

CITY COUNCIL MEETING

City of Davenport, Iowa

Wednesday, June 12, 2019; 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. Approval of Minutes

Approval of the City Council Meeting minutes for May, 22, 2019

VI. City Administrator Update

VII. Report on Committee of the Whole

Approval of the Report of the Committee of the Whole for June 5, 2019

VIII. Appointments, Proclamations, Etc.

IX. Presentations

X. Petitions and Communications from Council Members and the Mayor

A. Community Engagement Update - Alderwoman Meginnis

XI. Individual Approval of Items on the Discussion Agenda

XII. Approval of All Items on the Consent Agenda

****NOTE:** These are routine items and will be enacted at the City Council Meeting by one roll call vote without separate discussion unless an item is requested to be removed and considered separately.

1. Third Consideration: Ordinance for Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-OP Commercial Office Park; property contains 9.58 acres and is located on E 56th St east of Utica Ridge Rd. [Ward 6]
2. Third Consideration: Ordinance for Case REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to C-T Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]
3. Third Consideration: Ordinance for Case REZ19-04: Request of the City of Davenport for Zoning Map Amendment from C-2 Corridor Commercial Zoning

District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

4. Third Consideration: Ordinance amending Schedule VI of Chapter 10.96 entitled "Speed Limits" by updating the speed limit on 53rd St from Brady St to the east City limits to 40 mph. [Wards 6, 7 & 8]
5. Second Consideration: Ordinance for Case REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres. [Ward 2]
6. First Consideration: Ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Davenport, Iowa an electric system and communications facilities and to furnish and sell electric energy to the City and its inhabitants and authorizing the City to collect franchise fees for a period of 25 years. [All Wards]
7. First Consideration: Ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Davenport, Iowa a natural gas system and to furnish and sell natural gas to the City and its inhabitants and authorizing the City to collect franchise fees for a period of 25 years. [All Wards]
8. Resolution supporting an Intergovernmental Agreement between the City of Moline, the City of Rock Island, and the City of Davenport to complete a Housing Needs Assessment. [All Wards]
9. Resolution closing various street(s), lane(s), or public grounds on the listed date(s) to hold outdoor events.

Cornbelt Running Club; Bix at 6 Training Runs; Thursday, June 13, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 20, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 27, 2019 5:00 p.m. - 9:00 p.m.; and Thursday, July 11, 2019 5:00 p.m. - 9:00 p.m.; **Closure:** E 4th St from Pershing Ave to River Dr; Pershing Ave from E 4th St to Kirkwood Blvd; eastbound Kirkwood Blvd from Pershing Ave to Jersey Ridge Rd; Jersey Ridge Rd from Kirkwood Blvd to Middle Rd; McClellan Blvd from Middle Rd to River Dr. [Wards 3, 5, & 6]

River Music Experience; Anniversary Concert; 129 N Main St; Friday, June 14, 2019 12:00 p.m. - 12:00 a.m.; **Closure:** 2nd St from Main St to Brady St (with access to CBI Bank & Trust). [Ward 3]

Pamela Morgan; Graduation Party; 1102 Brown St; Saturday, June 15, 2019 12:00 p.m. - 7:00 p.m.; **Closure:** W 11th St from Warren St to Brown St. [Wards 3 & 4]

River Action; Ride the River; Sunday, June 16, 2019 5:30 a.m. - 4:30 p.m.; **Closure:** southernmost parking lane on 2nd St from Gaines St to the

Government Bridge. [Ward 3] **Original route was Riverfront Trail but has to be moved due to the flooding.*

Ken Hopper; 31st Quad City Air Show; Thursday, June 27, 2019 12:00 p.m. - 4:00 p.m.; Friday, June 28, 2019 1:30 p.m. - 4:30 p.m.; Saturday, June 29, 2019 12:30 p.m. - 4:30 p.m.; and Sunday, June 30, 2019 12:30 p.m. - 4:30 p.m.; **Closures:** W 76th St from Division St to Slopertown Rd; Slopertown Rd east of the Sterilite entrance to Harrison St; and Northwest Blvd at Hillandale Rd. [Ward 8] ***Pending FAA approval***

10. Resolution approving the updated fee schedule for rental licenses and inspections. [All Wards]
11. Resolution to purchase three (3) new 35' low floor diesel buses from Gillig of Livermore, CA in the amount of \$1,302,351, CIP #24015. [All Wards]
12. Resolution approving the blanket contract for the purchase of road salt for the 2019-2020 winter season from Cargill Inc of North Olmsted, OH in the estimated amount of \$1,187,604. [All Wards]
13. Resolution approving the blanket contract for the purchase of supplemental ice control road salt for the 2019-2020 winter season to Compass Minerals America Inc of Overland Park, KS in the amount of \$78.48 per ton. [All Wards]
14. Resolution approving the purchase of two (2) Tymco street sweepers from Mid-Iowa Solid Waste Equipment in the amount of \$535,770, CIP #24017 [All Wards]
15. Resolution approving the contract for the 46th Street Reconstruction from Pine St to 215 feet east on Cheyenne Ave project to CDMI Concrete Contractors of Port Byron, IL in the amount of \$288,760, CIP #35036 [Wards 7 & 8]
16. Resolution approving the contract for the Downtown Decorative Street Light LED Retrofit to Davenport Electric Contract Co of Davenport in the amount of \$136,771.50, CIP #60020. [Ward 3]
17. Resolution approving a three-year agreement with Cartegraph Systems LLC of Dubuque, Iowa in the amount of \$216,000. [All Wards]
18. Resolution approving the plans, specifications, forms of contract, and estimate of cost for the construction of a lego block retaining wall along an unnamed tributary of Silver Creek between Pine Street and Hillandale Road. Funding for this project will be from FY2020 Clean Water Operating Supplies 51251980-520228. [Ward 2]
19. Resolution approving the plans, specifications, forms of contract, and estimate of cost for the FY20 Sanitary Sewer Lateral Repair Program, CIP #30049. [All Wards]
20. Resolution approving the plans, specifications, forms of contract, and estimate of cost for the Civic Access (ADA Ramp) Program Project, CIP #28024. [All Wards]
21. Resolution approving the contract for the Architectural Services for the Design

and Preparation of documents for the Renovations to the Main Library Building to Legat Architects of Moline IL, in an amount not-to-exceed \$150,000, CIP #23028. [Ward 3]

22. Motion approving noise variance request(s) for various events on the listed dates and times.

River Music Experience; Anniversary Concert; 129 N Main St; Friday, June 14, 2019 4:00 p.m. - 10:00 p.m.; Outdoor music, over 50dBa. [Ward 3]

Pamela Morgan; Graduation Party; 1102 Brown St; Saturday, June 15, 2019 12:00 p.m. - 7:00 p.m.; Outdoor music, over 50 dBa. [Wards 3 & 4]

Lesley Larson; Birthday party; 3424 Forest Rd; Saturday, June 22, 2019 2:00 p.m. - 6:00 p.m.; Outdoor music/band, over 50 dBa. [Ward 6]

23. Motion approving beer and liquor license applications.

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

Ward 1

Dominga (Dominga's Authentic Mexican Food, Inc.) - 1525 S Concord St. - License Type: B Beer

Kwik Shop #584 (Kwik Shop, Inc.) - 3624 W Locust St. - Ownership Update - License Type: C Beer / B Wine

Ward 3

El Cortez (808 Sunset LLC) - 423 Brady St. - License Type: C Liquor

RME Courtyard (River Music Experience) - 121 W 2nd St. - Expanding Outdoor Area to include 2nd St. between Main St. & Brady St., June 14, 2019 "15th Anniversary Celebration Concert" - License Type: C Liquor

Ward 4

Kwik Star #123 (Kwik Trip, Inc.) - 2850 W Locust St. - Ownership Update - License Type: C Beer

Ward 6

Granite City Food & Brewery (Granite City Restaurant Operations, Inc.) - 5270 Utica Ridge Rd. - Ownership Update - License Type: C Liquor

Steel Plow Burger (Steel Plow Burger II LLC) - 1430 E 52nd St., Ste. 3 - Outdoor Area - License Type: C Liquor

Ward 7

Forasteros (Forasteros, LLC) - 1510 E Kimberly Rd. - License Type: C Liquor

Kwik Star #280 (Kwik Trip, Inc.) - 301 W Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #291 (Kwik Trip, Inc.) - 1225 E Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #294 (Kwik Trip, Inc.) - 1650 W Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Tobacco Outlet Plus Grocery #562 (Kwik Trip, Inc.) - 4619 N Brady St. - Ownership Update - License Type: C Beer / B Native Wine

Ward 8

Kwik Star #167 (Kwik Trip, Inc.) - 2050 E 53rd St. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #215 (Kwik Trip, Inc.) - 100 W 65th St. - Ownership Update - License Type: C Beer / B Wine

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

Ward 1

Casey's General Store #2077 (Casey's Marketing Company) – 3700 W Locust St. – License Type: C Beer / B Native Wine

Emeis Golf Course (City of Davenport) – 4500 W Central Park Ave. – License Type: C Liquor

St. Alphonsus Church Holy Name Society (St. Alphonsus Church of Davenport, Inc.) – 2618 Boies Ave. – Outdoor Area – License Type: B Beer / B Native Wine

Kwik Shop #584 (Kwik Shop, Inc.) – 3624 W Locust St. – License Type: C Beer

Ward 3

Barrel House 211 (Barrelhouse LLC) – 207-211 E 2nd St. – Outdoor Area – License Type: C Liquor

The Current (Putnam Landlord, LLC) – 128-130 W 2nd St. – Outdoor Area – License Type: B Liquor / B Wine

The River's Edge (City of Davenport) – 700 W River Dr. – License Type: B Beer

Ward 4

The Gardens (Washington Gardens, LLC) – 1301 W 13th St. – Outdoor Area – License Type: C Liquor

McButts (Hilltop Tavern, Inc.) – 1516 Harrison St. – Outdoor Area – License Type: C Liquor

Ward 5

Harris Pizza (Mister Pizza, Inc.) – 524 E Locust St. – License Type: B Beer

Q.C. Mart (Bethany Enterprises, Inc.) – 412 E Locust St. – License Type: C Beer

Ward 6

Barrel House Three LLC (Barrel House Three LLC) – 5141 Utica Ridge Rd. – Outdoor Area – License Type: C Liquor

Kimberly Mart (Pak Foods, Inc.) – 1714 E Kimberly Rd. – License Type: E Liquor / C Beer / B Wine

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

Saigon Bistro (Saigon Bistro, LLC) – 2660 E 53rd St., Ste. 8 – License Type: Beer / Wine

Ward 7

Kwik Star #294 (Kwik Trip, Inc.) – 1650 W Kimberly Rd. – License Type: C Beer / B Wine

Smokin' Joe's Tobacco & Liquor Outlet #8 (The Outlet, Inc.) – 902 W Kimberly Rd., Ste. 55-56 – License Type: E Liquor / C Beer / B Wine

Ward 8

Iowa Machine Shed (Machine Shed, LLC) – 7250 Northwest Blvd. – License Type: C Liquor / B Native Wine

Red Hawk Golf Course (City of Davenport) – 6364 Northwest Blvd. – Outdoor Area – License Type: B Beer

24. Motion approving the plans, specifications, forms of contract, and estimate of

cost for the Sterilite Drainage Improvements Project, CIP #33043. [Ward 8]

25. Motion awarding a contract for the Intelligent Traffic Management System project to Mid American Signal Inc (MAS) of Kansas City, KS in an amount not-to-exceed \$85,000, CIP #10153. [All Wards]
26. Motion approving a reimbursement agreement with Iowa American Water Company for the relocation of water valves, hydrants, and service lines, as part of the Transload Rail Expansion project, in the amount of \$96,000. [Ward 8]
27. Motion approving the purchase of a one-ton dump truck with options from Courtesy Ford of Davenport, IA in the amount of \$50,178, CIP #10503. [All Wards]
28. Motion approving the purchase of two (2) replacement 9,300 GVW pickup trucks with options from Stivers Ford in Waukeg, IA in the amount of \$76,216. [All Wards]

XIII. Other Ordinances, Resolutions and Motions

XIV. Public with Business

PLEASE NOTE: At this time individuals may address the City Council on any matters of City business. This is not an opportunity to discuss issues with the Council members or get information. In accordance with Open Meetings law, the Council can not take action on any complaint or suggestions tonight, and can not 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.

XV. Reports of City Officials

XVI. Adjourn

City of Davenport

Agenda Group:
Department: City Clerk
Contact Info: Brian Krup
Wards:

Action / Date
6/12/2019

Subject:
Approval of the City Council Meeting minutes for May, 22, 2019

ATTACHMENTS:

Type	Description
▣ Cover Memo	CC Min 052219

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	6/6/2019 - 10:56 AM

City of Davenport
City Council Meeting Minutes
Wednesday, May 22, 2019

The City Council of Davenport, Iowa met in regular session on Wednesday, May 22, 2019 at 5:30 PM in the Council Chambers at Davenport City Hall, 226 W 4th St, Davenport, IA with Mayor Frank Klipsch presiding and all aldermen present.

I. Moment of Silence

II. Pledge of Allegiance

III. Roll Call

IV. Meeting Protocol and Decorum

V. Approval of Minutes

APPROVED

Approval of the City Council Meeting Minutes for May 8, 2019

VI. City Administrator Update

VII. Report on Committee of the Whole

APPROVED

Report on the Committee of the Whole for May 15, 2019

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, May 15, 2019--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 PM with Mayor Klipsch presiding and all aldermen present (Ald. Condon present via phone until 6:18 PM after discussion of Community Development item #1). The following Public Hearings were held: Community Development: Public Hearing for the Ordinance for Case REZ19-05 being the request of John Wulf to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres; Public Works: the plans, specifications, forms of contract, and estimated cost for the N Lincoln Ave Reconstruction Project, CIP #35035; Finance: to amend the FY2019 Operating and Capital Improvement Budget.

Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: Ald. Rawson reviewed all items listed. On motion by Ald. Ambrose, second by Ald. Dickmann item #1 moved to the Discussion Agenda and all other items moved to the Consent Agenda. Public Safety: Ald. Gripp reviewed all items listed. On motion by Ald. Dickmann, second by Ald. Ambrose the Purgatory's Pub Bike Night noise variance and liquor license items for May 16, 2019 moved to be voted on later on the agenda, the City of Davenport Party in the Park noise variance moved to the Discussion Agenda, and all other items moved to the Consent Agenda. Public Works: Ald. Dunn reviewed all items listed. On motion by Ald. Gripp, second by Ald. Rawson all items moved to the Consent Agenda. Finance: Ald. Matson reviewed all items listed. On motion by Ald. Clewell, second by Ald. Rawson item #1 moved to be voted on later on the agenda, item #5 moved to the Discussion Agenda, and all other items moved to the Consent Agenda. Other Ordinances, Resolutions, and Motions: On motion by Ald. Rawson, second by Ald. Tompkins the rules were suspended (all aldermen present voting aye) to vote on three items where the following Motions passed: noise variance request for Purgatory's Pub; McGrath Quad Cities Bike Night at 5320 Corporate Park Dr on Thursday May 16, 2019 from 5:00 PM – 9:00

PM, 2019-191; temporary outdoor liquor license for for Purgatory's Pub; McGrath Quad Cities Bike Night at 5320 Corporate Park Dr on Thursday May 16, 2019, 2019-192; and the following Ordinance amending Section 2.12.140 entitled "Public and operating emergencies" was adopted on first consideration, upon suspension of the rules and passage of second and third considerations, 2019-193.

Council adjourned at 6:47 PM.

VIII. Appointments, Proclamations, Etc.

A. Proclamations

1. National Public Works Week, May 19-25, 2019

ISSUED 2019-194

IX. Presentations

HELD

A. Local Business "The Foundation of Our Community": Seiffert Building Supplies

B. DavenportU Citizens Academy - Cohort V Graduation

X. Petitions and Communications from Council Members and the Mayor

A. Community Engagement Update - Alderwoman Meginnis

XI. Individual Approval of Items on the Discussion Agenda

1. Third Consideration: Ordinance for Case ORD19-01 being the request of the City of Davenport to amend various sections of Title 17 of the Davenport City Code, entitled "Zoning," by correcting scrivener errors and amending certain dimensional standards.

(Ald. Ambrose voting nay)

ADOPTED 2019-195

On motion by Ald. Condon, second by Ald. Rawson the following amendments were made to Section 17.08.030.O (all Aldermen voting aye):

***3.** A 15% minimum transparency requirement applies to any façade and is calculated on the basis of the entire area of the façade.*

***4.** Front-loaded attached garages are limited to 50% of the width of the front building line or 24 feet, whichever is greater. Garage width is measured between the edges of the garage door(s); in the case of garages designed with multiple garage doors the distance is measured between the edge of the outermost doors.*

Transition Rule for Section 17.07.030.O.3

The changes below are considered part of a Transition Rule. As such, any previously permitted plans must be followed as approved.

1. In case of conflict with any design standards contained within Chapter 17.04, the standards of Chapter 17.04 control.

2. A 5% minimum transparency requirement applies to the front façade and is calculated on the basis of the entire area of the façade. In addition to the primary building material, a minimum of

one accent material is required on the front façade. Permitted accent materials include brick and stone, wood or simulated wood, vinyl siding, aluminum siding and stucco. Accent materials not referenced may be considered on a case-by-case basis, and will be evaluated based upon such factors as durability, maintenance, architectural or design intent, and neighborhood context.

3. The transition rule will sunset on September 1, 2019.

On motion by Ald. Dunn, second by Ald. Rawson the following amendment was made (Ald. Ambrose voting nay):

17.09.030(K)(4) by adding d. Pole-barn type construction is prohibited in all residential districts.

ORDINANCE NO. **2019-195**

Case ORD19-01: Request of the City of Davenport to amend Title 17 of the Davenport Municipal Code, entitled "Zoning", by amending Section 17.02.030, entitled "Definition of General Terms" by amending the definition of multi-tenant retail center to multi-tenant commercial center, by amending Section 17.02.030, entitled "Definition of General Terms" by amending the definition of porch by adding language regarding steps, by amending Section 17.05.030, entitled "Dimensional Standards" (Table 17.05-1 only) by increasing the maximum building height in the C-2 District, by amending Section 17.08.030, entitled "Uses" (Section 17.08.030.O.3 only) by applying the transparency requirement only to the front façade and (Section 17.08.030.O.4 only) by altering how garage width is measured and by adding a transition rule for Section 17.08.030.O.3 and adding a sunset for this transition rule, by amending Section 17.09.030, entitled "Accessory Structures and Uses" (Section 17.09.030.K.4 only) by prohibiting pole-barn type construction in any residential district and adding a sunset for this prohibition, by amending Section 17.09.040, entitled "Permitted Encroachments" (Table 17.09-1 only) by clarifying that a deck is not permitted to encroach into a front setback, by amending Section 17.10.040, entitled "Required Off-Street Vehicle and Bicycle Parking Spaces" (Table 17.10-2 only) by reducing the minimum required vehicles spaces for a hotel to 1.0 per room, by amending Section 17.14.020 entitled "Notice" (Table 17.14-1 only) by removing the requirement for a posted notice for design review, by amending Section 17.14.020 of the Davenport Municipal Code, entitled "Notice" (Section 17.14.020.C.3.a only) by clarifying that notice be mailed to property owners, by amending Section 17.14.070, entitled "Administrative Exception" (Section 17.14.070.E only) by removing three of the approval standards, and by amending Section 17.17 of the Davenport Municipal Code, entitled "Reservations of Previously Approved Conditions and Plans" (Section 17.17.010.J only) by amending language referring to the former Zoning Ordinance. [Ward All]

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

Section 1. Section 17.02.030 of the Davenport Municipal Code, entitled "Definition of General Terms" (definition of multi-tenant retail center and porch only) is hereby amended to read as follows:

Multi-Tenant Commercial Center. A group of two or more commercial establishments that is planned, owned, and/or managed as a single property. The two main configurations of multi-tenant commercial centers are large shopping centers/malls and strip centers.

Porch. An architectural feature that projects from the exterior wall of a structure, often with steps leading up to it, has direct access to the street level of the building, and is covered by a roof or eaves.

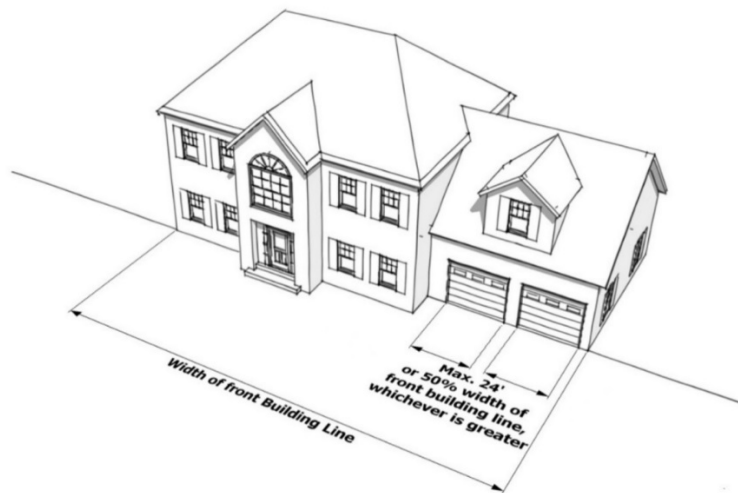
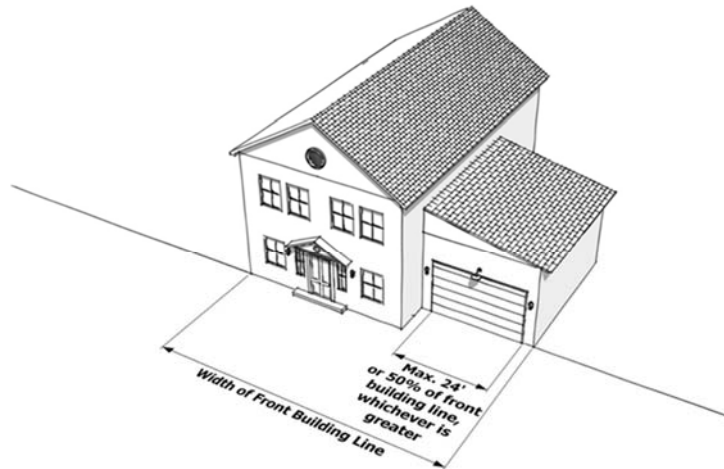
Section 2. Section 17.05.030 of the Davenport Municipal Code, entitled "Dimensional Standards" (Table 17.05-1 only) is hereby amended to read as follows:

Table 17.05-1: Commercial Districts Dimensional Standards					
	C-T	C-1	C-2	C-3	C-OP
Bulk					
Minimum Lot Area	10,000sf	None	None	20,000sf	20,000sf
Minimum Lot Width	60'	None	None	80'	70'
Maximum Gross Floor Area of Nonresidential	5,000sf unless meeting the standards of Section 17.05.030.B	None	None	None	None
Maximum Building Height	35'	45'	45'	Nonresidential: 55' Mixed-Use: 75'	45'
Setbacks					
Minimum Front Setback	Build-to zone of 0' to 20'	Build-to zone of 0' to 15'	None	25'	20'
Front Setback Build-To Percentage	70%	70%	None	None	None
Minimum Interior Side Setback	None, unless abutting a residential district then 20'	None, unless abutting a residential district then 10'	None, unless abutting a residential district then 10'	10', unless abutting a residential district then 20'	15'
Minimum Corner Side Setback	Build-to zone of 0' to 15'	Build-to zone of 0' to 10'	10'	20'	Build-to zone of 0' to 20'
Corner Side Setback Build-To Percentage	60%	60%	None	None	60%
Minimum Rear Setback	15', unless abutting a residential district then 25' or 20% of lot depth, whichever is less	None, unless abutting a residential district then 15' or 20% of lot depth, whichever is less	None, unless abutting a residential district then 15'	10', unless abutting a residential district then 25'	25'

Section 3. Section 17.08.030 of the Davenport Municipal Code, entitled "Uses" (Sections 17.08.030.O.3 and 17.08.030.O.4 only) is hereby amended to read as follows:

3. A 15% minimum transparency requirement applies to the front façade and is calculated on the basis of the entire area of the façade.
4. Front-loaded attached garages are limited to 50% of the width of the front building line or 24 feet, whichever is greater. Garage width is measured between the garage door(s).

ATTACHED GARAGE WIDTH



Transition Rule for Section 17.08.030.O.3:

The changes below are considered part of a transition rule. As such, any previously permitted plans must be followed as approved.

1. In case of conflict with any design standards contained within Chapter 17.04, the standards of Chapter 17.04 control.
2. A 5% minimum transparency requirement applies to the front façade and is calculated on the basis of the entire area of the façade. In addition to the primary building material, a minimum of one accent material is required on the front façade. Permitted accent materials include brick and stone, wood or simulated wood, vinyl siding, aluminum siding and stucco. Accent materials not referenced may be considered on a case-by-case basis, and will be evaluated based upon such factors as durability, maintenance, architectural or design intent, and neighborhood context.
3. This transition rule will sunset on September 1, 2019.

Section 4. Section 17.09.030 of the Davenport Municipal Code, entitled "Accessory Structures and Uses" (Section 17.09.030.K.4 only) is hereby amended to read as follows:

4. Detached garages are subject to the following:
 - a. Detached garages are encouraged to match the pitch of the roof of the principal dwelling.

- b. The area above vehicle parking spaces in a detached garage may not contain a cooking facilities or plumbing. This does not apply if an accessory dwelling unit use has been approved, in which case those standards control.
- c. If a lot abuts an improved public alley that provides adequate access to a street, a detached garage must be constructed so that access is from the public alley.
- d. Pole-barn type construction is prohibited in all residential districts.

Sunset for Section 17.09.030.K.4.d:

This provision will sunset on September 1, 2019.

