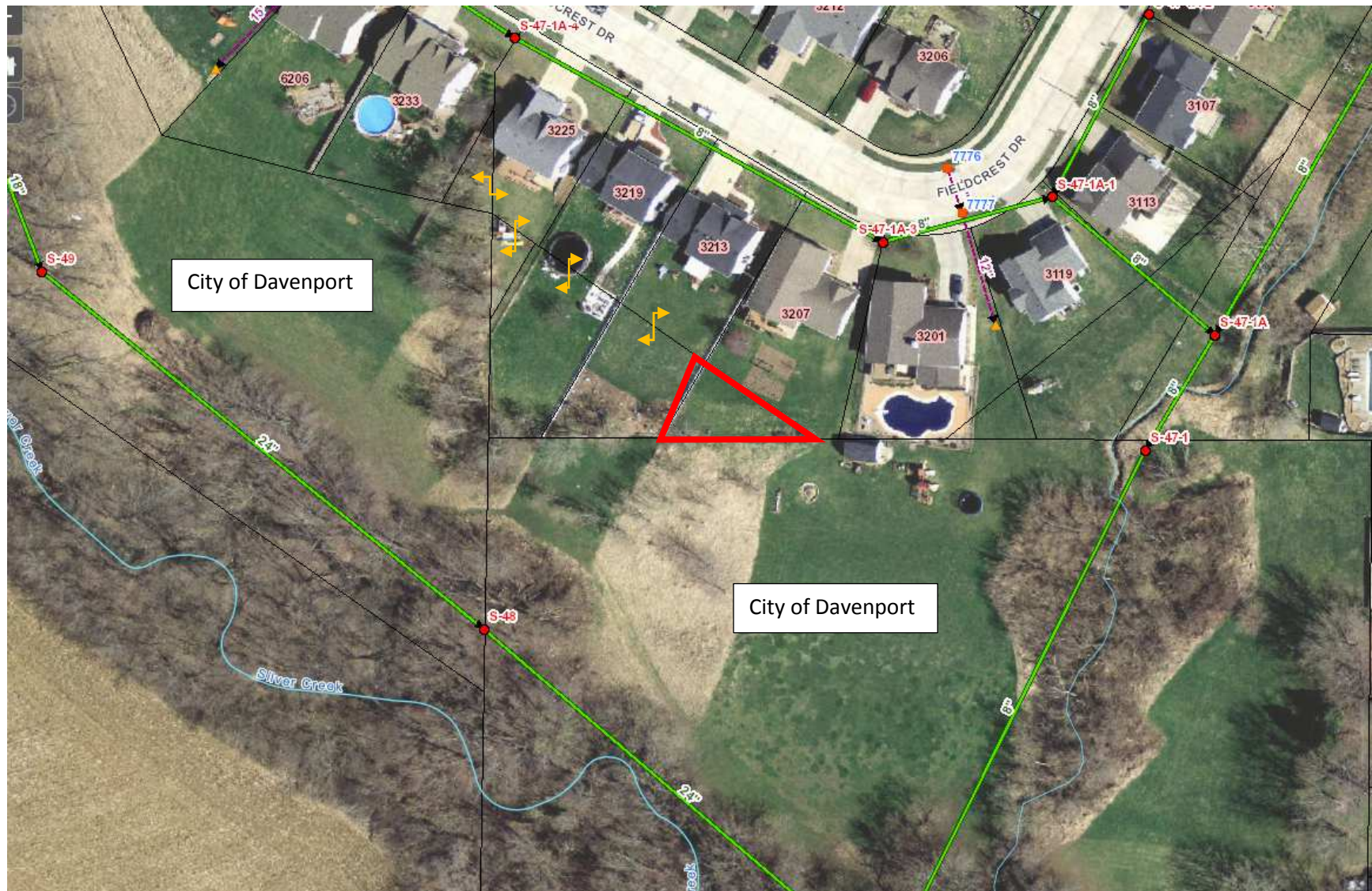
Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

Exhibit A



Outlined is Parcel W0453-OLD 1,950 sq. ft.

