

City of Davenport, Iowa
City Council Meeting Minutes
Wednesday, July 12, 2023

The City Council of Davenport, Iowa met in regular session on Wednesday, July 12, 2023 at 5:30 p.m. in the Council Chambers at Davenport City Hall, 226 West 4th Street, Davenport, Iowa with Mayor Pro Tem Meginnis presiding and all Aldermen present except Alderman Condon (Alderman Dunn, Alderman Kelly, Alderwoman Lee, Alderman Gripp, Alderman Cornette, Alderwoman Dickmann, Alderman Jobgen, and Alderman Ortiz).

I. Moment of Silence

II. Pledge of Allegiance | Led by Alderman Dunn

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting minutes for June 28, 2023.

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Approval of the Report on Committee of the Whole for July 5, 2023.

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

*The following Public Hearings were held: **Community Development:** 1. on the proposed conveyance of City-owned property located at 626 Taylor Street to The 180 Zone, Inc (Petitioner); and 2. on the proposed conveyance of City-owned property located in the 300 block of West 16th Street to Davis Priority Properties LLC (Petitioner).*

*The following Proclamation was issued: National Park and Recreation Month & Park and Recreation Professionals Day | July 2023 & July 21, 2023, **2023-297**.*

*Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) **Community Development:** Alderman Gripp reviewed all items listed. On motion by Alderwoman Lee, second by Alderwoman Dickmann item #2, Resolution authorizing the conveyance of City-owned property located at 626 Taylor Street to The 180 Zone, Inc (Petitioner), moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Safety:** Alderman Jobgen reviewed all items listed. Alderman Ortiz moved a motion to table for one cycle item #5, Motion approving a noise variance request for Wendy's (1545 Locust Street) commercial exhaust hood cleaning, seconded by Alderwoman Dickmann with all Aldermen present voting aye. On motion by Alderwoman Dickmann, second by Alderman Ortiz the temporary liquor beer/liquor license application for Dam View Inn moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Public Works:** Alderman Dunn reviewed all items listed. On motion by Alderman Kelly, second by Alderman Jobgen item #6, Resolution approving an engineering services contract with SOCOTEC Engineering, Inc of Chicago, Illinois in an amount not-to-exceed \$150,000, and item #7, Resolution approving*

*the payment to the Waste Commission of Scott County of Davenport, Iowa for tipping fees in an amount not-to-exceed \$500,000, moved to the Discussion Agenda and all other items moved to the Consent Agenda. **Finance:** Alderman Condon reviewed all items listed. On motion by Alderman Cornette, second by Alderwoman Dickmann all items moved to the Consent Agenda.*

*Council adjourned at **7:17 p.m.***

VIII. Appointments, Proclamations, Etc.

A. Appointments

APPROVED 2023-298

1. Historic Preservation Commission
 - Christine Powers (re-appointment)
2. Housing Commission
 - Matt Wissing (re-appointment)
3. Parks & Recreation Advisory Board
 - Christopher Meyer (re-appointment | Condon)
4. Zoning Board of Adjustment
 - Bridget Boyd-Carlson (re-appointment)

IX. Petitions and Communications from Council Members and the Mayor

X. Individual Approval of Items on the Discussion Agenda

1. *On motion by Alderman Kelly, second by Alderwoman Dickmann and all Aldermen present voting aye except Alderman Jobgen, the following Resolution was tabled for one cycle:*

Resolution authorizing the conveyance of City-owned property located in the 300 block of West 16th Street to Davis Priority Properties, LLC (Petitioner). [Ward 5]

TABLED

2. *The below Resolution was moved by Alderman Jobgen, seconded by Alderman Ortiz. Alderwoman Lee moved a motion to table for one cycle, seconded by Alderman Jobgen. Upon the roll being called, the following Aldermen voted aye: Jobgen, Cornette, Kelly, and Lee; and the following Aldermen voted nay: Meginnis, Dunn, Gripp, Dickmann, and Ortiz. The motion to table for one cycle failed.*

Upon the roll being called, all Aldermen present voted aye except Alderman Kelly and Alderman Cornette and the following Resolution was adopted:

Resolution approving an engineering services contract with SOCOTEC Engineering, Inc of Chicago, Illinois in an amount not-to-exceed \$150,000. [Ward 3]

ADOPTED 2023-299

3. *On motion by Alderman Gripp, second by Alderman Dunn and all Aldermen present voting aye, the following Resolution was adopted:*

Resolution approving the payment to the Waste Commission of Scott County of Davenport, Iowa for tipping fees in an amount not-to-exceed \$500,000. [Ward 3]

ADOPTED 2023-300

4. *On motion by Alderman Gripp, second by Alderman Dunn and all Aldermen present voting aye, the following Motion passed:*

Motion approving a beer and liquor license application.