Section 5. Section 17.09.040 of the Davenport Municipal Code, entitled "Permitted Encroachments" (Section 17.09.040 – Table 17.09-1 only) is hereby amended to read as follows:

Table 17.09-1: Permitted Encroachments Into Required Setbacks Y= Permitted // N= Prohibited Max. = Maximum // Min. = Minimum				
	Front Setback	Corner Side Setback	Interior Side Setback	Rear Setback
Accessibility Ramp	Y	Y	Y	Y
Air Conditioner Window Unit <i>Max. projection of 18" from building wall</i> <i>No building permit required</i>	Y	Y	Y	Y
Arbor <i>No building permit required</i>	Y	Y	Y	Y
Awning or Sunshade <i>Max. of 2' from building wall</i> <i>Does not include awnings used as a sign (See Chapter 17.12)</i>	Y	Y	Y	Y
Balcony <i>Max. of 6' into front, interior side, or corner side setback</i> <i>Max. of 8' into rear setback</i> <i>Min. of 4' from any lot line</i> <i>Min. vertical clearance of 8'</i>	Y	Y	Y	Y
Bay Window <i>Max. of 5' into any setback</i> <i>Min. of 24" above ground</i>	Y	Y	Y	Y
Canopy (Residential Uses) <i>Max. of 5' into any setback</i> <i>Min. of 4' from any lot line</i> <i>Max. 15' width or no more than 3' extension on either doorway side, whichever is less</i> <i>Does not include canopies used as a sign (See Chapter 17.12)</i>	Y	Y	Y	Y
Canopy (Non-Residential Uses) <i>Max. of 18" from the curb line</i> <i>Max. 15' width or no more than 3' extension on either doorway side, whichever is less</i> <i>Does not include canopies used as a sign (See Chapter 17.12)</i>	Y	Y	Y	Y

Table 17.09-1: Permitted Encroachments Into Required Setbacks Y= Permitted // N= Prohibited Max. = Maximum // Min. = Minimum				
	Front Setback	Corner Side Setback	Interior Side Setback	Rear Setback
Chimney <i>Max. of 18" into setback</i>	Y	Y	Y	Y
Deck <i>Max. of 5' into corner side, or interior side setback</i> <i>Max. of 10' into rear setback</i> <i>Prohibited in front yard</i> <i>Max. height of 5' above grade</i>	N	Y	Y	Y
Dog House <i>Prohibited in front or corner side yard</i> <i>No building permit required</i>	N	N	N	Y
Eaves <i>Max. of 4' into setback</i>	Y	Y	Y	Y
Exterior Stairwell <i>Max. of 6' into setback</i> <i>Prohibited in front yard</i>	N	Y	Y	Y
Fire Escape <i>Max. of 3' into setback</i> <i>Prohibited in front yard</i>	N	Y	Y	Y
Gazebo or Pergola <i>Prohibited in front yard</i>	N	N	Y	Y
Greenhouse <i>Min. of 5' from any lot line</i> <i>Prohibited in front and corner side yard</i>	N	N	Y	Y
Personal Recreation Game Court <i>Prohibited in front and corner side yard</i> <i>Min. of 4' from any lot line</i>	N	N	N	Y
Playground Equipment <i>Prohibited in front and corner side yard</i> <i>Min. of 4' from any lot line</i> <i>(This does not apply to backstops & portable basketball nets, which are allowed in any yard)</i>	N	N	N	Y
Porch - Unenclosed <i>Max. of 5' into front, interior side, or corner side setback</i> <i>Max. of 10' into rear setback</i> <i>Enclosed porches are considered part of the principal structure</i>	Y	Y	Y	Y
Shed <i>Prohibited in front yard</i> <i>Min. of 4' from any lot line</i>	N	N	Y	Y
Sidewalk <i>No min. setback from lot lines</i>	Y	Y	Y	Y
Sills, belt course, cornices, and ornamental features <i>Max. of 3' into setback</i>	Y	Y	Y	Y
Stoop <i>Max. of 4' into setback</i>	Y	Y	Y	Y

Section 6. Section 17.10.040 of the Davenport Municipal Code, entitled "Required Off-Street Vehicle and Bicycle Parking Spaces" (Section 17.10.040 - Table 17.10-2 only) is hereby amended to read as follows:

Table 17.10-2: Off-Street Vehicle Parking Requirements	
USE	MINIMUM REQUIRED VEHICLE SPACES
Amusement Facility, Indoor	1 per 500sf GFA
Amusement Facility, Outdoor	1 per 1,000sf GFA
Animal Care Facility – Large Animal	1 per 500sf GFA
Animal Care Facility – Small Animal	1 per 500sf GFA
Art Gallery	1 per 500sf GFA
Art and Fitness Studio	1 per 300sf GFA
Bar	1 per 300sf GFA
Bed and Breakfast	2 spaces + 1 per guestroom
Body Modification Establishment	1 per 500sf GFA
Broadcasting Facility	1 per 1,000sf GFA
Campground	2 per campsite
Car Wash	1 per car wash bay + 3 stacking spaces per bay
Cemetery	1 per 200sf of GFA of office and/or chapel/parlor
Children's Home	1 per 200sf GFA of office
Community Center	1 per 500sf GFA
Country Club	Calculated as the cumulative number required per facilities offered (golf course, driving range, restaurant, bar, etc.)
Cultural Facility	1 per 500sf GFA
Day Care Center	1 per 500sf GFA
Domestic Violence Shelter	1 per 300sf GFA of office
Drug Treatment Clinic	1 per 500sf GFA
Drug/Alcohol Treatment Facility, Residential	1 per patient room
Dwelling – Manufactured Home	2 spaces
Dwelling – Multi-Family	1.5 per du
Dwelling – Single-Family (Detached)	2 per du
Dwelling – Townhouse	2 per du
Dwelling – Two-Family	2 per du
Educational Facility – Primary or Secondary	
<i>Educational Facility – Elementary and/or Junior High</i>	<i>3 per each classroom + 3 per office</i>
<i>Educational Facility – High School</i>	<i>6 per classroom + 4 per office</i>
Educational Facility – University	2 per classroom + 2 per office + 1 per 4 students of maximum enrollment
Educational Facility – Vocational	2 per classroom + 2 per office + 1 per 8 students of maximum enrollment
Financial Institution	1 per 500sf GFA
Financial Institution, Alternative (AFS)	1 per 500sf GFA
Food Bank	1 per 300sf of office
Food Pantry	1 per 500sf GFA
Funeral Home	1 per 200sf GFA of public space
Gas Station	2 per pump island + 1 per 500sf GFA of structure + 5 stacking spaces per car wash bay
Golf Course/Driving Range	4 per golf hole and/or 4 per tee of driving range
Government Office/Facility	1 per 500sf GFA
Greenhouse/Nursery - Retail	1 per 500sf GFA of indoor space + 1 per 1,000sf of outdoor space
Group Home	1 per 2 rooms

Table 17.10-2: Off-Street Vehicle Parking Requirements	
USE	MINIMUM REQUIRED VEHICLE SPACES
Halfway House	1 per 2 rooms
Healthcare Institution	1 per 3 beds
Heavy Retail, Rental, and Service	1 per 500sf GFA of indoor space + 1 per 1,000sf of outdoor display space
Homeless Shelter	1 per 300sf of office
Hotel	1.0 per room
Industrial – Light	1 per 1,000sf GFA up to 40,000sf, then 1 per 2,500sf for additional GFA above 40,000sf (excludes any outdoor storage)
Industrial – General	1 per 1,000sf GFA up to 40,000sf, then 1 per 2,500sf for additional GFA above 40,000sf (excludes any outdoor storage)
Industrial Design	1 per 500sf GFA
Live Performance Venue	1 per 5 persons based on maximum capacity
Lodge/Meeting Hall	1 per 500sf GFA
Manufactured Home Park	2 per manufactured home site
Medical/Dental Clinic	1 per 500sf GFA
Micro-Brewery	1 per 500sf GFA
Micro-Distillery	1 per 500sf GFA
Micro-Winery	1 per 500sf GFA
Office	1 per 500sf GFA
Personal Service Establishment	1 per 500sf GFA
Place of Worship	1 per 10 seats
Public Safety Facility	1 per 300sf GFA
Public Works Facility	1 per 500sf GFA
Reception Facility	1 per 300sf GFA
Recreational Vehicle (RV) Park	1 per RV site
Research and Development (R&D)	1 per 500sf GFA
Residential Care Facility	<i>To be calculated on the type of facility or combination of facilities provided below</i>
Independent Living Facility	<i>0.75 per dwelling unit</i>
Assisted Living Facility	<i>0.5 per dwelling unit</i>
Nursing Home or Hospice	<i>0.5 per patient room</i>
Restaurant	1 per 300sf GFA
Retail Goods Establishment	1 per 500sf GFA
Retail Alcohol Sales	1 per 500sf GFA
Retail Sales of Fireworks	1 per 500sf GFA
Self-Service Storage Facility	1 per 25 storage units
Social Service Center	1 per 500sf GFA
Specialty Food Service	1 per 500sf GFA
Storage Yard (Outdoor)	1 per 2,500sf of lot area
Vehicle Dealership	1 per 500sf of indoor sales and display area + 4 per service bay
Vehicle Operation Facility	1 per 2,500sf of lot area
Vehicle Rental	1 per 500sf GFA of indoor area (excluding indoor storage)
Vehicle Repair/Service – Major or Minor	2 per service bay
Wine Bar	1 per 300sf GFA

Table 17.10-2: Off-Street Vehicle Parking Requirements	
USE	MINIMUM REQUIRED VEHICLE SPACES
Warehouse & Distribution	1 per 500sf of office area + 1 per 30,000sf GFA of warehouse
Wholesale Establishment	1 per 500sf of office area + 1 per 15,000sf GFA of warehouse

Section 7. Section 17.14.020 of the Davenport Municipal Code, entitled “Notice” (Section 17.14.020.A - Table 17.14-1 only) is hereby amended to read as follows:

A. Required Notice

Table 17.14-1: Required Notice indicates the types of notice required for public hearings on the zoning applications. Certain applications may contain additional notice requirements within their specific provisions.

Table 17.14-1: Required Notice				
Zoning Application	Type			
	Published Notice	Mailed Courtesy Notice	Mailed Required Notice	Posted Notice
Zoning Text Amendment	•			
Zoning Map Amendment	•	•		•
Special Use	•	•		•
Hardship Variance	•	•		•
Design Review				
Planned Unit Development	•	•		•
Administrative Exception			•	
Zoning Appeals	•			

Section 8. Section 17.14.020 of the Davenport Municipal Code, entitled “Notice” (Section 17.14.020.C.3.a only) is hereby amended to read as follows:

3. Mailed Required Notice

Per Table 17.14-1, administrative exceptions require mailed notice.

- a. Notice will be mailed to property owners abutting the subject property as well as the property owner(s) located directly across the street.

Section 9. Section 17.14.070 of the Davenport Municipal Code, entitled “Administrative Exception” (Section 17.14.070.E only) is hereby amended to read as follows:

E. Approval Standards

The decision of the Zoning Administrator must make findings to support the following conclusion:

1. The administrative exception, if granted, will not alter the essential character of the locality.

Section 10. Section 17.17 of the Davenport Municipal Code, entitled “Reservations of Previously Approved Conditions and Plans” (Section 17.17.010.J only) is hereby amended to read as follows:

J. Ordinance 2017-520.

1. Condition 5. That a fifty (50) foot landscape buffer and 6 foot high fence be established along the south end of the property. The landscape buffer shall be developed with the following plantings: four canopy trees, six

understory trees and 24 shrubs or 12 evergreens/conifers per 100 linear feet. Note: Condition 5 was modified to remove reference to previous Zoning Ordinance.

2. Condition 6. Lighting shall consist of LED Dark Sky fixtures not higher than twenty five feet. Fixtures shall be shielded from view from properties to the south and shall be powered down within one-half hour of closing to a level necessary to provide security lighting only.

3. Condition 7. Routine use of PA systems outside of buildings on the property shall not be permitted.

4. Condition 8. Car washes on the property shall not be located closer than one hundred twenty five (125) feet from the south property line, oriented so entrances and exits be oriented in an east-west direction and operate only when the dealership is open for business.

5. Condition 9. The following uses shall not be closer than three hundred (300) feet from the south property line:

- a. Automobile and service and oil change facilities not part of an automobile dealership.
- b. Any use utilizing drive-through window(s).

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.

Approved: 5/22/19 Frank Klipsch, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Motion approving a noise variance request for the following event on the listed dates and times.

PASSED 2019-196

On motion by Ald. Meginnis, second by Ald. Rawson Party in the Park on Thursday, August 8, 2019 5:30 PM – 7:30 PM in Tyler Park was added.

City of Davenport; Party in the Park; Thursday, June 13, 2019 5:30 PM - 7:30 PM
Cork Hill Park; Thursday, June 27, 2019 5:30 PM - 7:30 PM Van Buren Park;
Thursday, July 11, 2019 5:30 PM - 7:30 PM Peterson Park; Thursday, July 18,
2019 5:30 PM - 7:30 PM Whalen Park; Thursday, August 22, 2019 5:30 PM -
7:30 PM Slattery Park; and Thursday, September 5, 2019 5:30 PM - 7:30 PM
Prairie Heights Park; Outdoor music, over 50 dBa.

3. Motion authorizing the Public Works Director to waive permit fees for residents and businesses impacted by flooding during the Spring 2019 events for those properties with a completed damage assessment by the City of Davenport. **PASSED 2019-197**

XII. Approval of All Items on the Consent Agenda

****NOTE:** These are routine items and will be enacted at the City Council Meeting by one roll call vote without separate discussion unless an item is requested to be removed and considered separately.

1. Third Consideration: Ordinance amending Schedule VII of Chapter 10.96 entitled "No Parking" by adding 4th Street along the north side from Ripley Street west to the Scott County Courthouse driveway. **ADOPTED 2019-198**

ORDINANCE NO. **2019-198**

AN ORDINANCE AMENDING CHAPTER 10.96 ENTITLED SCHEDULES OF THE MUNICIPAL CODE OF DAVENPORT, IOWA, BY AMENDING SCHEDULE VII NO PARKING THERETO BY ADDING 4TH STREET ALONG THE NORTH SIDE FROM RIPLEY STREET WEST TO THE SCOTT COUNTY COURTHOUSE DRIVEWAY.

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

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

4th Street along the north side from Ripley Street west to the Scott County Courthouse driveway.

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.

Approved 5/22/19 Frank Klipsch, Mayor; Attest: Brian Krup, Deputy City Clerk

2. Second Consideration: Ordinance for Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-OP Commercial Office Park; property contains 9.58

acres and is located on E 56th St east of Utica Ridge Rd.

MOVED TO THIRD CONSIDERATION

3. Second Consideration: Ordinance for Case REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to C-T Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street.

MOVED TO THIRD CONSIDERATION

4. Second Consideration: Ordinance for Case REZ19-04: Request of the City of Davenport for Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only).

MOVED TO THIRD CONSIDERATION

5. Second Consideration: Ordinance amending Schedule VI of Chapter 10.96 entitled "Speed Limits" by updating the speed limit on 53rd St from Brady St to the east City limits to 40 mph.

MOVED TO THIRD CONSIDERATION

6. First Consideration: Ordinance for Case REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres.

MOVED TO SECOND CONSIDERATION

7. Resolution setting a Public Hearing on the proposed conveyance of vacated right-of-way known as the east-west portion of Crestline Drive located west of the north-south alley lying west of Marlo Ave (2950 Crestline, LLC, Petitioner). **ADOPTED 2019-199**

8. Resolution closing various street(s), lane(s), or public grounds on the listed date(s) to hold outdoor events. **ADOPTED 2019-200**

United Way of the Quad Cities; Well Suited Tuxedo Event; Sunday, June 9, 2019
2:00 PM - 2:30 PM; **Closure:** N Division St at W 12th St.

Jeanne Schwab; Block Party; 2655 Middle Rd; Saturday, June 15, 2019 3:00 PM -
9:00 PM; **Closure:** Kenwood Ave between Middle Rd and McClellan Blvd.

Michelle Royal; 2nd Annual Quad Cities Pride Parade; Saturday, June 22, 2019
9:00 AM - 12:30 PM; **Closure:** Staging: 2nd St between Pershing Ave and Iowa

St; Parade route: 2nd St from Pershing Ave to the entrance of the Centennial Bridge (*pending IDOT approval for bridge closure*).

Robert Stansberry; Quad Cities Pride Festival; 832 W 2nd St; 12:00 PM Friday, June 28 – 12:00 AM Sunday, June 30; **Closure:** W 2nd St from Mary's on 2nd to Post Office parking lot; Warren St from alley to alley between River Dr and 3rd St. ****Rescheduled from May 31 - June 2 due to flooding****

9. Resolution accepting the Junge Park Bike Path Reconstruction Project completed by Langman Construction, Inc. of Rock Island, IL. This project was completed with a final contract amount of \$173,595.17, CIP #64044. **ADOPTED 2019-201**

10. Resolution approving the contract for the 4th Street & Brady Street Streetscaping to Emery Construction Group Inc. of Moline, IL in the amount of \$302,645.48, CIP #35022. **ADOPTED 2019-202**

11. Resolution approving a contract for design and preparation of bid documents for a new Tremont Basin Sanitary Sewer Interceptor to Donohue & Associates, Inc in an amount not-to-exceed \$137,000, CIP #30048. **ADOPTED 2019-203**

12. Resolution approving the plans, specifications, forms of contract, and estimated cost for the N Lincoln Ave Reconstruction Project, CIP #35035. **ADOPTED 2019-204**

13. Resolution assessing the cost of boarding up building at various lots and tracts of real estate. **ADOPTED 2019-205**

14. Resolution assessing the cost of brush and debris removal at various lots and tracts of real estate. **ADOPTED 2019-206**

15. Resolution assessing the cost of replacing sidewalk at various lots and tracts of real estate. **ADOPTED 2019-207**

16. Resolution assessing the cost of condemned property demolition at various lots and tracts of real estate. **ADOPTED 2019-208**

17. Resolution assessing the cost of snow removal at various lots and tracts of real estate. **ADOPTED 2019-209**

18. Resolution assessing the cost of tree removal at various lots and tracts of real estate. **ADOPTED 2019-210**

19. Resolution assessing the cost of weed cutting at various lots and tracts of real estate.

ADOPTED 2019-211

20. Resolution setting a Public Hearing on the proposed conveyance of a City-owned parcel G0049-40, 1125 W 7th St, to The 180 Zone, Inc (Petitioner, The 180 Zone, Inc).

ADOPTED 2019-212

21. Resolution amending the FY 2019 Operating and Capital Improvement Budgets.

ADOPTED 2019-213

22. Resolution approving the blanket contract for the purchase of hot mix asphalt from Tri City Blacktop of Bettendorf, IA in the amount of \$53.50 per ton, and a back-up contractor McCarthy Improvement Company of Davenport, IA in the amount of \$55 per ton, CIP #35034.

ADOPTED 2019-214

23. Motion approving the Annual Action Plan for Year 45 (July 1, 2019 - June 30, 2020) for the CDBG and HOME Programs, the updated CAC recommendations for Year 45 CDBG allocations, and authorizing the City Administrator or her designees to sign necessary documents and agreements. [All Wards]

PASSED 2019-215

24. Motion approving noise variance request(s) for various events on the listed dates and times.

PASSED 2019-216

Purgatory's Pub; McGrath Quad Cities Harley-Davidson Bike Night; 5320 Corporate Park Dr; Thursday, June 2, 2019 5:00 PM - 9:00 PM; Thursday, July 18, 2019 5:00 PM - 9:00 PM; and Thursday, August 15, 2019 5:00 PM - 9:00 PM; Outdoor music, over 50 dBa. [Ward 6]

Circle Tap; Class of 1956; 1345 W Locust St; Friday, June 14, 2019 7:00 PM - 12:00 AM; Outdoor music, over 50 dBa. [Ward 4]

CASI; Rock the Lot fundraiser; 1035 W Kimberly Rd; Friday, June 14, 2019 8:00 PM - 12:00 AM; Outdoor music, over 50 dBa. [Ward 7]

Circle Tap; Wedding reception; 1345 W Locust St; Saturday, June 15, 2019 7:00 PM - 12:00 AM; Outdoor music, over 50 dBa. [Ward 4]

Robert Stansberry; Quad Cities Pride Festival; 832 W 2nd St; Friday, June 28, 2019 4:00 PM – 12:00 AM and Saturday, June 29 12:00 PM – 12:00 AM; Outdoor

music/performances, over 50 dBa. [Ward 3] **Rescheduled from May 31 - June 2 due to flooding**

25. Motion approving beer and liquor license applications.

PASSED 2019-217

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

Ward 3

Front Street Brewery (Front Street Brewery, Inc.) - 421 W River Dr. – Outdoor Area *rescheduled for* May 25, 2019 "Tour De Brew" - License Type: B Beer

Chuck's Tap (White T. Corporation) - 1731 W 6th St - Outdoor Area - June 1, 2019 "Golf Outing" - License Type: C Liquor (*Pending departmental approval*)

Ward 5

McClellan Stockade (Koellner Enterprises 6 LLC) - 2124 E 11th St. – Outdoor Area - New License - License Type: C Liquor

Ward 6

Purgatory's Pub (Purgatory's Pub, Inc.) - 5320 Corporate Park Rd. including parking lot - Outdoor Area "McGrath's Harley Davidson Bike Nights" June 20, 2019, July 18, 2019, and August 15, 2019 - License Type: B Beer

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

Ward 2

Jeno's Little Hungary (Jeno's Little Hungary, Inc.) - 4908 N Pine St – Outdoor Area - License Type: Class C Liquor - On Premise

Ward 3

Front Street Brewery, Inc. (Front Street Brewery Inc.) - 421 W River Drive Ste 3 & 4- Outdoor Area - License Type: Class C Liquor - On Premise / Brew Pub

Ward 5

Bicycle Rack Sports Grill (Sports Station Inc.) - 3303 Brady St - Outdoor Area - License Type: Class C Liquor - On Premise

Brady Mart Food & Liquor (Midwest Stores LLC) - 3107 Brady St - License Type: Class E Liquor - Carry Out /BC/WB

Express Lane Gas & Food Mart # 77 (Express Lane Inc.) - 1208 E Locust St - License Type: Class C Beer - Carry Out

Grumpy's Saloon (2118-2120, Inc.) - 2120 E 11th St. - License Type: Class C Liquor - On Premise

Ward 6

Red Lantern Fine Chinese Cuisine (Red Lantern Fine Chinese Cuisine Inc.) - 4009 E 53rd St. #107 - Outdoor Area - License Type: Class C Liquor – On Premise

Ward 7

Express Lane Gas and Food Mart (Expresslane Inc.) - 3622 Brady St - License Type: Class C Beer - Carry Out / B Native Wine

Ward 8

Express Lane # 76 (Expresslane Inc.) - 6268 Brady St - License Type: Class C Beer - Carry Out / B Native Wine

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

26. Motion accepting the Utica Ridge Sidewalks Phase II completed by Smith Seeding, Inc of Eldridge, IA. This project was completed with a final contract amount of \$89,720.97, CIP #28011. [Ward 8]

PASSED 2019-218

XIII. Other Ordinances, Resolutions and Motions

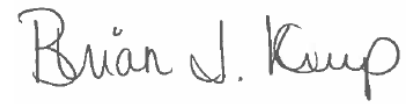
XIV. Public with Business

XV. Reports of City Officials

Property taxes	25,990,617
Other City taxes	1,690,889
Special assessments	-
Licenses & permits	162,091

Intergovernmental	7,337,558
Charges for services	2,659,370
Use of monies & property	579,792
Fines & forfeits	99,229
Bonds/Loan Proceeds	107,880
Miscellaneous	244,340

XVI. Adjourn **6:38 PM**

A handwritten signature in dark ink, reading "Brian J. Krup". The signature is written in a cursive, flowing style.

Brian Krup
Deputy City Clerk

City of Davenport

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

Action / Date
6/12/2019

Subject:
Approval of the Report of the Committee of the Whole for June 5, 2019

ATTACHMENTS:

Type	Description
▣ Cover Memo	COW Report 060519

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	6/6/2019 - 12:39 PM

COUNCIL CHAMBERS, CITY HALL, Davenport, Iowa, Wednesday, June 5, 2019--The Council observed a moment of silence. Pledge of Allegiance. The Council met in Committee of the Whole at 5:30 PM with Mayor Klipsch presiding and all aldermen present except Ald. Meginnis. The following Public Hearings were held: Community Development: (the Public Hearing on the proposed conveyance of vacated public right-of-way known as the east-west portion of Crestline Drive located west of the north-south alley lying west of Marlo Avenue (2950 Crestline, L.L.C., Petitioner) was not held as it was deleted from the agenda per staff recommendation); for the Ordinance for case REZ19-06 being the request of Jasveer Saini to rezone .56 acres, more or less, of property located at 4607 N Pine St from C-1 Neighborhood Commercial Zoning District to C-2 Corridor Commercial Zoning District. Public Works: on the plans, specifications, forms of contract, and estimate of cost for the FY20 Sanitary Sewer Repair Program, CIP #30049; on the plans, specifications, forms of contract, and estimate of cost for the Civic Access (ADA Ramp) Program Project, CIP #28024; on the plans, specifications, forms of contract, and estimate of cost for a permeable paver alley from Pleasant to Lombard between Myrtle and Vine, CIP #33031; on the plans, specifications, forms of contract, and estimate of cost for the construction of a lego block retaining wall along an unnamed tributary of Silver Creek between Pine Street and Hillandale Road. Finance: authorizing the Mayor and City Clerk to execute the necessary documents to convey City-owned parcel G0049-40, 1125 W 7th St, to The One Eighty Zone, Inc; for proposed action by the City of Davenport to authorize the renewal of electric and natural gas franchise agreements with MidAmerican Energy Company.

The following proclamation was issued: Mr. Henry Langrehr Day – June 6, 2019, 2019-219.

Action items for Discussion: (The votes on all motions were by voice vote. All votes were unanimous unless specifically noted.) Community Development: Ald. Rawson reviewed all items listed. On motion by Ald. Rawson, second by Ald. Dickmann item #5 was tabled (roll call vote with Ald. Dickmann and Ald. Matson voting nay); on motion by Ald. Rawson, second by Ald. Dickmann item #7 was deleted per staff recommendation; and on motion by Ald. Ambrose, second by Ald. Dickmann all other items moved to the Consent Agenda. Public Safety: Ald. Gripp reviewed all items listed. On motion by Ald. Dickmann, second by Ald. Rawson all items moved to the Consent Agenda. Public Works: Ald. Dunn reviewed all items listed. On motion by Ald. Condon, second by Ald. Rawson all items moved to the Consent Agenda. Finance: Ald. Matson reviewed all items listed. On motion by Ald. Matson, second by Ald. Dickmann item #3 was deleted per staff recommendation (Ald. Gripp voting nay). On motion by Ald. Clewell, second by Ald. Rawson all other items moved to the Consent Agenda.

Council adjourned at 7:10 p.m.

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Matt Flynn 563-888-2286

Wards:

Action / Date

5/1/2019

Subject:

Third Consideration: Ordinance for Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-OP Commercial Office Park; property contains 9.58 acres and is located on E 56th St east of Utica Ridge Rd. [Ward 6]

Recommendation:

Adopt the Ordinance.

Background:

Reason for Request:

According to the petitioner, "expand development opportunities by removing the 5000 square foot limitation in current C-T classification."

Comprehensive Plan:

The property is within the Urban Service Area.

It is designated as RG, Residential General, on the Future Land Use Map. RG is defined as, "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.

Technical Review:

No specific concerns have been noted by the Technical Review Team. Neighboring property owners have expressed concern about the existing drainage way that transects the lot. Any development occurring on the lot, as anywhere else in the City, will have to meet the City's current standards for storm water management.

Public Input:

A neighborhood meeting was held on March 7. Property owners within 200 feet were notified. Approximately 7 people attended.

A sign was posted on the property on February 25.

At the Plan and Zoning Commission Public Hearing on March 19, 2019, one person spoke in opposition.

Discussion:

The new zoning ordinance includes approval standards for rezonings. Staff will be using these

standards as part of the evaluation of rezoning requests.

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

Staff Comments:

Staff's opinion is that the proposed zoning, with conditions, meets the intent of the future land use designation of RG, as it promotes transitional uses along its edges.

b. The compatibility with the zoning of nearby property.

Staff Comments:

C-OP already exists to the south and east. C-T, Commercial Transitional zoning exists to the west. R-MF, Multi-family Residential exists to the north. It is staff's opinion that the proposed C-OP zoning, with conditions, is compatible with the adjacent C-T and R-MF Zoning.

c. The compatibility with established neighborhood character.