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Mike Atchley 563-327-5149
Wards:

Action / Date
8/12/2020

Subject:
Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel X1101B06B to the owners of 927 W 60th St, the adjacent parcel to the north. [Ward 8]

Recommendation:
Adopt the Resolution.

Background:

The Oak Brook 7th Addition Subdivision Plat identifies the land in questioned as a utility easement and not a separate parcel. Scott County shows the land as a separate parcel owned by the City of Davenport, identified with its own parcel number. The parcel is encumbered 100% by a utility easement. The owners of 927 W 60th Street have expressed a willingness to accept ownership of the city parcel. It is in the City's best interest to convey this parcel to the owners of 927 W 60th Street with the utility easement remaining in place. The owner of 5821 Vine Street, the adjacent parcel to the south, declined to take ownership.

The Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Exhibit A Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/29/2020 - 2:17 PM
Public Works Committee	Lechvar, Gina	Approved	7/29/2020 - 2:17 PM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:42 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel X1101B06B to the owners of 927 W 60th Street, the adjacent parcel to the north.

WHEREAS, Community and Economic Development, Public Works, Parks, and the Davenport Fire Department have no need for this parcel; and

WHEREAS, the Oak Brook 7th Addition Subdivision Plat does not show this parcel to be owned by the City; and

WHEREAS, removing this parcel from the mowing contract will reduce operating cost; and

WHEREAS, the owner of the adjacent parcel to the south has declined to take ownership.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that a Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m. authorizing the City to convey City-owned parcel X1101B06B to the owners of the adjacent parcel to the north.

Passed and approved this 12th day of August, 2020.

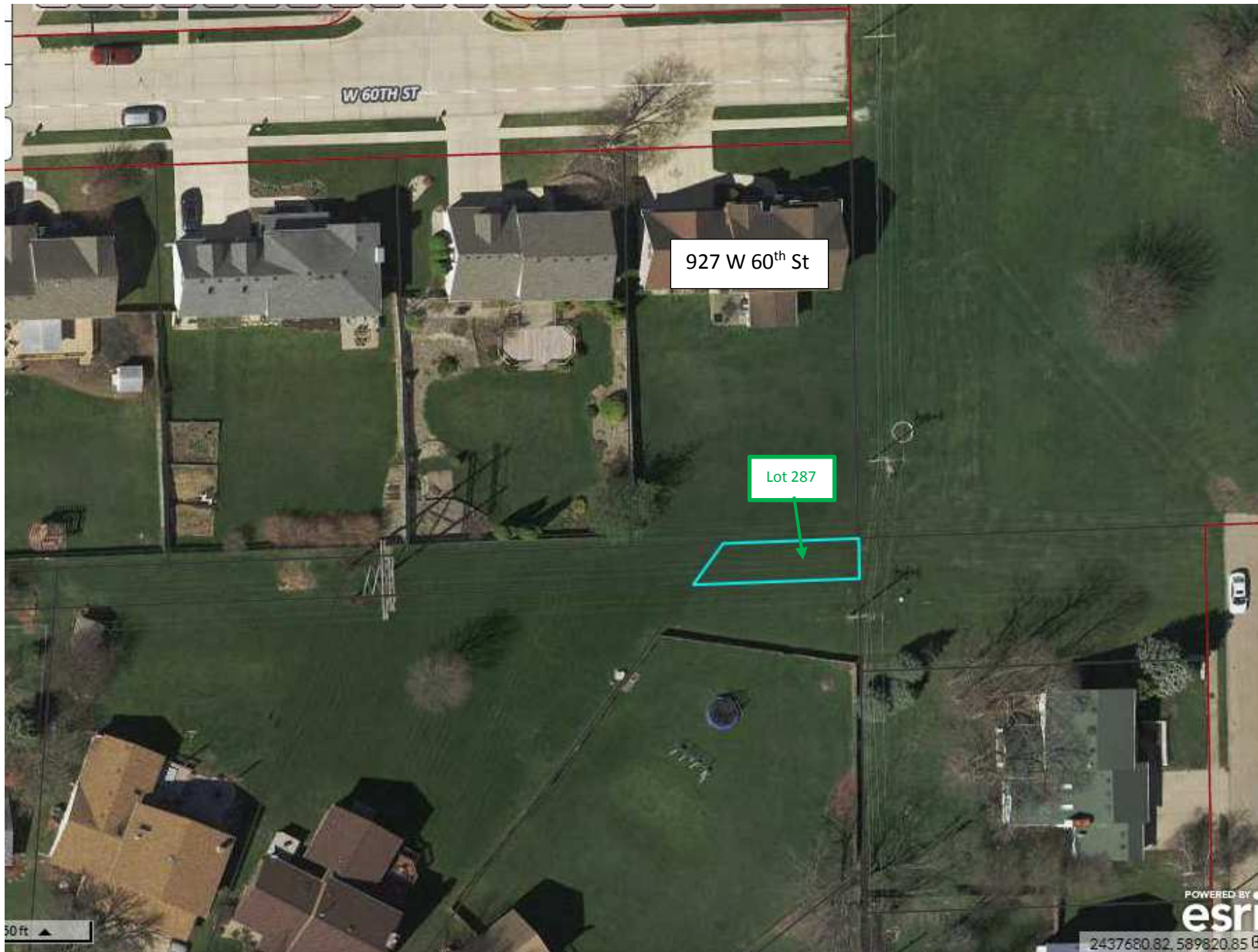
Approved:

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk

EXHIBIT A



Outlined is Parcel X1101B06B 832 sq. ft.

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Mike Atchley 563-327-5149
Wards:

Action / Date
8/12/2020

Subject:
Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel F0046-16 to Francisco Brown, petitioner. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:

Mr. Francisco Brown, resident of 817 Farnam, is petitioning the City of Davenport to convey City-owned parcel F0046-16, adjacent on the north side of 817 Farnam, to him for \$50.00. This parcel is developable but holds no value for the operations of the City. The sloped parcel is approximately 12,047 square feet. For the past 10 years Mr. Brown has provided supplemental maintenance (lawn mowing and snow removal) in addition to the City's contractors. A letter was sent June 26, 2020, to Adelaide L Priester Milford, the owner of 817 Farnam, the property adjacent to the south of City parcel F0046-16, asking if she is interested in purchasing. On July 20, 2020, staff received an email from Steve and Heidi Milford stating they are not interested in purchasing the adjacent parcel and have no objection to Francisco Brown purchasing the parcel.

The Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Exhibit A Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/30/2020 - 9:53 AM
Public Works Committee	Lechvar, Gina	Approved	7/30/2020 - 9:53 AM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:42 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel F0046-16, adjacent on the north side of 817 Farnam St, to Francisco Brown, resident of 817 Farnam St.

WHEREAS, the City of Davenport owns parcel F0046-16 described as follows:

Lot 6, Except the south 150 feet thereof in Block 144 of LeClaire's 12th Addition to the City of Davenport, Scott County, Iowa; and

WHEREAS, Community and Economic Development, Public Works, Parks, and the Davenport Fire Department have no need for this parcel; and

WHEREAS, removing this parcel from the mowing and snow removal contracts will reduce operating costs.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that a Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m. authorizing the City to convey City-owned parcel F0046-16 to Francisco Brown, resident of 817 Farnam St.

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian J. Krup
Deputy City Clerk

EXHIBIT A



Outlined is Parcel F0046-16 12,047 sq. ft.

City of Davenport

Agenda Group:
Department: Public Works - Engineering
Contact Info: Mike Atchley 563-327-5149
Wards:

Action / Date
8/12/2020

Subject:
Resolution setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel G0038-36B, located on the north side of the 300 block of W 9th St, to Lisa Avila, owner of 908 Harrison St. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:

Mrs. Lisa Avila, owner of 908 Harrison, is petitioning the City of Davenport to convey City-owned parcel G0038-36B located on the north side of the 300 block of W 9th Street to her for \$1.00. This parcel is developable but holds no value for the operations of the City. The parcel is approximately 5,280 square feet. A letter was sent June 29, 2020, to Ronald E. Perry, the owner of 902 Harrison which is the property adjacent to the east of City parcel G0038-36B, asking if he is interested in all or a portion of G0038-36B. As of July 28, 2020, no other interest in parcel G0038-36B has been received.

The Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	Resolution
▣ Cover Memo	Exhibit A Aerial

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	7/30/2020 - 10:09 AM
Public Works Committee	Admin, Default	Approved	7/31/2020 - 9:44 AM
City Clerk	Admin, Default	Approved	7/31/2020 - 9:44 AM

Resolution No. _____

Resolution offered by Alderman Condon.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION setting a Public Hearing on Wednesday, August 19, 2020 at 5:30 p.m. to convey City-owned parcel G0038-36B, located on the north side of the 300 block of W 9th St, to Lisa Avila, owner of 908 Harrison St.

WHEREAS, the City of Davenport owns parcel G0038-36B described as follows:

Part of the NW ¼ of the SE ¼ of Section 26, Township 78 North, Range 3 East of the 5th P.M. to the City of Davenport, Scott County, Iowa, being more particularly described as follows: the West 88 feet of Lot 1 of Block 3 of Joseph Motie's Addition to the City of Davenport, Scott County, Iowa; and

WHEREAS, Community and Economic Development, Public Works, Parks, and the Davenport Fire Department have no need for this parcel; and

WHEREAS, removing this parcel from the mowing and snow removal contracts will reduce operating costs.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that a Public Hearing will be held at the Committee of the Whole Meeting on Wednesday, August 19, 2020 at 5:30 p.m to convey City-owned parcel G0038-36B to Lisa Avila, owner of 908 Harrison St.

Passed and approved this 12th day of August, 2020.

Approved:

Attest:

Mike Matson
Mayor

Brian J. Krup
Deputy City Clerk

EXHIBIT A



Outlined is Parcel G0038-36B 5,280 sq. ft.

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Capt. Jane Imming 563-326-6109
Wards:

Action / Date
7/8/2020

Subject:
Motion authorizing the Mayor to sign Intergovernmental 28D Agreements with the Davenport Community School District for the assignment of a School Liaison Officer and a School Resource Officer. [All Wards]

Recommendation:
Pass the Motion.

Background:

The City, acting through the Davenport Police Department, currently assigns a police officer to act as a Davenport Community School District (DCSD) Liaison Officer and assigns a police officer to act as School Resource Officer at Davenport West High School. For several years, the City and DCSD have partnered together in this effort to address and resolve public concerns through intergovernmental cooperation. One agreement is for the 2019-2020 school year and the other is for the upcoming 2020-2022 school years.

Below is a summary of the main points of the agreement:

1. The purpose of the agreement is to effect an interchange of personnel between two governmental subdivisions in an effort to address and resolve public concerns.
2. The agreement provides for one police officer to be assigned as a DCSD Liaison Officer and one police officer to be assigned as a School Resource Officer.
3. The City shall pay and shall provide salary and benefits to both officers. The City shall bill DCSD for the costs of the salary and benefits of the officers' positions. The DCSD shall reimburse the City all of said salary and benefits paid to the officers by the City.
4. The term of the Intergovernmental 28D Agreements are for the past academic school year (2019-2020) and the next two school years (2020-2022).

This 28D agreement renews the current practices of both the City and the School District and does not change either party's involvement or financial commitment. The City's funding for the officers is paid through and budgeted in the Police Department.

ATTACHMENTS:

Type	Description
□ Backup Material	28D Agreement 2019-2020
□ Backup Material	28D Agreement 2020-2022

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Merritt, Mallory	Approved	6/24/2020 - 4:47 PM
City Clerk	Admin, Default	Approved	6/24/2020 - 4:49 PM

INTERGOVERNMENTAL 28D AGREEMENT
BETWEEN THE
DAVENPORT COMMUNITY SCHOOL DISTRICT
AND THE
CITY OF DAVENPORT

Pursuant to Iowa Code Chapter 28D, this agreement is made and entered into by and between the Davenport Community School District (hereinafter referred to as "DCSD") and the City of Davenport (hereinafter referred to as "City").