PASSED 2023-301

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

Ward 3

Dam View Inn (VanDamQC, LLC) - 410 East 2nd Street - Temporary Extended Outdoor Area July 28-30 - License Type: Class C Liquor (On-Premises)

XI. Approval of All Items on the Consent Agenda

The Consent Agenda was moved by Alderman Gripp and seconded by Alderwoman Dickmann. Alderman Dunn requested that item #10 be removed from the Consent Agenda and moved a motion to amend the not-to-exceed amount to \$341,498.54, seconded by Alderman Jobgen with all Aldermen present voting aye. Item #10 was placed back on the Consent Agenda and upon the roll being called, all Aldermen present voted aye and the Consent Agenda was approved as follows:

1. Second Consideration: Ordinance amending Schedule V Four-Way Stop Intersections of Chapter 10.96 entitled "Schedules" of the Municipal Code of Davenport, Iowa by adding Utah Avenue at Telegraph Road thereto. [Ward 1] **MOVED TO THIRD CONSIDERATION**

2. Second Consideration: Ordinance amending Chapter 13.28 entitled "Surface Drains" of the Municipal Code of Davenport, Iowa by amending Subsection 13.28.030 for language clean-up and clarity. [All Wards] **MOVED TO THIRD CONSIDERATION**

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

4. Resolution authorizing the conveyance of City-owned property located at 626 Taylor Street to The 180 Zone, Inc (Petitioner). [Ward 3] **ADOPTED 2023-302**

5. Resolution approving Case F23-06 being the request of Birchwood South LLC for a final plat of Birchwood South 3rd Addition, a 2-lot subdivision on 3.34 acres located at 4741 East 53rd Street. [Ward 6] **ADOPTED 2023-303**

6. Resolution approving Case F23-07 being the request of Loren and Lisa Rathjen for a final plat of West Wind Hills, a 4-lot subdivision on 15.428 acres located at the southwest corner of 145th Street and 110th Avenue in unincorporated Scott County. [Adjacent to Ward 1] **ADOPTED 2023-304**

7. Resolution approving street, lane, or public ground closures on the listed dates and times for outdoor events. **ADOPTED 2023-305**

Mac's, Kilkenny's, Carriage Haus, and Daiquiri Factory; Bix Party; 300 block of West 3rd Street; 9:00 a.m. Friday, July 28, 2023 - 6:00 a.m. Sunday, July 30, 2023; **Closure:** West 3rd Street from Ripley Street to Harrison Street. [Ward 3]

Visit Quad Cities; Be Gold, Ride Gold: RAGBRAI L; 10:00 a.m. Friday, July 21, 2023 - 10:00 a.m. Saturday, July 22, 2023 **Closure:** Marquette Street south of River Drive; 5:00 a.m. - 9:00 a.m. Saturday, July 22, 2023 **Closures:** Gaines Street from Locust Street to Lombard Street; Lombard Street between Gaines Street and Harrison Street; 8:00 a.m. - 4:00 p.m. Saturday, July 29, 2023 **Closures:** one eastbound lane on Highway 22/Rockingham Road from west City Limits to West River Drive; one eastbound lane West River Drive from Highway 22/Rockingham Road to Division Street; eastbound West River Drive from Division Street to Marquette Street; Marquette Street south of River Drive. [Wards 1, 3, & 4]

The Office; Bix Party; 116 West 3rd Street; 11:00 a.m. (or immediately following the Bix) Saturday, July 29, 2023 - 12:30 a.m. Sunday, July 30, 2023; **Closure:** northernmost parking lane and two travel lanes on West 3rd Street from Main Street to 116 West 3rd Street. [Ward 3]

Davenport Community School District; Welcome Back Blue Devils; Central High School | 1120 Main Street; 3:00 p.m. - 6:00 p.m. Monday, August 21, 2023; **Closure:** West 12th Street from Harrison Street to Main Street. [Ward 3]

8. Resolution accepting two grant offers of \$600,000 (AIP-026) and \$112,996 (AIP-027) for financial assistance with the South Ramp Reconstruction project at the Davenport Municipal Airport and approving the associated grant agreements between the City of Davenport and the Federal Aviation Administration, CIP #20016. [Ward 8] **ADOPTED 2023-306**

9. Resolution accepting work completed under the West 41st Street (Sturdevant Street to Marquette Street) Reconstruction project by N.J. Miller of Bettendorf, Iowa in the amount of \$813,128.19, CIP #35054. [Ward 7] **ADOPTED 2023-307**

10. Resolution awarding a contract for the 228 South Hancock Avenue Rehabilitation project to Midwest Complete Construction of Rock Island, Illinois in an amount not-to-exceed \$341,498.54. [Ward 3] **ADOPTED 2023-308**

11. Resolution awarding a contract for the purchase of emulsion sludge thickening polymer to Polydyne, Inc of Riceboro, Georgia in an amount not-to-exceed \$437,400. [Ward 1] **ADOPTED 2023-309**

12. Resolution establishing the date and times for the annual Halloween parade and trick-or-treating as Sunday, October 29, 2023 at 2:00 p.m. and Tuesday, October 31, 2023 5:30 p.m. - 7:30 p.m., respectively. [All Wards] **ADOPTED 2023-310**

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

PASSED 2023-311

Hope at the BRICK House; Block Parties; 1431 Ripley Street; 4:30 p.m. - 8:30 p.m. every Friday beginning July 14, 2023 and ending August 21, 2023; Outdoor music/performances, over 50 dBA. [Ward 5]