Staff Comments:

The residential development to the north is completely built out and stable. The existing office park to the east and south has been developing over the past 20 years and is nearing completion. The proposed rezoning would allow for limited office park expansion while protecting the stability of the neighborhood.

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

Staff Comments:

The proposed C-OP zoning, coupled with the conditions limiting uses and building height, work to promote the health, safety and welfare of the neighborhood.

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.

Staff Comments:

The property is suited for either development meeting the current classification (C-T) or the proposed classification of C-OP. The petitioner has indicated current interest from potential developers for office buildings exceeding 5000 square feet on the property. Less interest has been shown to develop uses consistent with C-T zoning.

f. The extent to which the proposed amendment creates non-conformities.

Staff Comments:

The property is vacant and has no non-conformities.

C-1 and C-OP Comparison Summary:

Through discussions with the petitioner, it was determined that C-OP appeared to be a better fit than C-1, including the following reasons:

- C-1 is designed to primarily provide for neighborhood-oriented goods and services. C-OP is

designed to provide for office-park like development.

- C-1 has a 70% build-to requirement, intended to orient development towards the street. C-OP allows for a more campus-like development pattern.

- C-1 allows a 15 foot rear yard setback at most. C-OP requires 25 feet.

- Uses in C-1 may generate more traffic, parking and activity spread out over the entire week, whereas C-OP may have more limited activity concentrated primarily during the Monday-Friday work day.

A more complete side by side comparison of some of the purpose statements, dimensional standards and permitted uses is attached to this report.

Conclusion:

Staff's opinion is that zoning this property C-OP, with the use and building height restrictions provide adequate protections to the neighborhood while allowing the petitioner more flexibility in who they can market the land to.

The existing zoning of C-T can accomplish that as well, but it appears that current demand for new development in the vicinity is more aligned with the uses that need C-OP zoning to move forward.

Plan and Zoning Commission Recommendation:

At its April 16, 2019 meeting, the Plan and Zoning Commission accepted the listed findings and forwarded Case REZ19-02 to the City Council with a recommendation for approval subject to the following conditions:

Findings:

1. The property is designated RG, Residential General, on the Comprehensive Plan future land use map.
2. RG allows for transitional uses along its edges.
3. The proposed C-OP zoning with conditions meets the intent of transitional uses under the RG Plan designation.
4. The proposed C-OP zoning with conditions adequately protects the adjoining residential property from adverse impacts.
5. There is existing C-OP zoning adjacent to the east and south; the proposed zoning is an expansion of an existing zoning district.
6. The petitioner claims that demand for office buildings of moderate scale but exceeding the current 5000 square feet maximum exists in the area.

Conditions:

1. Building height is limited to 35 feet.
2. The following uses are prohibited:
 - a. Restaurant
 - b. Vehicle dealership (indoor)
 - c. Hotel
 - d. Light industrial

ATTACHMENTS:

Type	Description
□ Ordinance	Ordinance

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

P&Z Letter
P&Z Vote Sheet
Zoning Map
Application
Notice Map
Future Land Use Map
Public Hearing and Neighborhood Meeting
Notices and Notified Property Owners
Objections
Protest: Harris
C-1, C-OP Comparison

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	4/25/2019 - 10:17 AM
Community Development Committee	Berger, Bruce	Approved	4/25/2019 - 10:17 AM
City Clerk	Thorndike, Tiffany	Approved	4/25/2019 - 10:47 AM

ORDINANCE NO.

Ordinance for Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-OP Commercial Office Park District.

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned from C-T Commercial Transitional District to C-OP Commercial Office Park District.

The Legal Description is as follows:

Lot 1 of Crow Valley Plaza 12th Addition to the City of Davenport, Scott County, Iowa.

Part of the Southwest Quarter of Section 12, Township 78 North, Range 3 East of the 5th P.M., Davenport, Scott County, Iowa, being more particular described as Lot 2 of Ryde High 2nd Addition to the City of Davenport, Scott County, Iowa.

Section 2. The following conditions are hereby imposed upon said rezoning:

1. Building height is limited to 35 feet.
2. The following uses are prohibited:
 - a. Restaurant
 - b. Vehicle dealership (indoor)
 - c. Hotel
 - d. Light Industrial

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 _____

Attest:

Frank J. Klipsch Mayor

Brian Krup
Deputy City Clerk

Published in the Quad City Times on _____

April 23, 2019

Honorable Mayor and City Council
City Hall
Davenport IA 52801

Subject: Case REZ19-02

Honorable Mayor and City Council:

At its regular meeting of April 16, 2019, the Davenport Plan and Zoning Commission considered the following case:

Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-OP Commercial Office Park District; property contains 9.58 acres and is located on East 56th Street east of Utica Ridge [Ward 6].

At its April 16, 2019 meeting, the Plan and Zoning Commission forwarded this case to the City Council with a recommendation for approval, including the following conditions:

1. Building height is limited to 35 feet.
2. The following uses are prohibited:
 - a. Restaurant
 - b. Vehicle dealership (indoor)
 - c. Hotel
 - d. Light industrial

On a unanimous vote of 9-0, the Plan and Zoning Commission forwards Case REZ19-02 to the City Council for approval.

Respectfully submitted,



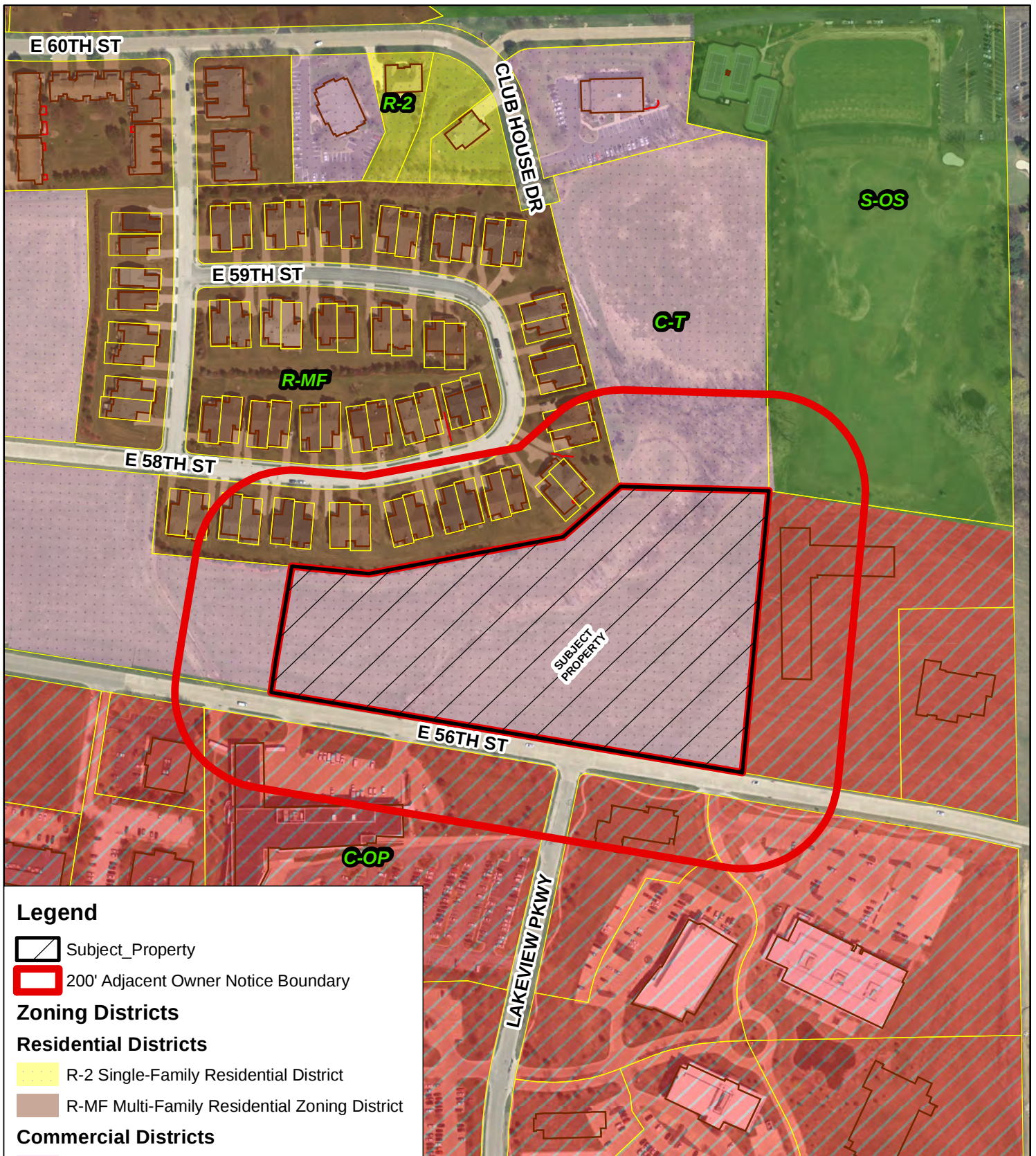
Robert Inghram, Chairperson
City Plan and Zoning Commission

City Plan & Zoning Commission Voting Record
 Meeting Date: 4-16-19
 Meeting Location: Council Chambers-City Hall

No.	Name:	Public Hearing Roll Call	Regular Meeting Roll Call	4-2-19 Minutes	M	S	Amended cont'd 2-9 REZ	MS 9-02	M	S
1	Schneider	✓	✓	Y			Y	Y		
2	Lammers	✓	✓	Y			Y	X	Y	
3	Medd	✓	✓	Y			Y		Y	X
4	Johnson	✓	✓	Y			Y	X	Y	
5	Tallman	✓	✓	Y	X		Y	X	X	
6	Inghram	✓	✓							
7	Connell	✓	✓	Y		X	Y	Y		
8	Hepner	✓	✓	Y			X	Y		
9	Brandsgard	✓	✓	Y			Y	X		
10	Reinartz	✓	✓	Y			Y	Y		
11	Maness	EX	EX							
	Result	10	10	9-0			9-0	9-0		

Notes:

Zoning Map



Legend

 Subject_Property

 200' Adjacent Owner Notice Boundary

Zoning Districts

Residential Districts

 R-2 Single-Family Residential District

 R-MF Multi-Family Residential Zoning District

Commercial Districts

 C-T Commercial Transitional Zoning District

 C-1 Neighborhood Commercial Zoning District

 C-OP Commercial Office Park

Special Purpose Districts

 S-OS Open Space Zoning District

0 100 200 400 Feet

1 inch = 276 feet

Private parties utilizing City GIS data do so at their own risk.
The City of Davenport will not be responsible for any costs or
liabilities incurred due to any differences between information
provided and actual physical conditions.





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

Property Address* Lot 1 - CROW VALLEY PLAZA 12th ADDITION

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

Applicant (Primary Contact)**

Name: JENNIFER SMITH
 Company: ST 516, LLC / RUSSELL
 Address: 4600 E 53rd ST
 City/State/Zip: DAVENPORT, IA 52807
 Phone: 563-459-4652
 Email: JENSMITH@RUSSELLCO.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: RUSSELL
 Address: SAME AS ABOVE
 City/State/Zip:
 Phone:
 Email:

Zoning Board of Adjustment

- Zoning Appeal ☐
 Special Use ☐
 Hardship Variance ☐

Engineer (if applicable)

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

Design Review Board

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

Architect (if applicable)

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

Historic Preservation Commission

- Certificate of Appropriateness ☐
 Landmark Nomination ☐
 Demolition Request ☐

Administrative

- Administrative Exception ☐
 Health Services and Congregate ☐
 Living Permit ☐

Attorney (if applicable)

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

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

Request:Existing Zoning: C-TProposed Zoning Map Amendment: C-1

Purpose of the Request:

Expand potential development opportunities by removing the 5,000 sf limitation included in current C-T classification.

Total Land Area: 9.58 ACRES 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.

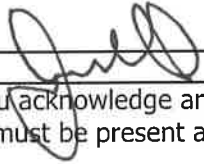
(3) Plan and Zoning Commission's consideration of the request:

- 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: 

Date:

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

Received by:

Date:

Planning staff

Date of the Public Hearing:

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

Request for a Zoning Map Amendment (Rezoning) Plan and Zoning Commission

Adjacent Property Owner Notice Area



Legend

-  Subject_Property
-  200' Adjacent Owner Notice Boundary

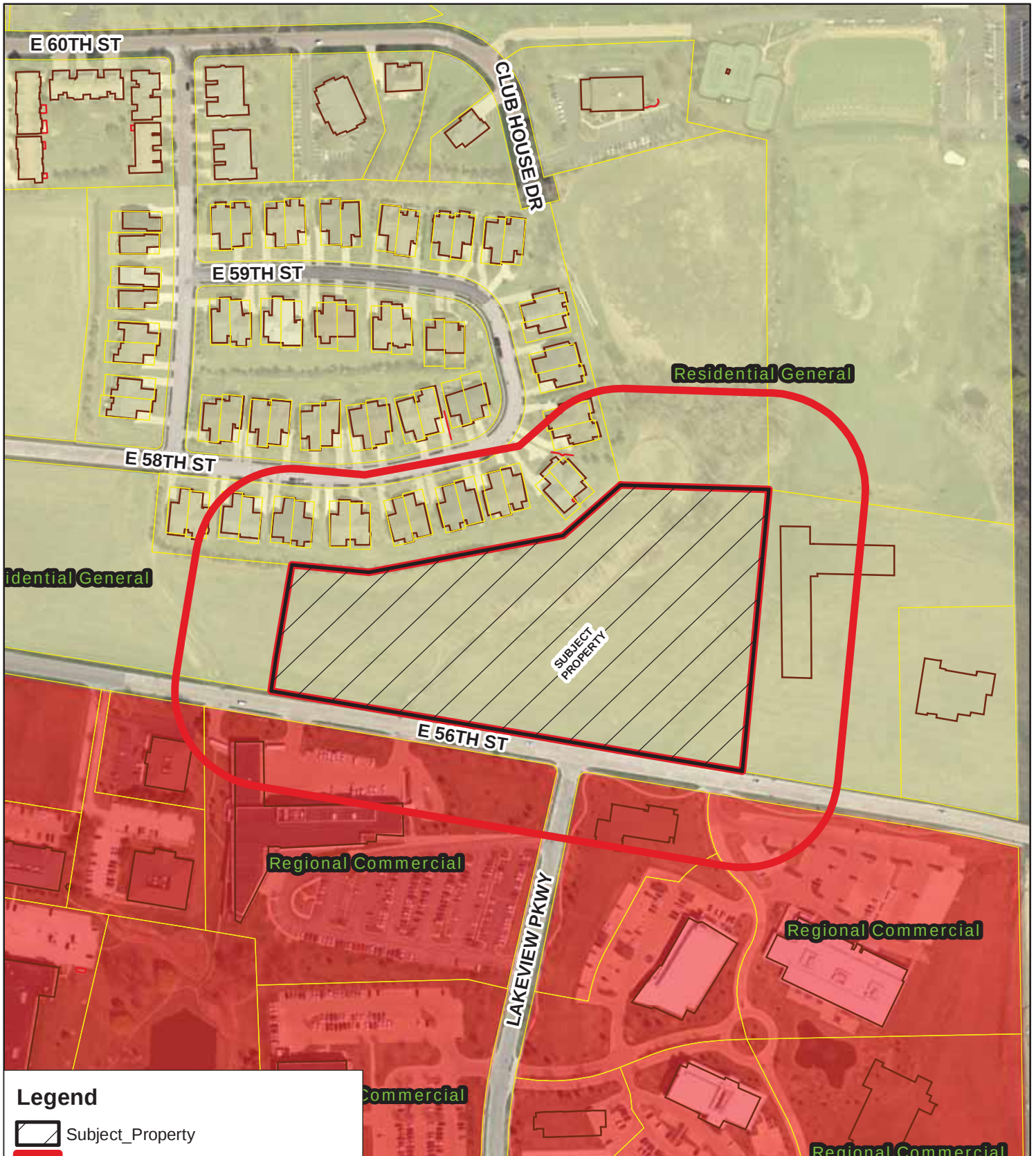


1 inch = 200 feet



Private parties utilizing City GIS data do so at their own risk. The City of Davenport will not be responsible for any costs or liabilities incurred due to any differences between information provided and actual physical conditions.

Future Land Use Map (Davenport +2035)



Legend

-  Subject_Property
-  200' Adjacent Owner Notice Boundary

Land_Use+2035

Type

-  Regional Commercial
-  Residential General

0 100 200 400 Feet

1 inch = 276 feet

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*Community Planning and Economic Development Department
City Hall - 226 West Fourth Street - Davenport, Iowa 52801
Telephone: 563-326-7765
www.cityofdavenportiowa.com*

**NOTICE
PUBLIC HEARING
DAVENPORT PLAN AND ZONING COMMISSION
CITY HALL COUNCIL CHAMBERS
226 WEST FOURTH STREET, DAVENPORT, IOWA 52801**

Please be aware of possible zoning changes that may impact your property or neighborhood.

Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-1 Neighborhood Commercial District; property contains 9.58 acres and is located on East 56th Street east of Utica Ridge [Ward 6].

The proposed rezoning, if approved, would allow for commercial development of a larger scale to occur on the property.

A public hearing will be held at the time and place listed above. As a property owner within 200 feet of the subject property, you have the opportunity to formally protest this request. To do so, please contact the Community Planning Office at the email or mailing address below.

Any written protest must be received no later than the close of the public hearing before the Committee of the Whole, tentatively scheduled for March 6, 2019.

If you have any questions regarding the proposal, please contact the Community Planning Division.

Case No. REZ19-02

EMAIL: planning@ci.davenport.ia.us

PHONE: (563) 326-7765

**MAILING ADDRESS: CPED
City Hall, 226 West Fourth Street
Davenport, IA 52801**

Request for a Zoning Map Amendment (Rezoning) Plan and Zoning Commission

Adjacent Property Owner Notice Area



Legend

-  Subject_Property
-  200' Adjacent Owner Notice Boundary



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*Community Planning and Economic Development Department
City Hall - 226 West Fourth Street - Davenport, Iowa 52801
Telephone: 563-326-7765
www.cityofdavenportiowa.com*

**NOTICE
PUBLIC MEETING
THURSDAY, MARCH 7, 2019, 5:00 PM
BIRCHWOOD LEARNING CENTER
4620 E. 53RD ST. DAVENPORT, IOWA 52807**

Please be aware of possible zoning changes that may impact your property or neighborhood.

Case No. REZ19-02: Request by Jennifer Smith, Russell Construction, to rezone 9.58 acres, more or less, of property located on the north side of East 56th Street and east of Utica Ridge Road [Ward 6] (See map of the affected property on reverse side of this notice).

This rezoning is requested in order to expand potential development opportunities by removing the existing 5000 sq. ft. building size limitation within the current CT classification.

A public meeting, hosted by the applicant, will be held to discuss the proposal at the time and place listed above. A formal public hearing will be held on the matter by the Plan and Zoning Commission on Tuesday, March 12, 2019, 5:00 pm at Davenport City Hall. You will receive an additional notice prior to this meeting.

If you have any questions regarding the proposal, please contact the Community Planning Division.

Case No. REZ19-02

EMAIL: planning@ci.davenport.ia.us

Phone: (563) 326-7765

Request for a Zoning Map Amendment (Rezoning) Plan and Zoning Commission

Adjacent Property Owner Notice Area



Legend

-  Subject_Property
-  200' Adjacent Owner Notice Boundary



1 inch = 200 feet



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Parcel#	Property Address	Owner Name	Owner Mailing Address	Owner CityStateZip	Area
Y0451-24E	6300 UTICA RIDGE RD	CROW VALLEY GOLF CLUB	4315 E 60TH ST	DAVENPORT IA 52807	34570.76
Y0901-15	4221 E 58TH ST	LLOYD & DOROTHY FOX REVOC TRUS	4221 E 58TH ST	DAVENPORT IA 52807	4032.011
Y0901-16	4219 E 58TH ST	PATRICIA M HARRIS TRUST	4219 E 58TH ST	DAVENPORT IA 52807	4031.996
Y0901-17	4215 E 58TH ST	SMAZAL JOE	4215 E 58TH ST	DAVENPORT IA 52807	4034.629
Y0901-18A	4213 E 58TH ST	SUSAN R QUAIL REVOCABLE TRUST	4213 E 58TH ST	DAVENPORT IA 52807	4029.532
Y0901-19A	4209 E 58TH ST	STEVEN H JACOBS REVOC TRUST	4209 E 58TH ST	DAVENPORT IA 52807	4031.997
Y0901-20A	4207 E 58TH ST	JOAN W MCGEE TRUST	4207 E 58TH ST	DAVENPORT IA 52807	3926.422
Y0901-21A	4203 E 58TH ST	STEVEN E FRELS REV TR	4203 E 58TH ST	DAVENPORT IA 52807	329.1993
Y0901A04	E 60TH ST	MCCARTHY IMPROVEMENT CO	5401 VICTORIA AV	DAVENPORT IA 52807	66247.54
Y0901C02	4640 E 56TH ST	RIVERSTONE GROUP INC	1701 FIFTH AVE	MOLINE IL 61265	118098.3
Y0901D02	4400 E 56TH ST	MCCARTHY IMPROVEMENT CO	5401 VICTORIA AV	DAVENPORT IA 52807	51526.47
Y0903-05	4249 E 58TH ST	MARK J VRABLEC REVOC TRUST	4249 E 58TH ST	DAVENPORT IA 52807	3486.405
Y0903-06	4247 E 58TH ST	WALSH LIVING TRUST	4247 E 58TH ST	DAVENPORT IA 52807	4031.989
Y0903-07	4245 E 58TH ST	HEAPS ROBERT B	4245 E 58TH ST	DAVENPORT IA 52807	4031.985
Y0903-08	4243 E 58TH ST	HAMMES MARY J	4243 E 58TH ST	DAVENPORT IA 52807	4032.012
Y0903-09	4239 E 58TH ST	ANDREA HEITMAN KEEFE TR	4239 E 58TH ST	DAVENPORT IA 52807	4031.997
Y0903-10	4237 E 58TH ST	CONNIE R JONES TRUST	4237 E 58TH ST	DAVENPORT IA 52807	4031.997
Y0903-11A	4233 E 58TH ST	KRAMER DENNIS L	4233 E 58TH ST	DAVENPORT IA 52807	4030.655
Y0903-12	4231 E 58TH ST	STEPHEN L DARLING TRUST	4231 E 58TH ST	DAVENPORT IA 52807	4028.449
Y0903-13	4227 E 58TH ST	JOHN T MOUW REVOCABLE TRUST	4227 E 58TH ST	DAVENPORT IA 52807	4031.996
Y0903-14A	4225 E 58TH ST	ZIMMERMAN KURT M	4225 E 58TH ST	DAVENPORT IA 52807	4032.01
Y0917-01	5500 LAKEVIEW PKWY	MISSISSIPPI VALLEY REGIONAL BLOOD CENTER	5500 LAKEVIEW PKWY	DAVENPORT IA 52807	105266.7
Y0917-12M	4427 E 56TH ST	JBNN HOLDINGS LLC	3632 E 60TH CT	DAVENPORT IA 52807	4421.028
Y0919-01C	4650 E 53RD ST	BIRCHWOOD III LLC	4600 E 53RD ST	DAVENPORT IA 52807	26583.09
Y0919A01	4620 E 53RD ST	S J RUSSELL LC	4600 E 53RD ST	DAVENPORT IA 52807	41391.64
Y0919A02	4600 E 53RD ST	S J RUSSELL LC	4600 E 53RD ST	DAVENPORT IA 52807	583.3602
		VILLAS AT CROW VALLEY 2ND ADD	4555 UTICA RIDGE RD	BETTENDORF IA 52722	92533.22

Rusnak, Ryan

From: Connie R. Jones <connierjones@aol.com>
Sent: Friday, March 08, 2019 10:27 AM
To: Planning Division – CPED
Cc: ConnieRJones@aol.com; Clewell, Rich
Subject: REZ19-02

March 8, 2019

City Staff, Plan and Zoning Commission, and City Council,

I recently received notice of a public hearing for Case REZ19-02. At this time, I am formally objecting to the request to change the zoning from C-T Commercial Transitional to C-1 Neighborhood Commercial. My reasons follow:

1. I spent time last summer at City Hall with City Staff trying to understand the draft overhaul of the City's zoning. I applaud the much needed update, the use of an expert consultant and the clarity it now provides. As I hope you can appreciate, it is disappointing to be asked to consider a zoning change within weeks of the City Council approving the new zoning.
2. Several homeowners, including myself, remain concerned about water runoff at the south and east ends of the Villas at Crow Valley. The land slopes down from Utica Ridge, which especially impacts the south and east ends of the Villas. The parcel in question contains a very large swale running right through the middle of it. Increasing development, both in density and scale, has the potential of exacerbating the water runoff. Villas homeowners want to ensure that property damage is not going to result. I would hope that the City would agree that assurances need to be in place before changing any zoning to ensure that property damage and legal exposure is not being created.
3. Further, the 5,000 square foot limitation for C-T, essentially limits the building height to one story. This is an appealing transition for those of us who would have to live within 25' of its rear setback.

I do want to express my appreciation for the professionalism exhibited by the Russell representative at the neighborhood meeting held last evening.

Respectfully submitted,
Connie R. Jones
Villas at Crow Valley
6th Ward

Rusnak, Ryan

From: Dennis Kramer <denniskramer99@msn.com>
Sent: Monday, March 11, 2019 11:03 PM
To: Planning Division – CPED
Cc: Clewell, Rich
Subject: REZ19-02

My wife and I at 4233 E. 58th St. are included in the map that would be impacted by this rezone request. We are currently in Florida with our mail being forwarded to us. Yesterday (10 March) we received an envelop postmarked "MAR 05 2019", and a letter saying "Any written protest must be received no later than the close of the public hearing before the Committee of the Whole, tentatively scheduled for March 6, 2019." We would like to formally protest the request for this rezone. We do not want it for multiple reasons. Most of all, we don't want tall lighted retail businesses outside our back screened in porch.

And if I heard correctly, the City just approved a zoning map that has this area in question a "C-T" transitional. If true, are we *really* going to consider changing it to C-1 before the ink is even dry?

Thank you,
Dennis and Carol Kramer
4233 E. 58th St.