Statement of Purpose

The purpose of this agreement is to affect an interchange of personnel between the above-named governmental subdivisions in an effort to address and resolve some public concerns through intergovernmental cooperation; specifically, this agreement provides for the assignment of a police officer from the City of Davenport to act as a DCSD liaison officer and a police officer to be assigned to West High School as the School Resource Officer.

Authority

This agreement is entered into pursuant to the provisions of Chapter 28D of the Iowa Code entitled "Interchange of Federal, State and Local Government Employees".

Term of Agreement

Said officers will be assigned to the DCSD during the academic school year which begins in August 2019 for academic school year 2019-2020. However, during the academic calendar school year when classes are not in session as a result of designated holidays, vacation days, in-service days, non-attendance days or similar days said officers shall be assigned to relevant district special projects or the Services Division under the direct supervision of the Crime Prevention Bureau Lieutenant with the Davenport Police Department. Either party may terminate this agreement by providing ninety (90) days written notice to the other party. Unless renewed, this agreement automatically terminates at the conclusion of the 2020 school year. This agreement may only be modified by mutual agreement of the parties in writing.

Selection of Liaison Officer

Should officers who are not already in place and will be serving as the liaison officer and school resource officer between the City and DCSD be needed, they will be interviewed by a selection panel comprised of members of the Davenport Police Department and DCSD. At the conclusion of the interview process, a list of possible candidates will be submitted with collaboration from the DCSC.

Status of Liaison Officer and School Resource Officer

The liaison officer and school resource officer will be considered on detail to regular work assignment of the Davenport Police Department, entitled to the same salary and benefits to which he or she would otherwise be entitled and shall remain an employee of the City for all other purposes except

that the supervision of his or her duties during the period of detail shall be as provided for hereinafter.

Supervision

The liaison officer and school resource officer assigned to this position by the City shall be under the general supervision of the Davenport Police Department and will conduct himself or herself in accordance with all federal, state and local laws and the current general orders of the Davenport Police Department. In accordance with the foregoing, the DCSD will assign the liaison officer and school resource officer daily activity during the time schools and classes are in session, but it will not interfere in the officers' lawful execution of his or her duties as a law enforcement officer for the City. When schools are not in session and classes are not being held, the liaison officer and school resource officer will be under the direct supervision of the Services Division Crime Prevention Bureau of the Davenport Police Department.

During time of a declared city or state emergency, the officers will perform the duties of a police officer for the City of Davenport and will be re-assigned from the DCSD to the City for the duration of the declared emergency.

The DCSD may provide the Davenport Police Department with a weekly staffing agenda for the officers' work and shall also provide a work station within the school building for the officers' use and may provide on-site office equipment for the officers' use. All standard or customary law enforcement equipment shall be provided by the Davenport Police Department or the liaison officer and school resource officer pursuant to the officers' employment agreement with the city. The officers will provide the bureau commander with a monthly summary of the activities the officer has performed for the DCSD. The officers shall provide services to the DCSD including, but not limited to, enforcement of state and local laws, safety consultation and planning, assist with and help maintain security at the school, coordinate crises responses with school administrators, respond to and investigate incidents, and train school staff on safety measures, etc. The liaison officer shall be considered an employee of the city for purposes of Iowa Code 670.8.

Law Enforcement Training and Activities

The parties agree that the liaison and school resource officer shall be allowed to attend mandatory training in order to retain his or her law enforcement officer certification or continuing education as required by state law and regulations and the Davenport Police Department.

Financing of Liaison Officer Position

The City shall pay and shall provide the salary and benefits to the liaison officer and school resource officer. The DCSD shall reimburse the City all of said salary and benefits paid to the officers by the City. The City shall bill DCSD for the costs of the salary and benefits of the officers' position.

Liability

Except as provided in Sections 28D.4(4) and 28D.6(4) of the Code of Iowa which are specifically related to workers' compensation, each party agrees to waive, indemnify and hold harmless the other party against any and all claims for compensation for damage or loss of any equipment or

property, and for personal injury or death of its employees or agents occurring as a consequence of the performance of this agreement.