German American Heritage Center; Family Free Day; 712 West 2nd Street; 12:00 p.m. - 4:00 p.m. Sunday, July 23, 2023; Outdoor music/band, over 50 dBA. [Ward 3]

Mac's, Kilkenny's Carriage Haus, and Daiquiri Factory; Bix Party; 300 block of West 3rd Street; 7:30 p.m. - 10:30 p.m. Friday, July 28, 2023 and 11:00 a.m. Saturday, July 29, 2023 - 12:00 a.m. Sunday, July 30, 2023; Outdoor music/bands, over 50 dBA. [Ward 3]

The Office; Bix Party; 116 West 3rd Street; 11:00 a.m. (or immediately following the Bix) Saturday, July 29, 2023 - 12:00 a.m. Sunday, July 29, 2023; Outdoor music/band, over 50 dBA. [Ward 3]

German American Heritage Center; Alternating Currents: A Night of Comedy; 712 West 2nd Street; 5:00 p.m. - 10:00 p.m. Saturday, August 19, 2023; Outdoor performances, over 50 dBA. [Ward 3]

Davenport Community School District; Welcome Back Blue Devils; Central High School | 1120 Main Street; 3:00 p.m. - 5:30 p.m. Monday, August 21, 2023; Outdoor band/music, over 50 dBA. [Ward 3]

14. Motion approving beer and liquor license applications.

PASSED 2023-312

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

Ward 3

BixBrai (Mississippi Valley Blues Society, Inc) - 400 Beiderbecke Drive - Temporary Outdoor Event July 29 - License Type: Special Class C Beer/Wine (On-Premises)

Carriage Haus (Smoking Haus Entertainment) - 312 West 3rd Street - Temporary Extended Outdoor Area July 28-30 - License Type: Class C Liquor (On-Premises)

Daiquiri Factory (DaqFaQ, LLC) - 303 West 3rd Street - Temporary Extended Outdoor Area July 29-30 - License Type: Class C Liquor (On-Premises)

Hy-Vee Bettendorf Post Race (Hy-Vee, Inc) - 500 East 3rd Street – Temporary License with Outdoor Area July 27-31 - License Type: Special Class C Beer/Wine (On-Premises)

Mac's Tavern (Failte, Inc) - 316 West 3rd Street - Temporary Extended Outdoor Area July 29-30 - License Type: Class C Liquor (On-Premises)

Mississippi River Distilling Company (Mississippi River Distilling Company, LLC) - 318 East 2nd Street - Temporary Outdoor Area August 18-19 - License Type: Class C Liquor (On-Premises)

The Office (Local 563 Cocktail Lounge, LLC) - 116 West 3rd Street - Temporary Extended Outdoor Area July 29-30 - License Type: Class C Liquor (On-Premises)

Visit Quad Cities (Quad Cities Convention and Visitors Bureau) - 315 South Marquette Street - Temporary License July 25-29 - License Type: Special Class C Beer/Wine (On-Premises)

Ward 4

Happy Joe's Pizza (Dynamic Restaurant Acquisition, Inc) - 1616 West Locust Street - Permanent Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 5

MyButler, LLC (MyButler, LLC) - 2200 East 11th Street - Temporary License with Outdoor Area July 27-31 - License Type: Special Class C Beer/Wine (On-Premises)

Ward 6

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

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

Ward 2

Hickory Garden Restaurant (Fazliu, Inc) - 3311 Hickory Grove Road – Outdoor Area - License Type: BW - Special Class C Beer/Wine (On-Premises)

Ward 5

The 11th St Precinct Bar and Grill (Carpe Diem I, LLC) – 2108 East 11th Street – Outdoor area – License Type: Class C Liquor (On-Premises) **Fire approval of outdoor area is conditioned by panels not being installed in the outdoor area.*

Rookie's Sports Bar (Rookies, Inc) - 2818 Brady Street - License Type: Class C Liquor (On-Premises)

Ward 6

Red Lobster #0133 (Red Lobster Restaurants, LLC) - 3420 East Kimberly Road - License Type: Class C Liquor (On-Premises)

Jersey Grille (Jersey Grille, Inc) - 5255 Jersey Ridge Road - Outdoor Area - License Type: Class C Liquor (On-Premises)

Ward 7

The Filling Station (Bar Management, LLC) - 305 East 35th Street – Outdoor Area -
License Type: Class C Liquor (On-Premises)

15. Motion awarding a five-year contract for the Parks and Recreation Management Software to RecDesk, LLC of Middletown, Connecticut in the amount of \$87,500. [All Wards]

PASSED 2023-313

16. Motion authorizing payment to Visit Quad Cities for FY 2024 tourism/marketing services in an amount not-to-exceed \$375,000. [All Wards]

PASSED 2023-314

17. Motion authorizing payment to the Bi-State Regional Commission for FY 2024 membership dues in the amount of \$57,983. [All Wards]

PASSED 2023-315

XII. Other Ordinances, Resolutions and Motions

XIII. Public with Business

XIV. Reports of City Officials

XV. Adjourn **6:53 p.m.**



Brian J. Krup
Deputy City Clerk