From: [Patricia Harris](#)
To: [Flynn, Matt](#); [Clewell, Rich](#)
Subject: REZ19-02: Public Input opposing proposed rezoning
Date: Friday, March 22, 2019 12:13:59 AM

Dear City Staff and Alderman Clewell,

I will be filing a formal protest and plan to attend the upcoming Plan & Zoning meeting relating to REZ19-02, and the purpose of this email is to recap at a high level the reasons for my objection to Petitioner's request to rezoning a parcel along East 56th Street from C-T to C-1:

1. The area surrounding the subject parcel, *as developed*, is residential and primarily one-story professional office buildings, all consistent with the former Zoning Ordinance C-0 use and the current C-T use. I incorporate by reference all objections that I filed relating to REZ18-09 (both the initial petition covering the Lot 1 parcel along Utica Ridge Road between East 56th and East 58th Streets and the parcel between the Villas of Crow Valley subdivision and East 56th Street) and the petition as amended (relating solely to Lot 1) on this point.
2. The City Staff's final report recommended approval of the amended REZ18-09 petition, and the City Council did approve it (overriding the Plan & Zoning Commission's vote against it) with restrictions on the basis there had been a compromise, and the subject property was along what is, *as developed*, the busy corridor of Utica Ridge Road. I referenced that in more detail in my Public Input opposing a second rezoning petition, REZ19-02, relating to the northeast corner of Utica Ridge and East 58th Street, which I also incorporate by reference.
3. The City Staff's final report relating to REZ18-09 recommended approval also on the basis the property was along the Utica Ridge corridor (even though it is surrounded on three sides by residential property), and also referred to the Future Land Use Map. (I will look again at that Land Use Map, however, I found it too general to pinpoint the color coding for the subject property. In any case, I question how a general directional map can take precedence over specific Zoning Ordinance provisions and corresponding detailed zoning map, and the area as currently developed.)
4. The stated rationale for adopting REZ18-09 and REZ18-16 does not apply to REZ19-02.
 - a. I note Utica Ridge is a 45 mph corridor, and East 56th is a 25 mph corridor.
 - b. More importantly, the fact there is a critical distinction between the REZ18-09 and REZ18-16 subject properties on one hand, and the REZ19-02 subject property on the other, is, I believe, repeatedly reflected in the City Staff final reports and City Council statements.
 - c. It would be unfair to base approval on surrounding area *as developed* for

recommending *approval* of a petition, but not consider it in recommending *denial* of a petition.

d. Homeowners believe they received some assurance that this distinction, and the "compromise" repeatedly referenced, remain in effect, and I believe the City may reasonably chalk up what appears up to now lower participation to that.

6. I do not object to Petitioner's request for a variance allowing 5,000 square feet of space, assuming the study of water runoff supports that, but I question why not write that exception into the current C-T use rather than rezone to C-1 with an exception. I continue to be troubled by the approach of zoning "up" subject to numerous "exceptions." I very strongly object to a two-story building in close proximity to one-story residential.

I appreciate your consideration.

Respectfully submitted,

Patricia Harris
6th Ward Resident

Comparison of Some of the Standards in C-1 and C-OP		
	C-1	C-OP
Purpose Statements	The C-1 Neighborhood Commercial Zoning District is intended to provide for commercial uses that predominantly serve the needs of nearby residential neighborhoods, and that are compatible in scale and character with the surrounding residential area. Low intensity mixed-use is encouraged.	The C-OP Commercial Office Park Zoning District is intended to accommodate larger office developments, office parks, and research and development facilities, which may include limited indoor light industrial uses with no outside impacts. The district is oriented toward larger-scale complexes that may include ancillary services for employees such as personal services, restaurants, and retail establishments. District standards are intended to guide the development of campus-like environments, and include provisions for orientation of structures around plazas or public spaces, and the creation of a cohesive appearance.
Minimum Lot Area	None	20,000 sq. ft.
Minimum Lot Width	None	70'
Maximum Height	45'	45'
Minimum Front Setback	Build to line of between 0 to 15'	20'
Front setback build to line percentage	70'	None
Minimum Rear Setback	Min 15'	25'
(Selected) Permitted Uses	Art Gallery Fitness Studio Bar (Special Use) Body Modification Establishment Community Center Community Garden Cultural Facility Day Care Center Drive through facility (Special Use) Domestic Violence Shelter Residential (most types) Financial Institution Government Office Industrial Design Lodge/Meeting Hall Medical Dental Office Office Outdoor dining Personal service Restaurant Retail Goods Establishment Vehicle Repair (Special Use) Wireless Communications (Stealth, Permitted; New Pole Special Use)	Broadcasting Facility Community Garden Day Care Center University or College Vocational School Financial Institution Government Office/Facility Hotel Light Industrial Industrial Design Lodge/Meeting Hall Medical Dental Office Office Outdoor Dining Parking Structure Personal Service Establishment Public Park Restaurant Indoor Self Storage Facility Solar Farm Wireless Communications (Stealth, Permitted, New Pole Special Use)

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Matt Flynn 563-888-2286

Wards:

Action / Date

5/1/2019

Subject:

Third Consideration: Ordinance for Case REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to C-T Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]

Recommendation:

Adopt the Ordinance.

Background:

This action corrects an error in the preparation of the new zoning map for the City. Subject property is a credit union. Assigning C-T, Commercial Transitional zoning will make the facility legally conforming.

At its April 2, 2019 meeting, the Plan and Zoning Commission unanimously recommended to forward Case REZ19-03 to the City Council for approval.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Resolution Letter	P&Z Letter
▣ Backup Material	P&Z Vote
▣ Backup Material	Location Map
▣ Backup Material	Zoning Map
▣ Backup Material	Public Meeting Notice and Map

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	4/25/2019 - 9:54 AM
Community Development Committee	Berger, Bruce	Approved	4/25/2019 - 9:54 AM
City Clerk	Thorndike, Tiffany	Approved	4/25/2019 - 10:39 AM

ORDINANCE NO.

Ordinance for Case REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to C-T Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street.

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned from R-MF Multi-family Residential District to C-T Commercial Transitional Zoning District.

The Legal Description is as follows:

Part of the Southwest Quarter of Section 12, Township 78 North, Range 3 East of the 5th P.M., Davenport, Scott County, Iowa, being more particular described as Lot 2 of Ryde High 2nd Addition to the City of Davenport, Scott County, Iowa.

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 _____

Frank J. Klipsch
Mayor

Attest: _____
Brian Krup
Deputy City Clerk

Published in the *Quad City Times* on _____



*Community Planning and Economic Development Department
City Hall - 226 West Fourth Street - Davenport, Iowa 52801
Telephone: 563-326-7765
www.cityofdavenportiowa.com*

April 23, 2019

Honorable Mayor and City Council
City Hall
Davenport IA 52801

Subject: Cases REZ19-03 and REZ19-04

Honorable Mayor and City Council:

At its regular meeting of April 2, 2019, the Davenport Plan and Zoning Commission considered the following cases:

REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to CT Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]

REZ19-04: Request of the City of Davenport for a Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

On a unanimous vote of 9-0, the Plan and Zoning Commission forwards Cases REZ19-03 and REZ19-04 to the City Council for approval.

Respectfully submitted,

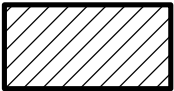
A handwritten signature in black ink, appearing to read 'R. Inghram', with a stylized flourish at the end.

Robert Inghram, Chairperson
City Plan and Zoning Commission

City Plan & Zoning Commission Voting Record
Meeting Date: 4-16-19
Meeting Location: Council Chambers-City Hall

No.	Name:	Public Hearing Roll Call	Regular Meeting Roll Call	4-2-19 Minutes	M	S	Amended cont'd 2-9 REZ 19-02 MS	M	S
1	Schneider	✓	✓	Y			Y	Y	
2	Lammers	✓	✓	Y			Y	X	Y
3	Medd	✓	✓	Y			Y		X
4	Johnson	✓	✓	Y			Y	X	Y
5	Tallman	✓	✓	Y	X		Y	X	X
6	Inghram	✓	✓						
7	Connell	✓	✓	Y		X	Y	Y	
8	Hepner	✓	✓	Y			X	Y	
9	Brandsgard	✓	✓	Y			Y	X	
10	Reinartz	✓	✓	Y			Y	Y	
11	Maness	EX	EX						
	Result	10	10	9-0			9-0	9-0	

Notes:

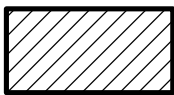
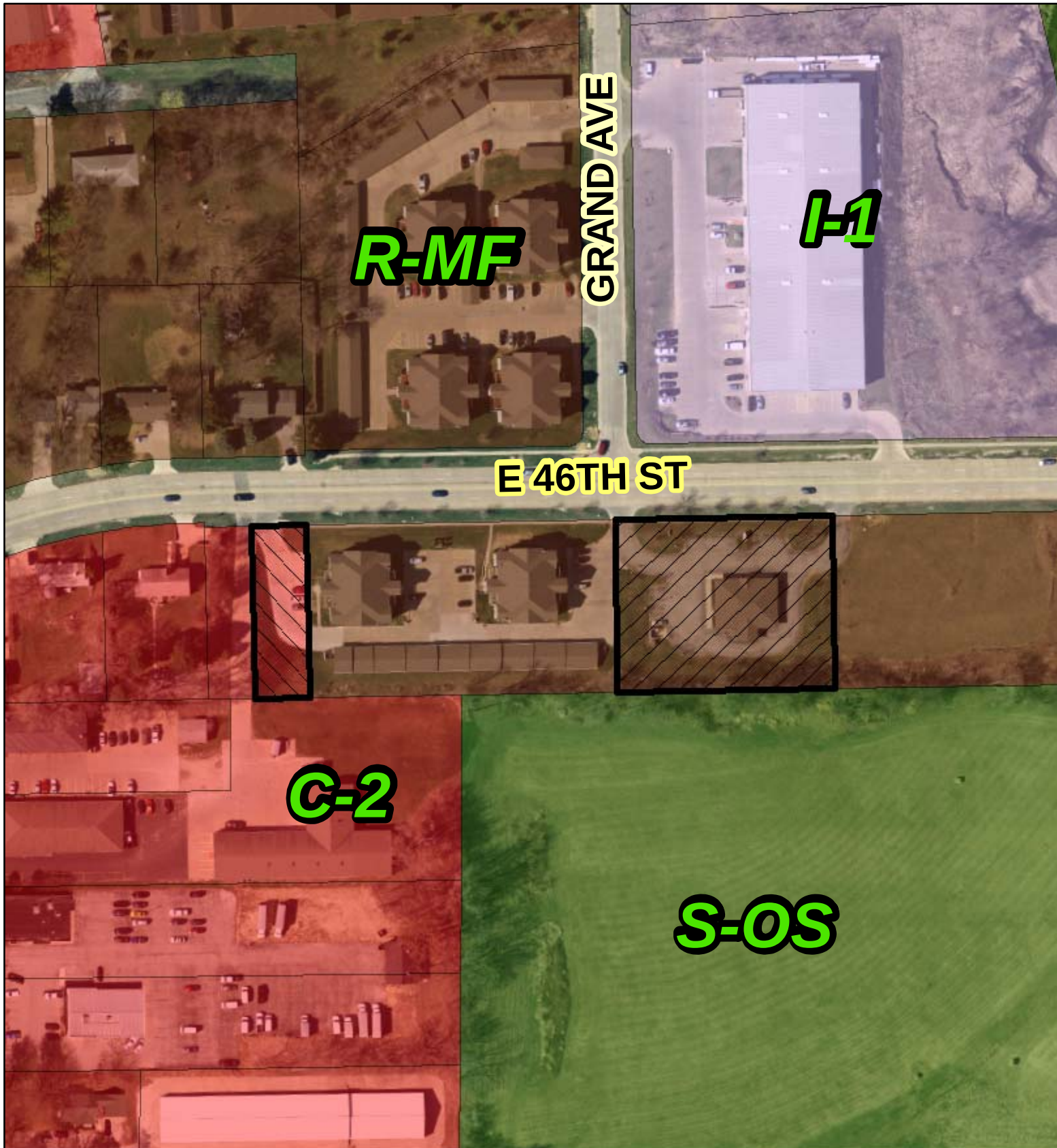


Subject Property

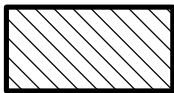


Subject Property





Subject Property



Subject Property



**NOTICE
PUBLIC MEETING
TUESDAY, MARCH 26, 2019, 1:00 PM
CPED OFFICES, 2ND FLOOR, CITY HALL
226 WEST 4TH STREET, DAVENPORT, IOWA**

The City adopted a new zoning ordinance on January 20, 2019. In the course of assigning zoning classifications to all 43,000+ properties in the City, couple minor errors were made on east 46th Street (See map on the other side). The City seeks to correct the error through the following actions:

Case REZ19-03: Request of the City of Davenport for Zoning Map Amendment from R-MF Multi-Family Residential District to CT Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]

Case REZ19-04: Request of the City of Davenport for Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

A public meeting will be held to discuss the proposal at the time and place listed above. A formal public hearing will be held on the matter by the Plan and Zoning Commission on Tuesday, April 2, 2019, 5:00 pm at Davenport City Hall.

If you have any questions regarding the proposal, please contact the Community Planning Division.

EMAIL: planning@ci.davenport.ia.us

Phone: (563) 326-7765

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Matt Flynn 563-888-2286

Wards:

Action / Date

4/2/2019

Subject:

Third Consideration: Ordinance for Case REZ19-04: Request of the City of Davenport for Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

Recommendation:

Adopt the Ordinance.

Background:

This action corrects a mapping error made in the preparation of the new zoning map. This property is used as multi-family and should contain uniform R-MF zoning.

At its April 2, 2019 meeting, the Plan and Zoning Commission unanimously recommended Case REZ19-04 be forwarded to the City Council for approval.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Resolution Letter	P&Z Letter
▣ Backup Material	meeting notice
▣ Backup Material	Location Map
▣ Backup Material	Zoning Map

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	4/25/2019 - 10:11 AM
Community Development Committee	Berger, Bruce	Approved	4/25/2019 - 10:12 AM
City Clerk	Thorndike, Tiffany	Approved	4/25/2019 - 10:48 AM

ORDINANCE NO.

Ordinance for Case REZ19-04: Request of the City of Davenport for a Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only).

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District.

The Legal Description is as follows:

Part of the Southwest Quarter of Section 12, Township 78 North, Range 3 East of the 5th P.M., Davenport, Scott County, Iowa, being more particularly described as the west sixty (60) feet of the Plat of 46th Street Condominiums, City of Davenport, Scott County, Iowa.

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 _____

Frank J. Klipsch, Mayor

Brian Krup, Deputy City Clerk

Published in the *Quad City Times* on _____



*Community Planning and Economic Development Department
City Hall - 226 West Fourth Street - Davenport, Iowa 52801
Telephone: 563-326-7765
www.cityofdavenportiowa.com*

April 23, 2019

Honorable Mayor and City Council
City Hall
Davenport IA 52801

Subject: Cases REZ19-03 and REZ19-04

Honorable Mayor and City Council:

At its regular meeting of April 2, 2019, the Davenport Plan and Zoning Commission considered the following cases:

REZ19-03: Request of the City of Davenport for a Zoning Map Amendment from R-MF Multi-Family Residential District to CT Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]

REZ19-04: Request of the City of Davenport for a Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

On a unanimous vote of 9-0, the Plan and Zoning Commission forwards Cases REZ19-03 and REZ19-04 to the City Council for approval.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Inghram', with a stylized flourish at the end.

Robert Inghram, Chairperson
City Plan and Zoning Commission

**NOTICE
PUBLIC MEETING
TUESDAY, MARCH 26, 2019, 1:00 PM
CPED OFFICES, 2ND FLOOR, CITY HALL
226 WEST 4TH STREET, DAVENPORT, IOWA**

The City adopted a new zoning ordinance on January 20, 2019. In the course of assigning zoning classifications to all 43,000+ properties in the City, couple minor errors were made on east 46th Street (See map on the other side). The City seeks to correct the error through the following actions:

Case REZ19-03: Request of the City of Davenport for Zoning Map Amendment from R-MF Multi-Family Residential District to CT Commercial Transitional Zoning District on 1 acre, more or less, for the property located at 709 East 46th Street. [Ward 7]

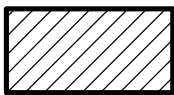
Case REZ19-04: Request of the City of Davenport for Zoning Map Amendment from C-2 Corridor Commercial Zoning District to R-MF Multi-Family Residential District on .25 acres, more or less, for the property located at 641 and 643 East 46th Street (west 60 feet only). [Ward 7]

A public meeting will be held to discuss the proposal at the time and place listed above. A formal public hearing will be held on the matter by the Plan and Zoning Commission on Tuesday, April 2, 2019, 5:00 pm at Davenport City Hall.

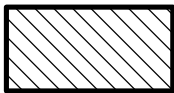
If you have any questions regarding the proposal, please contact the Community Planning Division.

EMAIL: planning@ci.davenport.ia.us

Phone: (563) 326-7765

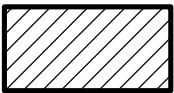
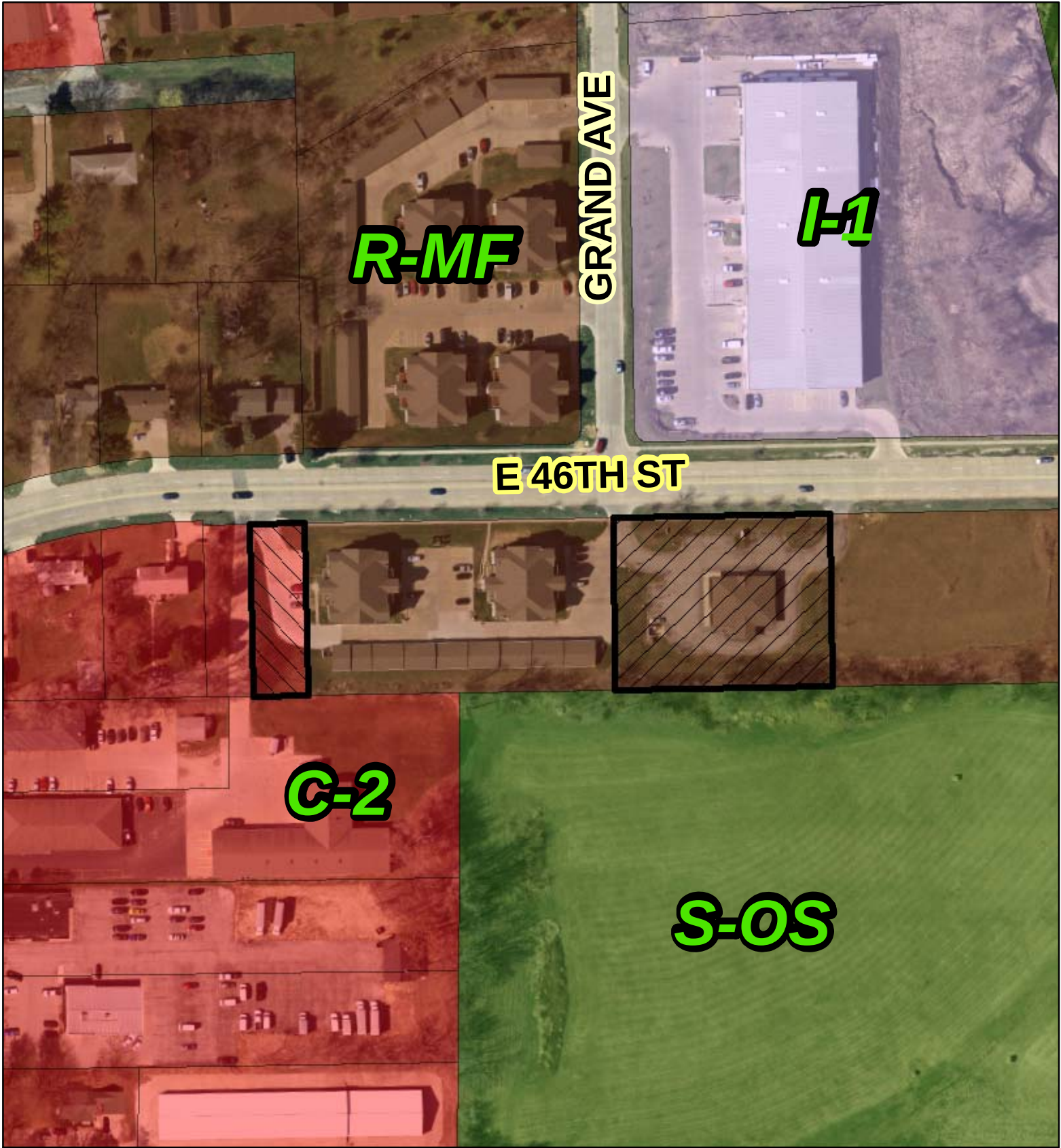


Subject Property

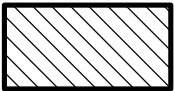


Subject Property





Subject Property



Subject Property



City of Davenport

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

Action / Date
5/1/2019

Subject:

Third Consideration: Ordinance amending Schedule VI of Chapter 10.96 entitled "Speed Limits" by updating the speed limit on 53rd St from Brady St to the east City limits to 40 mph. [Wards 6, 7 & 8]

Recommendation:
Adopt the Ordinance.

Background:

With the engineering/reconstruction of E 53rd, MUTCD code recommends this configuration and road width carry a 40 mph speed limit. As the reconstruction is completed, the signage will be changed from 45 to 40 mph. Here are some of the benefits of this change:

- Improved traffic flow with center turn lanes available
- Interconnected fiber signals that will improve timing of signals
- Configuration and reduced mph will help minimize rear-end collisions
- Improved pedestrian safety

ATTACHMENTS:

Type	Description
Ordinance	PW Pg 2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	4/24/2019 - 11:46 AM
Public Works Committee	Lechvar, Gina	Approved	4/24/2019 - 11:46 AM
City Clerk	Admin, Default	Approved	4/24/2019 - 11:50 AM

ORDINANCE NO.

An Ordinance amending Schedule VI of Chapter 10.96 entitled "Speed Limits" by updating the speed limit on 53rd St from Brady St to the east city limits to 40 mph.

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

Section 1. That Schedule VI Speed Limits of the Municipal Code of Davenport Iowa, be and the same is hereby amended by amending the following:

53rd St from Brady St to the east city limits as a 40 mph street.

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

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

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

First Consideration _____

Second Consideration _____

Approved _____

Frank Klipsch
Mayor

Attest: _____

Brian Krup
Deputy City Clerk

Published in the *Quad City Times* _____

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Brandon Melton 563-888-2221

Wards:

Action / Date

5/15/2019

Subject:

Second Consideration: Ordinance for Case REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres. [Ward 2]

Recommendation:

Adopt the Ordinance.

Background:

Reason for Request:

To allow for the operation of business office for John Wolf's Septic which is expected to include a business sign and indoor storage for equipment on site.

Background:

Comprehensive Plan:

The property is outside the Urban Service Area.

The property does not currently have a land use plan designation.

Technical Review:

No specific concerns have been noted by the Technical Review Team.

Public Input:

A neighborhood meeting was held on April 9. Property owners within 200 feet were notified. Seven people attended the meeting.

A sign was posted on the property on March 28.

At the Planning and Zoning Commission Public Hearing on April 16, 2019, no one spoke in favor or opposition. One commissioner raised concerns regarding waste disposal. At the time of the public hearing the petitioner mistook the question to mean the external cleaning of his vehicles and responded to the questioning accordingly. In a follow up conversation with the petitioner, it was determined that waste from his business' septic trucks is properly discharged at licensed sewage treatment facilities in Davenport, Milan, and Muscatine. Any cleaning of vehicles on site is not expected to produce waste or runoff substantially different than washing a personal vehicle.

No protests have been received.

Discussion:

The new zoning ordinance includes approval standards for rezonings. Staff will be using these standards as part of the evaluation of rezoning requests.

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

Staff Comments:

Without a future land use designation, compatibility of the proposed zoning cannot be determined. The property is adjacent to Agricultural Reserve and Residential General. This area will be addressed as part of the six month review of the Zoning Ordinance.

b. The compatibility with the zoning of nearby property.

Staff Comments:

I-1 already exists to the northwest of the property. Rezoning from R-1 to I-1 would extend the existing district. It is staff's opinion that the proposed I-1 zoning is compatible with the adjacent I-1 and R-1 Zoning in this particular case.

c. The compatibility with established neighborhood character.

Staff Comments:

The residential development to the south is rural in nature with minimal urban services. The properties to the Northwest are of a light industrial character. The proposed rezoning would allow for a small office and limited indoor storage while protecting the stability of the neighborhood.

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

Staff Comments:

The proposed I-1 zoning is consistent with existing vicinity uses. The petitioner has stated that the business intends properly discharge any waste to licensed sewage treatment facilities and will operate the business in a manner that promotes the health, safety and welfare of the neighborhood.

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.

Staff Comments:

The property is not suited for development of the proposed business under the existing R-1 Zoning.

f. The extent to which the proposed amendment creates non-conformities.

Staff Comments:

The amendment will not create any non-conformities so long as the building is not used as a residence, which is not the intended use.

Conclusion:

Staff's opinion is that zoning this property I-1 is compatible with the existing character of the surrounding area.

Plan and Zoning Commission Recommendation:

The Plan and Zoning Commission accepted the findings and forwards Case REZ19-05 to the City Council for approval.

Findings:

1. The property has no designation on the Comprehensive Plan future land use map.
2. The property is adjacent to Residential General and Agricultural Reserve designations.
3. The proposed I-1 zoning adequately protects the adjoining residential property from adverse impacts.
4. There is existing I-1 zoning adjacent to the northwest; the proposed zoning is an expansion of an existing zoning district.
5. Prior to the January, 2019 Zoning Ordinance update, the property was zoned C-2 as were the four properties to the Northwest with frontage on W Kimberly Road.
6. The aforementioned properties to the Northwest were zoned I-1 in the updated Zoning Ordinance while the subject property was zoned residential per the existing use at the time.

Vote for approval was unanimous 5-0.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance
▣ Backup Material	P&Z Letter
▣ Backup Material	Location Map
▣ Backup Material	Zoning Map
▣ Backup Material	Land Use Map
▣ Backup Material	Legal Notice
▣ Backup Material	Public Hearing - Neighborhood Meeting - and Property Owners Notified
▣ Backup Material	Application

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Berger, Bruce	Approved	5/10/2019 - 10:54 AM

ORDINANCE NO.

ORDINANCE for Case REZ19-05 being the request of John Wulf to rezone approximately 0.42 acres located at 6401 W. Kimberly from R-1 Single Family Residential District to I-1, Light Industrial District. [Ward 2].

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

Section 1. The following described unit of Scott County, Iowa real estate is hereby rezoned to "I-1, Light Industrial District".

Part of the Southwest Quarter of Section 06, Township 78 North, Range 3 East of the 5th P.M., Davenport, Scott County, Iowa, being more particular described as Lot 1 of Fennelly's 1st Addition to the City of Davenport, Scott County, Iowa.

Section 2. That the following findings are hereby associated with said rezoning:

Findings:

1. The property has no designation on the Comprehensive Plan future land use map.
2. The property is adjacent to Residential General and Agricultural Reserve designations.
3. The proposed I-1 zoning adequately protects the adjoining residential property from adverse impacts.
4. There is existing I-1 zoning adjacent to the northwest; the proposed zoning is an expansion of an existing zoning district.
5. Prior to the January, 2019 Zoning Ordinance update, the property was zoned C-2 as were the four properties to the Northwest with frontage on W Kimberly Road.
6. The aforementioned properties to the Northwest were zoned I-1 in the updated Zoning Ordinance while the subject property was zoned residential per the existing use at the time.

Section 3. At its April 30, 2019 meeting, the Plan and Zoning Commission voted to forward the case to the City Council with a recommendation to approve.

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 _____

Frank Klipsch, Mayor

Attest: _____

Brian Krup, Deputy City Clerk

Published in the *Quad City Times* on _____

May 1, 2019

Honorable Mayor and City Council
City Hall
226 West 4th Street
Davenport, Iowa 52801

Dear Mayor and Council:

At its regular meeting of April 30, 2019, the Plan and Zoning Commission considered Case REZ19-05 being the request of John Wulf to rezone approximately 0.42 acres located at 6401 W. Kimberly from R-1 Single Family Residential District to I-1, Light Industrial District. [Ward 2].