Each party shall be responsible for all losses, liabilities, costs, expenses, lawsuits, actions, claims and demands whatsoever, including without limitation all judgments and attorney fees and other expenses caused by or attributed to its personnel or property while in the performance of this agreement. In the event of joint liability of the parties, liability of each party shall be determined by comparative fault under Iowa law.

In witness whereof, the parties have duly executed this agreement on this ____ day of _____, 2020.

Davenport Community School District

President, DCSD School Board

City of Davenport

Mike Matson, Mayor

INTERGOVERNMENTAL 28D AGREEMENT
BETWEEN THE
DAVENPORT COMMUNITY SCHOOL DISTRICT
AND THE
CITY OF DAVENPORT

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Term of Agreement

Said officers will be assigned to the DCSD during the academic school years which begin in August 2020 and August 2021 for academic school years 2020-2021 and 2021-2022. However, during the academic calendar school year when classes are not in session as a result of designated holidays, vacation days, in-service days, non-attendance days or similar days said officers shall be assigned to relevant district special projects or the Services Division under the direct supervision of the Crime Prevention Bureau Lieutenant with the Davenport Police Department. Either party may terminate this agreement by providing ninety (90) days written notice to the other party. Unless renewed, this agreement automatically terminates at the conclusion of the 2021-2022 school year. This agreement may only be modified by mutual agreement of the parties in writing.

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Each party shall be responsible for all losses, liabilities, costs, expenses, lawsuits, actions, claims and demands whatsoever, including without limitation all judgments and attorney fees and other expenses caused by or attributed to its personnel or property while in the performance of this agreement. In the event of joint liability of the parties, liability of each party shall be determined by comparative fault under Iowa law.

In witness whereof, the parties have duly executed this agreement on this ____ day of _____, 2020.

Davenport Community School District

President, DCSD School Board

City of Davenport

Mike Matson, Mayor

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Mallory Merritt 563-326-7792
Wards:

Action / Date
8/12/2020

Subject:
Motion authorizing payment to Bi-State Regional Commission for FY21 member dues in the amount of \$51,338. [All Wards]

Recommendation:
Pass the Motion.

Background:

The City of Davenport has been a member of the Bi-State Regional Commission for many years, utilizing their planning services related to economic development and transportation programming, as well as joint purchasing services for many goods the City purchases such as paper and janitorial items.

For FY21, Bi-State Regional Commission is reducing membership dues by 10% in response to financial constraints related to COVID-19. The \$51,338 is the membership due amount after the 10% reduction. Additional information is attached.

Since this payment exceeds the \$50,000 staff approval level, City Council approval is necessary. Funding source is the General Fund.

ATTACHMENTS:

Type	Description
▣ Backup Material	BSRC FY21 Membership Dues

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Folland, Linda	Approved	7/30/2020 - 9:23 AM
Finance Committee	Folland, Linda	Approved	7/30/2020 - 9:23 AM
City Clerk	Admin, Default	Approved	7/30/2020 - 2:05 PM