The Commission voted 5-0 to forward the case to the City Council for its approval, with the following findings:

Findings:

1. The property has no designation on the Comprehensive Plan future land use map.
2. The property is adjacent to Residential General and Agricultural Reserve designations.
3. The proposed I-1 zoning adequately protects the adjoining residential property from adverse impacts.
4. There is existing I-1 zoning adjacent to the northwest; the proposed zoning is an expansion of an existing zoning district.
5. Prior to the January, 2019 Zoning Ordinance update, the property was zoned C-2 as were the four properties to the Northwest with frontage on W Kimberly Road.
6. The aforementioned properties to the Northwest were zoned I-1 in the updated Zoning Ordinance while the subject property was zoned residential per the existing use at the time.

Respectfully submitted,



Robert Inghram, Chairperson
City Plan and Zoning Commission

Meeting Location: Council Chambers-City Hall

Notes:

6401 W Kimberly (R-1 to I-1)



1 inch = 500 feet



Legend



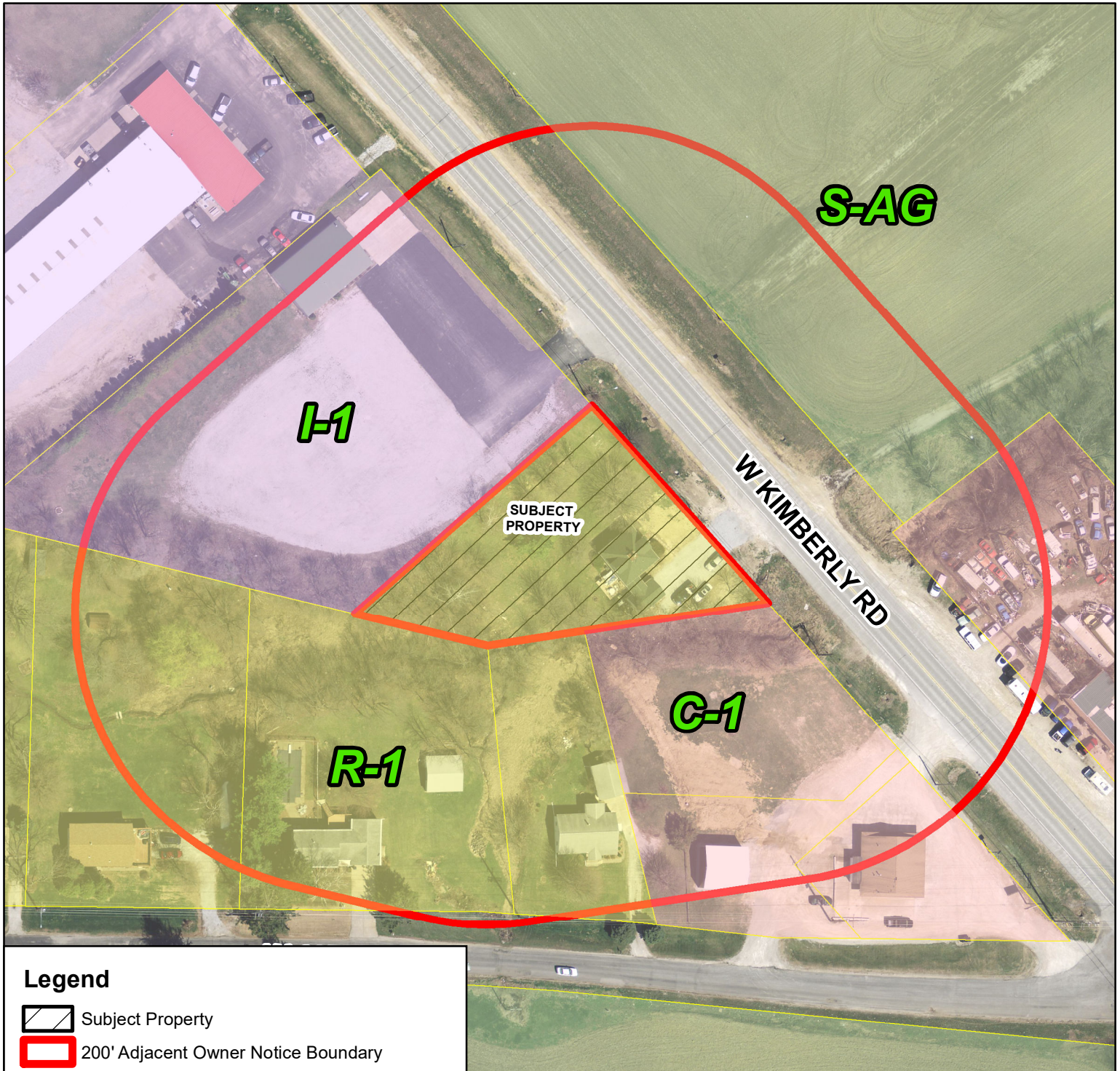
Subject Property

Private parties utilizing City GIS data do so at their own risk. The City of Davenport will not be responsible for any costs or liabilities incurred due to any differences between information provided and actual physical conditions.

Request for a Zoning Map Amendment (Rezoning)

Current Zoning Map

6401 W Kimberly (R-1 to I-1)



Legend

-  Subject Property
-  200' Adjacent Owner Notice Boundary

Zoning Districts

Residential Districts

-  R-1 Single-Family Residential District

Commercial Districts

-  C-1 Neighborhood Commercial Zoning District

Industrial Districts

-  I-1 Light Industrial Zoning District

Special Purpose Districts

-  S-AG Agricultural Zoning District

0 37.5 75 150 225 Feet
1 inch = 100 feet



Private parties utilizing City GIS data do so at their own risk. The City of Davenport will not be responsible for any costs or liabilities incurred due to any differences between information provided and actual physical conditions.

Request for a Zoning Map Amendment (Rezoning)

Future Land Use Map (Davenport +2035)

6401 W Kimberly (R-1 to I-1)



Legend

-  Subject Property
-  200' Adjacent Owner Notice Boundary

Land Use+2035

Type

-  Residential General
-  Agricultural Reserve

0 37.5 75 150 225 Feet
1 inch = 100 feet



Private parties utilizing City GIS data do so at their own risk. The City of Davenport will not be responsible for any costs or liabilities incurred due to any differences between information provided and actual physical conditions.

Monday, April 1, 2019

Please publish the following public notice in the April 6, 2019 edition of the Quad City Times.

The PO number for this notice is: 1911583

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
TUESDAY, APRIL 16, 2019 - 5:00 P.M.
CITY OF DAVENPORT PLAN AND ZONING COMMISSION
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 REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres. [Ward 2]

Case REZ19-02: Request of Jennifer Smith, SJ56, LLC/Russell, to rezone Lot 1 of Crow Valley Plaza 12th Addition from C-T Commercial Transitional District to C-O Commercial Office Park District; property contains 9.58 acres and is located on East 56th Street east of Utica Ridge [Ward 6].

The public hearing on the above matter is scheduled for 5:00 p.m. or as soon thereafter as possible on Tuesday, April 16, 2019 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. 1911583

Department of Community Planning & Economic Development
E-MAIL: planning@ci.davenport.ia.us PHONE: 563-326-7765



**PUBLIC HEARING NOTICE
PLAN AND ZONING COMMISSION
CITY OF DAVENPORT**



Public Hearing Details:

Date: 4/16/2019
Time: 5:00 PM
Location: Council Chambers at City Hall, 226 West 4th Street Davenport, Iowa
Subject: Public hearing for a rezoning request before the Plan and Zoning Commission
Case #: REZ19-05

Ward: **2nd**

To: All property owners within 200 feet of the subject property located at **6401 W Kimberly Rd.**

What is this All About?

This notice is being sent to inform you that a public hearing will be held for a rezoning request. The purpose of the rezoning request is to change the property's allowed uses by changing the zoning classification.

Request Description

Case REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres. [Ward 2]

What are the Next Steps after the Public Hearing?

This public hearing is the first step in the review/approval process. The Commission's recommendation from this public hearing will be forwarded to the City Council which will then hold its own public hearing. You will receive a notice of the City Council's public hearing as you received this notice. For the specific dates and times of subsequent meetings, please contact the case planner below.

Would You Like to Submit an Official Comment?

As a neighboring property owner, you may have an interest in commenting on the proposed request either in writing/email or in person at the public hearing. If you intend to send in written comments, it is appreciated if those comments could be received by Community Planning no later than 12:00 PM *one day before* the public hearing. Send comments to planning@ci.davenport.ia.us or CPED, 226 W 4th St, Davenport IA 52801.

Do You Have Any Questions?

If you have any questions on this request, or if you need accommodations for any reason, please contact Brandon Melton, the case planner assigned to this project at brandon.melton@ci.davenport.ia.us or 563-326-6172. Interpretive services are available at no charge. Servicios interpretativos libres estan disponibles. TTY: (563) 326-6145

Please note that items may be removed from the agenda or tabled to a future hearing date at the request of the Petitioner or Commission/Board. If you are interested in the current schedule and outcome of this case, please contact the Community Planning Office at 563-326-7765 or planning@ci.davenport.ia.us for updates.

**NOTICE
PUBLIC MEETING
Tuesday April 9, 5:30 PM
DAVENPORT PUBLIC LIBRARY, FAIRMOUNT BRANCH
3000 N FAIRMOUNT ST., DAVENPORT, IOWA 52804
Brooke Room**

Please be aware of possible zoning changes that may impact your property or neighborhood.

Case REZ19-05: Request of John Wulf, to rezone 6401 West Kimberly Road from R-1 Single-Family Residential District to I-1 Light Industrial District; property contains 0.42 acres. [Ward 2]
(See map of the affected property on reverse side of this notice).

If successful, this rezoning could result in the establishment of a business office and an indoor storage structure on the property.

A public meeting will be held to discuss the proposal at the time and place listed above. A formal public hearing will be held on the matter by the Plan and Zoning Commission on Tuesday, April 16, 2019, 5:00 pm at Davenport City Hall. You will receive an additional notice prior to this meeting.

If you have any questions regarding the proposal, please contact the Community Planning Division.

Case No. REZ19-05

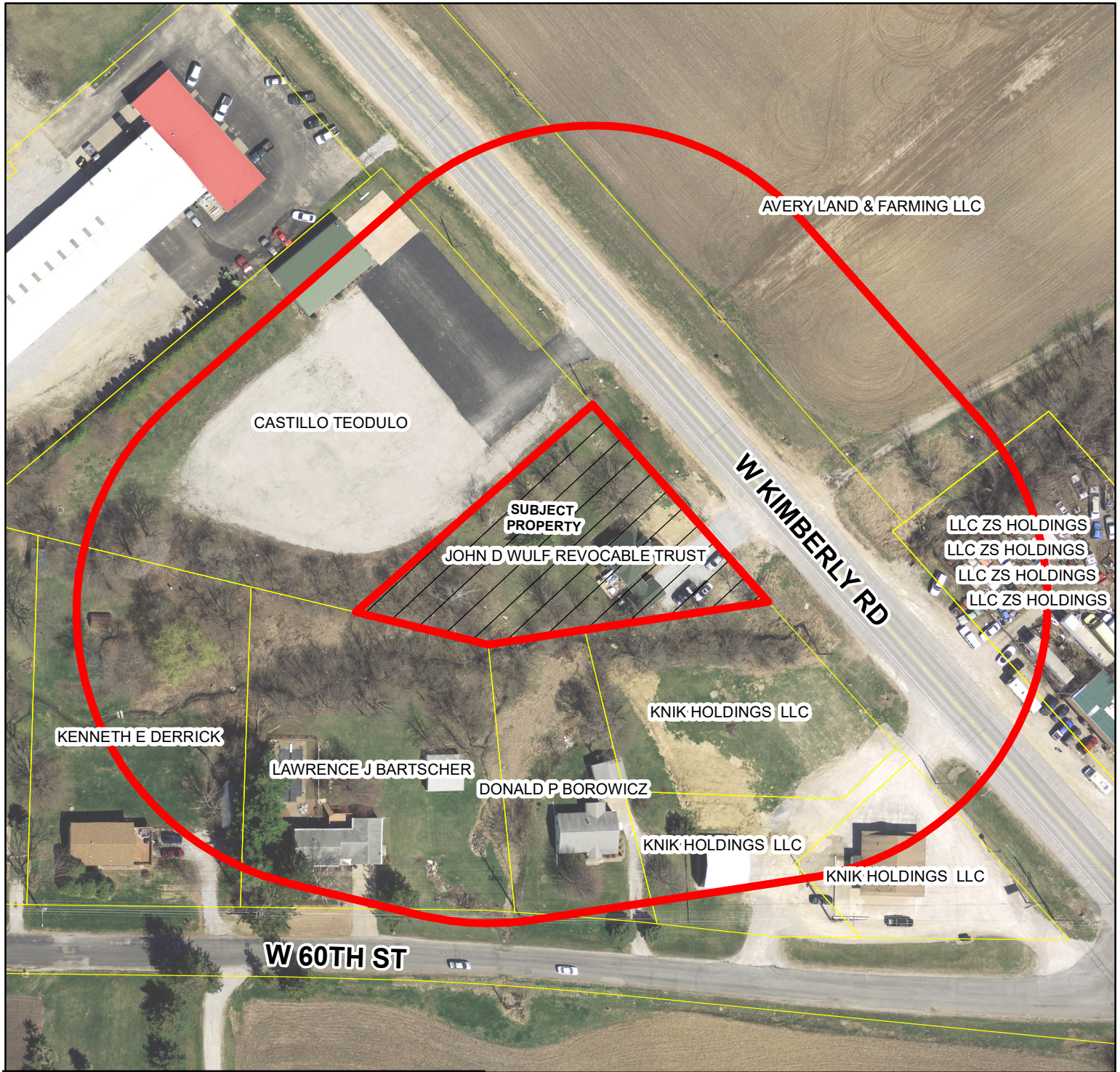
EMAIL: planning@ci.davenport.ia.us

Phone: (563) 326-7765

Request for a Zoning Map Amendment (Rezoning)

Adjacent Property Owner Notice Area

6401 W Kimberly (R-1 to I-1)



Legend

-  Subject Property
-  200' Adjacent Owner Notice Boundary

0 37.575 150 225 Feet
1 inch = 100 feet



Private parties utilizing City GIS data do so at their own risk. The City of Davenport will not be responsible for any costs or liabilities incurred due to any differences between information provided and actual physical conditions.

<u>PARCEL #</u>	<u>PROPERTY ADDRESS</u>	<u>Owner Name</u>	<u>OWNER ADDRESS</u>	<u>OWNERCITY/STATE/ZIP</u>
V0649-01		AVERY LAND & FARMING LLC	PO BOX 639	WALCOTT IA 52773
V0649-02A	6425 W KIMBERLY RD	CASTILLO TEODULO	6425 W KIMBERLY RD	DAVENPORT IA 52806-6610
V0649-10	6510 W 60TH ST	KENNETH E DERRICK	6510 W 60TH ST	DAVENPORT IA 52806
V0649-11	6430 W 60TH ST	LAWRENCE J BARTSCHER	6430 W 60TH ST	DAVENPORT IA 52806-6630
V0649-12	6410 W 60TH ST	DONALD P BOROWICZ	6410 W 60TH ST	DAVENPORT IA 52806
V0649-13	6315 W KIMBERLY RD	KNIK HOLDINGS LLC	7708 NEW LINERTY RD	WALCOTT IA 52773
V0649-14	6333 W KIMBERLY RD	KNIK HOLDINGS LLC	7708 NEW LIBERTY RD	WALCOTT IA 52773
V0649-22	6315 W KIMBERLY RD	KNIK HOLDINGS LLC	7708 NEW LIBERTY RD	WALCOTT IA 52773
V0651-17	6306 W KIMBERLY RD	LLC ZS HOLDINGS	2523 W 47TH ST	DAVENPORT IA 52806



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

Property Address* 6401 W Kimberly Rd

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

Applicant (Primary Contact)**

Name: John Wulf
Company: John Wulf Septic
Address: 6401 W. Kimberly Rd
City/State/Zip: Davenport IA 52804
Phone: 563-329-3030
Email: WULFSEPTIC@Netins.net

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

Zoning Board of Adjustment

Zoning Appeal ☐
Special Use ☐
Hardship Variance ☐

Design Review Board

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

Engineer (if applicable)

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

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: R 1Proposed Zoning Map Amendment: CT I-1

Purpose of the Request:

Ann
~~Don~~ Want to ~~put~~ John Wolf Septic office out of this location.
and put a business sign in the front yard.

Total Land Area: 0.42 Please SelectDoes the Property Contain a Drainage Way or is it Located in a Floodplain Area: ☐ Yes ☐ No**Submittal Requirements:**

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

Formal Procedure:

(1) Application:

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

(2) Plan and Zoning Commission public hearing:

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

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

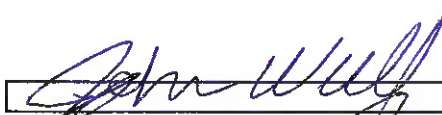
- Planning staff will perform a technical review of the request and present its findings and recommendation to the Plan and Zoning Commission.
- The Plan and Zoning Commission will vote to provide its recommendation to the City Council.
- If the Plan and Zoning Commission recommends denial, the request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

Formal Procedure (continued):

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

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

Applicant:



Date:

3-7-2019

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.

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright 563-326-7750
Wards:

Action / Date
6/5/2019

Subject:

First Consideration: Ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Davenport, Iowa an electric system and communications facilities and to furnish and sell electric energy to the City and its inhabitants and authorizing the City to collect franchise fees for a period of 25 years. [All Wards]

Recommendation:

Adopt the Ordinance.

Background:

Franchise agreements are contracts in the form of an Ordinance between a municipal government and a utility company. These agreements provide the authority and legal basis for a company to use the streets, alleys, and public places within the municipal corporations for the poles, wires, pipes, and other facilities necessary to provide electricity to customers.

Under the electric franchise agreement, MidAmerican is granted the authority to:

- install, operate, and maintain facilities.
- trim trees in the public right of way.
- serve customers including the sale and delivery of electricity.
- restore rights of way.
- adhere to Iowa Utilities Board rules and regulations.
- meet Davenport's energy needs.

Under the agreement, the City of Davenport is guaranteed:

- indemnification.
- no-cost relocations of company facilities.
- franchise fees, if separately approved by the City Council.

While this Ordinance permits the City Council to take separate action to institute an electric franchise fee similar to many other Iowa communities, it does not impose a franchise fee on customers. To date, Davenport has not elected to impose a franchise fee on Davenport customers. If such action is desired in the future, Council action would be required to begin that process.

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Wright, Brandon	Approved	5/21/2019 - 3:55 PM
Finance Committee	Wright, Brandon	Approved	5/21/2019 - 3:56 PM

City Clerk

Admin, Default

Approved

5/21/2019 - 4:47 PM

ORDINANCE NO. _____

AN ORDINANCE GRANTING TO MIDAMERICAN ENERGY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND NON-EXCLUSIVE FRANCHISE TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN AND OPERATE IN THE CITY OF DAVENPORT, IOWA, AN **ELECTRIC SYSTEM** AND COMMUNICATIONS FACILITIES AND TO FURNISH AND SELL ELECTRIC ENERGY TO THE CITY AND ITS INHABITANTS AND AUTHORIZING THE CITY TO COLLECT FRANCHISE FEES FOR A PERIOD OF 25 YEARS.

BE IT ENACTED by the City Council of the City of Davenport, Iowa:

The following is adopted and replaces any electric franchise agreement(s) between the parties or to which MidAmerican Energy Company is a successor:

Section 1. There is hereby granted to MidAmerican Energy Company, an Iowa corporation, (hereinafter called “Company,)” and its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain and operate in the City of Davenport, Iowa, (hereinafter called the “City,)” a system for the transmission and distribution of electric energy and communications signals along, under, over and upon the streets, avenues, rights of way and alleys to serve customers within the City, and to furnish and sell electric energy to the City and its inhabitants. The Company is granted the right to exercise of powers of eminent domain, subject to City Council approval. This franchise shall be effective for a twenty-five (25) year period from and after the effective date of this ordinance.

Section 2. The rights and privileges hereby granted are subject to the restrictions and limitations of Chapter 364 of the Code of Iowa 2019 or as subsequently amended or changed.

Section 3. The Company shall have the right to erect all necessary poles and to place thereon the necessary wires, fixtures and accessories as well as to excavate and bury conduits or conductors for the distribution of electric energy and communications signals in and through the City, provided the same shall be placed as not to reasonably interfere with any water pipes, drain or sewer, or the flow of water therefrom, which have been or may hereafter be located by authority of the City, further providing the same shall be placed in accordance with any regulation the City may from time to time adopt or amend regarding the placement of facilities or structures in the right-of-way or the use thereof.

Section 4. City placement of banners and traffic signage are allowed as referenced in a separate City-Company banner agreement.

Section 5. The Company is authorized and empowered to prune or remove at Company expense, any tree extending into any street, avenue, right of way, alley, public place or public grounds to maintain electric reliability, safety, to restore utility service and to prevent limbs, branches, or trunks from interfering with the wires and

facilities of the Company. The pruning and removal of vegetation and trees shall be completed in accordance with nationally accepted safety and utility standards, NSI Z133.1-2012, American National Standard for Arboricultural Operations-Safety Requirements, and ANSI A300(part 1) – 2008 Pruning, (Revision of ANSI A300 part 1-2001) American National Standard for Tree, Shrub, and other Woody Plant Management – Standard of Practices (Pruning) or subsequent revisions to these standards, and City ordinances regarding the pruning of trees that incorporate by reference that standard.

Section 6. The Company shall, excluding facilities located in private easements (whether titled in Company exclusively or in Company and other entities), in accordance with Iowa law including Company’s Tariff on file with and made effective by the Iowa Utilities Board as may subsequently be amended (“Tariff”), at its cost and expense, locate and relocate its existing installations located in, on, over or under the right-of-way of any public street, right of way or alley in the City in such a manner as the City may require for the purposes of facilitating the construction, reconstruction, maintenance or repair of the street right of way or alley. If the City has a reasonable alternative route for the street, right of way or alley or an alternative construction method, which would not cause the relocation of Company installations or would minimize the cost or expense of relocation of Company installations, the City and Company shall work together to consider said alternative route or construction method. The City shall be responsible for surveying and staking the right-of-way for City projects that require the Company to relocate Company facilities. If requested, the City shall provide, at no cost to the Company, copies of the relocation plan and profile and cross section drawings. If vegetation and tree removals must be completed by the City as part of the City’s project and are necessary whether or not utility facilities must be relocated, the City at its own cost shall be responsible for said removals. If the timing of vegetation and tree removals does not coincide with Company’s facilities relocation schedule and the Company must remove vegetation and trees that are included in the City’s portion of the project, the City shall either remove them or reimburse the Company for the expenses incurred to remove said materials. If project funds from a source other than the City are available to pay for the relocation of utility facilities, the City shall use its best efforts to secure said funds and provide them to the Company to compensate the Company for the costs of relocation.

Section 7. In making excavations in any streets, avenues and public places for the installation, maintenance or repair of conductor, conduits or the erection of poles and wires or other appliances, the Company shall not unreasonably obstruct the use of the streets, and shall replace the surface, restoring the condition as existed prior to the company excavation. In emergencies which require immediate excavation, the Company may proceed with the work without first applying for or obtaining the permit, provided, however, that Company shall apply for and obtain the excavation permit as soon as possible after commencing such emergency work. The Company shall comply with all provisions and requirements of the City in its regulation of the use of City right of way in performing such work. The Company shall comply with all City ordinances regarding paving cuts,

placement of facilities and restoration of pavement and other public infrastructure. Company shall complete all repairs in a timely manner. Company agrees any replacement of road surface shall conform to current City ordinances regarding its depth and composition.

Section 7. Vacating a street, avenue, alley, public ground or public right-of-way shall not deprive the Company of its right to operate and maintain existing facilities and their replacements on, below, above, or beneath the vacated property unless the Company has consented in writing. Prior to the City abandoning or vacating any street, avenue, alley or public ground where the Company has electric facilities, the City shall provide Company with not less than sixty (60) days advance notice of the City's proposed action and, upon request grant the Company a utility easement for said facilities prior to abandoning or vacating a street, avenue, alley or public ground, the City shall at its cost and expense obtain easements for existing Company facilities.

Section 8. The Company shall not be required to relocate, at its cost and expense, Company facilities in the public right of way that have been relocated at Company expense at the direction of the City in the previous ten (10) years.

Section 9. Pursuant to relocation of Company facilities as may be required in Sections 3 and 5-8, if the City orders or requests the Company to relocate its existing facilities or equipment in order to directly facilitate a project for the primary benefit of a commercial or private developer or other non-public entity, the City shall require the developer or non-public entity to reimburse the Company for the cost of such relocation as a precondition to relocation of its existing facilities or equipment. The Company shall not be required to relocate in order to facilitate such private project at its expense.

Section 10. The Company shall indemnify, save and hold harmless the City from any and all claims, suits, losses, damages, costs or expenses, on account of injury or damage to any person or property, to the extent caused or occasioned by the Company's negligence in construction, reconstruction, excavation, operation or maintenance of the electric facilities authorized by this franchise; provided, however, that the Company shall not be obligated to defend, indemnify and save harmless the City for any costs or damages to the extent arising from the negligence of the City, its officers, employees or agents.

Section 11. Upon reasonable request, the Company shall provide the City, on a project specific basis, information indicating the horizontal location, relative to boundaries of the right of way, of all equipment which it owns or over which it has control that is located in City right of way, including documents, maps and other information in paper or electronic or other forms ("Information.") The Company and City recognize the Information may in whole or part be considered a confidential record under state or federal law or both. Therefore, City shall not release any Information without prior consent of the Company and shall return the Information to Company upon request. City recognizes that Company claims the Information may constitute a trade secret or is otherwise protected from public disclosure by state or federal law on other grounds, and agrees to retain the

Information in its non-public files. Furthermore, the City agrees that no documents, maps or other Information provided to the City by the Company shall be made available to the public or other entities if such documents or Information are exempt from disclosure under the provisions of the Freedom of Information Act, the Federal Energy Regulatory Commission Critical Energy Infrastructure requirements pursuant to 18 CFR 388.112 and 388.113, or Chapter 22 of the Code of Iowa, as such statutes and regulations may be amended from time to time. In the event any action at law, in equity or administrative is brought against the City regarding disclosure of any document which the Company has designated as a trade secret or as otherwise protected from disclosure, the Company shall assume, upon request of the City, the defense of said action and reimburse the City any and all costs, including attorney fees and penalties to the extent allowed by law.

Section 12. The Company shall construct, operate and maintain its facilities in accordance with the applicable regulations of the Iowa Utilities Board or its successors and Iowa law.

Section 13. During the term of this franchise, the Company shall furnish electric energy in the quantity and quality consistent with and in accordance with the applicable regulations of the Iowa Utilities Board, the Company's tariff and made effective by the Iowa Utilities Board or its successors and Iowa law.

Section 14. The City may, as allowed by Iowa law, impose upon and the same shall be collected from the electric customers of the Company receiving service, pursuant to the Tariff, located within the corporate limits of the City and remitted by the Company to the City, a franchise fee of zero percent upon the gross receipts, minus uncollectible accounts, derived by the Company from sales of electricity and distribution service to customers within the corporate limits of the City.

A. The franchise fee shall be remitted by the Company to the City on or before the last business day of the calendar quarter following the close of the calendar quarter in which the franchise fee is charged.

B. The City may amend the level of the franchise fees.

C. The Company will commence collecting franchise fees on or before the first Company billing cycle of the first calendar month following ninety (90) days of receipt of information required of the City to implement the franchise fee, including the City's documentation of customer classes subject to or exempted from City-imposed franchise fee.

D. The City shall be solely responsible for identifying customer classes subject to or exempt from paying the City imposed franchise fee. The Company shall have no obligation to collect franchise fees from customers in annexed areas until and unless such ordinances have been provided to the Company by certified mail. The Company shall commence collecting franchise fees in the annexed areas no sooner than sixty (60) days after receiving annexation ordinances from the City.

E. The Company shall not, under any circumstances be required to return or refund any franchise fees that have been collected from customers and remitted to the City. In the event the Company is required to

provide data or information in defense of the City's imposition of franchise fees or the Company is required to assist the City in identifying customers or calculating any franchise fee refunds for groups of or individual customers the City shall reimburse the Company for the expenses incurred by the Company to provide such data or information.

Section 15. The City shall not, pursuant to Chapter 480A.6 of the Code of Iowa, impose or charge right of way management fees upon the Company. Permit fees for Company construction, maintenance, repairs, excavation, pavement cutting or inspections of Company work sites and projects or related matters will be paid on an annual basis as is the current 2019 practice between the parties with an annual adjustment to match the payment with the prior year's experience as well as a supplemental payment or credit to true up the actual experience with the advance annual payment if necessary.

Section 16. Either City or Company ("party") may terminate this franchise if the other party shall be materially in breach of its provisions. Upon the occurrence of a material breach, the non-breaching party shall provide the breaching party with notification by certified mail specifying the alleged breach. The breaching party shall have sixty (60) days to cure the breach, unless it notifies the non-breaching party, and the parties agree upon a longer period for cure. If the breach is not cured within the cure period, the non-breaching party may terminate this franchise. A party shall not be considered to be in breach of this franchise if it has operated in compliance with state or federal law. A party shall not be considered to have breached this franchise if the alleged breach is the result of the actions of a third party or the other party.

Section 17. If any section, provision or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provisions or part thereof not adjudged invalid or unconstitutional.

Section 18. This franchise shall apply to and bind the City and Company and their successors and assigns.

Section 19. This ordinance and the rights and privileges herein granted shall become effective and binding upon its approval and passage in accordance with Iowa law and the written acceptance by the Company. The City shall provide Company with an original signed and sealed copy of this ordinance within 10 days of its final passage. The Company shall, within thirty (30) days after the City Council approval of this ordinance, file in the office of the clerk of the City, its acceptance in writing of all the terms and provisions of this ordinance. Following City Council approval, this ordinance shall be published in accordance with the Code of Iowa. The effective date of this ordinance shall be the date of publication. In the event Company does not file its written acceptance of this ordinance within thirty (30) days after its approval by the City Council, this ordinance shall be void and of no effect.

Section 20. Upon the effective date of this ordinance, all prior franchises granted to the Company to

furnish electric service to the City and its inhabitants are hereby repealed and all other ordinances or parts of ordinances in conflict herewith are also hereby repealed.

PASSED AND APPROVED this ____ day of _____, 2019.

CITY OF DAVENPORT, IOWA

By: _____
Mayor/Mayor Pro Tem

ATTEST:

City Clerk

(OFFICIAL SEAL)

I, _____, City Clerk of the City of Davenport, Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No. _____, passed by the City Council of said City at a meeting held _____, 2019, and signed by the mayor _____, 2019, and published/posted as provided by law on _____, 2019.

City Clerk

(OFFICIAL SEAL)

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Brandon Wright 563-326-7750
Wards:

Action / Date
6/5/2019

Subject:

First Consideration: Ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Davenport, Iowa a natural gas system and to furnish and sell natural gas to the City and its inhabitants and authorizing the City to collect franchise fees for a period of 25 years. [All Wards]

Recommendation:
Adopt the Ordinance.

Background:

Franchise agreements are contracts in the form of an ordinance between a municipal government and a utility company. These agreements provide the authority and legal basis for a company to use the streets, alleys, and public places within the municipal corporations for the poles, wires, pipes, and other facilities necessary to provide natural gas to customers.

Under the natural gas franchise agreement, MidAmerican is granted the authority to:

- install, operate, and maintain facilities.
- trim trees in the public right of way.
- serve customers including the sale and delivery of natural gas.
- restore rights of way.
- adhere to Iowa Utilities Board rules and regulations.
- meet Davenport's energy needs.

Under the agreement, the City of Davenport is guaranteed:

- indemnification.
- no-cost relocations of company facilities.
- franchise fees, if separately approved by the City Council.

While this Ordinance permits the City Council to take separate action to institute a natural gas franchise fee similar to many other Iowa communities, it does not impose a franchise fee on customers. To date, Davenport has not elected to impose a franchise fee on Davenport customers. If such action is desired in the future, Council action would be required to begin that process.

ATTACHMENTS:

Type	Description
▢ Ordinance	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Wright, Brandon	Approved	5/21/2019 - 3:56 PM

Finance Committee
City Clerk

Wright, Brandon
Admin, Default

Approved
Approved

5/21/2019 - 3:56 PM
5/21/2019 - 4:49 PM

ORDINANCE NO. ____

AN ORDINANCE GRANTING TO MIDAMERICAN ENERGY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND NON-EXCLUSIVE FRANCHISE TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN AND OPERATE IN THE CITY OF DAVENPORT, IOWA, A **NATURAL GAS SYSTEM** AND TO FURNISH AND SELL NATURAL GAS TO THE CITY AND ITS INHABITANTS AND AUTHORIZING THE CITY TO COLLECT FRANCHISE FEES FOR A PERIOD OF 25 YEARS.

BE IT ENACTED by the City Council of the City of Davenport, Iowa:

The following is adopted and replaces any natural gas franchise agreement(s) between the parties:

Section 1. There is hereby granted to MidAmerican Energy Company, an Iowa corporation, (hereinafter called “Company,)” and to its successors and assigns the right and non-exclusive franchise to acquire, construct, erect, maintain and operate in the City of Davenport, Iowa, (hereinafter called the “City,)” a gas distribution system, to furnish natural gas along, under and upon the right-of-way, streets, avenues, alleys and public places to serve customers within and without the City and to furnish and sell natural gas to the City and its inhabitants. For the term of this franchise, the Company is granted the right of eminent domain, the exercise of which is subject to City Council approval upon application by the Company. This franchise shall be effective for a twenty-five (25) year period from and after the effective date of this ordinance.

Section 2. The rights and privileges hereby granted are subject to the restrictions and limitations of Chapter 364 of the Code of Iowa 2019, or as subsequently amended or changed.

Section 3. Company shall have the right to excavate in any public street for the purpose of laying, relaying, repairing or extending gas pipes, mains, conduits, and other facilities provided that the same shall be so placed as not to unreasonably interfere with any above or below-ground utility services or facilities which have been or may hereafter be located by or under authority of the City.

Section 4. The Company shall, excluding facilities located in private easements (whether titled in Company exclusively or in Company and other entities), in accordance with Iowa law including Company’s tariff on file with and made effective by the Iowa Utilities Board as may subsequently be amended (“Tariff,”) at its cost and expense, locate and relocate its existing facilities or equipment in, on, over or under any public street or alley in the City in such a manner as the City may reasonably require for the purposes of facilitating the construction reconstruction, maintenance or repair of the street or alley. If the City has a reasonable alternative route for the street, alley or public improvements or an alternative construction method, which would not cause the relocation of the Company installations, the City shall select said alternative route, or construction method. The City shall be responsible for surveying and staking the right-of-way for City projects that require the Company to relocate Company facilities. If requested the City shall provide, at no cost to the Company, copies of its relocation plan and profile and cross section drawings. If tree and vegetation removal must be completed by the City as part of the City’s project and are

necessary whether or not utility facilities must be relocated, the City at its own cost shall be responsible for said removals. If the timing of the tree/vegetation removal does not coincide with the Company facilities relocation schedule and Company must remove trees/vegetation that are included in the City's portion of the project, the City shall either remove the material at its cost or reimburse the Company for the expenses incurred to remove said vegetation or trees. If project funds from a source other than the City are available to pay for the relocation of utility facilities, the City shall attempt to secure said funds and provide them to the Company to compensate the Company for the costs of relocation.

Section 5. In making excavations in any streets, avenues, alleys and public places for the installation of gas pipes, conduits or apparatus, Company shall not unreasonably obstruct the use of the streets and shall replace the surface, restoring it to the condition as existed immediately prior to excavation. Company agrees any replacement of road surface shall conform to current City code regarding its depth and composition. The Company shall not be required to restore or modify public right of way, sidewalks or other areas in or adjacent to the Company project to a condition superior to its immediate previously existing condition or to a condition exceeding its previously existing condition to the extent any alterations are required for the City to comply with city, state or federal rules, regulations or laws.

Section 6. The City's vacating a street, avenue, alley, public ground or public right-of-way shall not deprive the Company of its right to operate and maintain existing facilities on, below, above, or beneath the vacated property unless the Company has consented in writing.. Prior to the City abandoning or vacating any street, avenue, alley or public ground where the Company has facilities in the vicinity, the City shall provide Company with not less than sixty (60) days advance notice of the city's proposed action and, upon request grant the Company a utility easement covering existing and future facilities and activities. If the City fails to grant the Company a utility easement for said facilities prior to abandoning or vacating a street, avenue, alley or public ground, the City shall at its cost and expense obtain easements for the existing Company facilities.

Section 7. The Company shall not be required to relocate, at its cost and expense, Company facilities in the public right of way that have been relocated at Company expense at the direction of the City at any time during the previous ten (10) years.

Section 8. Pursuant to relocation of Company facilities as may be required here under, if the City orders or requests the Company to relocate its existing facilities or equipment in order to directly or indirectly facilitate the project of a commercial or private developer or other non-public entity, City shall reimburse or the City shall require the developer or non-public entity to reimburse the Company for the cost of such relocation as a precondition to relocation. The Company shall not be required to relocate in order to facilitate such private project at its expense.

Section 9. The Company shall indemnify and save harmless the City from any and all claims, suits, losses, damages, costs or expenses, on account of injury or damage to any person or property, to the extent caused or

occasioned by the Company's negligence in construction, reconstruction, excavation, operation or maintenance of the natural gas facilities authorized by this franchise; provided, however, that the Company shall not be obligated to defend, indemnify and save harmless the City for any costs or damages to the extent arising from the negligence of the City, its officers, employees or agents.

Section 10. Upon reasonable request, the Company shall provide the City, on a project specific basis, information indicating the horizontal location, relative to boundaries of the right of way, of all equipment which it owns or over which it has control that is located in the public right of way, including documents, maps and other information in paper or electronic or other forms ("Information"). The Company and City recognize the Information may in whole or part be considered a confidential record under state or federal law or both. Upon receipt of a request from a third party for information concerning information about the Company's facilities within the City, the City will promptly submit same to Company. If the Company believes any of the information requested constitutes a trade secret which may otherwise be protected from public disclosure by state or federal law, or otherwise exempt from disclosure under the provisions of the Freedom of Information Act, the Federal Energy Regulatory Commission Critical Energy Infrastructure requirements pursuant to 18 CFR 388.112 and 388.113, or Chapter 22 of the Code of Iowa, as such statutes and regulations may be amended from time to time, then the Company shall provide the City with a written explanation of the basis for such assertion of confidentiality or exemption from disclosure within ten (10) days.

Section 11. The Company shall extend its mains and pipes and operate, and maintain the system in accordance with the applicable regulations of the Iowa Utilities Board or its successors and Iowa law.

Section 12. During the term of this franchise, the Company shall furnish natural gas in the quantity and quality consistent and in accordance with the applicable regulations of the Iowa Utilities Board the Company's tariff made effective by the Iowa Utilities Board or its successors and Iowa law.

Section 13. All reasonable and proper police regulations shall be adopted and enforced by the City for the protection of the facilities of the Company.

Section 14. The City may, as allowed by Iowa law, impose upon and the same shall be collected from the natural gas customers of the Company receiving service, pursuant to the Tariff, located within the corporate limits of the City and remitted by the Company to the City, a franchise fee of ____ percent upon the gross receipts, minus uncollectible accounts, derived by the Company from sales of natural gas and distribution service to customers within the corporate limits of the City.

A. The City may amend the level of franchise fees.

B. The Company will commence collecting franchise fees on or before the first Company billing cycle of the first calendar month following ninety (90) days of receipt of information required of the City to implement the franchise fee, including the City's documentation of customer classes subject to or exempted from City-

imposed franchise fee.

C. The City shall be solely responsible for identifying customer classes subject to or exempt from paying the City imposed franchise fee. The Company shall have no obligation to collect franchise fees from customers in annexed areas until and unless such ordinances have been provided to the Company by certified mail. The Company shall commence collecting franchise fees in the annexed areas no sooner than sixty (60) days after receiving annexation ordinances from the City.

D. The Company shall not, under any circumstances be required to return or refund any franchise fees that have been collected from customers and remitted to the City. In the event the Company is required to provide data or information in defense of the City's imposition of franchise fees or the Company is required to assist the City in identifying customers or calculating any franchise fee refunds for groups of or individual customers the City shall reimburse the Company for the expenses incurred by the Company to provide such data or information.

Section 15. The City shall not, pursuant to Chapter 480A.6 of the Code of Iowa, impose or charge right of way management fees upon the Company. Permit fees for Company construction, maintenance, repairs, excavation, pavement cutting or inspections of Company work sites and projects or related matters will be paid on an annual basis as is the current 2019 practice between the parties with an annual adjustment to match the payment with the prior year's experience as well as a supplemental payment or credit to true up the actual experience with the advance annual payment if necessary.

Section 16. Either City or Company ("party") may terminate this franchise if the other party shall be materially in breach of its provisions. Upon the occurrence of a material breach, the non-breaching party shall provide the breaching party with notification by certified mail specifying the alleged breach. The breaching party shall have sixty (60) days to cure the breach, unless it notifies the non-breaching party, and the parties agree upon a shorter or longer period for cure. If the breach is not cured within the cure period, the non-breaching party may terminate this franchise. A party shall not be considered to be in breach of this franchise if it has operated in compliance with state or federal law. A party shall not be considered to have breached this franchise if the alleged breach is the result of the actions of a third party or the other party.

Section 17. If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

Section 18. This ordinance and the rights and privileges herein granted shall become effective and binding upon its approval and passage in accordance with Iowa law and the written acceptance by the Company. The City shall provide Company with an original signed and sealed copy of this ordinance within ten (10) days of its final passage. The Company shall, within thirty (30) days after the City Council approval of this ordinance, file in the

office of the clerk of the City, its acceptance in writing of all the terms and provisions of this ordinance. Following City Council approval, this ordinance shall be published in accordance with the Code of Iowa. The effective date of this ordinance shall be the date of publication. In the event that the Company does not file its written acceptance of this ordinance within thirty (30) days after its approval by the City Council this ordinance shall be void and of no effect.

Section 19. Upon the effective date of this ordinance, all prior natural gas franchises granted to the Company to furnish natural gas to the City and its inhabitants are hereby repealed and all other ordinances or parts of ordinances in conflict herewith are also hereby repealed.

PASSED AND APPROVED this ____th day of _____ 2019.

CITY OF DAVENPORT, IOWA

By: _____
Mayor/Mayor Pro Tem

ATTEST:

City Clerk (OFFICIAL SEAL)

I, _____, City Clerk of the City of Davenport, Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No. _____, passed by the City Council of said City at a meeting held _____, 2019, and signed by the mayor _____, 2019, and published as provided by law on _____, 2019.

City Clerk (OFFICIAL SEAL)

City of Davenport

Agenda Group:

Department: Community Planning & Economic Development

Contact Info: Nevada Lemke 563-888-2296

Wards:

Action / Date

5/22/2019

Subject:

Resolution supporting an Intergovernmental Agreement between the City of Moline, the City of Rock Island, and the City of Davenport to complete a Housing Needs Assessment. [All Wards]

Recommendation:

Adopt the Resolution.

Background:

The City of Davenport completes a Housing Needs Assessment Study every 5 years. The intent of the project is to provide a framework for the City to understand gaps in the housing inventory. This year, a regional collaboration is desired between the Cities of Moline and Rock Island, Illinois and Davenport, Iowa. The Cities last completed individual Housing Needs Assessment Studies in 2015. Since that time, there have been social and economic changes in the Cities. The project will give the Cities an updated understanding of the housing conditions both individually and regionally to guide staff and the City Councils.

The collaboration, after formalization, will establish the means for paying, managing, and completing the construction of the project. The City of Davenport will serve as the lead entity of the collaboration. They will send out an RFP to obtain the services of a consultant, and will pay the consulting cost which will be reimbursed from the Program Participants. The Housing Needs Assessment is estimated to be in the range of \$45,000, or approximately \$15,000 each. The City of Davenport will fund their \$15,000 portion using CDBG Funds.

Under the terms of this agreement, the cities will be responsible for providing information, data, assisting with public input meetings, and more as required by the consultant. The Consultant will recommend action steps for the cities to progress towards meeting the housing needs of the community both individually and regionally.

ATTACHMENTS:

Type	Description
▣ Cover Memo	Resolution for Intergovernmental Agreement
▣ Backup Material	Intergovernmental Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Community Planning & Economic Development	Berger, Bruce	Approved	5/30/2019 - 11:39 AM
Community Development Committee	Berger, Bruce	Approved	5/30/2019 - 11:39 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 12:00 PM

Resolution No. _____

Resolution offered by Alderman Rawson

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the Collaboration and Intergovernmental Agreement among the Cities of Moline and Rock Island, Illinois and the City of Davenport, Iowa.

WHEREAS, the Program Participants wish to collaborate on a regional Housing Needs Assessment.

WHEREAS, the City of Moline (hereinafter "Moline") is a home rule unit pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the City of Rock Island (hereinafter "Rock Island") is a home rule unit pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, in order to proceed with the project the Parties desire to formalize their relationship to each other in order to establish a means of financing, paying, managing, and completing the Project.

WHEREAS, intergovernmental cooperation between units of local government to contract, further combine, or transfer a lawful power or function in any manner not prohibited by law or ordinance is authorized by Article VII, Section 10 of the Illinois Constitution of 1970; and

WHEREAS, the Illinois General Assembly, in order to implement Article VI, Section 10 of the Illinois Constitution of 1970, adopted the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.); and

WHEREAS, all aspects of this Agreement are designed and intended to enhance the public health, safety, and welfare, and to provide efficiencies to the parties and their residents.

NOW, THEREFORE, BE IT RESOLVED, by the City Council and the City of Davenport that the Collaboration and Intergovernmental Agreement between the Cities of Moline and Rock Island, Illinois and the City of Davenport, Iowa is hereby adopted.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

**COLLABORATION & INTERGOVERNMENTAL AGREEMENT AMONG THE
CITIES OF MOLINE AND ROCK ISLAND, ILLINOIS & CITY OF DAVENPORT
IOWA
FOR
THE 2020 – 2025 HOUSING NEEDS ASSESSMENT**

This agreement among the City of Moline, Illinois, a municipal corporation, (hereinafter “Moline”), the City of Rock Island, Illinois, a municipal corporation, (hereinafter “Rock Island”), and the City of Davenport, Iowa, a municipal corporation, (hereinafter “Davenport”), in consideration of the cost share identified, the mutual promises and covenants exchanged herein and in accordance with all appropriate Iowa and Illinois constitutional and statutory sections related to the enactment or adoption of intergovernmental and collaboration agreements hereby enter into the following agreement.

WHEREAS, the Program Participants wish to collaborate on a regional Housing Needs Assessment.

WHEREAS, the City of Moline (hereinafter “Moline”) is a home rule unit pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the City of Rock Island (hereinafter “Rock Island”) is a home rule unit pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, in order to proceed with the project the Parties desire to formalize their relationship to each other in order to establish a means of financing, paying, managing, and completing the construction of the Project.

WHEREAS, intergovernmental cooperation between units of local government to contract, further combine, or transfer a lawful power or function in any manner not prohibited by law or ordinance is authorized by Article VII, Section 10 of the Illinois Constitution of 1970; and

WHEREAS, the Illinois General Assembly, in order to implement Article VI, Section 10 of the Illinois Constitution of 1970, adopted the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.); and

WHEREAS, all aspects of this Agreement are designed and intended to enhance the public health, safety, and welfare, and to provide efficiencies to the parties and their residents.

NOW, THEREFORE, in consideration of the mutual covenants and promises herein contained, Parties hereby agree as follows:

NOW THEREFORE, it is agreed among the parties hereto that:

LEAD ENTITY

The City of Davenport will serve as the lead entity of the collaboration.

ROLES/RESPONSIBILITIES OF PROGRAM PARTICIPANTS

The City of Davenport will serve as the lead entity and as such will, after consultation with Program Participants, issue an RFP/RFQ to obtain the services of a consultant. Each Program Participant will be responsible for providing information, data, assisting with public input meetings, etc. as required by the consultant and identified in the agreed upon scope of work.

WITHDRAWAL

Prior to the selection of the consultant a Program Participant may withdraw from the collaboration. However, once the consultant is chosen, scope of work identified and financial obligation of each program participant identified, a participant will be held responsible, as stated in the contract, for their share of the Housing Needs Assessment. Participants are to submit, in writing withdrawing from the Housing Needs Assessment to the lead entity.

SPECIAL CONDITIONS

In consideration of the mutual covenants and promises herein contained, the Program Participants hereby agree as follows:

1. The recitals hereto are incorporated herein by this reference thereto as if fully set out herein.
2. The City of Davenport will serve as the lead entity of the collaboration and the Housing Needs Assessment; and
3. The City of Davenport will pay consulting cost for which the City of Davenport will be reimbursed from the Program Participants. At this time the cost of the Housing Needs Assessment is estimated to be in the range of \$45,000, or approximately \$15,000 each. If the selected consultants estimated proposal exceeds \$45,000 the collaborators retain the right to revise the scope of work to reduce the consultant costs associated with the Housing Needs Assessment. In no event shall this agreement obligate any of individual municipalities to an obligation of more than fifteen thousand dollars (\$15,000.00) without an amendment to this agreement approved by the appropriate authority for that municipality.
4. Each section of this Agreement and each sentence, clause or phrase contained in such section shall be considered severable and, if for any reason, any section or sentence, clause or phrase contained in such section is determined to be invalid or contrary to any existing or future laws, such invalidity shall not impair the operation of or affect that portion of this Agreement which is valid.
5. This instrument contains the sole agreement of the parties hereto and all prior negotiations or correspondence shall be deemed merged into this

Agreement; and the terms of this Agreement shall govern the rights of the parties exclusively.

6. This Agreement shall be governed by the laws of the State of Iowa, and the sole and exclusive venue for any disputes arising out of this Agreement shall be any state court located within Scott County, Iowa, or federal court located within the appropriate venue. A waiver of any part of this Agreement shall be limited to that specific event and shall not be a waiver of the entire Agreement.
7. The roles/responsibilities of the collaborating program participants will be identified as part of the agreement with the consultant.
8. Program participants will be responsible for ensuring that their jurisdiction's analysis, priorities, and goals are sufficient and suitable for inclusion in the Housing Needs Assessment. The scope of the responsibilities to be carried out by the participants, individually and jointly, will ultimately be established during negotiations regarding the specific scope of work with the selected consultant.

SECTION HEADINGS AND SUBHEADINGS

The section headings and subheadings contained in this Agreement are included for convenience only and shall not limit or otherwise affect the terms of this agreement.

WAIVER

A Program Participant's failure to act with respect to a breach by another Program Participant does not waive its right to act with respect to subsequent or similar breaches. The failure of the Program Participant to exercise or enforce any right or provision shall not constitute a waiver of such right or provision.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the dates as indicated.

CITY OF DAVENPORT, IOWA,
a municipal corporation:

By: _____
Mayor

Attest: _____
City Clerk

Approved as to Form:

City Attorney

Date

CITY OF MOLINE, ILLINOIS,
a municipal corporation:

By: _____
Mayor

Attest: _____
City Clerk

Approved as to Form:

City Attorney

Date

City OF ROCK ISLAND, ILLINOIS,
a municipal corporation:

By: _____
Mayor

Attest: _____
City Clerk

Approved as to Form:

City Attorney

Date

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Brian Krup 563-326-6163
Wards:

Action / Date
6/5/2019

Subject:

Resolution closing various street(s), lane(s), or public grounds on the listed date(s) to hold outdoor events.

Cornbelt Running Club; Bix at 6 Training Runs; Thursday, June 13, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 20, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 27, 2019 5:00 p.m. - 9:00 p.m.; and Thursday, July 11, 2019 5:00 p.m. - 9:00 p.m.; **Closure:** E 4th St from Pershing Ave to River Dr; Pershing Ave from E 4th St to Kirkwood Blvd; eastbound Kirkwood Blvd from Pershing Ave to Jersey Ridge Rd; Jersey Ridge Rd from Kirkwood Blvd to Middle Rd; McClellan Blvd from Middle Rd to River Dr. [Wards 3, 5, & 6]

River Music Experience; Anniversary Concert; 129 N Main St; Friday, June 14, 2019 12:00 p.m. - 12:00 a.m.; **Closure:** 2nd St from Main St to Brady St (with access to CBI Bank & Trust). [Ward 3]

Pamela Morgan; Graduation Party; 1102 Brown St; Saturday, June 15, 2019 12:00 p.m. - 7:00 p.m.; **Closure:** W 11th St from Warren St to Brown St. [Wards 3 & 4]

River Action; Ride the River; Sunday, June 16, 2019 5:30 a.m. - 4:30 p.m.; **Closure:** southernmost parking lane on 2nd St from Gaines St to the Government Bridge. [Ward 3] **Original route was Riverfront Trail but has to be moved due to the flooding.*

Ken Hopper; 31st Quad City Air Show; Thursday, June 27, 2019 12:00 p.m. - 4:00 p.m.; Friday, June 28, 2019 1:30 p.m. - 4:30 p.m.; Saturday, June 29, 2019 12:30 p.m. - 4:30 p.m.; and Sunday, June 30, 2019 12:30 p.m. - 4:30 p.m.; **Closures:** W 76th St from Division St to Slopertown Rd; Slopertown Rd east of the Sterilite entrance to Harrison St; and Northwest Blvd at Hillandale Rd. [Ward 8] ***Pending FAA approval***

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	Bix Course Map
□ Backup Material	RME Anniversary Concert Map
□ Backup Material	RME Anniversary Concert Street Closure Petition
□ Backup Material	Grad Party Street Closure Petition

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

Ride the River
Air Show Aerial Map
Air Show Street Closures

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/13/2019 - 3:26 PM

Resolution No. _____

Resolution offered by Alderman Gripp

Resolution closing various street(s), lane(s), or public grounds on the listed date(s) to hold outdoor event(s).

RESOLVED by the City Council of the City of Davenport.