BI-STATE MEMBER GOVERNMENTS DUES STRUCTURE AND ALLOCATION TO PROGRAMS

MEMBER GOVERNMENTS	2010 POPULATION	ADOPTED FY 20 DUES	PROPOSED FY 21 DUES	
COUNTIES:				Based on the most current decennial Census, normally County governments and cities over 5,000 population pay dues on a per capita basis, while smaller towns pay dues at a flat rate. The proposed per capita rate is 47 cents per capita for all counties and the municipalities outside of the urbanized area and 57 cents per capita for cities over 5,000 population inside of the urbanized area. The extra 10 cents supports the transportation planning program. Communities under 5,000 pay \$1,102 per year.
HENRY	50,486	\$23,637	\$21,273	
MERCER	16,434	0	\$0	
MUSCATINE	42,745	20,012	\$18,011	
ROCK ISLAND	147,546	69,078	\$62,170	
SCOTT	165,224	77,355	\$69,620	However, for FY 2021 Bi-State will be reducing dues by 10% in response to our members financial constraints.
COUNTY SUB-TOTAL	422,435	\$190,082	\$171,074	
MUNICIPALITIES:				
DAVENPORT	99,685	\$57,042	\$51,338	Member local governments dues are used to match federal and state programs and to provide other regional programs and direct technical assistance to member counties and cities. Match required is about \$194,980 to match in Federal Highway and Transit funding received through the States DOTs. The Economic Development Administration will provide \$70,000 which benefits all member governments and requires \$70,000 in local match. In total, about \$264,578 of member dues are used to match transportation and economic development. In addition to matching requirements, membership dues are used to supplement several regional programs including data services, joint purchasing, riverfront planning, intergovernmental forums, and environment. In total over \$92,578 is used to technical assistance to individual member governments in areas that are otherwise not provided by programs listed above.
MOLINE	43,483	24,882	22,394	
ROCK ISLAND	39,018	22,327	20,094	
BETTENDORF	33,217	19,007	17,106	
MUSCATINE	22,886	10,715	9,644	
EAST MOLINE	21,302	12,189	10,970	
KEWANEE	12,916	6,047	5,442	
SILVIS	7,479	4,279	3,851	
GENESEO	6,586	3,084	2,776	
ELDRIDGE	5,651	3,234	2,911	
MILAN	5,099	2,917	2,625	
COLONA	5,099	2,917	2,625	
ALEDO	3,640	1,102	992	
ALPHA	671	1,102	992	
ANDALUSIA	1,178	1,102	992	
ANDOVER	578	1,102	992	
ANNAWAN	878	1,102	992	
ATKINSON	972	1,102	992	
BLUE GRASS	1,452	1,102	992	
BUFFALO	1,270	1,102	992	
CAMBRIDGE	2,160	1,102	992	
CARBON CLIFF	2,134	1,102	992	
COAL VALLEY	3,743	1,102	992	
CORDOVA	672	1,102	992	
FRUITLAND	1,349	1,102	992	
GALVA	2,589	1,102	992	
HAMPTON	1,863	1,102	992	
HILLSDALE	523	1,102	992	
KEITHSBURG	609	1,102	992	
LECLAIRE	3,765	1,102	992	
LONG GROVE	808	1,102	992	
MCCAUSLAND	291	1,102	992	
NEW BOSTON	683	1,102	992	
NICHOLS	444	1,102	992	
OAK GROVE	607	1,102	992	
ORION	1,861	1,102	992	
PORT BYRON	1,647	1,102	992	
PRINCETON	886	1,102	992	
RAPIDS CITY	959	1,102	992	
RIVERDALE	405	1,102	992	
SHERRARD	640	1,102	992	
VIOLA	955	1,102	992	
WALCOTT	1,629	1,102	992	
WEST LIBERTY	3,736	1,102	992	
WILTON	2,802	1,102	992	
WINDSOR	748	1,102	992	
WOODHULL	811	1,102	992	
MUNIC. SUB-TOTAL	352,379	\$207,204	\$186,484	
TOTAL MEMBER GOV. DUES =		\$397,286	\$357,558	

City of Davenport

Agenda Group:

Department: Office of the Mayor

Contact Info: Alderman Jobgen/Alderman Ambrose 563-888-2066

Wards:

Action / Date

8/5/2020

Subject:

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

REVIEWERS:

Department	Reviewer	Action	Date
Office of the Mayor	Admin, Default	Approved	7/30/2020 - 1:02 PM

City of Davenport

Agenda Group:

Department: Public Safety

Contact Info: Alderman Ambrose/Alderman Jobgen 563-888-2066

Wards:

Action / Date

8/5/2020

Subject:

Motion approving the following noise variance request for an event on the listed date and time.

Uncle Norm's Fireworks; Fireworks Show after Rodeo; Mississippi Valley Fairgrounds 2815 W Locust St; Saturday, August 8, 2020 9:00 p.m. - 10:00 p.m.; Fireworks, over 50 dBa. [Ward 4]

Recommendation:

Pass the Motion.

Background:

The following request for noise variance has been received pursuant to the Davenport Municipal Code Chapter 8.19 Noise Abatement, Section 8.19.090 Special Variances.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	7/17/2020 - 8:50 AM