WHEREAS, the City through its Special Events Policy has accepted the following application(s) to hold outdoor event(s) on the following date(s), and

WHEREAS, upon review of the application(s) it has been determined that the street(s), lane(s), or public grounds on the date(s) listed below will need to be closed, and

NOW, THEREFORE, BE IT RESOLVED that the City Council approves and directs the staff to proceed with the temporary closure of the following street(s), lane(s), or public grounds on the following date(s) and time(s):

Cornbelt Running Club; Bix at 6 Training Runs; Thursday, June 13, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 20, 2019 5:00 p.m. - 9:00 p.m.; Thursday, June 27, 2019 5:00 p.m. - 9:00 p.m.; and Thursday, July 11, 2019 5:00 p.m. - 9:00 p.m.; **Closure:** E 4th St from Pershing Ave to River Dr; Pershing Ave from E 4th St to Kirkwood Blvd; eastbound Kirkwood Blvd from Pershing Ave to Jersey Ridge Rd; Jersey Ridge Rd from Kirkwood Blvd to Middle Rd; McClellan Blvd from Middle Rd to River Dr. [Wards 3, 5, & 6]

River Music Experience; Anniversary Concert; 129 N Main St; Friday, June 14, 2019 12:00 PM - 12:00 AM; **Closure:** 2nd St from Main St to Brady St (access to CBI Bank & Trust will be available). [Ward 3]

Pamela Morgan; Graduation Party; Saturday, June 15, 2019 12:00 PM - 7:00 PM; **Closure:** W 11th St from Warren St to Brown St. [Wards 3 & 4]

River Action; Ride the River; Sunday, June 16, 2019 5:30 AM - 4:30 PM; **Closure:** southernmost parking lane on 2nd St from Gaines St to the Government Bridge. [Ward 3] **Original route was Riverfront Trail but has to be moved due to the flooding.*

Ken Hopper; 31st Quad City Air Show; Thursday, June 27, 2019 12:00 PM - 4:00 PM; Friday, June 28, 2019 1:30 PM - 4:30 PM; Saturday, June 29, 2019 12:30 PM - 4:30 PM; and Sunday, June 30, 2019 12:30 PM - 4:30 PM; **Closure:** W 76th St from Division St to Slopertown Rd; Slopertown Rd east of the Sterilite entrance to Harrison St; and Northwest Blvd at Hillandale Rd. [Ward 8]
Pending FAA approval

Approved:

Attest:

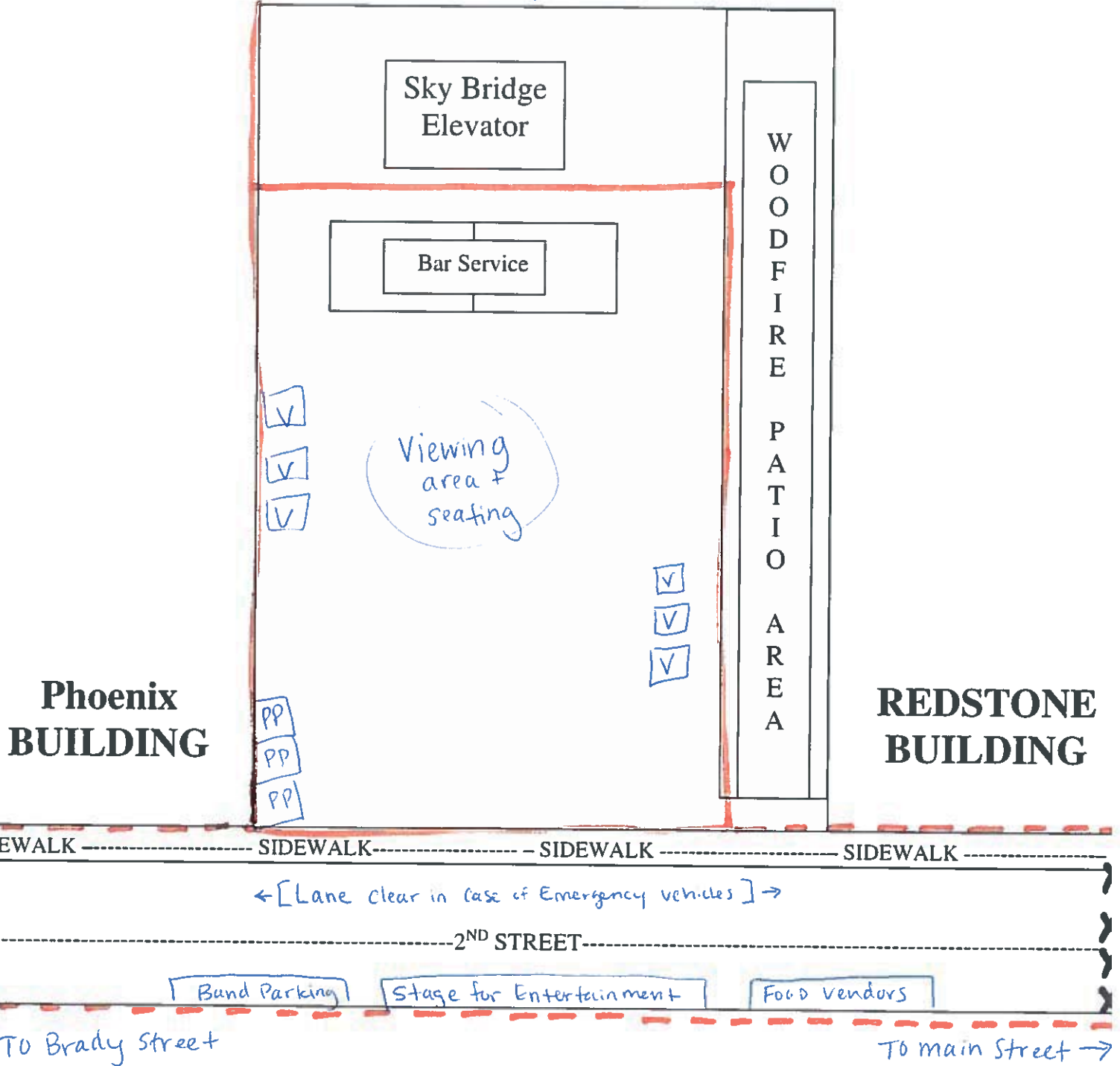
Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

Friday, June 14th, 2019

Street Closure: 12pm - 12am (includes set-up + tear-down)

Event time: 4pm - 10pm



* Request to temporarily extend outdoor area to street for 15th Anniversary Event on June 14th, 2019. Bar service area will stay on licensed premise. Extended area will be controlled by Barricades from city, fencing and policed by security, staff and volunteers to ensure alcohol is not carried out beyond street closure + licensed area.

CITY OF DAVENPORT

STREET CLOSING PETITION FOR SPECIAL EVENTS

On the 14th day of June, 20 19, there is proposed a street closing, requested by River Music Experience, which will require the closing of 2nd Street between Main and Brady, during the hours of 12:00pm - 12:00am.

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>CBI Bank & Trust 101 W. 2nd ST STE 100</u>	<u>X</u>	<u> </u>	<u> </u>
<u>BAD BOY2 PIZZA</u>	<u>X</u>	<u> </u>	<u> </u>
<u>WOODFIRE GRILL</u>	<u>X</u>	<u> </u>	<u> </u>
<u>The Current Tavern</u>	<u>X</u>	<u> </u>	<u> </u>
<u>Subway 124 2nd St</u>	<u>X</u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
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If additional space is needed, please attach sheets with additional signatures.

STREET CLOSING PETITION FOR RME ANNIVERSARY CELEBRATION

RME is requesting **2nd Street** be closed between Main and Brady on Friday, June 14th, 2019 between **12:00 PM until the end of the event at 10:00 PM**. Please sign below your BUSINESS NAME, ADDRESS and whether you are IN FAVOR OF, OPPOSED TO, or are NOT CONCERNED about the closing of the street(s) listed for this event (check one, please).

[illegible]

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

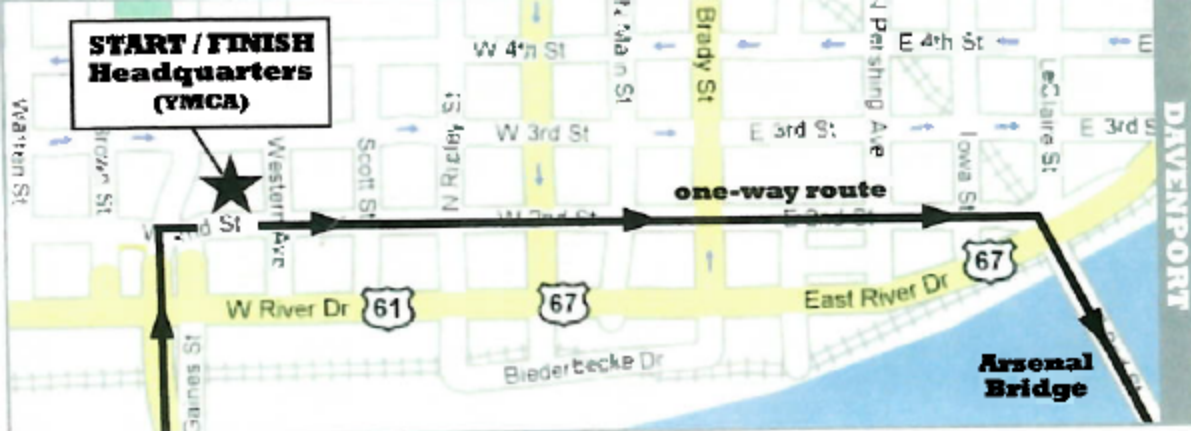
MICHAEL'S GRADUATION PARTY

SATURDAY, JUNE 15, 2019 APPROX 12:00PM - 8:00PM

RESIDENTS: Please sign below your NAME, ADDRESS and whether you are IN FAVOR OF, OPPOSED TO, or are NOT CONCERNED about the closing of the street(s) listed above for this Block Party (check one, please). Applicants: if a resident is not available please indicate.

[illegible]

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





2019 – 31st Quad City Air Show is scheduled for June 29-30, 2019

Main runway 15/33 – is 500' show line





ROAD CLOSURE – 2019

31st QUAD CITY AIR SHOW – June 27-30, 2019
Davenport Municipal Airport

City of Eldridge

- 1) 155th Avenue South from 230th Street to Slopertown Road.
- 2) 162nd Avenue (or) South 1st Street from Blackhawk Trails south to 210th Street.
- 3) 230th Street (Lincoln Road) from South 1st Street west to 155th Avenue.

City of Davenport

- 1) Division Street from 76th Street North to Slopertown Road
- 2) 145th Avenue (Hillandale) at Highway 130
- 3) Northwest Blvd at Hillandale Road.

Scott County

- 1) Slopertown Road east from 145th Avenue to South 1st Street – Eldridge
- 2) 210th Street west from Highway 61 to Airport entrance

Times to be closed

<u>Day of the week</u>	<u>Hours for closure</u>	<u>Reason for closure</u>
Thursday, June 27, 2019	1200-1600	USN Blue Angels Practice
Friday, June 28, 2019	1330-1630	USN Blue Angels Practice
Saturday, June 29, 2019	1230-1630	Air Show Day One
Sunday, June 30, 2019	1230-1630	Air Show Day Two

** Remember, times and dates may change depending on the needs, this is our best estimate as of this time and these have worked in the past. We allow the Police to use discretion for allowing residents to/from their respective property, IF THE U.S. Navy BLUE ANGELS ARE NOT FLYING.

Thanks for the support.
19roads

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Rich Oswald 563-326-6115
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the updated fee schedule for rental licenses and inspections. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Neighborhood Services and Legal staff reviewed Chapter 8 of the Davenport Municipal Code last fall and Council passed an updated Rental and Property Maintenance code. Staff has reviewed the current fees and are proposing the attached changes be adopted. The purpose of the fee change is to incent landlords to pass first inspections by building the first inspection fee into the license cost. This will also save paperwork cost for billing inspections. Landlords who remain on the four-year cycle would see a cost saving in rental fees.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	PW Pg 2
▣ Backup Material	Fee Schedule

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/31/2019 - 2:46 PM
Public Works Committee	Lechvar, Gina	Approved	5/31/2019 - 3:13 PM
City Clerk	Admin, Default	Approved	5/31/2019 - 4:40 PM

Resolution No. _____

Resolution offered by Alderman Dunn

Resolution approving the updated fee schedule for rental licenses and inspections.

WHEREAS, Staff reviewed fees for Rental and Property Maintenance inspections;

WHEREAS, the proposed change builds the first inspection fee into the license cost;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Davenport that the schedule fee for Rental and Property Maintenance attached hereto, be adopted.

Passed and approved this 12th day of June, 2019.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

Rental License and Fee Inspection Comparison (Current vs. Proposed)

	<u>Current</u>	<u>Proposed</u>	<u>Notes</u>
Annual License Fee - Single Home (per parcel)	\$ 25.00	\$60/\$40/\$30	
Annual License Fee - Multiple-Unit (per parcel)	\$ 25.00	\$60/\$40/\$30	
Multiple Unit parcel Fee	N/A	\$5.00/ea.	
Inspection Fee - Single Home	\$ 35.00	Free	
Inspection Fee - Multiple-Unit (Per Unit, regardless of parceling)	\$ 35.00	Free	
First Re-inspection Fee	Free	\$50/Unit	
Second Re-Inspsection Fee	\$ 50.00	\$50/Unit	
Charge <u>per item</u> remaining out of compliance on each re-inspection	\$ 20.00	\$ 10.00	
Tenant Complaint Inspection	Free	Free/\$50	Charge Founded Only
No Show Fee (Failure to show)	\$ 50.00	\$ 75.00	
Late Cancellation fee (less than 5 days notice)	\$ 50.00	\$ 25.00	
Failure to register rental property	\$ 500.00	\$ 500.00	
Rental License Re-instatement	\$ 500.00	\$ 500.00	
Appeal Filing Fee	\$ 100.00	\$ 100.00	
Occupying Tagged Building	\$250.00 + daily	\$250.00 + daily	\$10.00/per day
Repair Action Plan Deviation, without approval	\$ 1,000.00	\$ 1,000.00	

Example:

4 Plex, single parcel, 4 year cycle, zero findings (total of yrs of fees)	\$ 360.00	\$ 180.00	\$30/year plus \$15 3 extra units.
Single home, 2 year cycle, 6 violations, 3 total inspections (2 yrs of fees)	\$ 305.00	\$ 340.00	\$152.50/year vs. \$170/year avg.
Single home, 4 year cycle, 1 re-inspection, 2 violations fixed (4 yrs of fees)	\$ 240.00	\$ 210.00	\$60/year vs. \$52.50/year avg.

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:
Resolution to purchase three (3) new 35' low floor diesel buses from Gillig of Livermore, CA in the amount of \$1,302,351, CIP #24015. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
The Iowa DOT recently processed an Invitation to Bid for 35' Low Floor Buses. Included in their bid request were three buses for the City of Davenport. The contract was awarded to Gillig of Livermore, California. It is agreement # IA-2019-003-00-182-FY17, contract #21061.

These buses will be delivered in approximately 18 months. The buses being replaced will go to public auction.

Funding for this purchase is from account #79262680 530350 24015 Bus Fleet.

ATTACHMENTS:

Type	Description
□ Resolution Letter	PW_RES_Low-Floor Diesel Buses

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/28/2019 - 3:27 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:52 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:19 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the purchase of the three (3) 35' Low-Floor Diesel Buses from the Iowa DOT State Bid to Gillig of Livermore CA, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the purchase of three (3) 35' Low-Floor Diesel Buses from the Iowa DOT State Bid; and

WHEREAS, Gillig of Livermore CA 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. Approving the contract for the purchase of three (3) 35' Low-Floor Diesel Buses from the Iowa DOT State Bid to Gillig of Livermore CA; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the blanket contract for the purchase of road salt for the 2019-2020 winter season from Cargill Inc of North Olmsted, OH in the estimated amount of \$1,187,604. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
An Invitation to Bid was issued on April 23, 2019 and was sent to 45 vendors. On May 14, 2019, the Purchasing Division opened and read three responsive and responsible bids. See attached bid tab.

Cargill Inc of North Olmsted OH, was the low bidder for the bulk order and is recommended for the contract.

The City of Davenport is the lead for the multi-jurisdictional cooperative bid. The total salt being purchased is distributed between several area cities, counties, and townships. The City of Davenport will invoice the other participating entities their salt orders at cost plus an administrative fee when delivery is made.

Funding for the purchase is from 54702031 520201. The source of funding is from Road Use Tax.

ATTACHMENTS:

Type	Description
▢ Cover Memo	PW_RES_Road Salt 2019-2020 Season
▢ Cover Memo	Bid Tab for Greensheet- Road Salt

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/28/2019 - 3:24 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:48 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:10 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the purchase of Road Salt 2019-2020 season to Cargill Inc. of North Olmsted OH, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the purchase of Road Salt for the 2019-2020 Winter Season; and

WHEREAS, Cargill Inc. of North Olmsted OH 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. Approving the contract for the purchase of Road Salt 20-19-2020 Season to Cargill Inc. of North Olmsted OH; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
TABULATION OF BIDS

DESCRIPTION: ROAD SALT 2019-2020 WINTER SEASON

BID NUMBER: 19-106

OPENING DATE: MAY 14, 2019

RECOMMENDATION: AWARD THE BID TO CARGILL INC. OF
NORTH OLMSTED OHIO

<u>VENDOR NAME</u>	<u>SUPPLEMENTAL SALT PER TON</u>
Cargill Inc. of North Olmsted, OH	\$59.98/TON
Compass Minerals America Inc. of Overland Park, KS	\$65.91/TON
Morton Salt Inc. of Chicago, IL	\$89.03/TON

Approved By Kristi Keller 5-20-19
Purchasing

Approved By Nicole Allenson 5/20/19
Department Director

Approved By Michael Murray 5/23/19
Budget/CLP

Approved By [Signature] 5-23-2019
Finance Director

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the blanket contract for the purchase of supplemental ice control road salt for the 2019-2020 winter season to Compass Minerals America Inc of Overland Park, KS in the amount of \$78.48 per ton. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
The City of Davenport coordinated this multiple jurisdiction purchase of supplemental road salt with the cities of Moline, IL; Clinton, IA; and Buffalo, IA.

An Invitation to Bid was issued and sent to 45 vendors on April 23, 2019. On May 14, 2019, the Purchasing Division opened three bids for supplemental road salt orders. A bid tab is attached.

The vendor has been guaranteed the order of 25% of the supplemental order by February 2020. The City of Davenport's share is an additional 2500 tons at \$78.48 per ton delivered via semi truck for an additional cost of \$196,200.

Funding for this purchase is from the FY20 Operating Budget account 54702031 520201 SALT. Source of funding is the Road Use Tax Fund.

ATTACHMENTS:

Type	Description
▣ Cover Memo	PW_RES_Supplemental Order for Road Salt
▣ Cover Memo	Bid Tab for Greensheet- Supplemental Road Salt

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/28/2019 - 3:26 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:48 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:08 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the purchase of the Supplemental Order for Road Salt 2019-2020 season to Compass Minerals America Inc. of Overland Park KS, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the purchase of the Supplemental Order for Road Salt for the 2019-2020 Winter Season; and

WHEREAS, Compass Minerals America Inc. of Overland Park KS 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. Approving the contract for the purchase of the Supplemental Order for Road Salt 20-19-2020 Season to Compass Minerals America Inc. of Overland Park KS; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
TABULATION OF BIDS

DESCRIPTION: SUPPLEMENTAL ROAD SALT 2019 – 2020 SEASON

BID NUMBER: 19-106

OPENING DATE: MAY 14, 2019

RECOMMENDATION: AWARD THE BID TO COMPASS MINERALS AMERICA
INC. OF OVERLAND PARK KS

<u>VENDOR NAME</u>	<u>SUPPLEMENTAL SALT PER TON</u>
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Compass Minerals America Inc. of Overland Park KS	\$78.48/TON
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Cargill Inc. of North Olmsted OH	\$89.31/TON
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Morton Salt Inc. of Chicago, IL	\$98.77/TON
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Approved By Krista Keller 5-20-19
Purchasing

Approved By Heidi Wheaton 5/20/19
Department Director

Approved By Mykhailo Pury 5/23/19
Budget/CLP

Approved By BN 5-23-2019
Finance Director

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the purchase of two (2) Tymco street sweepers from Mid-Iowa Solid Waste Equipment in the amount of \$535,770, CIP #24017 [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Sourcewell (previously known as US Communities), of which the City of Davenport is a member, processed a cooperative bid for street sweepers. Mid-Iowa Solid Waste Equipment was awarded as the lowest responsive and responsible bidder. Contract #122017-TYM. The quote to purchase the two sweepers is \$535,700.

The units being replaced will be sold at public auction.

Funding for this purchase is from CIP 76511675 530350 24017 Street Sweeper Replacement.

ATTACHMENTS:

Type	Description
□ Resolution Letter	PW_RES_Street Sweepers

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/28/2019 - 3:29 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:52 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:15 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the purchase of two (2) Tymco street sweepers from the Sourcewell (previously known as U. S. Communities) cooperative bid from Mid-Iowa Solid Waste Equipment in the amount of \$535,770, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the purchase of Two street sweepers; and

WHEREAS, Mid-Iowa Solid Waste Equipment was awarded the Sourcewell contract as the lowest responsive and responsible bidder;

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

1. Approving the contract for the purchase of two (2) Tymco street sweepers from the Sourcewell contract with Mid-Iowa Solid Waste Equipment; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:

Resolution approving the contract for the 46th Street Reconstruction from Pine St to 215 feet east on Cheyenne Ave project to CDMI Concrete Contractors of Port Byron, IL in the amount of \$288,760, CIP #35036 [Wards 7 & 8]

Recommendation:

Adopt the Resolution.

Background:

An Invitation to Bid was issued on April 30, 2019 and sent to contractors. On May 23, 2019, the Purchasing Division opened and read five bids. CDMI Concrete Contractors Inc of Port Byron was the lowest responsive and responsible bid. See bid tab attached.

This project is the replacement of W 46th Street from N Pine St to 215 ft. east of Cheyenne Avenue. The street is in poor condition and is in need of replacement.

Funding for this project is from the CIP #35036 Concrete Neighborhood Street Replacement account. These funds are from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	PW_RES_W 46th St Replacement Project
▣ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/28/2019 - 3:31 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:59 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:52 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the W 46th Street Replacement from N Pine to 215 feet east on Cheyenne Ave project to CDMI Concrete Contractors Inc of Port Byron IL, in the amount of \$288,760, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the W 46th Street Replacement from N Pine to 215 feet east on Cheyenne Ave project; and

WHEREAS, CDMI Concrete Contractors Inc 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. Approving the contract for the W 46th Street Replacement from N Pine to 215 feet east on Cheyenne Ave project to CDMI Concrete Contractors Inc of Port Byron, IL; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
TABULATION OF BIDS

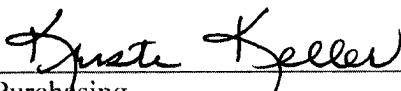
DESCRIPTION: W 46th ST RECONSTRUCTION FROM PINE TO CHEYENNE

BID NUMBER: 19-107

OPENING DATE: MAY 23, 2019

RECOMMENDATION: AWARD THE BID TO CDMI CONCRETE
CONTRACTORS INC OF PORT BYRON IL

<u>VENDOR NAME</u>	<u>TOTAL BID</u>
CDMI Concrete Contractors Inc of Port Byron IL	\$288,760.00
Walter D. Laud Inc. of Carbon Cliff IL	\$298,420.00
N J Miller Inc. of Bettendorf IA	\$306,165.00
Langman Construction Inc of Rock Island IL	\$322,020.50
McCarthy Improvement Company of Davenport	\$375,515.75

Approved By  5-28-19
Purchasing Date

Approved By  5/24/19
Department Director Date

Approved By  _____
Budget/CIP Date

Approved By  5-28-2019
Finance Director Date

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Nicole Gleason 563-327-5150
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the contract for the Downtown Decorative Street Light LED Retrofit to Davenport Electric Contract Co of Davenport in the amount of \$136,771.50, CIP #60020. [Ward 3]

Recommendation:
Adopt the Resolution.

Background:
On April 16, 2019, an Invitation to Bid was issued and sent to contractors. On May 24, 2019, the Purchasing Division opened and read two bids. Davenport Electric Contract Co is being recommended for the award as the lowest responsive and responsible bid. See bid tab attached.

This project includes all labor, materials and equipment necessary to install LED streetlight retrofit kits and new globes as needed. LED fixtures are more efficient to operate.

Funding for this project is from the CIP account 79513691 530350 60020 Downtown Street Lights.

ATTACHMENTS:

Type	Description
▢ Cover Memo	PW_RES_Downtown Street Light LED Retrofit
▢ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/29/2019 - 11:21 AM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 11:00 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:44 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the Downtown Decorative Street Light LED Retrofit project to Davenport Electric Contract Co. of Davenport, in the amount of \$136,771.50, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the Downtown Decorative Street Light LED Retrofit project; and

WHEREAS, Davenport Electric Contract Co. 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. Approving the contract for the Downtown Decorative Street Light LED Retrofit project to Davenport Electric Contract Co. of Davenport; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

CITY OF DAVENPORT, IOWA
TABULATION OF BIDS

DESCRIPTION: DOWNTOWN DECORATIVE STREET LIGHT LED RETROFIT

BID NUMBER: 19-101

ACCOUNT NUMBER: 79513691 530350 60020 DOWNTOWN STREET LIGHTS

OPENING DATE: MAY 7, 2019

RECOMMENDATION: AWARD THE BID TO DAVENPORT ELECTRIC
CONTRACT CO OF DAVENPORT

<u>VENDOR NAME</u>	<u>TOTAL BID</u>
Davenport Electric Contract Co. of Davenport	\$136,771.50
Tri-City Electric Co. of Davenport	\$190,491.00

Approved By *Krista Keller* 5/28/19
Purchasing Date

Approved By *Nicole Pleasanti* 5/28/19
Department Director Date

Approved By *Brenda Coy* 5-28-19
Budget/CIP Date

Approved By *BR* 5-28-2019
Finance Director Date

City of Davenport

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

Action / Date
6/12/2019

Subject:
Resolution approving a three-year agreement with Cartegraph Systems LLC of Dubuque, Iowa in the amount of \$216,000. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
Cartegraph is the work order and asset management system used primarily by the Public Works and Neighborhood Services Departments. This software allows staff to generate work orders, track resources, issue reports and manage external and internal request for services. The agreement will be paid in annual installments of \$72,000 for three years.

The funding for this agreement will come out of the operating budgets of the Public Works and Neighborhood Services Departments.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	PW Pg 2
▣ Backup Material	Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/29/2019 - 1:41 PM
Public Works Committee	Lechvar, Gina	Approved	5/29/2019 - 1:42 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:54 AM

Resolution No. _____

Resolution offered by Alderman Dunn

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving a three year agreement with Cartegraph Systems LCC of Dubuque, Iowa in the amount of \$216,000.

WHEREAS, the City needs to contract out for the use of a work order and asset management system; and

WHEREAS, Cartegraph Systems, LLC of Dubuque, Iowa is providing the system; and

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Davenport, Iowa that the three year agreement with Cartegraph Systems, LCC is approved.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

Purchase Agreement

Cartegraph is pleased to present this Purchase Agreement for the implementation of world class technology solutions. This Purchase Agreement is made and entered into between **City of Davenport** (hereinafter referred to as “**Customer**”) and **Cartegraph Systems LLC** (hereinafter referred to as “**Cartegraph**”). In the case that any terms or conditions provided in the Cartegraph Solutions Agreement differ from, are provided in more detail by, or are made irrelevant by the terms and conditions provided in this Purchase Agreement, the terms in this Purchase Agreement shall control. For all terms and conditions not addressed by this Purchase Agreement, the Cartegraph Solutions Agreement shall control.

Customer Bill To:	Customer Ship To:
City of Davenport 1200 East 46 th Street Davenport, IA 52807	Same

Investment Summary

The Addendums attached hereto, include:

Addendum A – Support Services

Cartegraph’s proposed fees for this project are included in the summary below.

Today’s Date: February
22, 2019

Signature July 31, 2019
Expiration Date:

Purchase #PA1082
Agreement No.:

	Purchase Type	Qty.	Unit Price	Total Price
YEAR 1				
SOLUTIONS				
Cartegraph OMS – Platform - Enterprise	Subscription, Cartegraph Cloud Deployment, Hosting fee is included, 8/1/19 – 7/31/20	1	\$27,000.00	\$27,000.00
Cartegraph OMS Extension	Advanced Work Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced Asset Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced User Tools Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Internal Requests Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Advanced Resources Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Users	User Pack Subscription – 100 Named Users	2	\$7,700.00	\$15,400.00
TECHNICAL SUPPORT				
Integration Support	Fixed Fee - FuelMaster	1	\$1,000.00	\$1,000.00
YEAR 1 SUB-TOTAL				\$72,000.00

YEAR 2				
SOLUTIONS				
Cartegraph OMS – Platform - Enterprise	Subscription, Cartegraph Cloud Deployment, Hosting fee is included, 8/1/20 – 7/31/21	1	\$27,000.00	\$27,000.00
Cartegraph OMS Extension	Advanced Work Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced Asset Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced User Tools Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Internal Requests Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Advanced Resources Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Users	User Pack Subscription – 100 Named Users	2	\$7,700.00	\$15,400.00
TECHNICAL SUPPORT				
Integration Support	Fixed Fee - FuelMaster	1	\$1,000.00	\$1,000.00
YEAR 2 SUB-TOTAL				\$72,000.00
YEAR 3				
SOLUTIONS				
Cartegraph OMS – Platform - Enterprise	Subscription, Cartegraph Cloud Deployment, Hosting fee is included, 8/1/21 – 7/31/22	1	\$27,000.00	\$27,000.00
Cartegraph OMS Extension	Advanced Work Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced Asset Management Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Extension	Advanced User Tools Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Internal Requests Subscription	1	\$4,400.00	\$4,400.00
Cartegraph OMS Extension	Advanced Resources Subscription	1	\$6,600.00	\$6,600.00
Cartegraph OMS Users	User Pack Subscription – 100 Named Users	2	\$7,700.00	\$15,400.00
TECHNICAL SUPPORT				
Integration Support	Fixed Fee - FuelMaster	1	\$1,000.00	\$1,000.00
YEAR 3 SUB-TOTAL				\$72,000.00
TOTAL COST (3-YEAR TERM)				\$216,000.00

NOTES:

The pricing listed above does not include applicable sales tax.

The Cartegraph OMS pricing listed above does not include Esri ArcGIS licenses.

This Purchase Agreement #PA1082 together with the Cartegraph Solutions Agreement, constitutes the final, complete and exclusive statement of the agreement between the Parties pertaining to their subject matter and supersedes any and all prior and contemporaneous understandings or agreements of the Parties

Payment Terms and Conditions

In consideration for the Solutions and Services provided by **Cartegraph** to **Customer**, **Customer** agrees to pay **Cartegraph** the Fees in U.S. Dollars as described below:

1. **Delivery:** Customer shall be provided with the ability to access and use the Solutions upon execution of this Purchase Agreement. If applicable, Services will be scheduled and delivered upon your acceptance of this Purchase Agreement, which will be considered as your notification to proceed.
2. **Services Scheduling:** Customer agrees to work with Cartegraph to schedule Services in a timely manner. All undelivered Services shall expire 365 days from the signing of this Purchase Agreement.
3. **Solutions Invoicing:** The Fee for Solutions will be due in annual installments 15 days prior to the anniversary of the initial term as follows:
 - a. \$71,000.00 due upon execution of the Purchase Agreement.
 - b. \$71,000.00 due 15 days prior to 1st year anniversary of term start date.
 - c. \$71,000.00 due 15 days prior to 2nd year anniversary of term start date.
4. **Renewal Invoicing:** Invoicing for the Renewal fee shall occur upon the acceptance of this Purchase Agreement and shall be invoiced as follows:
 - a. \$1,000.00 due upon execution of the Purchase Agreement.
 - b. \$1,000.00 due 15 days prior to 1st year anniversary of term start date.
 - c. \$1,000.00 due 15 days prior to 2nd year anniversary of term start date.
5. **Payment Terms:** All payments are due Net 30 days from start date of invoice.

BY SIGNING BELOW, THE PARTIES AGREE THAT ALL USE AND ACCESS TO THE SOLUTIONS DESCRIBED IN THIS PURCHASE AGREEMENT SHALL BE GOVERNED BY THE CARTEGRAPH SOLUTIONS AGREEMENT, WHICH CAN BE REVIEWED AT: <https://www.cartegraph.com/solutions-agreement/>. THE PARTIES AGREE TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CARTEGRAPH SOLUTIONS AGREEMENT AND THIS PURCHASE AGREEMENT REFERENCED HEREIN.

CARTEGRAPH: Cartegraph Systems LLC

By ____

(Signature)

Mitch Bradley

(Type or print name)

Title _ SVP of Sales & Marketing

Date _____

CUSTOMER: City of Davenport

By _____

(Signature)

(Type or print name)

Title _____

Date _____

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Amy Kay 563-327-5160
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the plans, specifications, forms of contract, and estimate of cost for the construction of a lego block retaining wall along an unnamed tributary of Silver Creek between Pine Street and Hillandale Road. Funding for this project will be from FY2020 Clean Water Operating Supplies 51251980-520228. [Ward 2]

Recommendation:
Adopt the Resolution.

Background:
The proposed project consists of the removal of a failed gabion basket retaining wall and replacement with a concrete lego block wall on private property at 2346 W 62nd Street.

The project is a 50/50 stream bank stabilization cost share project, as outlined in Section 13.34 and the Davenport Stormwater Management Manual. The project letting and bidding process is proposed for July 2019 with construction completion by September 2019. Funding for the project will be from the FY20 Clean Water Operating Budget 51251980-520228. The current estimate is \$20,000.

ATTACHMENTS:

Type	Description
▢ Resolution Letter	PW_RES_FY20_2346 W 62nd St_50-50_P2

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/30/2019 - 2:26 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 2:26 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 5:00 PM

Resolution No. _____

Resolution offered by Alderman Dunn

RESOLUTION approving the plans, specifications, form of contract and estimated cost for the construction of a lego block retaining wall along an unnamed tributary of Silver Creek between Pine Street and Hillandale Road. FY2020 Clean Water Operating Supplies 51251980-520228.

[Ward 2]

WHEREAS, plans, specifications, forms of contract and estimated cost were filed with the City Clerk of Davenport, Iowa for the FY2020 Unnamed Tributary to Silver Creek Bank Stabilization Project within the City of Davenport, Iowa; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Davenport, Iowa: that said plans, specifications, forms of contract and estimated cost are hereby approved as the plans, specifications, forms of contract and estimated cost for said project.

Passed and approved this 5th day of June, 2019.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Brad Guy 563-327-5105
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the plans, specifications, forms of contract, and estimate of cost for the FY20 Sanitary Sewer Lateral Repair Program, CIP #30049. [All Wards]

Recommendation:
Adopt the Resolution.

Background:

This is the continuation of a program which repairs lateral sewer connections between the City's sewer main and private residences by contract. This program will provide a more reliable sanitary sewer system by repairing pipe failures and updating old materials and connections. This program will also aid in reducing the inflow and infiltration into Davenport's sanitary collection system, as well as reducing the potential for future sink holes on private property and within the City's right-of-way.

Program management will be conducted by the Engineering Division staff.

Funds for the FY20 Sanitary Sewer Lateral Repair Program are budgeted in CIP #30049 at \$1,000,000.

ATTACHMENTS:

Type	Description
▣ Resolution Letter	RES_FY20 Lateral Program Approval
▣ Backup Material	PH Publication

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/29/2019 - 1:45 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:46 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:02 AM

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 Fiscal Year 2020 Sanitary Sewer Lateral Repair Program, CIP #30049. [All Wards]

Whereas, construction services are required for the continuation of a program that will provide a stable and more reliable sanitary sewer system for the residents of Davenport; and

Whereas, plans, specifications, form of contract and an estimate of cost were filed with the City Clerk of Davenport, Iowa, for the Fiscal Year 2020 Sanitary Sewer Lateral Repair Program within the City of Davenport, Iowa; 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, Iowa; 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 Fiscal Year 2020 Sanitary Sewer Lateral Repair Program.

Passed and Approved this 12th day of June, 2019.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, Deputy City Clerk

Customer Ad Proof

60067429 CITY OF DAVENPORT - LEGALS

Order Nbr 40691

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 2520 Miscellaneous Notice

Ad Key 40691-1

Keywords Notice of Hearing On the Propo

Notes

PO Number 1913796

Rate Legal

Order Price 18.77

Amount Paid 0.00

Amount Due 18.77

Start/End Dates 05/30/2019 - 05/30/2019

Insertions 1

Size 27

Salesperson(s) Obits Legals O10

Taken By Anastasia Sperling

Ad Proof

Notice of Hearing

On the Proposed Plans, Specifications and Proposed Contract for the F.Y. 2020 Sanitary Sewer Lateral and Nuisance Water Service Repair Program
For the City of Davenport, Iowa
Notice is hereby given that at 5:30 P.M., on Wednesday, June 5th, 2019, at the Council Chambers, City Hall, in the City of Davenport, Iowa, there will be conducted a hearing on the Proposed Plans, Specifications and Proposed Contract for the F.Y. 2020 Sanitary Sewer Lateral and Nuisance Water Service Repair Program which the City Council has caused to be filed with the City Clerk of the City of Davenport, Iowa, and 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 respect to the F.Y. 2020 Sanitary Sewer Lateral Repair Program or cost of and necessity for such improvements and may be heard orally with respect thereto.
Brian Krup,
Deputy City Clerk

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Eric Gravert 563-327-5125
Wards:

Action / Date
6/5/2019

Subject:
Resolution approving the plans, specifications, forms of contract, and estimate of cost for the Civic Access (ADA Ramp) Program Project, CIP #28024. [All Wards]

Recommendation:
Adopt the Resolution.

Background:
This project will provide for ADA compliant curb ramps at various locations throughout the City. This project includes the construction of curb ramps, associated sidewalk, hydro-seeding, erosion controls, and other works required to construct ADA compliant curb ramps. This project is estimated at \$350,000 and funded in CIP #28024.

ATTACHMENTS:

Type	Description
□ Resolution Letter	Resolution letter

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/29/2019 - 1:39 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:53 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:26 AM

Resolution No. _____

Resolution offered by Alderman Dunn.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the proposed plans, specifications, form of contract, and estimate of cost for the FY2020 Civic Access (ADA Ramp) Program, CIP #28024.

WHEREAS, specifications, forms of contract, and an estimate of cost were filed with the City Clerk of Davenport, Iowa, for the FY2020 Civic Access (ADA Ramp) Program within the City of Davenport, Iowa; and

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

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

1. Said specifications, forms of contract, and estimate of cost are hereby approved as the plans, specifications, forms of contract, and estimate of cost for said FY2020 Civic Access (ADA Ramp) Program.

Passed and approved this 12th day of June, 2019.

Approved:

Attest:

Frank Klipsch, Mayor

Brian Krup, City Clerk

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Amy Groskopf 563-328-6850
Wards:

Action / Date
6/5/2019

Subject:

Resolution approving the contract for the Architectural Services for the Design and Preparation of documents for the Renovations to the Main Library Building to Legat Architects of Moline IL, in an amount not-to-exceed \$150,000, CIP #23028. [Ward 3]

Recommendation:

Adopt the Resolution.

Background:

In January 2019, the Davenport Public Library completed a Revised Master Plan for the renovations of the Main Library Building. They are ready to move forward with the next phase of the project, by contracting with Legat Architects to design the plans and specifications for the construction phase.

The Library Board of Trustees approved the contract for an amount not to exceed \$150,000 pending legal review and approval of the City Council. The City of Davenport Legal Department has reviewed the proposed contract and approved.

Funding for this project is from CIP 77052699 530350 23028, with a current balance of \$247,114. These funds are from the sale of General Obligation Bonds.

ATTACHMENTS:

Type	Description
▣ Cover Memo	FIN_RES_Design and Preparation of docs Main Library

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Wright, Brandon	Approved	5/30/2019 - 2:25 PM
Finance Committee	Wright, Brandon	Approved	5/30/2019 - 2:25 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 5:02 PM

Resolution No. _____

Resolution offered by Alderman Matson.

RESOLVED by the City Council of the City of Davenport.

RESOLUTION approving the contract for the Design and Preparation of bid documents for the Renovations to the Main Library Building to Legat Architects of Moline IL, in an amount not-to-exceed \$150,000, and authorizing Mayor Frank Klipsch or designee to sign and manage any related agreements.

WHEREAS, the City needs to contract for the Design and Preparation of bid documents for the Renovations to the Main Library Building; and

WHEREAS, Legat Architects of Moline IL has worked with the Library staff and board to create a Master Plan for the Renovations to the Main Library Building;

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

1. Approving the contract for the Design and Preparation of bid documents for the Renovations to the Main Library Building to Legat Architects of Moline IL, in an amount not-to-exceed \$150,000; and
2. Mayor Frank Klipsch or designee is authorized to sign and manage any related agreements;

Attest:

Approved:

Brian Krup
Deputy City Clerk

Frank Klipsch
Mayor

City of Davenport

Agenda Group:
Department: Public Safety
Contact Info: Brian Krup 563-326-6163
Wards:

Action / Date
6/12/2019

Subject:
Motion approving noise variance request(s) for various events on the listed dates and times.

River Music Experience; Anniversary Concert; 129 N Main St; Friday, June 14, 2019 4:00 p.m. - 10:00 p.m.; Outdoor music, over 50dBa. [Ward 3]

Pamela Morgan; Graduation Party; 1102 Brown St; Saturday, June 15, 2019 12:00 p.m. - 7:00 p.m.; Outdoor music, over 50 dBa. [Wards 3 & 4]

Lesley Larson; Birthday party; 3424 Forest Rd; Saturday, June 22, 2019 2:00 p.m. - 6:00 p.m.; Outdoor music/band, over 50 dBa. [Ward 6]

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.

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/13/2019 - 3:50 PM

City of Davenport

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

Action / Date
6/5/2019

Subject:
Motion approving beer and liquor license applications.

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

Ward 1

Dominga (Dominga's Authentic Mexican Food, Inc.) - 1525 S Concord St. - License Type: B Beer

Kwik Shop #584 (Kwik Shop, Inc.) - 3624 W Locust St. - Ownership Update - License Type: C Beer / B Wine

Ward 3

El Cortez (808 Sunset LLC) - 423 Brady St. - License Type: C Liquor

RME Courtyard (River Music Experience) - 121 W 2nd St. - Expanding Outdoor Area to include 2nd St. between Main St. & Brady St., June 14, 2019 "15th Anniversary Celebration Concert" - License Type: C Liquor

Ward 4

Kwik Star #123 (Kwik Trip, Inc.) - 2850 W Locust St. - Ownership Update - License Type: C Beer

Ward 6

Granite City Food & Brewery (Granite City Restaurant Operations, Inc.) - 5270 Utica Ridge Rd. - Ownership Update - License Type: C Liquor

Steel Plow Burger (Steel Plow Burger II LLC) - 1430 E 52nd St., Ste. 3 - Outdoor Area - License Type: C Liquor

Ward 7

Forasteros (Forasteros, LLC) - 1510 E Kimberly Rd. - License Type: C Liquor

Kwik Star #280 (Kwik Trip, Inc.) - 301 W Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #291 (Kwik Trip, Inc.) - 1225 E Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #294 (Kwik Trip, Inc.) - 1650 W Kimberly Rd. - Ownership Update - License Type: C Beer / B Wine

Tobacco Outlet Plus Grocery #562 (Kwik Trip, Inc.) - 4619 N Brady St. - Ownership Update - License Type: C Beer / B Native Wine

Ward 8

Kwik Star #167 (Kwik Trip, Inc.) - 2050 E 53rd St. - Ownership Update - License Type: C Beer / B Wine

Kwik Star #215 (Kwik Trip, Inc.) - 100 W 65th St. - Ownership Update - License Type: C Beer / B Wine

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

Ward 1

Casey's General Store #2077 (Casey's Marketing Company) – 3700 W Locust St. – License Type: C Beer / B Native Wine

Emeis Golf Course (City of Davenport) – 4500 W Central Park Ave. – License Type: C Liquor

St. Alphonsus Church Holy Name Society (St. Alphonsus Church of Davenport, Inc.) – 2618 Boies Ave. – Outdoor Area – License Type: B Beer / B Native Wine

Kwik Shop #584 (Kwik Shop, Inc.) – 3624 W Locust St. – License Type: C Beer

Ward 3

Barrel House 211 (Barrelhouse LLC) – 207-211 E 2nd St. – Outdoor Area – License Type: C Liquor

The Current (Putnam Landlord, LLC) – 128-130 W 2nd St. – Outdoor Area – License Type: B Liquor / B Wine

The River's Edge (City of Davenport) – 700 W River Dr. – License Type: B Beer

Ward 4

The Gardens (Washington Gardens, LLC) – 1301 W 13th St. – Outdoor Area – License Type: C Liquor

McButts (Hilltop Tavern, Inc.) – 1516 Harrison St. – Outdoor Area – License Type: C Liquor

Ward 5

Harris Pizza (Mister Pizza, Inc.) – 524 E Locust St. – License Type: B Beer

Q.C. Mart (Bethany Enterprises, Inc.) – 412 E Locust St. – License Type: C Beer

Ward 6

Barrel House Three LLC (Barrel House Three LLC) – 5141 Utica Ridge Rd. – Outdoor Area – License Type: C Liquor

Kimberly Mart (Pak Foods, Inc.) – 1714 E Kimberly Rd. – License Type: E Liquor / C Beer / B Wine

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

Saigon Bistro (Saigon Bistro, LLC) – 2660 E 53rd St., Ste. 8 – License Type: Beer / Wine

Ward 7

Kwik Star #294 (Kwik Trip, Inc.) – 1650 W Kimberly Rd. – License Type: C Beer / B Wine

Smokin' Joe's Tobacco & Liquor Outlet #8 (The Outlet, Inc.) – 902 W Kimberly Rd., Ste. 55-56 – License Type: E Liquor / C Beer / B Wine

Ward 8

Iowa Machine Shed (Machine Shed, LLC) – 7250 Northwest Blvd. – License Type: C Liquor / B Native Wine

Red Hawk Golf Course (City of Davenport) – 6364 Northwest Blvd. – Outdoor Area – License Type: B 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	Wright, Brandon	Approved	5/30/2019 - 2:27 PM
Finance Committee	Wright, Brandon	Approved	5/30/2019 - 2:27 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 4:57 PM

City of Davenport

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

Action / Date
6/5/2019

Subject:
Motion approving the plans, specifications, forms of contract, and estimate of cost for the Sterilite Drainage Improvements Project, CIP #33043. [Ward 8]

Recommendation:
Pass the Motion.

Background:
This project includes grading and storm sewer installation to improve drainage along Slopertown Rd north of Sterilite. The ditch and adjacent land will be graded to drain to a new inlet that will be connected to the existing Sterilite storm system.

This project is funded through CIP #33043. The cost is not-to-exceed \$75,000.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/28/2019 - 3:20 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 11:50 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 11:53 AM

City of Davenport

Agenda Group:

Department: Public Works - Admin

Contact Info: Nicole Gleason 563-327-5150/Cory Smith 563-888-2162

Wards:

Action / Date

6/5/2019

Subject:

Motion awarding a contract for the Intelligent Traffic Management System project to Mid American Signal Inc (MAS) of Kansas City, KS in an amount not-to-exceed \$85,000, CIP #10153. [All Wards]

Recommendation:

Pass the Motion.

Background:

An Invitation to Bid was issued on April 15, 2019 and sent to vendors. On May 21, 2019, the Purchasing Division opened and read three (3) responsive and responsible proposals. See attached tabulation.

The City currently has 59 intersections connected to a high-speed fiber network via a dedicated accessible network. The City of Davenport requires a system that can expand. The City is going to add another 20 intersections over the next two years.

The evaluation committee consisted of staff from the IT Department and Public Works-Traffic Engineering Division. The criteria used for selection was: 1) Proposed pricing - 25%, 2) Hardware and application features - 25%, 3) Compatibility to existing environment - 20%, 4) Ease of use - 15%, and 5) Life expectancy and reliability - 15%. MAS scored the highest.

Funding for this project is from the CIP account #10153 Traffic Operations Center.

ATTACHMENTS:

Type	Description
▢ Cover Memo	Bid Tab for Greensheet

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Admin	Lechvar, Gina	Approved	5/30/2019 - 10:43 AM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 10:43 AM
City Clerk	Admin, Default	Approved	5/30/2019 - 12:12 PM

CITY OF DAVENPORT, IOWA
TABULATION OF PROPOSALS

DESCRIPTION: INTELLIGENT TRANSPORTATION MANAGEMENT SYSTEM

BID NUMBER: 19-100

ACCOUNT NUMBER: 72001675 530350 10153 TRAFFIC OPERATIONS CENTER

OPENING DATE: MAY 21, 2019

RECOMMENDATION: AWARD THE CONTRACT TO MID AMERICAN SIGNAL
OF KANSAS CITY KS

<u>VENDOR NAME</u>	<u>LOCATION</u>
Mid American Signal (MAS)	Kansas City KS
Peek Traffic Corp.	Houston TX
Traffic Control Corporation	Ankeny IA

Approved By *Christa Keller* 5-30-19
Purchasing Date

Approved By *[Signature]* 5/29/19
IT Director Public Work Director Date

Approved By *Brandi Coyne* 5-30-19
Budget/CIP Date

Approved By *[Signature]* 5-30-2019
Finance Director Date

City of Davenport

Agenda Group:
Department: Public Works - Admin
Contact Info: Eric Longlett 563-327-5153
Wards:

Action / Date
6/19/2019

Subject:
Motion approving a reimbursement agreement with Iowa American Water Company for the relocation of water valves, hydrants, and service lines, as part of the Transload Rail Expansion project, in the amount of \$96,000. [Ward 8]

Recommendation:
Pass the Motion.

Background:
The City of Davenport is expanding the Transload Rail System and part of the project is the relocation of the existing water infrastructure that serves part of the Eastern Iowa Industrial Center. The relocation effort will move infrastructure away from the upcoming rail and spur line project ensuring that future maintenance does not disrupt both rail service and production at the Sterilite facility.

The funding for this reimbursement agreement is out of the Transload Rail Expansion Project, CIP #60009.

REVIEWERS:

Department	Reviewer	Action	Date
Public Works - Engineering	Lechvar, Gina	Approved	5/30/2019 - 5:18 PM
Public Works Committee	Lechvar, Gina	Approved	5/30/2019 - 5:24 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 5:33 PM

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Jon Meeks 563-326-7922
Wards:

Action / Date
6/5/2019

Subject:
Motion approving the purchase of a one-ton dump truck with options from Courtesy Ford of Davenport, IA in the amount of \$50,178, CIP #10503. [All Wards]

Recommendation:
Pass the Motion.

Background:
An invitation to bid was issued on April 17, 2019 and was sent to 48 vendors. On May 8, 2019, the Purchasing Division received three responses. See attached bid tab.

Courtesy Ford was the lowest responsive and responsible bidder.

This truck is for the Solid Waste Division, and the old truck will go to auction on Public Surplus.

Funding for this purchase is from account 76700697 530350 10503, the Solid Waste Equipment Replacement Program.

ATTACHMENTS:

Type	Description
 Cover Memo	Bid Tabulation_One Ton Flatbed Dump Truck

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Wright, Brandon	Approved	5/30/2019 - 2:21 PM
Finance Committee	Wright, Brandon	Approved	5/30/2019 - 2:21 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 3:52 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: ONE TON FLATBED DUMP TRUCK

BID NUMBER: 19-103

OPENING DATE: APRIL 17, 2019

GL ACCOUNT NUMBER: 76700697 530350 10503

RECOMMENDATION: AWARD THE BID TO COURTESY FORD OF
DAVENPORT, IA

<u>VENDOR NAME</u>	<u>PRICE</u>
Courtesy Ford of Davenport, IA	\$50,178.00
Pat McGrath Dodge of Cedar Rapids, IA	\$51,918.84
Deery Brothers CDJR of Iowa City, IA	\$53,204.00

Approved By: Caithlyn Warner 5/21/19
Purchasing Date

Approved By: Nicole Cleason 5/20/19
PW Director Date

Approved By: Bradi Coy 5-21-19
Budget/CIP Date

Approved By: Br 5-24-2019
Chief Financial Officer Date

City of Davenport

Agenda Group:
Department: Finance
Contact Info: Jon Meeks 563- 326-7922
Wards:

Action / Date
6/5/2019

Subject:
Motion approving the purchase of two (2) replacement 9,300 GVW pickup trucks with options from Stivers Ford in Waukee, IA in the amount of \$76,216. [All Wards]

Recommendation:
Pass the Motion.

Background:
An invitation to bid was issued on April 17, 2019 and was sent to 56 vendors. On May 8, 2019, the Purchasing Division received five responses. See attached bid tab.

Stivers Ford was the lowest responsive and responsible bidder.

Both trucks are for Facilities Maintenance, and two old pickup trucks will be sold by online auction.

Funding for this purchase is from account 54911820 530302, the Facilities Maintenance motor vehicle equipment, local option sales tax fund.

ATTACHMENTS:

Type	Description
▣ Cover Memo	FIN_MOT_Two 9300 GVW Pickup Trucks

REVIEWERS:

Department	Reviewer	Action	Date
Finance	Wright, Brandon	Approved	5/30/2019 - 2:21 PM
Finance Committee	Wright, Brandon	Approved	5/30/2019 - 2:22 PM
City Clerk	Admin, Default	Approved	5/30/2019 - 3:54 PM

CITY OF DAVENPORT, IOWA
BID TABULATION

DESCRIPTION: TWO (2) 9,300 GVW STANDARD CAB PICKUP TRUCKS

BID NUMBER: 19-104

OPENING DATE: APRIL 17, 2019

GL ACCOUNT NUMBER: 54911820 530302

RECOMMENDATION: AWARD THE BID TO STIVERS FORD OF
WAUKEE, IA

<u>VENDOR NAME</u>	<u>PRICE</u>
Stivers Ford of Waukee, IA	\$76,216.00
Courtesy Ford of Davenport, IA	\$77,266.50
Pat McGrath Dodge of Cedar Rapids, IA	\$81,279.56
Zimmerman Enterprises Inc. of Des Plaines, IL	\$88,368.00

Approved By Caithlyn Warner 5/23/19
Purchasing Date

Approved By Nicole Gleason 5-23-19
PW Director Date

Approved By Michael Murray 5-24-19
Budget/CIP Date

Approved By [Signature] 5-24-2019
Chief Financial Officer Date